

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 259 By: Pemberton of the Senate  
3 and  
4 Meredith of the House  
5  
6

7 An Act relating to driver licenses; amending 47 O.S.  
8 2011, Section 6-101, as last amended by Section 1,  
9 Chapter 1, O.S.L. 2017 (47 O.S. Supp. 2018, Section  
10 6-101), which relates to identification photographs  
11 database; directing retrieval through OLETS; amending  
12 47 O.S. 2011, Section 6-101, as last amended by  
13 Section 8, Chapter 229, O.S.L. 2017 (47 O.S. Supp.  
14 2018, Section 6-101), which relates to identification  
15 photographs database; directing retrieval through  
16 OLETS; and providing effective dates.

14 AUTHORS: Remove Representative Meredith as principal House author  
15 and substitute with Representative Ford  
16 Add the following House coauthors: Meredith and Roberts  
(Dustin

17 AUTHOR: Add the following Senate coauthor: Senator Weaver

18 AMENDMENT NO. 1. Page 19, Section 1, line 8, after the word  
19 "approved" and before the word "to" insert the  
following language:

20 "by the Oklahoma Law Enforcement  
21 Telecommunications System (OLETS) or the National  
Law Enforcement Telecommunications System (NLETS)"

22 Page 19, Section 1, lines 9-12, delete language  
23 beginning with the word "the" on line 9, through  
24 the word "Safety" on line 12, and insert in lieu  
thereof the following language:

1 "OLETS or through NLETS. Photographs or  
2 computerized images may be obtained by law  
3 enforcement one inquiry at a time"

4 Page 38, Section 2, line 1, insert after the word  
5 "approved" and before the word "to" the following  
6 language:

7 "by the Oklahoma Law Enforcement  
8 Telecommunications System (OLETS) or the National  
9 Law Enforcement Telecommunications System (NLETS)"

10 Page 38, Section 2, lines 2-5, delete language  
11 beginning with the word "the" on line 2 through  
12 the word "Safety" on line 5, and insert in lieu  
13 thereof the following language:

14 "OLETS or through NLETS. Photographs or  
15 computerized images may be obtained by law  
16 enforcement one inquiry at a time"

17 Page 38, Section 3, lines 20 and 21, delete  
18 Section 3 in its entirety and renumber subsequent  
19 sections

20 and amend title to conform

21 Passed the House of Representatives the 17th day of April, 2019.

22 \_\_\_\_\_  
23 Presiding Officer of the House of  
24 Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Presiding Officer of the Senate

1 ENGROSSED SENATE  
2 BILL NO. 259

By: Pemberton of the Senate

3 and

4 Meredith of the House

5  
6 An Act relating to driver licenses; amending 47 O.S.  
7 2011, Section 6-101, as last amended by Section 1,  
8 Chapter 1, O.S.L. 2017 (47 O.S. Supp. 2018, Section  
9 6-101), which relates to identification photographs  
10 database; directing retrieval through OLETS; amending  
11 47 O.S. 2011, Section 6-101, as last amended by  
12 Section 8, Chapter 229, O.S.L. 2017 (47 O.S. Supp.  
13 2018, Section 6-101), which relates to identification  
14 photographs database; directing retrieval through  
15 OLETS; and providing effective dates.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 47 O.S. 2011, Section 6-101, as  
18 last amended by Section 1, Chapter 1, O.S.L. 2017 (47 O.S. Supp.  
19 2018, Section 6-101), is amended to read as follows:

20 Section 6-101. A. No person, except those hereinafter  
21 expressly exempted in Sections 6-102 and 6-102.1 of this title,  
22 shall operate any motor vehicle upon a highway in this state unless  
23 the person has a valid Oklahoma driver license for the class of  
24 vehicle being operated under the provisions of this title. No  
person shall be permitted to possess more than one valid license at  
any time, except as provided in paragraph 4 of subsection F of this  
section.

1 B. 1. No person shall operate a Class A commercial motor  
2 vehicle unless the person is eighteen (18) years of age or older and  
3 holds a valid Class A commercial license, except as provided in  
4 paragraph 5 of this subsection and subsection F of this section.  
5 Any person holding a valid Class A commercial license shall be  
6 permitted to operate motor vehicles in Classes A, B, C and D, except  
7 as provided for in paragraph 4 of this subsection.

8 2. No person shall operate a Class B commercial motor vehicle  
9 unless the person is eighteen (18) years of age or older and holds a  
10 valid Class B commercial license, except as provided in paragraph 5  
11 of subsection F of this section. Any person holding a valid Class B  
12 commercial license shall be permitted to operate motor vehicles in  
13 Classes B, C and D, except as provided for in paragraph 4 of this  
14 subsection.

15 3. No person shall operate a Class C commercial motor vehicle  
16 unless the person is eighteen (18) years of age or older and holds a  
17 valid Class C commercial license, except as provided in subsection F  
18 of this section. Any person holding a valid Class C commercial  
19 license shall be permitted to operate motor vehicles in Classes C  
20 and D, except as provided for in paragraph 4 of this subsection.

21 4. No person under twenty-one (21) years of age shall be  
22 licensed to operate any motor vehicle which is required to be  
23 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,  
24 subpart F, except as provided in subsection F of this section;

1 provided, a person eighteen (18) years of age or older may be  
2 licensed to operate a farm vehicle which is required to be placarded  
3 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,  
4 except as provided in subsection F of this section.

5 5. A person at least seventeen (17) years of age who  
6 successfully completes all examinations required by law may be  
7 issued by the Department:

8 a. a restricted Class A commercial license which shall  
9 grant to the licensee the privilege to operate a Class  
10 A or Class B commercial motor vehicle for harvest  
11 purposes or a Class D motor vehicle, or

12 b. a restricted Class B commercial license which shall  
13 grant to the licensee the privilege to operate a Class  
14 B commercial motor vehicle for harvest purposes or a  
15 Class D motor vehicle.

16 6. No person shall operate a Class D motor vehicle unless the  
17 person is sixteen (16) years of age or older and holds a valid Class  
18 D license, except as provided for in Section 6-102 or 6-105 of this  
19 title. Any person holding a valid Class D license shall be  
20 permitted to operate motor vehicles in Class D only.

