

1 **SENATE FLOOR VERSION**

2 February 28, 2022

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1591

6 By: Brooks

7 An Act relating to driver licenses; amending 21 O.S.
8 2021, Section 1550.42, which relates to entities
9 authorized to print identification documents;
10 clarifying language; removing certain limitation;
11 removing certain exceptions; removing certain license
12 renewal requirement; removing certain presumption;
13 removing certain application; removing certain
14 exemption; amending 47 O.S. 2021, Section 6-101,
15 which relates to class requirements for driver
16 licenses and fees; creating certain fee; amending 47
17 O.S. 2021, Section 6-103, which relates to persons
18 not to be licensed; updating statutory references;
19 modifying preclusion; requiring certain documents be
20 presented to allow for the issuance of driver
21 licenses to aliens; amending 47 O.S. 2021, Section 6-
22 106, which relates to application for license;
23 providing an acceptable form of proof of identity;
24 allowing for certain information to be provided by an
applicant; updating statutory reference; providing
certain preclusions; amending 47 O.S. 2021, Section
6-114, which relates to replacement driver licenses;
removing certain requirements and replacement period
limitations for aliens; amending 47 O.S. 2021,
Section 6-115, which relates to issuance, expiration,
and renewal of driver licenses; modifying certain
limitations for certain applicants or licensees;
requiring certain applicants provide additional
specific documentation; amending 47 O.S. 2021,
Section 6-122, which relates to renewal by mail;
modifying certain exceptions; requiring the
Department of Public Safety to provide certain
notation of status; providing for codification; and
providing an effective date.

1
2 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

3 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1550.42, is
4 amended to read as follows:

5 Section 1550.42. ~~A.~~ The following entities may create, publish
6 or otherwise manufacture an identification document, identification
7 card, or identification certificate and may possess an engraved
8 plate or other such device for the printing of such identification;
9 provided, the name of the issuing entity shall be clearly printed
10 upon the face of the identification:

11 1. Businesses, companies, corporations, service organizations
12 and federal, state and local governmental agencies for employee
13 identification which is designed to identify the bearer as an
14 employee;

15 2. Businesses, companies, corporations and service
16 organizations for customer identification which is designed to
17 identify the bearer as a customer or member;

18 3. Federal, state and local government agencies for purposes
19 authorized or required by law or any legitimate purpose consistent
20 with the duties of such an agency~~7~~ including, but not limited to,
21 voter identification cards, driver licenses, nondriver
22 identification cards, passports, birth certificates and social
23 security cards;

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1 4. Any public school or state or private educational
2 institution, as defined by Sections 1-106, 21-101 or 3102 of Title
3 70 of the Oklahoma Statutes, to identify the bearer as an
4 administrator, faculty member, student or employee;

5 5. Any professional organization or labor union to identify the
6 bearer as a member of the professional organization or labor union;
7 and

8 6. Businesses, companies or corporations which manufacture
9 medical-alert identification for the wearer thereof.

10 ~~B. All identification documents as provided for in paragraph 3~~
11 ~~or 4 of subsection A of this section shall be issued only to United~~
12 ~~States citizens, nationals and legal permanent resident aliens.~~

13 ~~C. The provisions of subsection B of this section shall not~~
14 ~~apply when an applicant presents, in person, valid documentary~~
15 ~~evidence of:~~

16 ~~1. A valid, unexpired immigrant or nonimmigrant visa status for~~
17 ~~admission into the United States;~~

18 ~~2. A pending or approved application for asylum in the United~~
19 ~~States;~~

20 ~~3. Admission into the United States in refugee status;~~

21 ~~4. A pending or approved application for temporary protected~~
22 ~~status in the United States;~~

23 ~~5. Approved deferred action status; or~~
24

1 ~~6. A pending application for adjustment of status to legal~~
2 ~~permanent residence status or conditional resident status.~~
3 ~~Upon approval, the applicant may be issued an identification~~
4 ~~document provided for in paragraph 3 or 4 of subsection A of this~~
5 ~~section. Such identification document shall be valid only during~~
6 ~~the period of time of the authorized stay of the applicant in the~~
7 ~~United States or, if there is no definite end to the period of~~
8 ~~authorized stay, a period of one (1) year. Any identification~~
9 ~~document issued pursuant to the provisions of this subsection shall~~
10 ~~clearly indicate that it is temporary and shall state the date that~~
11 ~~the identification document expires. Such identification document~~
12 ~~may be renewed only upon presentation of valid documentary evidence~~
13 ~~that the status by which the applicant qualified for the~~
14 ~~identification document has been extended by the United States~~
15 ~~Citizenship and Immigration Services or other authorized agency of~~
16 ~~the United States Department of Homeland Security.~~

