

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3419

By: Kerbs

4
5
6 AS INTRODUCED

7 An Act relating to motor license agents; providing
8 for creation of Service Oklahoma as a division of the
Office of Management and Enterprise Services;
9 transferring certain powers, duties, responsibilities
and employees by certain date; providing definitions;
10 providing for a Director of Service Oklahoma;
prescribing powers and duties of the Director;
11 creating the Service Oklahoma Operator Board;
providing for Board membership; prohibiting certain
12 voting; prescribing powers and duties of the Board;
allowing certain meetings; providing for selection of
13 chair and vice-chair; requiring quorum; allowing
certain reimbursement; creating the Licensed Operator
14 Advisory Committee; providing for membership;
prescribing applicable term lengths; providing for
15 certain authority; creating the Service Oklahoma
Revolving Fund and the Service Oklahoma Reimbursement
16 Fund; providing for confidential use of certain
records; allowing for certain storage of records;
17 requiring certain supervision of maintenance of all
records of Service Oklahoma; allowing certain
18 consideration; authorizing interagency agreements;
providing for transfer of certain administrative
19 rules; providing for certain authority to administer
oaths and acknowledge signatures; amending 14A O.S.
20 2021, Sections 2-202.1 and 3-202.1, which relate to
return of dishonored checks; modifying statutory
21 reference; amending 26 O.S. 2021, Sections 3-111, 4-
109.3, and 4-110.1, which relate to training program
for precinct officials, voter registration, and time
22 for submission of voter registration applications;
modifying statutory reference; amending 27A O.S.
23 2021, Sections 2-11-401.2 and 2-11-401.6, which
relate to used tire recycling fee, rules, reports,
24 and inspections; modifying statutory reference;

1 amending 47 O.S. 2021, Sections 1-107, 1-114, 1-124,
2 1-155, 1-173, 2-106, 2-108.3, 2-109, 2-110, 2-112, 2-
3 113, 2-116, 4-107, 4-109, 6-101, 6-101.1, 6-102, 6-
4 103, 6-103.1, 6-105, 6-105.2, 6-105.3, 6-106, 6-107,
5 6-107.1, 6-107.2, 6-110, 6-110.1, 6-110.2, 6-110.5,
6 6-111, 6-115, 6-116, 6-117, 6-118, 6-119, 6-119A, 6-
7 120, 6-122, 6-124, 6-201, 6-202, 6-203, 6-204, 6-
8 205.2, 6-206, 6-207, 6-208, 6-211, 6-212, 6-212.2, 6-
9 212.4, 6-301, 6-303, 6-308, 7-101, 7-213, 7-308, 7-
10 309, 7-310, 7-317, 7-318, 7-506, 7-600.2, 7-602, 8-
11 101, 8-102, 8-103, 11-810, 11-901d, 11-906.3, 11-
12 1007, 11-1401.2, 12-417, 15-112, 18-101, 230.6, 782,
13 785, 786, 903, 911, 1102, 1104, 1104.1, 1104.2, 1105,
14 1105A, 1105.2, 1105.5, 1106, 1107, 1107.1, 1107.3,
15 1107.4, 1107.5, 1108, 1109, 1110, 1111, 1112,
16 1112.1A, 1112.2, 1113, 1113A, 1113.2, 1114, 1114.2,
17 1115, 1115.3, 1116, 1117, 1118, 1119, 1121, 1122,
18 1123, 1127, 1128, 1129, 1130, 1131, 1132, 1132.1,
19 1132.4, 1132.5, 1132.6, 1132.7, 1132A, 1132B, 1133.3,
20 1134, 1134.1, 1134.2, 1134.3, 1134.4, 1135.1, 1135.2,
21 1135.3, 1135.4, 1135.5, 1135.6, 1135.7, 1135.8,
22 1135.9, 1136.2, 1137.1, 1137.2, 1137.3, 1139.1, 1140,
23 1140.2, 1141, 1141.1, 1142, 1142.1, 1143, 1143.1,
24 1143.2, 1144, 1146, 1146.2, 1147, 1149, 1150, 1151,
1151.3, 1151.4, 1166, 1167, 1502, and 1505, which
relate to cancellation of driver license, driver
license, identifying number, revocation of driving
privilege, suspension of driving privilege, Driver
License Services Division, motor vehicle ownership
and registration information, Commissioner of Public
Safety to prescribe forms, authority to administer
oaths, authority to grant or refuse applications,
seizure of documents and plates, giving of notice,
removed, falsified or unauthorized identification,
altering or forging certificate of title, class
requirements for driver licenses, licenses for
persons under twenty-one years of age, persons
exempt, persons not to be licensed, parental
objection to licensing of unemancipated child,
graduated Class D licenses, instructor permit,
issuance of identification card, application for
license, restricted licenses for unemancipated
persons under eighteen years of age, recommendation
of cancellation or denial of driving privileges,
cancellation of driving privileges, examination of
applicants, endorsements, computerized finger imaging
system, training and education for compliance with

1 the REAL ID Act, issuance of license or
2 identification card, expiration and renewal of driver
3 license, notice of change of address or name, records
4 to be kept by Department, Driver License Medical
5 Advisory Committee, physical or mental conditions
6 hazardous to public safety, bioptic driving,
7 cancellation, denial, or disqualification, renewal by
8 mail, issuance of license or identification card,
9 authority to cancel or deny driving privilege,
10 suspending privileges of nonresidents, suspension of
11 resident's license upon conviction in another state,
12 order by court to surrender license, disqualification
13 for certain convictions, authority of Department to
14 suspend license, authority to deny application,
15 period of suspensions, right of appeal to district
16 court, reinstatement fees, required completion of
17 alcohol and drug assessment, revocation, suspension,
18 cancellation or denial of driving privileges,
19 unlawful use of license, driving without license,
20 penalty for misdemeanor, authority to administer act,
21 court review, applications to nonresidents, courts
22 reporting nonpayment of judgments, nonresidents,
23 suspension for nonpayment, installment payment of
24 judgments, failure to pay installments, driving
privilege reinstatement fee, online verification for
motor vehicle insurance, certificate of existence of
security, owner of for-rent vehicle financial
responsibility, owner of for-rent vehicle liability,
renting motor vehicle after another, points for
convictions, penalties for text messaging, driver's
manual, parking areas for physically disabled
persons, electronic toll collection, safety belts,
disability placards, record of traffic cases, certain
uses of vehicles prohibited, licensing authority,
reports, enforcement of Article IV of Driver License
Compact, notice of impoundment, disposition of
proceeds of sale, apportionment of fees, license
plate fees, Environmental Education Revolving Fund,
definitions, electronic certificates of title,
vehicle identification numbers, background checks,
refusal or revocation of title, sale or transfer of
ownership, verification and certification of mileage,
certificate of title, written notice of transfer,
transfer of title, lost title, confidentiality of
information, perfection of security interest, salvage
title, application for registration, registration of
vintage vehicles, transferability of license plates,

1 issuance of certificate of registration, reissue of
2 official vehicle license plates, residency
3 requirements for motor license agents, vehicles
4 required to be registered, all-terrain vehicles,
5 utility vehicles and motorcycles registration,
6 registration periods, registration and title for
7 manufactured homes, dishonored checks, temporary
8 license fee, reciprocal compacts and agreements,
9 military personnel registration of vehicles, in-
10 transit license plates, special mobilized machinery
11 registration, deposit of fees for use in mailings,
12 order renewal, vehicle registration fees, license and
13 registration fees, definitions, apportionment of
14 revenue, fees to the Commission, registered
15 motorcycle fee, motor fuels tax fee, registration
16 renewals, administration of electronic transactions,
17 noncommercial boat trailers registration, farm
18 vehicles, license fees, wrecker or towing vehicles,
19 transporting cotton modules, special license plates,
20 personalized license plates, design of special
21 license plates, License Plate Special Program
22 Assistance Revolving Fund, authority for contracting,
23 former military vehicles, used dealer temporary
24 license plate, issuance of dealer license plates,
registration and licensing of new motor vehicles,
lease agreements involving counties, qualifications
and requirements of motor license agent, License and
ID Apportionment Reimbursement Revolving Fund,
falsely advertising as a motor license agent,
retention of taxes and fees, motor license agent
accounts, carrying on or compensating messenger,
compensation of motor license agents, Oklahoma Motor
License Agent Indemnity Fund, additional duties and
functions of motor license agents, audit and review,
instructions or advice to motor vehicle agents,
designating office of county treasurer as motor
license agent, Tax Commission powers, certain persons
authorized to administer oaths, offenses and
penalties enumerated, mini-truck registration and
operation, medium-speed electric vehicles, transfer
of powers of Motor Vehicle Enforcement Section to
Corporation Commission, rules to establish fees,
fines and penalties, and property subject to
forfeiture; modifying statutory language; requiring
certain examination of documents; providing for
certain deposits; clarifying change for collection
and submittal of fees; allowing certain expenditures;

1 modifying eligibility; modifying requirements for
2 licensed operators; allowing license fee; providing
3 for certain sell or transfer; allowing certain
4 purchase; prohibiting certain compensation; allowing
5 certain exemption; allowing removal of licensed
6 operators; providing for supervision of licensed
7 operators by Service Oklahoma; allowing for certain
8 designation; providing for certain sale or transfer
9 fee; assigning certain contracts; providing for
10 cessation of existing contract; creating the Service
11 Oklahoma License and ID Apportionment Reimbursement
12 Revolving Fund; allowing retention of certain fees;
13 collection of certain fees; creating the Oklahoma
14 Licensed Operator Indemnity Fund; amending 63 O.S.
15 2021, Sections 2211, 2220.3, 2220.5, 4002, 4003,
16 4004, 4006, 4007, 4008, 4009, 4009.1, 4012, 4013,
17 4014, 4015, 4016, 4017, 4019, 4020, 4021, 4022, 4028,
18 4029, 4030, 4032, 4033, 4034, 4035, 4037.1, 4037.2,
19 4041, 4042, 4043, 4044, 4103, 4105, 4108, and 4204,
20 which relate to donor notation on driver license,
21 Oklahoma Organ Donor Education and Awareness Program
22 Revolving Fund, driver license or identification
23 applications, definitions, title requirement,
24 administration of act, utilization of motor license
agents, confidentiality of title and registration
information, application for certificate of title,
serial number for outboard motors, sale or transfer
of ownership, perfection of security interest, fees,
application required, application for registration of
vessel, registration fees, notice of registration
requirements, fees, exemptions and credits,
application directly to Commission, apportionment,
refusal, revocation or cancellation of certificate,
permanent number system for vessels, violations,
dealers license required, fees, demonstration
permits, relocating existing dealerships, cause for
not relocating dealership, violations, denial,
suspension or revocation of license, injunction,
permits for displays and sales of new vessels, excise
tax, value of vessel or motor, failure or refusal to
pay tax, and administration and enforcement of act
upon waters under jurisdiction; modifying statutory
language; amending 68 O.S. 2021, Sections 113, 2101,
2103, 2104, 2813, and 5302, which relate to Tax
Commission Reimbursement Fund, definitions, tax on
transfer of legal ownership, value of vehicles,
manufactured homes, and affixing of stamp prior to

1 sale; modifying statutory language; amending 74 O.S.
2 2021, Section 85.58H, which relates to limited
3 indemnity coverage for errors and omissions;
4 modifying statutory language; repealing 47 O.S. 2021,
5 Sections 6-107.4, 6-107.5 and 1140.1, which relate to
6 licenses or permits for persons under eighteen years
7 of age and cameras furnished to appointed motor
8 license agents; providing for codification; and
9 declaring an emergency.