21 C. Any person issued a driver license pursuant to this section  
22 may exercise the privilege thereby granted upon all streets and  
23 highways in this state.

24

1 D. No person shall operate a motorcycle or motor-driven cycle  
2 without having a valid Class A, B, C or D license with a motorcycle  
3 endorsement. Except as otherwise provided by law, any new applicant  
4 for an original driver license shall be required to successfully  
5 complete a written examination, vision examination, and driving  
6 examination for a motorcycle as prescribed by the Department of  
7 Public Safety, and a certified state-approved motorcycle basic rider  
8 course approved by the Department if the applicant is seventeen (17)  
9 years of age or younger to be eligible for a motorcycle endorsement  
10 thereon. The written examination and driving examination for a  
11 motorcycle shall be waived by the Department of Public Safety upon  
12 verification that the person has successfully completed a certified  
13 Motorcycle Safety Foundation rider course approved by the  
14 Department.

15 E. Except as otherwise provided by law, any person who lawfully  
16 possesses a valid Oklahoma driver license which is eligible for  
17 renewal shall be required to successfully complete a written  
18 examination, vision examination, and driving examination for a  
19 motorcycle as prescribed by the Department, and a certified state-  
20 approved motorcycle basic rider course approved by the Department if  
21 the person is seventeen (17) years of age or younger to be eligible  
22 for a motorcycle endorsement. The written examination and driving  
23 examination for a motorcycle shall be waived by the Department of  
24 Public Safety upon verification that the person has successfully

1 completed a certified Motorcycle Safety Foundation rider course  
2 approved by the Department.

3 F. 1. Any person eighteen (18) years of age or older may apply  
4 for a restricted Class A, B or C commercial learner permit. The  
5 Department, after the applicant has passed all parts of the  
6 examination for a Class D license and has successfully passed all  
7 parts of the examination for a Class A, B or C commercial license  
8 other than the driving examination, may issue to the applicant a  
9 commercial learner permit which shall entitle the person having  
10 immediate lawful possession of the commercial learner permit and a  
11 valid Oklahoma driver license or provisional driver license pursuant  
12 to Section 6-212 of this title to operate a Class A, B or C  
13 commercial motor vehicle upon the public highways solely for the  
14 purpose of behind-the-wheel training in accordance with rules  
15 promulgated by the Department.

16 2. This commercial learner permit shall be issued for a period  
17 as provided in Section 6-115 of this title of one hundred eighty  
18 (180) days, which may be renewed one time for an additional one  
19 hundred eighty (180) days; provided, such commercial learner permit  
20 may be suspended, revoked, canceled, denied or disqualified at the  
21 discretion of the Department for violation of the restrictions, for  
22 failing to give the required or correct information on the  
23 application, or for violation of any traffic laws of this state  
24 pertaining to the operation of a motor vehicle. Except as otherwise

1 provided, the lawful possessor of a commercial learner permit who  
2 has been issued a commercial learner permit for a minimum of  
3 fourteen (14) days may have the restriction requiring an  
4 accompanying driver removed by satisfactorily completing a driver's  
5 examination; provided, the removal of a restriction shall not  
6 authorize the operation of a Class A, B or C commercial motor  
7 vehicle if such operation is otherwise prohibited by law.

8 3. No person shall apply for and the Department shall not issue  
9 an original Class A, B or C driver license until the person has been  
10 issued a commercial learner permit and held the permit for at least  
11 fourteen (14) days. Any person who currently holds a Class B or C  
12 license and who wishes to apply for another class of commercial  
13 driver license shall be required to apply for a commercial learner  
14 permit and to hold the permit for at least fourteen (14) days before  
15 applying for the Class A or B license, as applicable. Any person  
16 who currently holds a Class A, B or C license and who wishes to add  
17 an endorsement or remove a restriction for which a skills  
18 examination is required shall be required to apply for a commercial  
19 learner permit and to hold the permit for at least fourteen (14)  
20 days before applying for the endorsement.

21 4. A commercial learner permit shall be issued by the  
22 Department as a separate and unique document which shall be valid  
23 only in conjunction with a valid Oklahoma driver license or  
24 provisional driver license pursuant to Section 6-212 of this title,

1 both of which shall be in the possession of the person to whom they  
2 have been issued whenever that person is operating a commercial  
3 motor vehicle as provided in this subsection.

4 5. After one renewal of a commercial learner permit, as  
5 provided in paragraph 2 of this subsection, a commercial permit  
6 shall not be renewed again. Any person who has held a commercial  
7 learner permit for the initial issuance period and one renewal  
8 period shall not be eligible for and the Department shall not issue  
9 another renewal of the permit; provided, the person may reapply for  
10 a new commercial learner permit, as provided for in this subsection.

11 6. Enrollment in or successful completion of a commercial  
12 driver training school shall not be required for any commercial  
13 learner permit applicant who requests a skills examination for a  
14 Class A, B or C license, nor shall any student enrolled in a  
15 commercial driver training school be prohibited from taking a skills  
16 examination for a Class A, B or C license upon request with a  
17 Department of Public Safety examiner regardless of whether the  
18 person has completed the course, is still enrolled in the course to  
19 be completed or has voluntarily withdrawn from the course.

20 G. 1. For purposes of this title:  
21 a. "REAL ID Compliant Driver License" or "Identification  
22 Card" means a driver license or identification card  
23 issued by the State of Oklahoma that has been  
24 certified by the United States Department of Homeland

1 Security (USDHS) as compliant with the requirements of  
2 the REAL ID Act of 2005, Public Law No. 109-13. A  
3 REAL ID Compliant Driver License or Identification  
4 Card and the process through which it is issued  
5 incorporate a variety of security measures designed to  
6 protect the integrity and trustworthiness of the  
7 license or card. A REAL ID Compliant Driver License  
8 or Identification Card will be clearly marked on the  
9 face indicating that it is a compliant document, and

10 b. "REAL ID Noncompliant Driver License" or  
11 "Identification Card" means a driver license or  
12 identification card issued by the State of Oklahoma  
13 that has not been certified by the United States  
14 Department of Homeland Security (USDHS) as being  
15 compliant with the requirements of the REAL ID Act. A  
16 REAL ID Noncompliant Driver License or Identification  
17 Card will be clearly marked on the face indicating  
18 that it is not compliant with the federal REAL ID Act  
19 and is not acceptable for official federal purposes.  
20 The driver license or identification card will have a  
21 unique design or color indicator that clearly  
22 distinguishes it from a compliant license or card.