17 ~~D. The provisions of subsection B of this section shall not~~
18 ~~apply to an identification document described in paragraph 4 of~~
19 ~~subsection A of this section that is only valid for use on the~~
20 ~~campus or facility of that educational institution and includes a~~
21 ~~statement of such restricted validity clearly and conspicuously~~
22 ~~printed upon the face of the identification document.~~

23 ~~E. Any driver license issued to a person who is not a United~~
24 ~~States citizen, national or legal permanent resident alien for which~~

1 ~~an application has been made for renewal, duplication or reissuance~~
2 ~~shall be presumed to have been issued in accordance with the~~
3 ~~provisions of subsection C of this section; provided that, at the~~
4 ~~time the application is made, the driver license has not expired, or~~
5 ~~been cancelled, suspended or revoked. The requirements of~~
6 ~~subsection C of this section shall apply, however, to a renewal,~~
7 ~~duplication or reissuance if the Department of Public Safety is~~
8 ~~notified by a local, state or federal government agency of~~
9 ~~information in the possession of the agency indicating a reasonable~~
10 ~~suspicion that the individual seeking such renewal, duplication or~~
11 ~~reissuance is present in the United States in violation of law. The~~
12 ~~provisions of this subsection shall not apply to United States~~
13 ~~citizens, nationals or legal permanent resident aliens.~~

14 SECTION 2. AMENDATORY 47 O.S. 2021, Section 6-101, is
15 amended to read as follows:

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

24

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 G. 1. For purposes of this title:

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

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

14 2. Original Driver License and Identification Card Issuance:

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

1 application, the applicant may take the approved
2 application document to a motor license agent to
3 receive a temporary driver license or identification
4 card.

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

18 3. REAL ID Compliant Driver License and Identification Card

19 Renewal and Replacement:

- 20 a. Application for renewal or replacement of a REAL ID
21 Compliant Driver License or Identification Card may be
22 made to the Department of Public Safety or to a motor
23 license agent; provided, such motor license agent is
24 authorized to process application for REAL ID

1 Compliant Driver Licenses and Identification Cards. A
2 motor license agent may process the voluntary
3 downgrade of a REAL ID Compliant Commercial Driver
4 License to any lower class license upon request of the
5 licensee; provided, no additional endorsements or
6 restrictions are placed on the license.

7 b. Department of Public Safety employees or authorized
8 motor license agents shall perform all document
9 recognition and other requirements needed for approval
10 of a renewal or replacement REAL ID Compliant Driver
11 License or Identification Card application.

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. A motor license agent may
16 process the voluntary downgrade of a REAL ID
17 Noncompliant Commercial Driver License to any lower
18 class license upon request of the licensee; provided,
19 no additional endorsements or restrictions are added
20 to the license.

21 b. Department of Public Safety employees or motor license
22 agents shall perform all document recognition and
23 other requirements needed for approval of a renewal or
24

1 replacement REAL ID Noncompliant Driver License or
2 Identification Card application.

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	License Class	4-year	8-year
24	Class A Commercial Learner Permit	\$56.50	\$113.00

1	Class A Commercial License	\$56.50	\$113.00
2	Class B Commercial Learner Permit	\$56.50	\$113.00
3	Class B Commercial License	\$56.50	\$113.00
4	Class C Commercial Learner Permit	\$46.50	\$93.00
5	Class C Commercial License	\$46.50	\$93.00
6	Class D License	\$38.50	\$77.00
7	<u>Class D License - ITIN</u>	<u>\$50.00</u>	

8 In addition to the cost of the issuance or renewal of a Class D
9 License as provided in this subsection, an applicant or licensee
10 providing an individual tax identification number (ITIN) shall pay
11 an additional Fifty Dollars (\$50.00) for a total cost of Eighty-
12 eight Dollars and fifty cents (\$88.50).