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

11 SECTION 1. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 3-101 of Title 47, unless there
13 is created a duplication in numbering, reads as follows:

14 Service Oklahoma, a division of the Office of Management and
15 Enterprise Services, is hereby created, which shall consist of the
16 Director of Service Oklahoma and such divisions, sections,
17 committees, offices, boards, and positions as may be established by
18 the Director of Service Oklahoma or by law.

19 The applicable powers, duties, and responsibilities exercised by
20 the Driver License Services Division of the Department of Public
21 Safety shall be fully transferred to Service Oklahoma on November 1,
22 2022. All employees of the Department of Public Safety whose duties
23 are transferred under this act shall be transferred to Service
24 Oklahoma.

1 The applicable powers, duties, and responsibilities exercised by
2 the Motor Services Division of the Oklahoma Tax Commission shall be
3 fully transferred to Service Oklahoma on January 1, 2023. All
4 employees of the Oklahoma Tax Commission whose duties are
5 transferred under this act shall be transferred to Service Oklahoma.

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 3-102 of Title 47, unless there
8 is created a duplication in numbering, reads as follows:

9 As used in this act:

10 1. "Board" shall mean the Service Oklahoma Operator Board;

11 2. "Committee" shall mean the Licensed Operator Advisory
12 Committee;

13 3. "Director" shall mean the chief executive officer of Service
14 Oklahoma;

15 4. "Good standing" shall mean a licensed operator is current on
16 all required reporting and remittances and whose license is not
17 under review for revocation by the Service Oklahoma Operator Board;

18 5. "License" shall mean the authority granted by the Service
19 Oklahoma Operator Board to an individual for purposes of operating a
20 Service Oklahoma location;

21 6. "Licensed operator" shall mean an individual who obtains a
22 license from the Service Oklahoma Operator Board to operate a
23 designated Service Oklahoma location and offers third-party
24 fulfillment of designated services to be rendered by Service

1 Oklahoma, as set forth in Section 1140 et seq. of Title 47 of the
2 Oklahoma Statutes; and

3 7. "Service Oklahoma location" shall mean any location where
4 services offered by Service Oklahoma are provided including
5 locations operated by either Service Oklahoma or pursuant to a
6 license issued by Service Oklahoma.

7 SECTION 3. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 3-103 of Title 47, unless there
9 is created a duplication in numbering, reads as follows:

10 A. The Director of Service Oklahoma shall be appointed by the
11 Governor with the advice and consent of the Senate. The Director
12 shall serve at the pleasure of the Governor and may be removed or
13 replaced without cause. Compensation for the Director shall be
14 determined pursuant to Section 3601.2 of Title 74 of the Oklahoma
15 Statutes. The Director may be removed from office by a two-thirds
16 (2/3) vote of the members elected to and constituting each chamber
17 of the Oklahoma Legislature.

18 B. The Director of Service Oklahoma shall be the chief
19 executive officer of Service Oklahoma and shall act for Service
20 Oklahoma in all matters except as may be otherwise provided by law.
21 The powers and duties of the Director shall include, but not be
22 limited to:

23 1. Organize Service Oklahoma in a manner to efficiently achieve
24 the objectives of Service Oklahoma;

- 1 2. Supervise all activities of Service Oklahoma;
- 2 3. Administer programs and policies of Service Oklahoma;
- 3 4. Employ, discharge, appoint, contract, and fix duties and
4 compensation of employees at the discretion of the Director;
- 5 5. Appoint assistants, deputies, officers, investigators,
6 attorneys, and other employees as may be necessary to carry out
7 functions of Service Oklahoma;
- 8 6. Prescribe rules and regulations for the operation of Service
9 Oklahoma;
- 10 7. Provide input and recommendations to the Service Oklahoma
11 Operator Board on all matters including branding and physical
12 standardization requirements, customer service metrics, analysis,
13 and improvement processes for licensed operators, and processes for
14 termination of licensed operators for failure to comply with the
15 customer service metrics;
- 16 8. Establish internal policies and procedures;
- 17 9. Prescribe and provide suitable forms deemed necessary to
18 carry out the functions of Service Oklahoma and any other laws the
19 enforcement and administration of which are vested in Service
20 Oklahoma;
- 21 10. Establish such divisions, sections, committees, advisory
22 committees, offices, and positions in Service Oklahoma as the
23 Director deems necessary to carry out the functions of Service
24 Oklahoma;

1 11. Accept and disburse grants, allotments, gifts, devises,
2 bequests, funds, appropriations, and other property made or offered
3 to Service Oklahoma; and

4 12. Create the budget for Service Oklahoma to be submitted to
5 the Legislature each year.

6 C. The salary and other expenses for the Director shall be
7 budgeted as a separate line item through the Office of Management
8 and Enterprise Services. The operating expenses of Service Oklahoma
9 shall be set by the Director and shall be budgeted as a separate
10 line item through the Office of Management and Enterprise Services.

11 D. 1. The Director of Service Oklahoma shall direct all
12 purchases, hiring, procurement, and budget for Service Oklahoma of
13 the Office of Management and Enterprise Services and establish,
14 implement, and enforce policies and procedures related thereto,
15 consistent with the Oklahoma Central Purchasing Act. Service
16 Oklahoma and the Director shall be subject to the requirements of
17 the Public Competitive Bidding Act of 1974, the Oklahoma Lighting
18 Energy Conservation Act, and the Public Building Construction and
19 Planning Act.

20 2. The Director of Service Oklahoma, or any employee or agent
21 of the Director of Service Oklahoma acting within the scope of
22 delegated authority, shall have the same power and authority related
23 to purchases, hiring, procurement, and budget for Service Oklahoma
24 as outlined in paragraph 1 of this subsection for Service Oklahoma

1 as the State Purchasing Director has for all acquisitions used or
2 consumed by state agencies as established in the Oklahoma Central
3 Purchasing Act. Such authority shall, consistent with the authority
4 granted to the State Purchasing Director pursuant to Section 85.10
5 of Title 74 of the Oklahoma Statutes, include the power to designate
6 financial or proprietary information submitted by a bidder
7 confidential and reject all requests to disclose the information so
8 designated, if the Director of Service Oklahoma requires the bidder
9 to submit the financial or proprietary information with a bid,
10 proposal, or quotation.

11 SECTION 4. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 3-104 of Title 47, unless there
13 is created a duplication in numbering, reads as follows:

14 A. There is hereby created the Service Oklahoma Operator Board,
15 which shall be an advisory body to the Director of Service Oklahoma
16 and shall consist of nine (9) members who shall each serve a term of
17 two (2) years.

18 B. The membership of the Board shall be comprised as follows:

19 1. Two members appointed by the Governor;

20 2. Two members appointed by the President Pro Tempore of the
21 Oklahoma State Senate;

22 3. Two members appointed by the Speaker of the Oklahoma House
23 of Representatives;

24

1 4. One member who shall be a licensed operator, currently in
2 good standing with Service Oklahoma, who operates a Service Oklahoma
3 location in a county with a population of one hundred thousand
4 (100,000) people or more, according to the latest Federal Decennial
5 Census data, who shall be appointed by the President Pro Tempore of
6 the Senate;

7 5. One member who shall be a licensed operator, currently in
8 good standing with Service Oklahoma, who operates a Service Oklahoma
9 location in a county with a population of less than one hundred
10 thousand (100,000) people, according to the latest Federal Decennial
11 Census data, who shall be appointed by the Speaker of the House of
12 Representatives; and

13 6. One member who shall be the Director of Service Oklahoma or
14 a person designated by the Director.

15 C. 1. Appointments to the initial Service Oklahoma Operator
16 Board shall be made within forty-five (45) days of the effective
17 date of this act.

18 2. The Director of Service Oklahoma shall make the initial
19 appointment to fill the position of chair of the Licensed Operator
20 Advisory Committee. This appointee shall only serve until the chair
21 of the Licensed Operator Advisory Committee is determined.

22 3. Each member shall serve at the pleasure of his or her
23 appointing authority and may be removed or replaced without cause.

24

1 4. Any member of the Board shall be prohibited from voting on
2 any issue in which the member has a direct financial interest.

3 D. The Board shall have the power and duty to:

4 1. Approve guidelines, objectives, and performance standards
5 for licensed operators;

6 2. Establish branding and physical standardization
7 requirements, with the input and recommendation of the Director of
8 Service Oklahoma;

9 3. Establish customer service metrics, analysis, and
10 improvement processes for licensed operators, and processes for
11 termination of licensed operators for failure to comply with the
12 customer service metrics, with the input and recommendation of the
13 Director of Service Oklahoma;

14 4. Make recommendations to the Director of Service Oklahoma on
15 all matters related to licensed operators;

16 5. Assist Service Oklahoma in conducting periodic reviews
17 related to the goals, objectives, priorities, and policies related
18 to licensed operators; and

19 6. Establish rules and qualifications for members of the
20 Licensed Operator Advisory Committee.

21 E. The Board shall hold meetings as necessary at a place and
22 time to be fixed by the Board. The Board shall elect, at its first
23 meeting, one member to serve as chair and one member to serve as
24 vice-chair. At the first meeting in each calendar year, the chair

1 and vice-chair for the ensuing year shall be elected by the Board.
2 Special meetings may be called by the chair or by four members of
3 the Board by delivery of written notice to each member of the Board.