23 2. Original Driver License and Identification Card Issuance:  
24

- 1 a. Application for an original REAL ID Compliant or REAL  
2 ID Noncompliant Driver License or Identification Card  
3 shall be made to the Department of Public Safety.
- 4 b. Department of Public Safety employees shall perform  
5 all document recognition and other requirements needed  
6 for approval of an original REAL ID Compliant or REAL  
7 ID Noncompliant Driver License or Identification Card  
8 application.
- 9 c. Upon approval of an original REAL ID Compliant or REAL  
10 ID Noncompliant Driver License or Identification Card  
11 application, the applicant may take the approved  
12 application document to a motor license agent to  
13 receive a temporary driver license or identification  
14 card.
- 15 d. The motor license agent shall process the approved  
16 REAL ID Compliant or REAL ID Noncompliant Driver  
17 License or Identification Card application and upon  
18 payment shall provide the applicant a temporary driver  
19 license or identification card. A temporary driver  
20 license or identification card shall afford the holder  
21 the privileges otherwise granted by the specific class  
22 of driver license or identification card for the  
23 period of time listed on the temporary driver license  
24 or identification card or the period of time prior to

1 the applicant receiving a REAL ID Compliant or REAL ID  
2 Noncompliant Driver License or Identification Card,  
3 whichever time period is shorter.

4 3. REAL ID Compliant Driver License and Identification Card  
5 Renewal and Replacement:

- 6 a. Application for renewal or replacement of a REAL ID  
7 Compliant Driver License or Identification Card may be  
8 made to the Department of Public Safety or to a motor  
9 license agent, provided such motor license agent is  
10 authorized to process application for REAL ID  
11 Compliant Driver Licenses and Identification Cards;  
12 and further provided, no motor license agent shall  
13 process an application for a Class A, B or C  
14 commercial license.
- 15 b. Department of Public Safety employees or authorized  
16 motor license agents shall perform all document  
17 recognition and other requirements needed for approval  
18 of a renewal or replacement REAL ID Compliant Driver  
19 License or Identification Card application; provided,  
20 no motor license agent shall perform such document  
21 recognition and other requirements needed for approval  
22 of an application for a Class A, B or C commercial  
23 license.

1 c. Upon approval of a renewal or replacement REAL ID  
2 Compliant Driver License or Identification Card  
3 application, the applicant may receive a temporary  
4 driver license or identification card from the  
5 Department of Public Safety or an authorized motor  
6 license agent.

7 d. A temporary driver license or identification card  
8 acquired under the provisions of this paragraph shall  
9 afford the holder the privileges otherwise granted by  
10 the specific class of driver license or identification  
11 card being renewed or replaced for the period of time  
12 listed on the temporary driver license or  
13 identification card or the period of time prior to the  
14 applicant receiving a REAL ID Compliant Driver License  
15 or Identification Card, whichever time period is  
16 shorter.

17 e. For purposes of this title, an application for a REAL  
18 ID Compliant Driver License or Identification Card by  
19 an individual with a valid Oklahoma-issued driver  
20 license or identification card shall be considered a  
21 renewal of a REAL ID Compliant Driver License or  
22 Identification Card.

23 4. REAL ID Noncompliant Driver License and Identification Card

24 Renewal and Replacement:

- 1           a.    Application for renewal or replacement of a REAL ID  
2                    Noncompliant Driver License or Identification Card may  
3                    be made to the Department of Public Safety or to a  
4                    motor license agent; provided, no motor license agent  
5                    shall process an application for a Class A, B or C  
6                    commercial license.
- 7           b.    Department of Public Safety employees or motor license  
8                    agents shall perform all document recognition and  
9                    other requirements needed for approval of a renewal or  
10                   replacement REAL ID Noncompliant Driver License or  
11                   Identification Card application; provided, no motor  
12                   license agent shall perform such document recognition  
13                   and other requirements needed for approval of an  
14                   application for a Class A, B or C commercial license.
- 15          c.    Upon approval of a renewal or replacement REAL ID  
16                   Noncompliant Driver License or Identification Card  
17                   application, the applicant may receive a temporary  
18                   driver license or identification card from the  
19                   Department of Public Safety or a motor license agent.
- 20          d.    A temporary driver license or identification card  
21                   acquired under the provisions of this paragraph shall  
22                   afford the holder the privileges otherwise granted by  
23                   the specific class of driver license or identification  
24                   card being renewed or replaced for the period of time

1 listed on the temporary driver license or  
2 identification card or the period of time prior to the  
3 applicant receiving a REAL ID Noncompliant Driver  
4 License or Identification Card, whichever time period  
5 is shorter.

6 H. 1. The fee charged for an approved application for an  
7 original Oklahoma REAL ID Compliant or REAL ID Noncompliant Driver  
8 License or an approved application for the addition of an  
9 endorsement to a current valid Oklahoma REAL ID Compliant or REAL ID  
10 Noncompliant Driver License shall be assessed in accordance with the  
11 following schedule:

12	Class A Commercial Learner Permit	\$25.00
13	Class A Commercial License	\$25.00
14	Class B Commercial Learner Permit	\$15.00
15	Class B Commercial License	\$15.00
16	Class C Commercial Learner Permit	\$15.00
17	Class C Commercial License	\$15.00
18	Class D License	\$ 4.00
19	Motorcycle Endorsement	\$ 4.00

20 2. Notwithstanding the provisions of Section 1104 of this  
21 title, all monies collected from the fees charged for Class A, B and  
22 C commercial licenses pursuant to the provisions of this subsection  
23 shall be deposited in the General Revenue Fund of this state.  
24

1 I. The fee charged for any failed examination shall be Four  
2 Dollars (\$4.00) for any license classification. Notwithstanding the  
3 provisions of Section 1104 of this title, all monies collected from  
4 such examination fees pursuant to the provisions of this subsection  
5 shall be deposited in the General Revenue Fund of this state.