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

19	License Class	4-year	8-year
20	REAL ID Compliant Class A		
21	Commercial Learner Permit	\$56.50	\$113.00
22	REAL ID Compliant Class A		
23	Commercial License	\$56.50	\$113.00

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1	REAL ID Compliant Class B		
2	Commercial Learner Permit	\$56.50	\$113.00
3	REAL ID Compliant Class B		
4	Commercial License	\$56.50	\$113.00
5	REAL ID Compliant Class C		
6	Commercial Learner Permit	\$46.50	\$93.00
7	REAL ID Compliant Class C		
8	Commercial License	\$46.50	\$93.00
9	REAL ID Compliant Class D		
10	License	\$38.50	\$77.00

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

14 M. Notwithstanding the provisions of Section 1104 of this
15 title, of each fee charged pursuant to the provisions of subsections
16 J, K and L of this section:

17 1. Five Dollars and fifty cents (\$5.50) of a 4-year license or
18 Eleven Dollars (\$11.00) of an 8-year license shall be deposited to
19 the Trauma Care Assistance Revolving Fund created in Section 1-
20 2530.9 of Title 63 of the Oklahoma Statutes;

21 2. Six Dollars and seventy-five cents (\$6.75) of a 4-year
22 license or Thirteen Dollars and fifty cents (\$13.50) of an 8-year
23 license shall be deposited to the Department of Public Safety
24 Computer Imaging System Revolving Fund to be used solely for the

1 purpose of administration and maintenance of the computerized
2 imaging system of the Department;

3 3. Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
4 (\$20.00) of an 8-year license shall be deposited to the Department
5 of Public Safety Revolving Fund for all original or renewal
6 issuances of licenses; and

7 4. Five Dollars (\$5.00) of a 4-year license or Six Dollars
8 (\$6.00) of an 8-year license shall be deposited to the State Public
9 Safety Fund created in Section 2-147 of this title.

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

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

	4-year	8-year
15 Age 62	\$21.25	\$42.50
16 Age 63	\$17.50	\$35.00
17 Age 64	\$13.75	\$27.50
18 Age 65	-0-	

19 P. No person who has been honorably discharged from active
20 service in any branch of the Armed Forces of the United States or
21 Oklahoma National Guard and who has been certified by the United
22 States Department of Veterans Affairs, its successor or the Armed
23 Forces of the United States to be a disabled veteran in receipt of
24

1 compensation at the one-hundred-percent rate for a permanent
2 disability sustained through military action or accident resulting
3 from disease contracted while in such active service and registered
4 with the veterans registry created by the Oklahoma Department of
5 Veterans Affairs shall be charged a fee for the issuance,
6 replacement or renewal of an Oklahoma driver license; provided, that
7 if a veteran has been previously exempt from a fee pursuant to this
8 subsection, no registration with the veterans registry shall be
9 required.

10 Q. In accordance with the provisions of subsection G of this
11 section, the Department of Public Safety and the Oklahoma Tax
12 Commission are authorized to promulgate rules for the issuance and
13 renewal of driver licenses authorized pursuant to the provisions of
14 Sections 6-101 through 6-309 of this title; provided, that no such
15 rules applicable to the issuance or renewal of REAL ID Noncompliant
16 Driver Licenses shall create more stringent standards than such
17 rules applicable as of January 1, 2017, unless directly related to a
18 specific change in statutory law concerning standards for REAL ID
19 Noncompliant Driver Licenses. Applications, upon forms approved by
20 the Department of Public Safety, for such licenses shall be handled,
21 in accordance with the provisions of subsection G of this section,
22 by the motor license agents; provided, the Department of Public
23 Safety is authorized to assume these duties in any county of this
24 state. Each motor license agent accepting applications for driver

1 licenses shall receive Six Dollars (\$6.00) for a 4-year REAL ID
2 Noncompliant Driver License or Twelve Dollars (\$12.00) for an 8-year
3 REAL ID Noncompliant Driver License or Ten Dollars (\$10.00) for a 4-
4 year REAL ID Compliant Driver License or Twenty Dollars (\$20.00) for
5 an 8-year REAL ID Compliant Driver License to be deducted from the
6 total collected for each license or renewal application accepted.
7 The fees received by the motor license agent, authorized by this
8 subsection, shall be used for operating expenses.