4 F. A majority of the members of the Board shall constitute a
5 quorum for the transaction of business and taking any official
6 actions. Official action of the Board shall require a favorable
7 vote by a majority of the members present.

8 G. Members of the Board shall serve without compensation but
9 shall be reimbursed for expenses incurred in the performance of
10 their duties in accordance with the provisions of the State Travel
11 Reimbursement Act.

12 H. The Board shall act in accordance with the provisions of the
13 Oklahoma Open Records Act and the Administrative Procedures Act.

14 SECTION 5. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 3-105 of Title 47, unless there
16 is created a duplication in numbering, reads as follows:

17 A. To assist and advise the Service Oklahoma Operator Board, a
18 Licensed Operator Advisory Committee is hereby created.

19 B. The Licensed Operator Advisory Committee shall consist of
20 seven (7) members appointed by the Service Oklahoma Operator Board
21 as follows:

22 1. Two members who shall be licensed operators, appointed by
23 the Service Oklahoma Operator Board, from counties with a population
24

1 under thirty thousand (30,000) people according to the latest
2 Federal Decennial Census data;

3 2. Two members who are licensed operators, appointed by the
4 Service Oklahoma Operator Board, from counties with a population
5 between thirty thousand one (30,001) and three hundred thousand
6 (300,000) according to the latest Federal Decennial Census data;

7 3. Two members who are licensed operators, appointed by the
8 Service Oklahoma Operator Board, from counties with a population
9 over three hundred thousand (300,000) according to the latest
10 Federal Decennial Census data; and

11 4. One member who shall be an employee of Service Oklahoma,
12 appointed by the Director of Service Oklahoma.

13 C. Members appointed to the first Licensed Operator Advisory
14 Committee shall serve the following terms:

15 1. The Service Oklahoma Operator Board shall select one member
16 appointed pursuant to the provisions of paragraph 1 of subsection B
17 of this section, one member appointed pursuant to the provisions of
18 paragraph 2 of subsection B of this section, and one member
19 appointed pursuant to the provisions of paragraph 3 of subsection B
20 of this section to serve two-year terms. Subsequent appointments
21 shall serve two-year terms;

22 2. The Service Oklahoma Operator Board shall select one member
23 appointed pursuant to the provisions of paragraph 1 of subsection B
24 of this section, one member appointed pursuant to the provisions of

1 paragraph 2 of subsection B of this section, and one member
2 appointed pursuant to the provisions of paragraph 3 of subsection B
3 of this section to serve three-year terms. Subsequent appointments
4 shall serve two-year terms; and

5 3. The member appointed pursuant to the provisions of paragraph
6 4 of subsection B of this section shall serve a two-year term. All
7 subsequent appointments shall serve two-year terms.

8 D. Members of the Licensed Operator Advisory Committee shall
9 serve at the pleasure of his or her appointing authority and may be
10 removed or replaced with or without cause.

11 E. Any vacancy shall be filled in the same manner as original
12 appointments.

13 F. The Service Oklahoma Operator Board has the authority to
14 determine the qualifications and duties of the members of the
15 Licensed Operator Advisory Committee.

16 SECTION 6. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 3-106 of Title 47, unless there
18 is created a duplication in numbering, reads as follows:

19 A. There is hereby created in the State Treasury a revolving
20 fund for Service Oklahoma to be designated the "Service Oklahoma
21 Revolving Fund". The fund shall be a continuing fund, not subject
22 to fiscal year limitations. All monies accruing to the credit of
23 said fund are hereby appropriated and shall be budgeted and expended
24 by Service Oklahoma for the restricted purposes of the monies as

1 prescribed by law. Expenditures from said fund shall be made upon
2 warrants issued by the State Treasurer against claims filed as
3 prescribed by law with the Director of the Office of Management and
4 Enterprise Services for approval and payment.

5 B. There is hereby created in the State Treasury a revolving
6 fund for Service Oklahoma to be designated the "Service Oklahoma
7 Reimbursement Fund". The fund shall be a continuing fund, not
8 subject to fiscal year limitations. All monies accruing to the
9 credit of said fund are hereby appropriated and shall be budgeted
10 and expended by Service Oklahoma for the restricted purposes of the
11 monies as prescribed by law. Expenditures from said fund shall be
12 made upon warrants issued by the State Treasurer against claims
13 filed as prescribed by law with the Director of the Office of
14 Management and Enterprise Services for approval and payment.

15 SECTION 7. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 3-107 of Title 47, unless there
17 is created a duplication in numbering, reads as follows:

18 A. All records of Service Oklahoma, other than those declared
19 by law to be confidential for the use of Service Oklahoma, shall be
20 open to public inspection during normal business hours.

21 B. The records and files of Service Oklahoma concerning any
22 state tax law shall be considered confidential and privileged,
23 except as otherwise provided by law, and neither Service Oklahoma
24 nor any employee engaged in the administration of Service Oklahoma

1 or charged with the custody of any such records or files nor any
2 person who may have secured information from Service Oklahoma shall
3 disclose any information obtained from the records or files or from
4 any examination or inspection of the premises or property of any
5 person.

6 C. The Director shall supervise the maintenance of all records
7 of Service Oklahoma and shall adopt rules concerning the destruction
8 and retention of records. Records of Service Oklahoma shall not be
9 subject to the provisions of:

10 1. Sections 305 through 317 of Title 67 of the Oklahoma
11 Statutes or be transferred to the custody or control of the State
12 Archives Commission;

13 2. Section 590 of Title 21 of the Oklahoma Statutes; or

14 3. The Records Management Act, Sections 201 through 215 of
15 Title 67 of the Oklahoma Statutes.

16 In carrying out the powers and duties of Service Oklahoma, the
17 Director may, pursuant to an adopted rule, order destruction of
18 records deemed to no longer be of value to Service Oklahoma.

19 D. 1. The Director may cause any or all records kept by
20 Service Oklahoma to be photographed, microphotographed,
21 photostatted, reproduced on film, or stored on computer storage
22 medium. The film or reproducing material shall be of durable
23 material, and the device used to reproduce the records on the film
24

1 or reproducing material shall accurately reproduce and perpetuate
2 the original records in all detail.

3 2. The photostatic copy, photograph, microphotograph,
4 photographic film, or computerized image of the original record
5 shall be deemed to be an original record for all purposes and shall
6 be admissible as evidence in all courts or administrative agencies.
7 A facsimile, exemplification, or certified copy thereof shall be
8 deemed to be a transcript, exemplification, or certified copy of the
9 original.

10 3. The photostatic copies, photographs, microphotographs,
11 reproduction on film, or computerized images shall be placed in
12 conveniently accessible files and provisions shall be made for
13 preserving, examining, and using copies, photographs,
14 microphotographs, reproductions on film, and computerized images.
15 The Director is empowered to authorize the disposal, archival
16 storage, or the destruction of the original records or papers.

17 SECTION 8. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 3-108 of Title 47, unless there
19 is created a duplication in numbering, reads as follows:

20 A. The Director may enter into interagency agreements for the
21 inspection, release, and disclosure of information contained in the
22 records of Service Oklahoma to the extent that the inspection,
23 release, or disclosure is necessary and appropriate.

24

1 B. The Director may enter into interagency agreements in order
2 to administer the responsibilities pursuant to the provisions of
3 this act, including, but not limited to, the receipt of proceeds for
4 the provision of services provided by Service Oklahoma.

5 C. The Director may enter into interagency agreements with the
6 Department of Public Safety to assume control over the operations or
7 management and acquire ownership of any satellite offices of the
8 Department of Public Safety that provide driving services.

9 SECTION 9. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 3-109 of Title 47, unless there
11 is created a duplication in numbering, reads as follows:

12 On the effective date of this act, the administrative rules
13 related to any services provided by Service Oklahoma previously
14 promulgated by the Department of Public Safety, the Oklahoma Tax
15 Commission, and any other state agency, shall be transferred to and
16 become a part of the administrative rules of Service Oklahoma. The
17 Office of Administrative Rules in the Office of the Secretary of
18 State shall provide adequate notice in the Oklahoma Register of the
19 transferred rules and shall place the transferred rules under the
20 Administrative Code section of Service Oklahoma. On the effective
21 date of this act, any amendment, repeal, or addition to the
22 transferred rules shall be under the rulemaking authority of Service
23 Oklahoma.

24

1 SECTION 10. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 3-110 of Title 47, unless there
3 is created a duplication in numbering, reads as follows:

4 A. Officers and employees of Service Oklahoma designated by the
5 Director for the purpose of administering the motor vehicle laws of
6 this state are authorized to administer oaths and acknowledge
7 signatures and shall do so without fee.

8 B. The Director and such officers of Service Oklahoma as the
9 Director may designate are hereby authorized to prepare under the
10 seal of Service Oklahoma and deliver upon request a certified copy
11 of any record of Service Oklahoma, charging a fee of Three Dollars
12 (\$3.00) for each record so certified, and every such certified copy
13 shall be admissible in any proceeding in any court in like manner as
14 the original thereof. A certification fee shall be charged:

15 1. Only if the person requesting the record specifically
16 requests that the record be certified; and

17 2. In addition to the copying and reproduction fees provided by
18 the Oklahoma Open Records Act and any other applicable law.

19 C. The Director and such officers of Service Oklahoma as the
20 Director may designate are hereby authorized to provide at no charge
21 a copy of any record required to be maintained by Service Oklahoma
22 to any of the following government agencies when requested in the
23 performance of official governmental duties:

24 1. The driver license agency of any other state;

1 2. Any court, district attorney, or municipal prosecutor in
2 this state or any other state;

3 3. Any law enforcement agency in this state or any other state
4 or any federal agency empowered by law to make arrests for public
5 offenses;

6 4. Any public school district in this state for purposes of
7 providing the Motor Vehicle Report of a currently employed school
8 bus driver or person making application for employment as a school
9 bus driver;

10 5. The Department of Human Services for the purpose of
11 providing the Motor Vehicle Report to ascertain the suitability of
12 any person being considered by the Department of Human Services for
13 placement of a child in foster care or adoption of the child;

14 6. The Office of Juvenile Affairs for the purpose of providing
15 the Motor Vehicle Report to ascertain the suitability of any person
16 being considered by the Office of Juvenile Affairs for placement of
17 a child in foster care;

18 7. Any nonprofit provider exempt from federal income tax
19 pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986
20 and contracted by the Developmental Disabilities Services Division
21 of the Oklahoma Department of Human Services; or

22 8. Any state agency in this state.