6 J. In addition to any fee charged pursuant to the provisions of  
7 subsection H of this section, the fee charged for the issuance or  
8 renewal of a REAL ID Noncompliant Driver License shall be in  
9 accordance with the following schedule; provided, that any applicant  
10 who has a CDL Learner Permit shall be charged only the replacement  
11 fee for the issuance of the license:

12	Class A Commercial Learner Permit	\$56.50
13	Class A Commercial License	\$56.50
14	Class B Commercial Learner Permit	\$56.50
15	Class B Commercial License	\$56.50
16	Class C Commercial License	\$46.50
17	Class D License	\$38.50

18 K. In addition to any fee charged pursuant to the provisions of  
19 subsection H of this section, the fee charged for the issuance or  
20 renewal of a REAL ID Compliant Driver License shall be in accordance  
21 with the following schedule; provided, that any applicant who has a  
22 CDL Learner Permit shall be charged only the replacement fee for the  
23 issuance of the license:

24	REAL ID Compliant Class A Commercial Learner Permit	\$56.50
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1	REAL ID Compliant Class A Commercial License	\$56.50
2	REAL ID Compliant Class B Commercial Learner Permit	\$56.50
3	REAL ID Compliant Class B Commercial License	\$56.50
4	REAL ID Compliant Class C Commercial License	\$46.50
5	REAL ID Compliant Class D License	\$38.50

6 L. A commercial learner permit may be renewed one time for a  
7 period of one hundred eighty (180) days. The cost for the renewed  
8 permit shall be the same as for the original permit.

9 M. Notwithstanding the provisions of Section 1104 of this  
10 title, of each fee charged pursuant to the provisions of subsections  
11 J, K and L of this section:

12 1. Five Dollars and fifty cents (\$5.50) shall be deposited to  
13 the Trauma Care Assistance Revolving Fund created in Section 1-  
14 2530.9 of Title 63 of the Oklahoma Statutes;

15 2. Six Dollars and seventy-five cents (\$6.75) shall be  
16 deposited to the Department of Public Safety Computer Imaging System  
17 Revolving Fund to be used solely for the purpose of administration  
18 and maintenance of the computerized imaging system of the  
19 Department;

20 3. Ten Dollars (\$10.00) shall be deposited to the Department of  
21 Public Safety Revolving Fund for all original or renewal issuances  
22 of licenses;

23 4. Three Dollars (\$3.00) shall be deposited to the State Public  
24 Safety Fund created in Section 2-147 of this title; and

1           5. Two Dollars (\$2.00) of the fee provided for in subsection J  
2 of this section related to the issuance or renewal of a driver  
3 license by a motor license agent that does not process approved  
4 applications or renewals for REAL ID Compliant Driver Licenses and  
5 Identification Cards shall be deposited, in addition to the amount  
6 authorized by paragraph 4 of this subsection, to the State Public  
7 Safety Fund created in Section 2-147 of this title.

8           N. All original and renewal driver licenses shall expire as  
9 provided in Section 6-115 of this title.

10           O. Any person sixty-two (62) years of age or older during the  
11 calendar year of issuance of a Class D license or motorcycle  
12 endorsement shall be charged the following prorated fee:

13           Age 62	\$21.25
14           Age 63	\$17.50
15           Age 64	\$13.75
16           Age 65	-0-

17           P. No person who has been honorably discharged from active  
18 service in any branch of the Armed Forces of the United States or  
19 Oklahoma National Guard and who has been certified by the United  
20 States Department of Veterans Affairs, its successor, or the Armed  
21 Forces of the United States to be a disabled veteran in receipt of  
22 compensation at the one-hundred-percent rate for a permanent  
23 disability sustained through military action or accident resulting  
24 from disease contracted while in such active service shall be

1 charged a fee for the issuance or renewal of an Oklahoma driver  
2 license.

3 Q. In accordance with the provisions of subsection G of this  
4 section, the Department of Public Safety and the Oklahoma Tax  
5 Commission are authorized to promulgate rules for the issuance and  
6 renewal of driver licenses authorized pursuant to the provisions of  
7 Sections 6-101 through 6-309 of this title; provided, that no such  
8 rules applicable to the issuance or renewal of REAL ID Noncompliant  
9 Driver Licenses shall create more stringent standards than such  
10 rules applicable as of January 1, 2017, unless directly related to a  
11 specific change in statutory law concerning standards for REAL ID  
12 Noncompliant Driver Licenses. Applications, upon forms approved by  
13 the Department of Public Safety, for such licenses shall be handled,  
14 in accordance with the provisions of subsection G of this section,  
15 by the motor license agents; provided, the Department of Public  
16 Safety is authorized to assume these duties in any county of this  
17 state. Each motor license agent accepting applications for driver  
18 licenses shall receive Four Dollars (\$4.00) to be deducted from the  
19 total collected for each license or renewal application accepted; in  
20 addition to such amount, each motor license agent that processes  
21 approved applications or renewals for REAL ID Compliant Driver  
22 Licenses shall receive Two Dollars (\$2.00) to be deducted from the  
23 total fee collected under the provisions of subsections J and K of  
24 this section for each license or renewal application accepted. The

1 fees received by the motor license agent, authorized by this  
2 subsection, shall be used for operating expenses.

3 R. Notwithstanding the provisions of Section 1104 of this title  
4 and subsection Q of this section and except as provided in  
5 subsections H and M of this section, the first Sixty Thousand  
6 Dollars (\$60,000.00) of all monies collected pursuant to this  
7 section shall be paid by the Oklahoma Tax Commission to the State  
8 Treasurer to be deposited in the General Revenue Fund of the State  
9 Treasury.

10 The next Five Hundred Thousand Dollars (\$500,000.00) of monies  
11 collected pursuant to this section shall be paid by the Tax  
12 Commission to the State Treasurer to be deposited each fiscal year  
13 under the provisions of this section to the credit of the Department  
14 of Public Safety Restricted Revolving Fund for the purpose of the  
15 Statewide Law Enforcement Communications System. All other monies  
16 collected in excess of Five Hundred Sixty Thousand Dollars  
17 (\$560,000.00) each fiscal year shall be apportioned as provided in  
18 Section 1104 of this title, except as otherwise provided in this  
19 section.