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

16 The next Five Hundred Thousand Dollars (\$500,000.00) of monies
17 collected pursuant to this section shall be paid by the Tax
18 Commission to the State Treasurer to be deposited each fiscal year
19 under the provisions of this section to the credit of the Department
20 of Public Safety Restricted Revolving Fund for the purpose of the
21 Statewide Law Enforcement Communications System. All other monies
22 collected in excess of Five Hundred Sixty Thousand Dollars
23 (\$560,000.00) each fiscal year shall be apportioned as provided in
24

1 Section 1104 of this title, except as otherwise provided in this
2 section.

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

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

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

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

14 All agencies approved by the Oklahoma Law Enforcement
15 Telecommunications System (OLETS) or the National Law Enforcement
16 Telecommunications System (NLETS) to receive photographs or
17 computerized images may obtain them through OLETS or through NLETS.
18 Photographs or computerized images may be obtained by law
19 enforcement one inquiry at a time.

20 The computer system and related equipment acquired for this
21 purpose must conform to industry standards for interoperability and
22 open architecture. The Department of Public Safety may promulgate
23 rules to implement the provisions of this subsection.

24

1 T. No person may hold more than one state-issued or territory-
2 issued REAL ID Compliant Driver License or REAL ID Compliant
3 Identification Card from Oklahoma or any other state or territory.
4 The Department shall not issue a REAL ID Compliant Driver License to
5 a person who has been previously issued a REAL ID Compliant Driver
6 License or REAL ID Compliant Identification Card until such license
7 or identification card has been surrendered to the Department by the
8 applicant. The Department may promulgate rules related to the
9 issuance of replacement REAL ID Compliant Driver Licenses in the
10 event of loss or theft.

11 U. Upon the effective date of this act and ending on April 30,
12 2023, in addition to the amounts provided in subsection Q of this
13 section, a motor license agent shall receive Five Dollars (\$5.00)
14 for each processed application for a REAL ID Compliant 4-year Driver
15 License and Ten Dollars (\$10.00) for each processed application for
16 a REAL ID Compliant 8-year Driver License. Any additional amounts
17 provided pursuant to this subsection shall not be retained by the
18 Department of Public Safety.

19 SECTION 3. AMENDATORY 47 O.S. 2021, Section 6-103, is
20 amended to read as follows:

21 Section 6-103. A. Except as otherwise provided by law, the
22 Department of Public Safety shall not issue a driver license to:

23 1. Any person who is under eighteen (18) years of age, except
24 that the Department may issue a Class D license to any person who

1 attains sixteen (16) years of age on or after August 15, 2000, and
2 meets the requirements of ~~Sections~~ Section 6-105 and ~~6-107.3~~ of this
3 title;

4 2. Any unemancipated person who is under eighteen (18) years of
5 age and whose custodial legal parent or legal guardian does not
6 approve the issuance of a license as required by Section 6-110.2 of
7 this title or objects to the issuance of a license or permit by
8 filing an objection pursuant to Section 6-103.1 of this title;

9 3. Any person whose driving privilege has been suspended,
10 revoked, canceled or denied in this state or any other state or
11 country until the driving privilege has been reinstated by the state
12 or country withdrawing the privilege;

13 4. Any person who is classified as an excessive user of
14 alcohol, any other intoxicating substance, or a combination of
15 alcohol and any other intoxicating substance, and inimical to public
16 safety, in accordance with rules promulgated by the Department,
17 until all requirements granting or reinstating driving privileges
18 are met, including, but not limited to, abstinence from the use of
19 alcohol, any other intoxicating substance, or any combination of
20 alcohol and any other intoxicating substance for a minimum of either
21 twelve (12) months or eighteen (18) months, as determined by OAC
22 595:10-5, immediately preceding application for or application for
23 reinstatement of driving privileges;

24

1 5. Any person who is required by Section 6-101 et seq. of this
2 title to take an examination, unless the person shall have
3 successfully passed the examination;

4 6. Any person who is required under the laws of this state to
5 deposit proof of financial responsibility and who has not deposited
6 such proof;

7 7. Any person who is physically deformed or who is afflicted
8 with any mental disease or physical condition that would impair the
9 driving ability of the person or when the Commissioner of Public
10 Safety, from information concerning the person or from the records
11 and reports on file in the Department of Public Safety, determines
12 that the operation of a motor vehicle by such person on the highways
13 would be inimical to public safety or welfare;

14 8. Any person who is a nonresident, as defined in Section 1-137
15 of this title;

16 9. Any alien unless such person presents valid documentation of
17 identity and either: an authorization for presence in the United
18 States issued pursuant to the laws of the United States~~†, provided,~~
19 that no license shall be issued to any alien whose documentation
20 indicates the alien is a current visitor ~~or is not eligible to~~
21 ~~establish residency;~~ or proof of having filed a state tax return for
22 the most recent tax year; or

1 10. Any person who possesses a valid license to operate a motor
2 vehicle issued by another state until the other state license has
3 been surrendered.