23 D. Any record required to be maintained by Service Oklahoma may
24 be released to any other entity free of charge when the release of

1 the record would be for the benefit of the public, as determined by
2 the Director or a designee of the Director.

3 E. The following records shall be provided by Service Oklahoma
4 to any authorized recipient, pursuant to the provisions of the
5 Driver's Privacy Protection Act, 18 U.S.C., Sections 2721 through
6 2725, upon payment of the appropriate fees for the records:

7 1. A Motor Vehicle Report, as defined in Section 6-117 of Title
8 47 of the Oklahoma Statutes; and

9 2. A copy of any driving record related to the Motor Vehicle
10 Report.

11 F. 1. The provisions of subsections B, D, and E of this
12 section and the Oklahoma Open Records Act shall not apply to the
13 release of personal information from any driving record of any
14 person. Such personal information shall be confidential except as
15 provided for in this subsection or in the provisions of the Driver's
16 Privacy Protection Act, 18 U.S.C., Sections 2721 through 2725. Upon
17 written request to the Director of Service Oklahoma by a law
18 enforcement agency or another state's or country's driver licensing
19 agency for personal information on a specific individual as named or
20 otherwise identified in the written request, to be used in the
21 official capacity of the agency, the Director may release such
22 personal information to the agency pursuant to the provisions of the
23 Driver's Privacy Protection Act, 18 U.S.C., Sections 2721 through
24 2725. Provided, the provisions of this subsection or any other

1 provision of this act shall not be construed to keep audio or video
2 recordings of Service Oklahoma confidential beyond any exception
3 provided for in the Oklahoma Open Records Act.

4 2. For the purposes of this subsection, "personal information"
5 means information which identifies a person, including, but not
6 limited to, a photograph or image of the person in computerized
7 format, fingerprint image in computerized format, signature or
8 signature in computerized format, Social Security number, residence
9 address, mailing address, and medical or disability information.

10 SECTION 11. AMENDATORY 14A O.S. 2021, Section 2-202.1,
11 is amended to read as follows:

12 Section 2-202.1 The seller may charge and collect from the
13 buyer a fee for each return by a bank or other depository
14 institution of a dishonored check, negotiable order of withdrawal or
15 share draft issued by the buyer in connection with a consumer credit
16 sale. The amount of the fee shall be limited to the amount which
17 the Oklahoma Tax Commission, Service Oklahoma, or a ~~motor license~~
18 ~~agent~~ licensed operator may charge and collect pursuant to the
19 provisions of Section 1121 of Title 47 of the Oklahoma Statutes.
20 This fee shall be in addition to all other credit service charges,
21 fees or additional charges which the seller may charge and collect
22 from the buyer under this Code.

23 SECTION 12. AMENDATORY 14A O.S. 2021, Section 3-202.1,
24 is amended to read as follows:

1 Section 3-202.1 The lender of a consumer loan may charge and
2 collect from the debtor a fee for each return by a bank or other
3 depository institution of a dishonored check, negotiable order of
4 withdrawal or share draft issued by the debtor in connection with
5 the consumer loan. The amount of the fee shall be limited to the
6 amount which the Oklahoma Tax Commission, Service Oklahoma, or a
7 ~~motor license agent~~ licensed operator may charge and collect
8 pursuant to the provisions of Section 1121 of Title 47 of the
9 Oklahoma Statutes. This fee shall be in addition to all other loan
10 finance charges, fees and additional charges which the lender may
11 charge and collect from the debtor under this Code and shall not be
12 subject to refund or rebate.

13 SECTION 13. AMENDATORY 26 O.S. 2021, Section 3-111, is
14 amended to read as follows:

15 Section 3-111. A. In each even-numbered year and at such other
16 times as he or she deems necessary, the Secretary of the State
17 Election Board shall cause to be conducted a training program in
18 each county for precinct inspectors, judges, clerks and other
19 precinct officials.

20 B. 1. The Secretary of the State Election Board shall
21 determine the method by which such training is provided, and develop
22 the curriculum for such training.

23
24

1 2. Only persons authorized by the Secretary of the State
2 Election Board, and instructed in a manner to be determined by the
3 Secretary, shall conduct the training of precinct officials.

4 C. 1. Persons attending such training programs prior to
5 January 1, 2021, shall be paid Twenty-five Dollars (\$25.00) from
6 state funds after completing such training, through a procedure
7 prescribed by the Secretary of the State Election Board that
8 conforms as nearly as practicable with Section 3-105.1 of this title
9 ~~and~~. Beginning January 1, 2021, the training payment shall increase
10 to Thirty-five Dollars (\$35.00).

11 2. Persons attending such training programs shall be allowed
12 mileage reimbursement at the rate provided by the State Travel
13 Reimbursement Act to be paid from county funds.

14 D. 1. In addition to the training described in subsection A of
15 this section, the Secretary of the State Election Board may develop
16 supplemental training programs or materials.

17 2. Supplemental training may be provided by correspondence or
18 by a remote method that does not require the personal attendance of
19 a trainee.

20 3. No payment shall be provided to a person for supplemental
21 training for which the person's personal attendance at a training
22 site is not required.

23 E. The Secretary shall prescribe procedures for training of
24 ~~motor license agents~~ licensed operators, officials of voter

1 registration agencies and others responsible for voter registration
2 activities.

3 SECTION 14. AMENDATORY 26 O.S. 2021, Section 4-109.3, is
4 amended to read as follows:

5 Section 4-109.3 A. When a qualified elector applies for
6 issuance or renewal of an Oklahoma driver license, or issuance of a
7 state identification card issued pursuant to Section 6-105 of Title
8 47 of the Oklahoma Statutes, he or she shall be provided voter
9 registration services as required by the National Voter Registration
10 Act. All completed paper voter registration applications shall be
11 transmitted by the agency accepting the application at the close of
12 business each week to the State Election Board in preaddressed,
13 postage prepaid envelopes provided by the State Election Board. If
14 a person registers or declines to register to vote, the office at
15 which the person submits the voter registration application or the
16 fact that the person declined to register shall remain confidential
17 and will be used only for voter registration purposes.

18 B. A change of address for an Oklahoma driver license or state
19 identification card submitted by a registered voter shall also serve
20 as a change of address for voter registration purposes if the new
21 address is within the same county where the voter is registered to
22 vote. If the new address is outside the county where the voter is
23 currently registered to vote, the voter shall be sent a notice and
24 application with instructions for registering to vote at the new

1 address. A change of address for an Oklahoma driver license or
2 state identification card shall not be used to update a voter
3 registration address if the registrant states in writing that the
4 change of address is not for voter registration purposes.

5 C. ~~Motor license agents~~ Licensed operators shall receive fifty
6 cents (\$0.50) per valid paper voter registration application or
7 application for change in voter registration taken by themselves and
8 employees of the ~~motor license agent's~~ licensed operator's office
9 taken at the ~~agent's~~ licensed operator's office, payable by the
10 State Election Board.

11 D. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall notify
12 the Secretary of the State Election Board of ~~motor license agent~~
13 licensed operator appointments. ~~The Oklahoma Department of Public~~
14 ~~Safety~~ Service Oklahoma shall notify the Secretary of the State
15 Election Board of ~~motor license agents~~ licensed operators qualified
16 to issue driver licenses.

17 E. The Secretary of the State Election Board is authorized to
18 develop with ~~the Department of Public Safety~~ Service Oklahoma a
19 system to electronically transmit voter registration applications
20 from ~~motor license agencies~~ licensed operators to the State Election
21 Board or county election boards. Such system shall be consistent
22 with the requirements for electronic submission of voter
23 registration applications provided in Section 4-109.4 of this title.

24

1 F. The Secretary of the State Election Board shall promulgate
2 rules and procedures to implement the requirements of this section.

3 SECTION 15. AMENDATORY 26 O.S. 2021, Section 4-110.1, is
4 amended to read as follows:

5 Section 4-110.1 A. Voter registration applications may be
6 submitted at any time. However, completed applications received by
7 the State Election Board, any county election board, any agency
8 designated to accept voter registration applications or any ~~motor~~
9 ~~license agent~~ licensed operator as part of a driver license or
10 identification card application twenty-four (24) or fewer days prior
11 to an election; any mail application postmarked or any electronic
12 application submitted twenty-four (24) or fewer days prior to an
13 election or any mail application received without a postmark
14 nineteen (19) or fewer days prior to an election shall not be
15 approved for that election if the applicant's residence is located
16 within the geographical boundaries of the entity for which the
17 election is being conducted.

18 B. No more than seven (7) days after any election, each county
19 election board secretary for the county of the applicant's residence
20 shall send a notice of disposition as required in Section 4-103.1 of
21 this title to all persons whose voter registration applications were
22 received twenty-four (24) or fewer days prior to the election.

23 C. Registration for voting purposes occurs when a completed
24 voter registration application is approved by the county election

1 board secretary for the county of the applicant's residence and on
2 the date that the information is entered into the voter registration
3 database for the county of the applicant's residence.

4 D. Registration for candidate filing or party affiliation
5 purposes occurs at the earliest time the completed voter
6 registration application is received at the State Election Board,
7 any county election board, any agency designated to accept voter
8 registration applications or any ~~Motor License Agent~~ licensed
9 operator as part of a driver license or identification card
10 application provided that the application subsequently is approved
11 by the secretary of the county election board for the county of the
12 applicant's residence; or, in the case of mail applications,
13 registration for candidate filing or party affiliation purposes
14 shall occur at the time when the completed voter registration
15 application is postmarked provided that the application subsequently
16 is approved by the secretary of the county election board for the
17 county of the applicant's residence; or, in the case of a mail
18 application received without a postmark, registration for candidate
19 filing or party affiliation purposes shall occur at the earliest
20 time when the completed application is received by the State
21 Election Board or any county election board provided that the
22 application is subsequently approved by the secretary of the county
23 election board for the county of the applicant's residence.

24

1 E. Registration for any purpose of a person who is under the
2 age of eighteen (18) years and who has submitted an application
3 pursuant to the provisions of subsection B of Section 4-103 of this
4 title occurs upon the eighteenth birthday of the person, regardless
5 of the time the application is received or approved.

