

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 1069

By: Pae

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6 AS INTRODUCED

7 An Act relating to motor vehicles; creating the
8 Victims of Impaired Driving Memorial Sign Act of
9 2019; defining terms; creating the Victims of
10 Impaired Driving Memorial Sign Program; allowing
11 certain individuals to cause signage to be placed;
12 disallowing certain individuals to qualify for
13 signage; directing sign dimensions; directing sign
14 verbiage and color; directing certain costs to be
15 paid by applicant; allowing for sign replacement;
16 providing for certain time period; allowing applicant
17 to take possession of sign; granting certain
18 discretion to agency; providing for codification; and
19 providing an effective date.

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

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 4050 of Title 69, unless there
is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Victims of
Impaired Driving Memorial Sign Act of 2019".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 4051 of Title 69, unless there
is created a duplication in numbering, reads as follows:

1 As used in the Victims of Impaired Driving Memorial Sign Act of
2 2019:

3 1. "Applicant" means any person requesting a sign on behalf of
4 a victim as defined in this subsection;

5 2. "Impaired driver" means any driver who causes an accident
6 involving a motor vehicle while intoxicated; and

7 3. "Victim" means any person killed in an accident involving an
8 impaired driver. The term does not encompass a person that was
9 considered an impaired driver.

10 SECTION 3. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 4052 of Title 69, unless there
12 is created a duplication in numbering, reads as follows:

13 A. There is hereby created a Victims of Impaired Driving
14 Memorial Sign Program. The Program shall give family or friends of
15 victims of impaired driving accidents the opportunity to purchase a
16 sign to be placed near the site of an accident caused by impaired
17 driving on any state highway, bridge or turnpike.

18 B. Memorial signs shall not be issued for impaired drivers.

19 C. The sign panel shall measure forty-eight (48) inches by
20 forty-two (42) inches.

21 D. The memorial sign shall bear the words "Please Don't Drink
22 and Drive. In Memory of" along with the legal name of the victim
23 and the date of the accident. The sign shall have coral-colored
24 background as defined by the latest version of the United States

1 Department of Transportation's "Manual on Uniform Traffic Control
2 Devices for Streets and Highways". The applicant shall provide the
3 investigating law enforcement agency's report or other government
4 document showing that the accident occurred as the result of
5 impaired driving.

6 E. The cost associated with signage related to the Victims of
7 Impaired Driving Memorial Sign Program shall be paid by the
8 applicant requesting the sign. The sign shall be installed only
9 after the application has been approved by the Oklahoma Department
10 of Transportation and the cost has been collected. The Oklahoma
11 Department of Transportation shall promulgate rules establishing a
12 procedure to collect the cost of the sign. The cost of the sign
13 shall be no greater than the cost to manufacture and install said
14 sign.

15 F. If the sign is damaged or stolen, the Oklahoma Department of
16 Transportation shall replace the sign without charge to the
17 applicant. Should damage or theft occur more than once, the
18 Oklahoma Department of Transportation shall not replace the sign
19 again without payment for a new sign by the original applicant.

20 G. An installed sign shall remain in place for a period of two
21 (2) years. At the end of that period, the sign shall be offered
22 back to the applicant. The applicant shall have thirty (30) days
23 from the time originally contacted in order to claim the expired
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1 sign. After thirty (30) days, if the sign is not claimed by the
2 applicant, the sign shall be recycled.

3 H. Any other rules or administration of the Victims of Impaired
4 Driving Memorial Sign Program beyond the provisions outlined in the
5 Victims of Impaired Driving Memorial Sign Act of 2019 shall be
6 promulgated by rule at the discretion of the Oklahoma Department of
7 Transportation.

8 SECTION 4. This act shall become effective November 1, 2019.

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