4 B. Any applicant who is denied a license under the provisions
5 of subsection A of this section shall have the right to an appeal as
6 provided in Section 6-211 of this title.

7 SECTION 4. AMENDATORY 47 O.S. 2021, Section 6-106, is
8 amended to read as follows:

9 Section 6-106. A. 1. Every application for a driver license
10 or identification card shall be made by the applicant upon a form
11 furnished by the Department of Public Safety.

12 2. Every original, renewal, or replacement application for a
13 driver license or identification card made by a male applicant who
14 is at least sixteen (16) but less than twenty-six (26) years of age
15 shall include a statement that by submitting the application, the
16 applicant is consenting to registration with the Selective Service
17 System. The pertinent information from the application shall be
18 forwarded by the Department to the Data Management Center of the
19 Selective Service System in order to register the applicant as
20 required by law with the Selective Service System. Any applicant
21 refusing to sign the consent statement shall be denied a driver
22 license or identification card.

23 3. Except as provided for in subsections G and H of this
24 section, every applicant for a driver license or identification card

1 shall provide to the Department at the time of application a
2 document showing proof of identity. A valid passport or passport
3 card issued by the applicant's country of citizenship shall be an
4 acceptable form of proof of identity. The Department shall
5 promulgate rules prescribing forms of primary and secondary
6 identification acceptable for an original Oklahoma driver license.

7 B. Every applicant for a driver license shall provide the
8 following information:

9 1. Full name;

10 2. Date of birth;

11 3. Sex;

12 4. Address of principal residence and county of such residence
13 which shall be referenced on the REAL ID Compliant Driver License or
14 Identification Card; proof of principal residency, as prescribed by
15 rules promulgated by the Department, documenting provided address;

16 5. Current and complete mailing address to be maintained by the
17 Department for the purpose of giving notice, if necessary, as
18 required by Section 2-116 of this title;

19 6. Medical information, as determined by the Department, which
20 shall assure the Department that the person is not prohibited from
21 being licensed as provided by paragraph 7 of subsection A of Section
22 6-103 of this title;

23 7. Whether the applicant is deaf or hard-of-hearing;

24

1 8. A brief description of the applicant, as determined by the
2 Department;

3 9. Whether the applicant has previously been licensed, and, if
4 so, when and by what state or country, and whether any license has
5 ever been suspended or revoked, or whether an application has ever
6 been refused, and, if so, the date of and reason for the suspension,
7 revocation or refusal;

8 10. Whether the applicant is an alien eligible to be considered
9 for licensure and is not prohibited from licensure pursuant to
10 paragraph 9 of subsection A of Section 6-103 of this title;

11 11. Whether the applicant has:

12 a. previously been licensed and, if so, when and by what
13 state or country, and

14 b. held more than one license at the same time during the
15 immediately preceding ten (10) years; and

16 12. Social Security number or an individual tax identification
17 number issued by the United States Internal Revenue Service.

18 No person shall request the Department to use the Social Security
19 number of that person as the driver license number. Upon renewal or
20 replacement of any driver license issued after ~~the effective date of~~
21 ~~this act~~ July 1, 2001, the licensee shall advise the Department or
22 the motor license agent if the present driver license number of the
23 licensee is the Social Security number of the licensee. If the
24 driver license number is the Social Security number, the Department

1 or the motor license agent shall change the driver license number to
2 a computer-generated alphanumeric identification. An applicant
3 providing an individual tax identification number shall not be
4 eligible to be issued a commercial driver license or a voter
5 identification card.