6 SECTION 16. AMENDATORY 27A O.S. 2021, Section 2-11-
7 401.2, is amended to read as follows:

8 Section 2-11-401.2 A. 1. Except as otherwise provided by this
9 section, the following assessments shall be made for tires for use
10 on vehicles:

11 a. at the time any tire:

12 (1) for an automobile as defined in the Oklahoma Used
13 Tire Recycling Act or a tire with a rim diameter
14 of less than or equal to nineteen and one-half
15 (19 1/2) inches is sold by a tire dealer, there
16 shall be assessed a used tire recycling fee of
17 Two Dollars and ninety cents (\$2.90) per tire,

18 (2) for vehicles other than automobiles as defined by
19 the Oklahoma Used Tire Recycling Act with a rim
20 diameter greater than nineteen and one-half (19
21 1/2) inches and a tread width of twelve (12)
22 inches or less is sold by a tire dealer, there
23 shall be assessed a used tire recycling fee of
24 Five Dollars and fifty cents (\$5.50) per tire,

1 (3) with a rim diameter greater than nineteen and
2 one-half (19 1/2) inches and a tread width of
3 greater than twelve (12) inches is sold by a tire
4 dealer, there shall be assessed a used tire
5 recycling fee of Ten Dollars (\$10.00) per tire,
6 and

7 (4) is sold by a tire dealer for use on a motorcycle
8 or motor-driven cycle, there shall be assessed a
9 used tire recycling fee of One Dollar (\$1.00) per
10 tire,

11 b. at any time an automobile as defined by the Oklahoma
12 Used Tire Recycling Act or a motor vehicle with a tire
13 rim diameter of less than or equal to nineteen and
14 one-half (19 1/2) inches is first registered in this
15 state, there shall be assessed a used tire recycling
16 fee of Two Dollars and ninety cents (\$2.90) per tire,
17 except as otherwise provided by subparagraphs e and f
18 of this paragraph,

19 c. at any time a vehicle other than an automobile as
20 defined by the Oklahoma Used Tire Recycling Act with a
21 tire rim diameter of greater than nineteen and one-
22 half (19 1/2) inches is first registered in this
23 state, there shall be assessed a used tire recycling
24 fee of Five Dollars and fifty cents (\$5.50) per tire,

1 except as otherwise provided by subparagraphs e, f and
2 g of this paragraph,

3 d. at any time a trailer or semitrailer with a tire rim
4 diameter of less than or equal to nineteen and one-
5 half (19 1/2) inches is first titled in this state,
6 there shall be assessed a used tire recycling fee of
7 Two Dollars and ninety cents (\$2.90) per tire,

8 e. at any time a motorcycle or motor-driven cycle is
9 first registered in this state, there shall be
10 assessed a used tire recycling fee of One Dollar
11 (\$1.00) per tire,

12 f. at the time a motor vehicle is first titled in this
13 state, to be registered under the provisions of
14 Section 1120 of Title 47 of the Oklahoma Statutes,
15 there shall be assessed a used tire recycling fee of
16 Seven Dollars (\$7.00), and

17 g. at the time a trailer or semitrailer is first titled
18 in this state, to be registered under the provisions
19 of Section 1133 of Title 47 of the Oklahoma Statutes,
20 there shall be assessed a used tire recycling fee of
21 Five Dollars (\$5.00).

22 2. No fee shall be assessed by a tire dealer for reusable tires
23 or retreaded tires for which the tire dealer can document that the
24 recycling fee has been previously paid.

1 3. All-terrain vehicles and off-road motorcycles registered
2 pursuant to the provisions of Section 1132 of Title 47 of the
3 Oklahoma Statutes shall be exempt from the provisions of this
4 section.

5 B. 1. For tires used on implements of husbandry and
6 agricultural equipment with a rim diameter of less than or equal to
7 nineteen and one-half (19 1/2) inches and that are less than thirty
8 (30) inches in total diameter, there shall be assessed a used tire
9 recycling fee of Two Dollars and ninety cents (\$2.90) per tire.

10 2. For tires used on implements of husbandry and agricultural
11 equipment with a rim diameter of greater than nineteen and one-half
12 (19 1/2) inches and that are less than thirty (30) inches in total
13 diameter, there shall be assessed a used tire recycling fee of Five
14 Dollars and fifty cents (\$5.50) per tire.

15 3. For tires used on implements of husbandry and agricultural
16 equipment that are greater than thirty (30) inches in total diameter
17 and less than or equal to forty-four (44) inches in total diameter,
18 there shall be assessed a used tire recycling fee of Eight Dollars
19 (\$8.00) per tire. No fee shall be assessed by a tire dealer if the
20 customer retains the used agricultural tire for use on a farm or
21 ranch. The customer may return the used tire to the tire dealer at
22 a later date and shall be assessed the proper fee.

23 4. For tires used on implements of husbandry and agricultural
24 equipment that are greater than forty-four (44) inches in total

1 diameter and less than or equal to seventy-two (72) inches in total
2 diameter and not more than thirty (30) inches wide, there shall be
3 assessed a used tire recycling fee of Sixteen Dollars (\$16.00) per
4 tire. No fee shall be assessed by a tire dealer if the customer
5 retains the used agricultural tire for use on a farm or ranch. The
6 customer may return the used tire to the tire dealer at a later date
7 and shall be assessed the proper fee.

8 5. A tire dealer may pay the assessed fee for any used
9 agricultural tire in current inventory and include that tire in the
10 used tire recycling program.

11 C. 1. The tire dealer and ~~motor license agent~~ licensed
12 operator shall remit such fee to the Oklahoma Tax Commission in the
13 same manner as provided by Section 1365 of Title 68 of the Oklahoma
14 Statutes.

15 2. Except as otherwise provided by this section, the tire
16 dealer shall remit to the Tax Commission ninety-seven and three-
17 quarters percent (97.75%) of the fee due pursuant to this section at
18 the time of filing any report as required by the Tax Commission.

19 3. ~~Motor license agents~~ Licensed operators shall remit ninety
20 percent (90%) of the fee assessed on each vehicle registered.

21 4. Failure to remit the fee at the time of filing the returns
22 shall cause the fee to become delinquent. If the fee becomes
23 delinquent the tire dealer or ~~motor license agent~~ licensed operator
24 forfeits any claim to the discount authorized by this section and

1 shall remit to the Tax Commission one hundred percent (100%) of the
2 amount of the fee due plus any penalty due.

3 D. If the fee imposed or levied by subsection A of this
4 section, or any part of such amount, is not paid before the fee
5 becomes delinquent, there shall be collected on the total delinquent
6 fee interest at the rate of one and one-quarter percent (1 1/4%) per
7 month from the date of the delinquency until paid.

8 E. If any fee due under subsection A of this section, or any
9 part thereof, is not paid within fifteen (15) days after the fee
10 becomes delinquent, a penalty of ten percent (10%) on the total
11 amount of fee due and delinquent shall be added and paid.

12 F. All penalties or interest imposed by this section shall be
13 recoverable by the Tax Commission as a part of the fee imposed and
14 all penalties and interest shall be apportioned the same as the fee
15 on which the penalties or interest are collected.

16 SECTION 17. AMENDATORY 27A O.S. 2021, Section 2-11-
17 401.6, is amended to read as follows:

18 Section 2-11-401.6 A. 1. The Oklahoma Tax Commission shall
19 promulgate rules to carry out the provisions of the Oklahoma Used
20 Tire Recycling Act which pertain to the remittance of fees and to
21 the payment of monies accruing to the Used Tire Recycling Indemnity
22 Fund.

23 2. Upon receipt of any referral from the Department of
24 Environmental Quality, as set out in paragraph 7 of subsection B of

1 this section, it shall be the duty of the Tax Commission to promptly
2 undertake proceedings in accordance with the recommendations of the
3 Department. The Tax Commission shall timely report the results of
4 the proceedings to the Department.

5 3. On a monthly basis, the Tax Commission shall provide to the
6 Department a report of the fees remitted by each tire dealer and
7 ~~motor license agent~~ licensed operator pursuant to Section 2-11-401.2
8 of this title.

9 B. 1. The Department of Environmental Quality shall prescribe
10 forms, containing documentation as required by the Oklahoma Used
11 Tire Recycling Act, to be used by a used tire recycling facility,
12 TDF facility, or person, corporation or other legal entity
13 authorized to receive reimbursement.

14 2. On at least a monthly basis, the Department shall evaluate
15 and process applications and shall report to the Tax Commission
16 compliance and allocation information necessary for the Tax
17 Commission to issue payment of monies from the fund.

18 3. The Department shall make periodic inspections of applicants
19 for compensation to ensure compliance with the provisions of Section
20 2-11-401.4 of this title. The Department shall submit a summary of
21 the results of those inspections in an annual report to the office
22 of the State Auditor and Inspector.

23 4. The Environmental Quality Board shall promulgate rules for
24 the permitting of used tire recycling facilities under the Oklahoma

1 Solid Waste Management Act and for the certification of any entity
2 to receive compensation under the provisions of the Oklahoma Used
3 Tire Recycling Act.

4 5. The Department shall file a report with the Legislature and
5 the Governor detailing the administration of the Oklahoma Used Tire
6 Recycling Act and its effectiveness in bringing about the cleanup of
7 existing used tire dumps and in preventing the development of new
8 dumps. The first report shall be filed by no later than December
9 31, 1992. Subsequent reports shall be filed every three (3) years
10 thereafter.

11 6. In developing the priority cleanup list, the Department
12 shall prioritize those dumps where the landowner was a victim of
13 illegal dumping. Any other tire dump may be placed on the priority
14 cleanup list in cases where the administrative enforcement process
15 has been exhausted, and in such case, the Department may provide for
16 the cleanup of the dump pursuant to Section 2-11-401.7 of this
17 title.

18 7. The Department shall make periodic inspections of tire
19 dealers and ~~motor license agents~~ licensed operators throughout this
20 state to ensure compliance with the provisions of Section 2-11-401.2
21 of this title. Upon a finding of any failure to properly remit the
22 appropriate fee to the Tax Commission, the Department shall give
23 written notice to the alleged violator and may commence
24 administrative enforcement proceedings or civil proceedings in

1 conformance with the provisions of Sections 2-3-502 and 2-3-504 of
2 this title. If the Department determines that the fee has not been
3 paid and there is no reasonable cause for the nonpayment, the
4 Department may assess a penalty of double the amount that should
5 have been remitted, to be added to the delinquent fee. If the
6 Department determines any tire dealer or ~~motor license agent~~
7 licensed operator has demonstrated a flagrant or repeated disregard
8 of the provisions of Section 2-11-401.2 of this title, it shall
9 refer such determination to the Tax Commission.