20 S. The Department of Public Safety shall retain the images  
21 displayed on licenses and identification cards issued pursuant to  
22 the provisions of Sections 6-101 through 6-309 of this title which  
23 may be used only:  
24

1 1. By a law enforcement agency for purposes of criminal  
2 investigations, missing person investigations, or any law  
3 enforcement purpose which is deemed necessary by the Commissioner of  
4 Public Safety;

5 2. By the driver licensing agency of another state for its  
6 official purpose; and

7 3. As provided in Section 2-110 of this title.

8 All agencies approved to receive photographs or computerized  
9 images may obtain them through the Oklahoma Law Enforcement  
10 Telecommunications System (OLETS) and/or through the National Law  
11 Enforcement Telecommunications System (NLETS) or through an entity  
12 approved by the Commissioner of the Department of Public Safety.

13 The computer system and related equipment acquired for this  
14 purpose must conform to industry standards for interoperability and  
15 open architecture. The Department of Public Safety may promulgate  
16 rules to implement the provisions of this subsection.

17 T. No person may hold more than one state-issued or territory-  
18 issued REAL ID Compliant Driver License or REAL ID Compliant  
19 Identification Card from Oklahoma or any other state or territory.  
20 The Department shall not issue a REAL ID Compliant Driver License to  
21 a person who has been previously issued a REAL ID Compliant Driver  
22 License or REAL ID Compliant Identification Card until such license  
23 or identification card has been surrendered to the Department by the  
24 applicant. The Department may promulgate rules related to the

1 issuance of replacement REAL ID Compliant Driver Licenses in the  
2 event of loss or theft.

3 SECTION 2. AMENDATORY 47 O.S. 2011, Section 6-101, as  
4 last amended by Section 8, Chapter 229, O.S.L. 2017 (47 O.S. Supp.  
5 2018, Section 6-101), is amended to read as follows:

6 Section 6-101. A. No person, except those hereinafter  
7 expressly exempted in Sections 6-102 and 6-102.1 of this title,  
8 shall operate any motor vehicle upon a highway in this state unless  
9 the person has a valid Oklahoma driver license for the class of  
10 vehicle being operated under the provisions of this title. No  
11 person shall be permitted to possess more than one valid license at  
12 any time, except as provided in paragraph 4 of subsection F of this  
13 section.

14 B. 1. No person shall operate a Class A commercial motor  
15 vehicle unless the person is eighteen (18) years of age or older and  
16 holds a valid Class A commercial license, except as provided in  
17 paragraph 5 of this subsection and subsection F of this section.  
18 Any person holding a valid Class A commercial license shall be  
19 permitted to operate motor vehicles in Classes A, B, C and D, except  
20 as provided for in paragraph 4 of this subsection.

21 2. No person shall operate a Class B commercial motor vehicle  
22 unless the person is eighteen (18) years of age or older and holds a  
23 valid Class B commercial license, except as provided in paragraph 5  
24 of subsection F of this section. Any person holding a valid Class B

1 commercial license shall be permitted to operate motor vehicles in  
2 Classes B, C and D, except as provided for in paragraph 4 of this  
3 subsection.

4 3. No person shall operate a Class C commercial motor vehicle  
5 unless the person is eighteen (18) years of age or older and holds a  
6 valid Class C commercial license, except as provided in subsection F  
7 of this section. Any person holding a valid Class C commercial  
8 license shall be permitted to operate motor vehicles in Classes C  
9 and D, except as provided for in paragraph 4 of this subsection.

10 4. No person under twenty-one (21) years of age shall be  
11 licensed to operate any motor vehicle which is required to be  
12 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,  
13 subpart F, except as provided in subsection F of this section;  
14 provided, a person eighteen (18) years of age or older may be  
15 licensed to operate a farm vehicle which is required to be placarded  
16 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,  
17 except as provided in subsection F of this section.

18 5. A person at least seventeen (17) years of age who  
19 successfully completes all examinations required by law may be  
20 issued by the Department:

21 a. a restricted Class A commercial license which shall  
22 grant to the licensee the privilege to operate a Class  
23 A or Class B commercial motor vehicle for harvest  
24 purposes or a Class D motor vehicle, or

1           b.    a restricted Class B commercial license which shall  
2                   grant to the licensee the privilege to operate a Class  
3                   B commercial motor vehicle for harvest purposes or a  
4                   Class D motor vehicle.

5           6.    No person shall operate a Class D motor vehicle unless the  
6 person is sixteen (16) years of age or older and holds a valid Class  
7 D license, except as provided for in Section 6-102 or 6-105 of this  
8 title. Any person holding a valid Class D license shall be  
9 permitted to operate motor vehicles in Class D only.

10          C.    Any person issued a driver license pursuant to this section  
11 may exercise the privilege thereby granted upon all streets and  
12 highways in this state.

13          D.    No person shall operate a motorcycle or motor-driven cycle  
14 without having a valid Class A, B, C or D license with a motorcycle  
15 endorsement. Except as otherwise provided by law, any new applicant  
16 for an original driver license shall be required to successfully  
17 complete a written examination, vision examination, and driving  
18 examination for a motorcycle as prescribed by the Department of  
19 Public Safety, and a certified state-approved motorcycle basic rider  
20 course approved by the Department if the applicant is seventeen (17)  
21 years of age or younger to be eligible for a motorcycle endorsement  
22 thereon. The written examination and driving examination for a  
23 motorcycle shall be waived by the Department of Public Safety upon  
24 verification that the person has successfully completed a certified

1 Motorcycle Safety Foundation rider course approved by the  
2 Department.

3 E. Except as otherwise provided by law, any person who lawfully  
4 possesses a valid Oklahoma driver license which is eligible for  
5 renewal shall be required to successfully complete a written  
6 examination, vision examination, and driving examination for a  
7 motorcycle as prescribed by the Department, and a certified state-  
8 approved motorcycle basic rider course approved by the Department if  
9 the person is seventeen (17) years of age or younger to be eligible  
10 for a motorcycle endorsement. The written examination and driving  
11 examination for a motorcycle shall be waived by the Department of  
12 Public Safety upon verification that the person has successfully  
13 completed a certified Motorcycle Safety Foundation rider course  
14 approved by the Department.