6 C. 1. In addition to the requirements of subsections A and B
7 of this section, every applicant for a commercial driver license who
8 is subject to the requirements of 49 C.F.R., Part 391, and is
9 applying for an original, renewal, or replacement license, and every
10 person who, upon or after May 8, 2012, is currently the holder of a
11 commercial driver license and is subject to the requirements of 49
12 C.F.R., Part 391, and who does not apply for a renewal or
13 replacement license prior to January 30, 2014, shall submit to the
14 Department and maintain with the Department a current approved
15 medical examination certificate signed by a licensed physician
16 authorized to perform and approve medical examination
17 certifications. The Department shall adopt rules for maintaining
18 medical examination certificates pursuant to the requirements in 49
19 C.F.R., Parts 383 and 384. Any commercial driver licensee subject
20 to the requirements of this paragraph who fails to maintain on file
21 with the Department a current, approved medical examination
22 certificate shall have the driving privileges of the person
23 downgraded to a Class D driver license by the Department.

24

1 2. If the applicant is applying for an original commercial
2 driver license in Oklahoma or is transferring a commercial driver
3 license from another state to Oklahoma, the Department shall review
4 the driving record of the applicant in other states for the
5 immediately preceding ten (10) years, unless the record review has
6 already been performed by the Department. As a result of the
7 review, if it is determined by the Department that the applicant is
8 subject to a period of disqualification as prescribed by Section 6-
9 205.2 of this title which has not yet been imposed, the Department
10 shall impose the period of disqualification and the applicant shall
11 serve the period of disqualification before a commercial driver
12 license is issued to the applicant; provided, nothing in this
13 paragraph shall be construed to prevent the issuance of a Class D
14 driver license to the applicant.

15 3. If the applicant has or is applying for a hazardous material
16 endorsement, the applicant shall submit to a security threat
17 assessment performed by the Transportation Security Administration
18 of the Department of Homeland Security as required by and pursuant
19 to 49 C.F.R., Part 1572, which shall be used to determine whether
20 the applicant is eligible for the endorsement pursuant to federal
21 law and regulation.

22 4. The Department of Public Safety shall notify each commercial
23 driving school of the passage of this section, and each commercial
24

1 driving school shall notify prospective students of its school of
2 the hazardous material endorsement requirement.

3 D. In addition to the requirements of subsections A and B of
4 this section, every applicant shall be given an option on the
5 application for issuance of a driver license or identification card
6 or renewal pursuant to Section 6-115 of this title to provide an
7 emergency contact person. The emergency contact information
8 requested may include full name, address, and phone number. The
9 emergency contact information shall be maintained by the Department
10 and shall be used by the Department and law enforcement for
11 emergency purposes only. A person listed as an emergency contact
12 may request to be removed at any time. Any update to a change of
13 name, address, or phone number may be made by the applicant listing
14 the emergency contact person or by the person listed as the
15 emergency contact.

16 E. Whenever application is received from a person previously
17 licensed in another jurisdiction, the Department shall request a
18 copy of the driving record from the other jurisdiction and,
19 effective September 1, 2005, from all other jurisdictions in which
20 the person was licensed within the immediately previous ten (10)
21 years. When received, the driving record shall become a part of the
22 driving record of the person in this state with the same force and
23 effect as though entered on the driver's record in this state in the
24 original instance.

1 F. Whenever the Department receives a request for a driving
2 record from another licensing jurisdiction, the record shall be
3 forwarded without charge.

4 G. A person shall not apply for or possess more than one state-
5 issued or territory-issued REAL ID Compliant Driver License or
6 Identification Card pursuant to the provisions of Section 6-101 of
7 this title. A valid and unexpired Oklahoma driver license shall
8 serve as both primary and secondary proofs of identity whenever
9 application for a REAL ID Noncompliant Identification Card is
10 submitted to the Department. The provisions of subsection B of
11 Section 1550.42 of Title 21 of the Oklahoma Statutes shall not apply
12 when issuing an identification card pursuant to the provisions of
13 this subsection. The Department shall promulgate rules necessary to
14 implement and administer the provisions of this subsection.

15 H. A valid and unexpired U.S. passport shall serve as both
16 primary and secondary proofs of identity whenever application for a
17 driver license or identification card is submitted to the
18 Department. The Department shall promulgate rules necessary to
19 implement and administer the provisions of this subsection.