10 C. 1. By August 1, 1994, and every even year thereafter, the
11 State Auditor and Inspector shall perform or shall contract with an
12 auditor or auditing company to perform an independent audit, as
13 defined in paragraph 4 of subsection B of Section 212 of Title 74 of
14 the Oklahoma Statutes, of the books, records, files and other such
15 documents of the Tax Commission and the Department pertaining to the
16 administration of the Fund. The audit shall include, but shall not
17 be limited to, a review of agency and claimant compliance with state
18 statutes regarding the Fund, internal control procedures, adequacy
19 of claim process expenditures from and debits of the Fund regarding
20 reimbursements, administration, personnel, operating and other
21 expenses charged by the Tax Commission and Department, and the
22 duties performed in detail by agency personnel and Fund personnel
23 for which payment is made from the Fund. In addition the audit
24 shall include recommendations for improving claim processing,

1 equipment needed for claim processing, internal control or structure
2 for administering the Fund, and such other areas deemed necessary by
3 the State Auditor and Inspector.

4 2. The cost of the audit shall be borne by the Fund, pursuant
5 to the limits and provisions of Section 2-11-401.4 of this title.

6 3. Copies of the audit shall be submitted to the Governor, the
7 Speaker of the House of Representatives, the President Pro Tempore
8 of the Senate and the Chairs of the Appropriations Committee of both
9 the Oklahoma House of Representatives and the Oklahoma State Senate.

10 SECTION 18. AMENDATORY 47 O.S. 2021, Section 1-107, is
11 amended to read as follows:

12 Section 1-107. The annulment or termination by formal action of
13 ~~the Department~~ Service Oklahoma of a person's ~~driver's~~ driver
14 license because of some error or defect in the license or because
15 the licensee is no longer entitled to such license, but the
16 cancellation of a license is without prejudice and application for a
17 new license may be made at any time after such cancellation.

18 SECTION 19. AMENDATORY 47 O.S. 2021, Section 1-114, is
19 amended to read as follows:

20 Section 1-114. A. "Driver" means any person who drives,
21 operates or is in actual physical control of a vehicle.

22 B. "Driver license" means a document issued by ~~the Department~~
23 ~~of Public Safety~~ Service Oklahoma or the driver licensing agency of
24 another state or country which grants to the person named thereon

1 the privilege to drive, operate or be in actual physical control of
2 a motor vehicle. The term shall include an intermediate Class D
3 driver license, a learner permit and commercial learner permit.

4 SECTION 20. AMENDATORY 47 O.S. 2021, Section 1-124, is
5 amended to read as follows:

6 Section 1-124. The numbers, and letters if any, on a vehicle
7 designated by ~~the Oklahoma Tax Commission~~ Service Oklahoma for the
8 purpose of identifying the vehicle.

9 SECTION 21. AMENDATORY 47 O.S. 2021, Section 1-155, is
10 amended to read as follows:

11 Section 1-155. The termination by formal action of ~~the~~
12 ~~Department~~ Service Oklahoma of a person's privilege to operate a
13 motor vehicle on the public highways. Such action shall include the
14 requirement of the surrender to ~~the Department~~ Service Oklahoma of
15 ~~said~~ the person's driver license.

16 SECTION 22. AMENDATORY 47 O.S. 2021, Section 1-173, is
17 amended to read as follows:

18 Section 1-173. The temporary withdrawal by formal action of ~~the~~
19 ~~Department~~ Service Oklahoma of a person's privilege to operate a
20 motor vehicle on the public highways. Such action shall include the
21 requirement of the surrender to ~~the Department~~ Service Oklahoma of
22 ~~said~~ the person's driver license.

23 SECTION 23. AMENDATORY 47 O.S. 2021, Section 2-106, is
24 amended to read as follows:

1 Section 2-106. A. There is hereby established in ~~the~~
2 ~~Department of Public Safety~~ Service Oklahoma the Driver License
3 Services Division and other such divisions as the Director of
4 Service Oklahoma may direct. There is also hereby established in
5 the Department of Public Safety the Driver Compliance Division and
6 such other divisions as the Commissioner of Public Safety may
7 direct.

8 B. The Driver License Services Division shall consist of
9 noncommissioned classified employees of ~~the Department~~ Service
10 Oklahoma who may administer tests for the purpose of issuing driver
11 licenses pursuant to Section 6-101 et seq. of this title.

12 C. Any employee appointed to the position of Driver License
13 Examiner shall be not less than twenty-one (21) nor more than sixty-
14 five (65) years of age and any person appointed to the position of
15 Senior Driver License Examiner shall have held the position of
16 Driver License Examiner with the Department or Service Oklahoma for
17 not less than three (3) years immediately preceding such
18 appointment.

19 D. 1. Any person appointed to any position created pursuant to
20 this section shall:

- 21 a. be a citizen of the State of Oklahoma,
- 22 b. be of good moral character,
- 23 c. possess a high school diploma or General Educational
24 Development equivalency certificate, and

1 d. meet physical and mental standards as the ~~Commissioner~~
2 Director of Service Oklahoma may prescribe. The scope
3 of the physical and mental examinations for persons
4 appointed as a Driver License Examiner or Senior
5 Driver License Examiner shall be as prescribed by the
6 ~~Commissioner~~ Director of Service Oklahoma.

7 2. Any person appointed to the position of Driver License
8 Examiner shall be required to complete satisfactorily a course of
9 training as prescribed by the ~~Commissioner~~ Director of Service
10 Oklahoma.

11 E. Drunkenness, being under the influence of an intoxicating
12 substance or any conduct not becoming an officer or public employee
13 shall be sufficient grounds for the removal of any employee
14 appointed pursuant to this section.

15 F. The annual salaries of personnel comprising this section
16 shall be in accordance and conformity with the findings for
17 Department of Public Safety law enforcement personnel of the State
18 of Oklahoma Total Remuneration Study of 2013.

19 SECTION 24. AMENDATORY 47 O.S. 2021, Section 2-108.3, is
20 amended to read as follows:

21 Section 2-108.3 A. In an effort to improve the public safety
22 of all citizens of this state, a more uniform and expeditious method
23 of obtaining ownership and registration information of all motor
24 vehicles operating on the roads and highways of this state is

1 required. Any method developed shall be conducted in accordance
2 with subsection B of this section.

3 B. In addition to the powers and duties prescribed by law, the
4 ~~Commissioner of Public Safety~~ Director of Service Oklahoma shall be
5 authorized to direct ~~the Department of Public Safety~~ Service
6 Oklahoma to develop a proposal for an intergovernmental cooperative
7 agreement pursuant to paragraph 1 of subsection D of Section 1221 of
8 Title 74 of the Oklahoma Statutes between ~~the Department~~ Service
9 Oklahoma and all tribal governments that issue tribal license plates
10 and maintain ownership and registration information.

11 SECTION 25. AMENDATORY 47 O.S. 2021, Section 2-109, is
12 amended to read as follows:

13 Section 2-109. The Commissioner shall prescribe and provide
14 suitable forms ~~of applications, driver licenses and all other forms~~
15 requisite or deemed necessary to carry out the provisions of this
16 title and any other laws the enforcement and administration of which
17 are vested in the Department.

18 SECTION 26. AMENDATORY 47 O.S. 2021, Section 2-110, is
19 amended to read as follows:

20 Section 2-110. A. ~~Officers and employees of the Department of~~
21 ~~Public Safety designated by the Commissioner, for the purpose of~~
22 ~~administering the motor vehicle laws, are authorized to administer~~
23 ~~oaths and acknowledge signatures and shall do so without fee.~~
24

1 ~~B.~~ The Commissioner and such officers of the Department as the
2 Commissioner may designate are hereby authorized to prepare under
3 the seal of the Department and deliver upon request a certified copy
4 of any record of the Department, charging a fee of Three Dollars
5 (\$3.00) for each record so certified, and every such certified copy
6 shall be admissible in any proceeding in any court in like manner as
7 the original thereof. A certification fee shall be charged:

8 1. Only if the person requesting the record specifically
9 requests that the record be certified; and

10 2. In addition to the copying and reproduction fees provided by
11 the Oklahoma Open Records Act or any other applicable law.

12 ~~C.~~ B. The Commissioner and any other officers of the Department
13 as the Commissioner may designate are hereby authorized to provide a
14 copy of any record required to be maintained by the Department at no
15 charge to any of the following government agencies when requested in
16 the performance of official governmental duties:

17 1. The driver license agency of any other state;

18 2. Any court, district attorney or municipal prosecutor in this
19 state or any other state;

20 3. Any law enforcement agency in this state or any other state
21 or any federal agency empowered by law to make arrests for public
22 offenses;

23 4. ~~Any public school district in this state for purposes of~~
24 ~~providing the Motor Vehicle Report of a currently employed school~~

1 ~~bus driver or person making application for employment as a school~~
2 ~~bus driver;~~

3 ~~5. The Department of Human Services for the purpose of~~
4 ~~providing the Motor Vehicle Report to ascertain the suitability of~~
5 ~~any person being considered by the Department of Human Services for~~
6 ~~placement of a child in foster care or for adoption of the child;~~

7 ~~6. The Office of Juvenile Affairs for the purpose of providing~~
8 ~~the Motor Vehicle Report to ascertain the suitability of any person~~
9 ~~being considered by the Office of Juvenile Affairs for placement of~~
10 ~~a child in foster care;~~

11 ~~7. Any nonprofit provider exempt from federal income tax~~
12 ~~pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986~~
13 ~~and contracted by the Developmental Disabilities Services Division~~
14 ~~of the Oklahoma Department of Human Services; or~~

15 ~~8. 5. Any state agency in this state.~~

16 ~~D. C. Any record required to be maintained by the Department~~
17 ~~may be released to any other entity free of charge when the release~~
18 ~~of the record would be for the benefit of the public, as determined~~
19 ~~by the Commissioner or a designee of the Commissioner.~~

20 ~~E. The following records shall be provided by the Department to~~
21 ~~any authorized recipient, pursuant to the provisions of the Driver's~~
22 ~~Privacy Protection Act, 18 United States Code, Sections 2721 through~~
23 ~~2725, upon payment of the appropriate fees for the records:~~

24

1 ~~1. A Motor Vehicle Report, as defined in Section 6-117 of this~~
2 ~~title; and~~

3 ~~2. A copy of any driving record related to the Motor Vehicle~~
4 ~~Report.~~

5 F. D. 1. ~~The provisions of subsections B, D, and E of this~~
6 ~~section and the Oklahoma Open Records Act shall not apply to the~~
7 ~~release of personal information from any driving record of any~~
8 ~~person. Such personal information shall be confidential except as~~
9 ~~provided for in this subsection or in the provisions of the Driver's~~
10 ~~Privacy Protection Act, 18 United States Code, Sections 2721 through~~
11 ~~2725. Upon written request to the Commissioner of Public Safety by~~
12 ~~a law enforcement agency or another state's or country's driver~~
13 ~~licensing agency for personal information on a specific individual,~~
14 ~~as named or otherwise identified in the written request, to be used~~
15 ~~in the official capacity of the agency, the Commissioner may release~~
16 ~~such personal information to the agency pursuant to the provisions~~
17 ~~of the Driver's Privacy Protection Act, 18 United States Code,~~
18 ~~Sections 2721 through 2725. Provided, the provisions of this~~
19 ~~subsection or any other provision of this title shall not be~~
20 ~~construed to keep audio or video recordings of the Department of~~
21 ~~Public Safety confidential beyond any exceptions provided for in the~~
22 ~~Oklahoma Open Records Act.~~

23 2. For the purposes of this subsection, "personal information"
24 means information which identifies a person, including but not

1 limited to a photograph or image in computerized format of the
2 person, fingerprint image in computerized format, signature or
3 signature in computerized format, Social Security number, residence
4 address, mailing address, and medical or disability information.