15 F. 1. Any person eighteen (18) years of age or older may apply  
16 for a restricted Class A, B or C commercial learner permit. The  
17 Department, after the applicant has passed all parts of the  
18 examination for a Class D license and has successfully passed all  
19 parts of the examination for a Class A, B or C commercial license  
20 other than the driving examination, may issue to the applicant a  
21 commercial learner permit which shall entitle the person having  
22 immediate lawful possession of the commercial learner permit and a  
23 valid Oklahoma driver license or provisional driver license pursuant  
24 to Section 6-212 of this title to operate a Class A, B or C

1 commercial motor vehicle upon the public highways solely for the  
2 purpose of behind-the-wheel training in accordance with rules  
3 promulgated by the Department.

4 2. This commercial learner permit shall be issued for a period  
5 as provided in Section 6-115 of this title of one hundred eighty  
6 (180) days, which may be renewed one time for an additional one  
7 hundred eighty (180) days; provided, such commercial learner permit  
8 may be suspended, revoked, canceled, denied or disqualified at the  
9 discretion of the Department for violation of the restrictions, for  
10 failing to give the required or correct information on the  
11 application, or for violation of any traffic laws of this state  
12 pertaining to the operation of a motor vehicle. Except as otherwise  
13 provided, the lawful possessor of a commercial learner permit who  
14 has been issued a commercial learner permit for a minimum of  
15 fourteen (14) days may have the restriction requiring an  
16 accompanying driver removed by satisfactorily completing a driver's  
17 examination; provided, the removal of a restriction shall not  
18 authorize the operation of a Class A, B or C commercial motor  
19 vehicle if such operation is otherwise prohibited by law.

20 3. No person shall apply for and the Department shall not issue  
21 an original Class A, B or C driver license until the person has been  
22 issued a commercial learner permit and held the permit for at least  
23 fourteen (14) days. Any person who currently holds a Class B or C  
24 license and who wishes to apply for another class of commercial

1 driver license shall be required to apply for a commercial learner  
2 permit and to hold the permit for at least fourteen (14) days before  
3 applying for the Class A or B license, as applicable. Any person  
4 who currently holds a Class A, B or C license and who wishes to add  
5 an endorsement or remove a restriction for which a skills  
6 examination is required shall be required to apply for a commercial  
7 learner permit and to hold the permit for at least fourteen (14)  
8 days before applying for the endorsement.

9 4. A commercial learner permit shall be issued by the  
10 Department as a separate and unique document which shall be valid  
11 only in conjunction with a valid Oklahoma driver license or  
12 provisional driver license pursuant to Section 6-212 of this title,  
13 both of which shall be in the possession of the person to whom they  
14 have been issued whenever that person is operating a commercial  
15 motor vehicle as provided in this subsection.

16 5. After one renewal of a commercial learner permit, as  
17 provided in paragraph 2 of this subsection, a commercial permit  
18 shall not be renewed again. Any person who has held a commercial  
19 learner permit for the initial issuance period and one renewal  
20 period shall not be eligible for and the Department shall not issue  
21 another renewal of the permit; provided, the person may reapply for  
22 a new commercial learner permit, as provided for in this subsection.

23 6. Enrollment in or successful completion of a commercial  
24 driver training school shall not be required for any commercial

1 learner permit applicant who requests a skills examination for a  
2 Class A, B or C license, nor shall any student enrolled in a  
3 commercial driver training school be prohibited from taking a skills  
4 examination for a Class A, B or C license upon request with a  
5 Department of Public Safety examiner regardless of whether the  
6 person has completed the course, is still enrolled in the course to  
7 be completed or has voluntarily withdrawn from the course.

8 G. 1. For purposes of this title:

- 9 a. "REAL ID Compliant Driver License" or "Identification  
10 Card" means a driver license or identification card  
11 issued by the State of Oklahoma that has been  
12 certified by the United States Department of Homeland  
13 Security (USDHS) as compliant with the requirements of  
14 the REAL ID Act of 2005, Public Law No. 109-13. A  
15 REAL ID Compliant Driver License or Identification  
16 Card and the process through which it is issued  
17 incorporate a variety of security measures designed to  
18 protect the integrity and trustworthiness of the  
19 license or card. A REAL ID Compliant Driver License  
20 or Identification Card will be clearly marked on the  
21 face indicating that it is a compliant document, and
- 22 b. "REAL ID Noncompliant Driver License" or  
23 "Identification Card" means a driver license or  
24 identification card issued by the State of Oklahoma

1 that has not been certified by the United States  
2 Department of Homeland Security (USDHS) as being  
3 compliant with the requirements of the REAL ID Act. A  
4 REAL ID Noncompliant Driver License or Identification  
5 Card will be clearly marked on the face indicating  
6 that it is not compliant with the federal REAL ID Act  
7 and is not acceptable for official federal purposes.  
8 The driver license or identification card will have a  
9 unique design or color indicator that clearly  
10 distinguishes it from a compliant license or card.

11 2. Original Driver License and Identification Card Issuance:

- 12 a. Application for an original REAL ID Compliant or REAL  
13 ID Noncompliant Driver License or Identification Card  
14 shall be made to the Department of Public Safety.
- 15 b. Department of Public Safety employees shall perform  
16 all document recognition and other requirements needed  
17 for approval of an original REAL ID Compliant or REAL  
18 ID Noncompliant Driver License or Identification Card  
19 application.
- 20 c. Upon approval of an original REAL ID Compliant or REAL  
21 ID Noncompliant Driver License or Identification Card  
22 application, the applicant may take the approved  
23 application document to a motor license agent to  
24

1 receive a temporary driver license or identification  
2 card.

3 d. The motor license agent shall process the approved  
4 REAL ID Compliant or REAL ID Noncompliant Driver  
5 License or Identification Card application and upon  
6 payment shall provide the applicant a temporary driver  
7 license or identification card. A temporary driver  
8 license or identification card shall afford the holder  
9 the privileges otherwise granted by the specific class  
10 of driver license or identification card for the  
11 period of time listed on the temporary driver license  
12 or identification card or the period of time prior to  
13 the applicant receiving a REAL ID Compliant or REAL ID  
14 Noncompliant Driver License or Identification Card,  
15 whichever time period is shorter.