20 SECTION 5. AMENDATORY 47 O.S. 2021, Section 6-114, is
21 amended to read as follows:

22 Section 6-114. A. 1. In the event that a driver license is
23 lost, destroyed or requires the updating of any information,
24 restriction or endorsement displayed thereon, the person to whom

1 such license was issued may obtain a replacement thereof pursuant to
2 the provisions of subsection G of Section 6-101 of this title, and
3 upon payment of the required fee. ~~If the person is an alien, the~~
4 ~~person shall appear before a driver license examiner of the~~
5 ~~Department and, after furnishing primary and secondary proofs of~~
6 ~~identity as required in this section, shall be issued a replacement~~
7 ~~driver license for a period which does not exceed the lesser of:~~

- 8 a. ~~the expiration date of the license being replaced, or~~
- 9 b. ~~the expiration date on the valid documentation~~
10 ~~authorizing the presence of the person in the United~~
11 ~~States, as required by paragraph 9 of subsection A of~~
12 ~~Section 6-103 of this title.~~

13 2. The cost of a replacement license shall be Twenty-five
14 Dollars (\$25.00), of which:

- 15 a. Two Dollars (\$2.00) shall be apportioned as provided
16 in Section 1104 of this title,
- 17 b. Three Dollars (\$3.00) shall be remitted to the State
18 Treasurer to be credited to the General Revenue Fund,
- 19 c. Five Dollars (\$5.00) shall be credited to the
20 Department of Public Safety Computer Imaging System
21 Revolving Fund to be used solely for the purpose of
22 administering and maintaining the computer imaging
23 system of the Department,

24

- 1 d. Ten Dollars (\$10.00) shall be credited to the
2 Revolving Fund of the Department of Public Safety,
3 e. Three Dollars (\$3.00) shall be deposited to the State
4 Public Safety Fund created in Section 2-147 of this
5 title, and
6 f. (1) Two Dollars (\$2.00) of the fee authorized by this
7 paragraph related to the replacement of a driver
8 license by a motor license agent that does not
9 process approved applications or renewals for
10 REAL ID Compliant Driver Licenses or
11 Identification Cards shall be deposited, in
12 addition to the amount authorized by subparagraph
13 e of this paragraph, to the State Public Safety
14 Fund created in Section 2-147 of this title, or
15 (2) Two Dollars (\$2.00) of the fee authorized by this
16 paragraph related to the replacement of a driver
17 license by a motor license agent that does
18 process approved applications or renewals for
19 REAL ID Compliant Driver Licenses or
20 Identification Cards shall be retained by the
21 motor license agent.

22 3. The Department shall promulgate rules prescribing forms of
23 primary and secondary identification acceptable for replacement of
24 an Oklahoma driver license; provided, however, a valid and unexpired

1 U.S. passport shall be acceptable as both primary and secondary
2 identification.

3 B. Any person desiring to add or remove an endorsement or
4 endorsements or a restriction or restrictions to any existing driver
5 license, when authorized by the Department of Public Safety, shall
6 obtain a replacement license with the endorsement or endorsements or
7 the restriction or restrictions change thereon and shall be charged
8 the fee for a replacement license as provided in subsection A of
9 this section.

10 SECTION 6. AMENDATORY 47 O.S. 2021, Section 6-115, is
11 amended to read as follows:

12 Section 6-115. A. Except as otherwise provided in this
13 section, every driver license shall be issued for a period of either
14 four (4) years or eight (8) years; provided, if the applicant or
15 licensee ~~is an alien~~ provides an individual tax identification
16 number pursuant to Section 6-106 of this title, the license shall be
17 issued for a period which does not exceed ~~the lesser of:~~ four (4)
18 years.

19 ~~1. Four (4) years or eight (8) years; or~~

20 ~~2. The expiration date on the valid documentation authorizing~~
21 ~~the presence of the applicant or licensee in the United States, as~~
22 ~~required by paragraph 9 of subsection A of Section 6-103 of this~~
23 ~~title.~~

24

1 B. Except as otherwise provided in this section, the expiration
2 date of an initial license shall be no more than either four (4)
3 years or eight (8) years from the last day of the month of issuance
4 or no more than either four (4) years or eight (8) years from the
5 last day of the birth month of the applicant immediately preceding
6 the date of issuance, if requested by the applicant.

7 C. Except as otherwise provided in this section, the expiration
8 date of a renewal license shall be:

9 1. For a renewal during the month of expiration, either four
10 (4) years or eight (8) years from the last day of the month of
11 expiration of the expiring license or either four (4) or eight (8)
12 years from the last day of the birth month of the licensee
13 immediately preceding the expiration date of the expiring license,
14 if requested by the licensee; or

15 2. For a renewal prior to the month of expiration, as provided
16 by rule of the Department, either four (4) or eight (8) years from
17 the last day of the month of expiration of the current license;
18 provided, no license shall be issued with an expiration date of more
19 than five (5) years from the date of renewal on a four (4) year
20 license or nine (9) years from the date of renewal on an eight (8)
21 year license.