5 SECTION 27. AMENDATORY 47 O.S. 2021, Section 2-112, is
6 amended to read as follows:

7 Section 2-112. A. The Department shall examine and determine
8 the genuineness, regularity and legality of every application,
9 ~~driver license and any other application~~ lawfully made to the
10 Department, and may in all cases make investigation as may be deemed
11 necessary or require additional information, and shall reject any
12 such application if not satisfied of the genuineness, regularity or
13 legality thereof or the truth of any statement contained therein, or
14 for any other reason, when authorized by law. If a person making
15 application to the Department presents any document to the
16 Department which the Department has reason to believe is false,
17 fraudulent, or being used by a person not authorized to use such
18 document, the Department shall confiscate the document until such
19 time it is determined by the Department whether the document is
20 false, fraudulent, or being used by a person not authorized to use
21 such document.

22 B. Service Oklahoma shall examine and determine the
23 genuineness, regularity, and legality of every application, driver
24 license, and any other application lawfully made to Service

1 Oklahoma, and may in all cases make investigation as may be deemed
2 necessary or require additional information, and shall reject any
3 such application if not satisfied of the genuineness, regularity, or
4 legality thereof or the truth of any statement contained therein, or
5 for any other reason, when authorized by law. If a person making
6 application to Service Oklahoma presents any document to Service
7 Oklahoma which Service Oklahoma has reason to believe is false,
8 fraudulent, or being used by a person not authorized to use such
9 document, Service Oklahoma shall confiscate the document until such
10 time is determined by Service Oklahoma whether the document is
11 false, fraudulent, or being used by a person not authorized to use
12 such document.

13 SECTION 28. AMENDATORY 47 O.S. 2021, Section 2-113, is
14 amended to read as follows:

15 Section 2-113. ~~The Department~~ Service Oklahoma is hereby
16 authorized to take possession of any certificate of title,
17 registration card, permit, license or registration plate issued by
18 the State of Oklahoma upon expiration, revocation, cancellation or
19 suspension thereof, or which is fictitious, or which has been
20 unlawfully or erroneously issued.

21 SECTION 29. AMENDATORY 47 O.S. 2021, Section 2-116, is
22 amended to read as follows:

23 Section 2-116. Whenever the Department of Public Safety or the
24 Oklahoma Insurance Department is authorized or required to give any

1 notice under this act or other law regulating the operation of
2 vehicles, unless a different method of giving such notice is
3 otherwise expressly prescribed, such notice shall be given either by
4 personal delivery thereof to the person to be so notified or by
5 deposit in the United States mail of such notice in an envelope with
6 first class postage prepaid, addressed to such person at the address
7 as shown by the records of the Department. The giving of notice by
8 mail is complete upon the expiration of ten (10) days after such
9 deposit of said notice. Proof of the giving of notice in either
10 such manner may be made by the certificate of any officer or
11 employee of the Department or affidavit of any person over eighteen
12 (18) years of age, naming the person to whom such notice was given
13 and specifying the time, place and manner of the giving thereof.
14 Failure of the person to receive notice because of failure to notify
15 the Department of a change in his or her current mailing address, as
16 required by Section 6-116 of this title, shall not be sufficient
17 grounds for the person to protest the notice.

18 SECTION 30. AMENDATORY 47 O.S. 2021, Section 4-107, is
19 amended to read as follows:

20 Section 4-107. ~~(a)~~ A. Any person or persons who shall destroy,
21 remove, cover, alter or deface, or cause to be destroyed, removed,
22 covered, altered or defaced, the engine number or other
23 distinguishing number of any vehicle in this state, without first
24 giving notice of such act to ~~the Oklahoma Tax Commission~~ Service

1 Oklahoma, upon such form as ~~the Commission~~ Service Oklahoma may
2 prescribe, or any person who shall give a wrong description in any
3 application for the registration of any vehicle in this state for
4 the purpose of concealing or hiding the identity of such vehicle,
5 shall be deemed guilty of a felony and upon conviction thereof shall
6 be punished by imprisonment in the ~~State Penitentiary~~ custody of the
7 Oklahoma Department of Corrections for a term of not less than one
8 (1) year nor more than five (5) years.

9 ~~(b)~~ B. A person who buys, receives, possesses, sells or
10 disposes of a vehicle or an engine for a vehicle, knowing that the
11 identification number of the vehicle or engine has been removed or
12 falsified, shall, upon conviction, be guilty of a misdemeanor.

13 ~~(c)~~ C. A person who buys, receives, possesses, sells or
14 disposes of a vehicle or an engine for a vehicle, with knowledge
15 that the identification number of the vehicle or engine has been
16 removed or falsified and with intent to conceal or misrepresent the
17 identity of the vehicle or engine, shall, upon conviction, be guilty
18 of a felony.

19 ~~(d)~~ D. A person who removes a license plate from a vehicle or
20 affixes to a vehicle a license plate not authorized by law for use
21 on said vehicle with intent to conceal or misrepresent the identity
22 of the vehicle or its owner shall, upon conviction, be guilty of a
23 misdemeanor.

24 ~~(e)~~ E. As used in this section:

1 1. "Identification number" includes an identifying number,
2 serial number, engine number or other distinguishing number or mark,
3 placed on a vehicle or engine by its manufacturer or by authority of
4 the Oklahoma Tax Commission or in accordance with the laws of
5 another state or country;

6 2. "Remove" includes deface, cover and destroy;

7 3. "Falsify" includes alter and forge.

8 ~~(f)~~ F. An identification number may be placed on a vehicle or
9 engine by its manufacturer in the regular course of business or
10 placed or restored on a vehicle or engine by authority of ~~the~~
11 ~~Oklahoma Tax Commission~~ Service Oklahoma without violating this
12 section; provided, an identification number so placed or restored is
13 not falsified.

14 SECTION 31. AMENDATORY 47 O.S. 2021, Section 4-109, is
15 amended to read as follows:

16 Section 4-109. Any person who shall alter or forge, or cause to
17 be altered or forged, any certificate of title issued by ~~the~~
18 ~~Commission~~ Service Oklahoma, pursuant to the provisions of this act,
19 or any assignment thereof, or who shall hold or use any such
20 certificate or assignment, knowing the same to have been altered or
21 forged, shall be deemed guilty of a felony, and upon conviction
22 thereof shall be liable to pay a fine of not less than Fifty Dollars
23 (\$50.00), nor more than Five Thousand Dollars (\$5,000.00), or to
24 imprisonment in the ~~State Penitentiary~~ custody of the Oklahoma

1 Department of Corrections for a period of not less than one (1)
2 year, nor more than ten (10) years, or by both such fine and
3 imprisonment, at the discretion of the court.

4 SECTION 32. AMENDATORY 47 O.S. 2021, Section 6-101, is
5 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~~ Service Oklahoma:

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, in conjunction with Service Oklahoma, and a certified
20 state-approved motorcycle basic rider course approved by the
21 Department, in conjunction with Service Oklahoma, if the applicant
22 is seventeen (17) years of age or younger to be eligible for a
23 motorcycle endorsement thereon. The written examination and driving
24 examination for a motorcycle shall be waived by ~~the Department of~~

1 ~~Public Safety~~ Service Oklahoma upon verification that the person has
2 successfully completed a certified Motorcycle Safety Foundation
3 rider course approved by the Department, in conjunction with Service
4 Oklahoma.

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

19 F. 1. Any person eighteen (18) years of age or older may apply
20 for a restricted Class A, B or C commercial learner permit. ~~The~~
21 ~~Department~~ Service Oklahoma, after the applicant has passed all
22 parts of the examination for a Class D license and has successfully
23 passed all parts of the examination for a Class A, B or C commercial
24 license other than the driving examination, may issue to the

1 applicant a commercial learner permit which shall entitle the person
2 having immediate lawful possession of the commercial learner permit
3 and a valid Oklahoma driver license or provisional driver license
4 pursuant to Section 6-212 of this title to operate a Class A, B or C
5 commercial motor vehicle upon the public highways solely for the
6 purpose of behind-the-wheel training in accordance with rules
7 promulgated by the Department.

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

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

15 4. A commercial learner permit shall be issued by ~~the~~
16 ~~Department~~ Service Oklahoma as a separate and unique document which
17 shall be valid only in conjunction with a valid Oklahoma driver
18 license or provisional driver license pursuant to Section 6-212 of
19 this title, both of which shall be in the possession of the person
20 to whom they have been issued whenever that person is operating a
21 commercial motor vehicle as provided in this subsection.

22 5. After one renewal of a commercial learner permit, as
23 provided in paragraph 2 of this subsection, a commercial permit
24 shall not be renewed again. Any person who has held a commercial

1 learner permit for the initial issuance period and one renewal
2 period shall not be eligible for and ~~the Department~~ Service Oklahoma
3 shall not issue another renewal of the permit; provided, the person
4 may reapply for a new commercial learner permit, as provided for in
5 this subsection.