16 3. REAL ID Compliant Driver License and Identification Card

17 Renewal and Replacement:

18 a. Application for renewal or replacement of a REAL ID  
19 Compliant Driver License or Identification Card may be  
20 made to the Department of Public Safety or to a motor  
21 license agent, provided such motor license agent is  
22 authorized to process application for REAL ID  
23 Compliant Driver Licenses and Identification Cards;  
24 and further provided, no motor license agent shall

1 process an application for a Class A, B or C  
2 commercial license.

3 b. Department of Public Safety employees or authorized  
4 motor license agents shall perform all document  
5 recognition and other requirements needed for approval  
6 of a renewal or replacement REAL ID Compliant Driver  
7 License or Identification Card application; provided,  
8 no motor license agent shall perform such document  
9 recognition and other requirements needed for approval  
10 of an application for a Class A, B or C commercial  
11 license.

12 c. Upon approval of a renewal or replacement REAL ID  
13 Compliant Driver License or Identification Card  
14 application, the applicant may receive a temporary  
15 driver license or identification card from the  
16 Department of Public Safety or an authorized motor  
17 license agent.

18 d. A temporary driver license or identification card  
19 acquired under the provisions of this paragraph shall  
20 afford the holder the privileges otherwise granted by  
21 the specific class of driver license or identification  
22 card being renewed or replaced for the period of time  
23 listed on the temporary driver license or  
24 identification card or the period of time prior to the

1 applicant receiving a REAL ID Compliant Driver License  
2 or Identification Card, whichever time period is  
3 shorter.

- 4 e. For purposes of this title, an application for a REAL  
5 ID Compliant Driver License or Identification Card by  
6 an individual with a valid Oklahoma-issued driver  
7 license or identification card shall be considered a  
8 renewal of a REAL ID Compliant Driver License or  
9 Identification Card.

10 4. REAL ID Noncompliant Driver License and Identification Card

11 Renewal and Replacement:

- 12 a. Application for renewal or replacement of a REAL ID  
13 Noncompliant Driver License or Identification Card may  
14 be made to the Department of Public Safety or to a  
15 motor license agent; provided, no motor license agent  
16 shall process an application for a Class A, B or C  
17 commercial license.
- 18 b. Department of Public Safety employees or motor license  
19 agents shall perform all document recognition and  
20 other requirements needed for approval of a renewal or  
21 replacement REAL ID Noncompliant Driver License or  
22 Identification Card application; provided, no motor  
23 license agent shall perform such document recognition

1 and other requirements needed for approval of an  
2 application for a Class A, B or C commercial license.

3 c. Upon approval of a renewal or replacement REAL ID  
4 Noncompliant Driver License or Identification Card  
5 application, the applicant may receive a temporary  
6 driver license or identification card from the  
7 Department of Public Safety or a motor license agent.

8 d. A temporary driver license or identification card  
9 acquired under the provisions of this paragraph shall  
10 afford the holder the privileges otherwise granted by  
11 the specific class of driver license or identification  
12 card being renewed or replaced for the period of time  
13 listed on the temporary driver license or  
14 identification card or the period of time prior to the  
15 applicant receiving a REAL ID Noncompliant Driver  
16 License or Identification Card, whichever time period  
17 is shorter.

18 H. 1. The fee charged for an approved application for an  
19 original Oklahoma REAL ID Compliant or REAL ID Noncompliant Driver  
20 License or an approved application for the addition of an  
21 endorsement to a current valid Oklahoma REAL ID Compliant or REAL ID  
22 Noncompliant Driver License shall be assessed in accordance with the  
23 following schedule:

24 Class A Commercial Learner Permit \$25.00

1	Class A Commercial License	\$25.00
2	Class B Commercial Learner Permit	\$15.00
3	Class B Commercial License	\$15.00
4	Class C Commercial Learner Permit	\$15.00
5	Class C Commercial License	\$15.00
6	Class D License	\$ 4.00
7	Motorcycle Endorsement	\$ 4.00

8       2. Notwithstanding the provisions of Section 1104 of this  
9 title, all monies collected from the fees charged for Class A, B and  
10 C commercial licenses pursuant to the provisions of this subsection  
11 shall be deposited in the General Revenue Fund of this state.

12       I. The fee charged for any failed examination shall be Four  
13 Dollars (\$4.00) for any license classification. Notwithstanding the  
14 provisions of Section 1104 of this title, all monies collected from  
15 such examination fees pursuant to the provisions of this subsection  
16 shall be deposited in the General Revenue Fund of this state.

17       J. In addition to any fee charged pursuant to the provisions of  
18 subsection H of this section, the fee charged for the issuance or  
19 renewal of a REAL ID Noncompliant Driver License shall be in  
20 accordance with the following schedule; provided, that any applicant  
21 who has a CDL Learner Permit shall be charged only the replacement  
22 fee for the issuance of the license:

23	Class A Commercial Learner Permit	\$56.50
24	Class A Commercial License	\$56.50

1	Class B Commercial Learner Permit	\$56.50
2	Class B Commercial License	\$56.50
3	Class C Commercial License	\$46.50
4	Class D License	\$38.50

5 K. In addition to any fee charged pursuant to the provisions of  
6 subsection H of this section, the fee charged for the issuance or  
7 renewal of a REAL ID Compliant Driver License shall be in accordance  
8 with the following schedule; provided, that any applicant who has a  
9 CDL Learner Permit shall be charged only the replacement fee for the  
10 issuance of the license:

11	REAL ID Compliant Class A Commercial Learner Permit	\$56.50
12	REAL ID Compliant Class A Commercial License	\$56.50
13	REAL ID Compliant Class B Commercial Learner Permit	\$56.50
14	REAL ID Compliant Class B Commercial License	\$56.50
15	REAL ID Compliant Class C Commercial License	\$46.50
16	REAL ID Compliant Class D License	\$38.50

17 L. A commercial learner permit may be renewed one time for a  
18 period of one hundred eighty (180) days. The cost for the renewed  
19 permit shall be the same as for the original permit.