22 D. Notwithstanding the provisions of subsection E of Section
23 1550.42 of Title 21 of the Oklahoma Statutes, any Oklahoma driver
24 license that is not more than one (1) year past the date of

1 expiration provided on the driver license shall be presumed to be a
2 valid form of identification for the purposes of renewing an
3 Oklahoma driver license.

4 E. Except as otherwise provided in this section, every driver
5 license shall be renewable by the licensee upon application to
6 either the Department of Public Safety or a motor license agent,
7 furnishing the current mailing address of the person and payment of
8 the required fee, if the person is otherwise eligible for renewal.
9 If the licensee is an ~~alien~~ applicant that was previously issued a
10 driver license after having provided proof of filing a state tax
11 return pursuant to subsection A of Section 6-103 of this title and
12 an individual tax identification number pursuant to subsection B of
13 Section 6-106 of this title, then the licensee shall appear before a
14 driver license examiner of the Department ~~and shall be issued a~~
15 ~~renewal driver license for a period which does not exceed the lesser~~
16 ~~of:~~

- 17 1. ~~Four (4) years or eight (8) years; or~~
- 18 2. ~~The expiration date on the valid documentation authorizing~~
19 ~~the presence of the applicant or licensee in the United States, as~~
20 ~~required by paragraph 9 of subsection A of Section 6-103 of this~~
21 ~~title~~ a motor license agent, whereupon he or she shall provide
22 proof of having filed a state tax return for each year between the
23 date of issuance of the license and for the year prior to the
24 expiration of the license.

1 F. All applicants for renewals of driver licenses who have
2 proven collision records or apparent physical defects may be
3 required to take an examination as specified by the Commissioner of
4 Public Safety.

5 G. When a person makes application for a driver license, or
6 makes application to renew a driver license, and the person has been
7 convicted of, or received a deferred judgment for, any offense
8 required to register pursuant to the Sex Offenders Registration Act,
9 the driver license shall be valid for a period of one (1) year from
10 the month of issuance, but may be renewed yearly during the time the
11 person is registered on the Sex Offender Registry. Notwithstanding
12 any other provision of law, the cost for such license shall be the
13 same as for other driver licenses and renewals.

14 H. The Department of Public Safety shall promulgate rules
15 prescribing forms of identification acceptable for the renewal of an
16 Oklahoma driver license.

17 SECTION 7. AMENDATORY 47 O.S. 2021, Section 6-122, is
18 amended to read as follows:

19 Section 6-122. The Department of Public Safety may develop
20 procedures whereby driver licenses issued under the provisions of
21 Section 6-101 et seq. of this title may be renewed or replaced by
22 the applicant by mail or online except for licenses to be renewed ~~or~~
23 ~~replaced by aliens~~ by applicants having previously provided proof of
24 having filed a state tax return and an individual tax identification

1 number as prescribed by subsection E of Section 6-115 of this title.
2 Any license issued pursuant to this section shall be valid for a
3 period as prescribed in Section 6-115 of this title. The Department
4 shall not renew or replace a license by mail or online unless the
5 immediately preceding issuance, renewal or replacement was done in
6 person by the applicant.

7 Provided, any person or the spouse or dependent of a person:

8 1. Who is on active duty with the Armed Forces of the United
9 States; or

10 2. Who is currently employed as a civilian contractor with the
11 Armed Forces of the United States,
12 living outside of Oklahoma and having a valid class D driver license
13 issued by the State of Oklahoma, requiring no material change, may
14 apply for no more than three consecutive renewals or replacement of
15 such license by mail or online, in accordance with Department rules.
16 A fourth consecutive renewal or replacement must be done in person.

17 SECTION 8. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 6-125 of Title 47, unless there
19 is created a duplication in numbering, reads as follows:

20 The Department of Public Safety shall make space available in
21 the upper left-hand corner of the front of a driver license issued
22 to an applicant that provided an individual tax identification
23 number, for the letters "N.R.", which shall be designed by the
24

1 Department and shall serve as a notation of status as a non-resident
2 of the United States.

3 SECTION 9. This act shall become effective November 1, 2022.

4 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
5 February 28, 2022 - DO PASS AS AMENDED
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