20 M. Notwithstanding the provisions of Section 1104 of this  
21 title, of each fee charged pursuant to the provisions of subsections  
22 J, K and L of this section:

23  
24

1        1. Five Dollars and fifty cents (\$5.50) shall be deposited to  
2 the Trauma Care Assistance Revolving Fund created in Section 1-  
3 2530.9 of Title 63 of the Oklahoma Statutes;

4        2. Six Dollars and seventy-five cents (\$6.75) shall be  
5 deposited to the Department of Public Safety Computer Imaging System  
6 Revolving Fund to be used solely for the purpose of administration  
7 and maintenance of the computerized imaging system of the  
8 Department;

9        3. Ten Dollars (\$10.00) shall be deposited to the Department of  
10 Public Safety Revolving Fund for all original or renewal issuances  
11 of licenses;

12        4. Three Dollars (\$3.00) shall be deposited to the State Public  
13 Safety Fund created in Section 2-147 of this title; and

14        5. Two Dollars (\$2.00) of the fee provided for in subsection J  
15 of this section related to the issuance or renewal of a driver  
16 license by a motor license agent that does not process approved  
17 applications or renewals for REAL ID Compliant Driver Licenses and  
18 Identification Cards shall be deposited, in addition to the amount  
19 authorized by paragraph 4 of this subsection, to the State Public  
20 Safety Fund created in Section 2-147 of this title.

21        N. All original and renewal driver licenses shall expire as  
22 provided in Section 6-115 of this title.

23

24

1 O. Any person sixty-two (62) years of age or older during the  
2 calendar year of issuance of a Class D license or motorcycle  
3 endorsement shall be charged the following prorated fee:

4	Age 62	\$21.25
5	Age 63	\$17.50
6	Age 64	\$13.75
7	Age 65	-0-

8 P. No person who has been honorably discharged from active  
9 service in any branch of the Armed Forces of the United States or  
10 Oklahoma National Guard and who has been certified by the United  
11 States Department of Veterans Affairs, its successor, or the Armed  
12 Forces of the United States to be a disabled veteran in receipt of  
13 compensation at the one-hundred-percent rate for a permanent  
14 disability sustained through military action or accident resulting  
15 from disease contracted while in such active service and registered  
16 with the veterans registry created by the Oklahoma Department of  
17 Veterans Affairs shall be charged a fee for the issuance or renewal  
18 of an Oklahoma driver license; provided, that if a veteran has been  
19 previously exempt from a fee pursuant to this subsection, no  
20 registration with the veterans registry shall be required.

21 Q. In accordance with the provisions of subsection G of this  
22 section, the Department of Public Safety and the Oklahoma Tax  
23 Commission are authorized to promulgate rules for the issuance and  
24 renewal of driver licenses authorized pursuant to the provisions of

1 Sections 6-101 through 6-309 of this title; provided, that no such  
2 rules applicable to the issuance or renewal of REAL ID Noncompliant  
3 Driver Licenses shall create more stringent standards than such  
4 rules applicable as of January 1, 2017, unless directly related to a  
5 specific change in statutory law concerning standards for REAL ID  
6 Noncompliant Driver Licenses. Applications, upon forms approved by  
7 the Department of Public Safety, for such licenses shall be handled,  
8 in accordance with the provisions of subsection G of this section,  
9 by the motor license agents; provided, the Department of Public  
10 Safety is authorized to assume these duties in any county of this  
11 state. Each motor license agent accepting applications for driver  
12 licenses shall receive Four Dollars (\$4.00) to be deducted from the  
13 total collected for each license or renewal application accepted; in  
14 addition to such amount, each motor license agent that processes  
15 approved applications or renewals for REAL ID Compliant Driver  
16 Licenses shall receive Two Dollars (\$2.00) to be deducted from the  
17 total fee collected under the provisions of subsections J and K of  
18 this section for each license or renewal application accepted. The  
19 fees received by the motor license agent, authorized by this  
20 subsection, shall be used for operating expenses.

21 R. Notwithstanding the provisions of Section 1104 of this title  
22 and subsection Q of this section and except as provided in  
23 subsections H and M of this section, the first Sixty Thousand  
24 Dollars (\$60,000.00) of all monies collected pursuant to this

1 section shall be paid by the Oklahoma Tax Commission to the State  
2 Treasurer to be deposited in the General Revenue Fund of the State  
3 Treasury.

4 The next Five Hundred Thousand Dollars (\$500,000.00) of monies  
5 collected pursuant to this section shall be paid by the Tax  
6 Commission to the State Treasurer to be deposited each fiscal year  
7 under the provisions of this section to the credit of the Department  
8 of Public Safety Restricted Revolving Fund for the purpose of the  
9 Statewide Law Enforcement Communications System. All other monies  
10 collected in excess of Five Hundred Sixty Thousand Dollars  
11 (\$560,000.00) each fiscal year shall be apportioned as provided in  
12 Section 1104 of this title, except as otherwise provided in this  
13 section.

14 S. The Department of Public Safety shall retain the images  
15 displayed on licenses and identification cards issued pursuant to  
16 the provisions of Sections 6-101 through 6-309 of this title which  
17 may be used only:

18 1. By a law enforcement agency for purposes of criminal  
19 investigations, missing person investigations, or any law  
20 enforcement purpose which is deemed necessary by the Commissioner of  
21 Public Safety;

22 2. By the driver licensing agency of another state for its  
23 official purpose; and

24 3. As provided in Section 2-110 of this title.

1 All agencies approved to receive photographs or computerized  
2 images may obtain them through the Oklahoma Law Enforcement  
3 Telecommunications System (OLETS) and/or through the National Law  
4 Enforcement Telecommunications System (NLETS) or through an entity  
5 approved by the Commissioner of the Department of Public Safety.

6 The computer system and related equipment acquired for this  
7 purpose must conform to industry standards for interoperability and  
8 open architecture. The Department of Public Safety may promulgate  
9 rules to implement the provisions of this subsection.

10 T. No person may hold more than one state-issued or territory-  
11 issued REAL ID Compliant Driver License or REAL ID Compliant  
12 Identification Card from Oklahoma or any other state or territory.  
13 The Department shall not issue a REAL ID Compliant Driver License to  
14 a person who has been previously issued a REAL ID Compliant Driver  
15 License or REAL ID Compliant Identification Card until such license  
16 or identification card has been surrendered to the Department by the  
17 applicant. The Department may promulgate rules related to the  
18 issuance of replacement REAL ID Compliant Driver Licenses in the  
19 event of loss or theft.

20 SECTION 3. Section 1 of this act shall become effective  
21 November 1, 2019.

22 SECTION 4. Section 2 of this act shall become effective  
23 November 1, 2020.

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