6 G. 1. For purposes of this title:

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

20 b. "REAL ID Noncompliant Driver License" or
21 "Identification Card" means a driver license or
22 identification card issued by the State of Oklahoma
23 that has not been certified by the United States
24 Department of Homeland Security (USDHS) as being

1 compliant with the requirements of the REAL ID Act. A
2 REAL ID Noncompliant Driver License or Identification
3 Card will be clearly marked on the face indicating
4 that it is not compliant with the federal REAL ID Act
5 and is not acceptable for official federal purposes.
6 The driver license or identification card will have a
7 unique design or color indicator that clearly
8 distinguishes it from a compliant license or card.

9 2. Original Driver License and Identification Card Issuance:

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

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

15 3. REAL ID Compliant Driver License and Identification Card

16 Renewal and Replacement:

17 a. Application for renewal or replacement of a REAL ID
18 Compliant Driver License or Identification Card may be
19 made to ~~the Department of Public Safety Service~~
20 Oklahoma or to a ~~motor license agent~~ licensed
21 operator; provided, such ~~motor license agent~~ licensed
22 operator is authorized to process application for REAL
23 ID Compliant Driver Licenses and Identification Cards.
24 A ~~motor license agent~~ licensed operator may process

1 the voluntary downgrade of a REAL ID Compliant
2 Commercial Driver License to any lower class license
3 upon request of the licensee; provided, no additional
4 endorsements or restrictions are placed on the
5 license.

6 b. ~~Department of Public Safety~~ Service Oklahoma employees
7 or authorized ~~motor license agents~~ licensed operators
8 shall perform all document recognition and other
9 requirements needed for approval of a renewal or
10 replacement REAL ID Compliant Driver License or
11 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~~ Service Oklahoma or an
17 authorized ~~motor license agent~~ licensed operator.

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

22 b. ~~Department of Public Safety Service Oklahoma~~ employees
23 or ~~motor license agents~~ licensed operators shall
24 perform all document recognition and other

1 requirements needed for approval of a renewal or
2 replacement REAL ID Noncompliant Driver License or
3 Identification Card application.

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

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

20 H. 1. The fee charged for an approved application for an
21 original Oklahoma REAL ID Compliant or REAL ID Noncompliant Driver
22 License or an approved application for the addition of an
23 endorsement to a current valid Oklahoma REAL ID Compliant or REAL ID
24

1 Noncompliant Driver License shall be assessed in accordance with the
2 following schedule:

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

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

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

20 J. In addition to any fee charged pursuant to the provisions of
21 subsection H of this section, the fee charged for the issuance or
22 renewal of a REAL ID Noncompliant Driver License shall be in
23 accordance with the following schedule; provided, that any applicant
24

1 who has a CDL Learner Permit shall be charged only the replacement
2 fee for the issuance of the license:

3	License Class	4-year	8-year
4	Class A Commercial Learner Permit	\$56.50	\$113.00
5	Class A Commercial License	\$56.50	\$113.00
6	Class B Commercial Learner Permit	\$56.50	\$113.00
7	Class B Commercial License	\$56.50	\$113.00
8	Class C Commercial Learner Permit	\$46.50	\$93.00
9	Class C Commercial License	\$46.50	\$93.00
10	Class D License	\$38.50	\$77.00

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

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

24

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

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

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

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

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

1 3. Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
2 (\$20.00) of an 8-year license shall be deposited to the Department
3 of Public Safety Revolving Fund for all original or renewal
4 issuances of licenses through October 31, 2022. Beginning November
5 1, 2022, Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
6 (\$20.00) of an 8-year license shall be deposited to the Service
7 Oklahoma Revolving Fund for all original or renewal issuances of
8 licenses; and

9 4. Five Dollars (\$5.00) of a 4-year license or Six Dollars
10 (\$6.00) of an 8-year license shall be deposited to the State Public
11 Safety Fund created in Section 2-147 of this title.

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

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

	4-year	8-year
18 Age 62	\$21.25	\$42.50
19 Age 63	\$17.50	\$35.00
20 Age 64	\$13.75	\$27.50
21 Age 65	-0-	

22 P. No person who has been honorably discharged from active
23 service in any branch of the Armed Forces of the United States or
24 Oklahoma National Guard and who has been certified by the United

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

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

1 ~~agents~~ licensed operator; provided, ~~the Department of Public Safety~~
2 Service Oklahoma is authorized to assume these duties in any county
3 of this state. Each ~~motor license agent~~ licensed operator accepting
4 applications for driver licenses shall receive Six Dollars (\$6.00)
5 for a 4-year REAL ID Noncompliant Driver License or Twelve Dollars
6 (\$12.00) for an 8-year REAL ID Noncompliant Driver License or Ten
7 Dollars (\$10.00) for a 4-year REAL ID Compliant Driver License or
8 Twenty Dollars (\$20.00) for an 8-year REAL ID Compliant Driver
9 License to be deducted from the total collected for each license or
10 renewal application accepted. The fees received by the ~~motor~~
11 ~~license agent~~ licensed operator, authorized by this subsection,
12 shall be used for operating expenses.

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

20 The next Five Hundred Thousand Dollars (\$500,000.00) of monies
21 collected pursuant to this section shall be paid by the Tax
22 Commission to the State Treasurer to be deposited each fiscal year
23 under the provisions of this section to the credit of the Department
24 of Public Safety Restricted Revolving Fund for the purpose of the

1 Statewide Law Enforcement Communications System. All other monies
2 collected in excess of Five Hundred Sixty Thousand Dollars
3 (\$560,000.00) each fiscal year shall be apportioned as provided in
4 Section 1104 of this title, except as otherwise provided in this
5 section.

6 S. ~~The Department of Public Safety~~ Service Oklahoma shall
7 retain the images displayed on licenses and identification cards
8 issued pursuant to the provisions of Sections 6-101 through 6-309 of
9 this title which may be used only:

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

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

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

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

23 The computer system and related equipment acquired for this
24 purpose must conform to industry standards for interoperability and

1 open architecture. The Department of Public Safety may promulgate
2 rules to implement the provisions of this subsection.

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

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

22 SECTION 33. AMENDATORY 47 O.S. 2021, Section 6-101.1, is
23 amended to read as follows:

24

1 Section 6-101.1 A. Any license issued pursuant to Sections 6-
2 101, 6-105 or 6-114 of this title to any person under twenty-one
3 (21) years of age shall be of special design, easily recognizable as
4 the license of such a person and shall include the language "UNDER
5 21" on the face of the license.

6 B. When a person who has been issued a license designated to be
7 the license of a person under twenty-one (21) years of age attains
8 the age of twenty-one (21) years, said person may obtain a
9 replacement license without said designation upon payment of the fee
10 required for a duplicate license and by furnishing proof
11 satisfactory to ~~the Department of Public Safety~~ Service Oklahoma or
12 the ~~motor license agent~~ licensed operator that said person has
13 attained the age of twenty-one (21) years.

14 SECTION 34. AMENDATORY 47 O.S. 2021, Section 6-102, is
15 amended to read as follows:

16 Section 6-102. A. A nonresident who is sixteen (16) years of
17 age or older may operate a motor vehicle in this state as authorized
18 by the class, restrictions, and endorsements specified on the
19 license, if the nonresident is:

20 1. Properly licensed in the home state or country to operate a
21 commercial or noncommercial motor vehicle and who has immediate
22 possession of a valid driver license issued by the home state or
23 country; or
24

1 2. A member of the Armed Forces of the United States or the
2 spouse or dependent of such member who has been issued and is in
3 possession of a valid driver license issued by an overseas component
4 of the Armed Forces of the United States.

5 B. A resident who is at least fifteen (15) years of age may
6 operate a vehicle in this state without a driver license, if the
7 resident is:

8 1. Operating a vehicle pursuant to subsection B of Section 6-
9 105 of this title; or

10 2. Taking the driving skills examination as required by Section
11 6-110 of this title, when accompanied by a Driver License Examiner
12 of ~~the Department of Public Safety~~ Service Oklahoma or by a
13 designated examiner approved and certified by ~~the Department~~ Service
14 Oklahoma.

15 C. Any person, while in the performance of official duties, may
16 operate any class of motor vehicle if the person possesses any class
17 of valid Oklahoma driver license or a valid driver license issued by
18 another state, if the person is:

19 1. A member of the Armed Forces of the United States who is on
20 active duty;

21 2. A member of the military reserves, not including United
22 States reserve technician;

23 3. A member of the National Guard who is on active duty,
24 including National Guard military technicians;

1 4. A member of the National Guard who is on part-time National
2 Guard training, including National Guard military technicians; or

3 5. A member of the United States Coast Guard who is on active
4 duty.

5 D. ~~The Commissioner of Public Safety~~ Director of Service
6 Oklahoma is hereby authorized to adopt rules as may be necessary to
7 enter into reciprocity agreements with foreign countries. The rules
8 shall specify that the driver license standards of the foreign
9 country shall be comparable to those of this state. The rules shall
10 also require foreign drivers, who are operating a motor vehicle in
11 Oklahoma under such a reciprocity agreement, to comply with the
12 compulsory motor vehicle liability insurance and financial
13 responsibility laws of this state.

14 SECTION 35. AMENDATORY 47 O.S. 2021, Section 6-103, is
15 amended to read as follows:

16 Section 6-103. A. Except as otherwise provided by law, ~~the~~
17 ~~Department of Public Safety~~ Service Oklahoma shall not issue a
18 driver license to:

19 1. Any person who is under eighteen (18) years of age, except
20 that ~~the Department~~ Service Oklahoma may issue a Class D license to
21 any person who attains sixteen (16) years of age on or after August
22 15, 2000, and meets the requirements of Sections 6-105 and 6-107.3
23 of this title;

24

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

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

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

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

24

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

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

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

13 9. Any alien unless such person presents valid documentation of
14 identity and authorization for presence in the United States issued
15 pursuant to the laws of the United States; provided, no license
16 shall be issued to any alien whose documentation indicates the alien
17 is a visitor or is not eligible to establish residency; or

18 10. Any person who possesses a valid license to operate a motor
19 vehicle issued by another state until the other state license has
20 been surrendered.

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

24

1 SECTION 36. AMENDATORY 47 O.S. 2021, Section 6-103.1, is
2 amended to read as follows:

3 Section 6-103.1 A. Any legal custodial parent or legal
4 guardian may prohibit the licensing of or cause the cancellation of
5 a license previously issued to his or her unemancipated child by
6 filing an objection with ~~the Department of Public Safety~~ Service
7 Oklahoma on a form prescribed by ~~the Department~~ Service Oklahoma.
8 ~~The Department~~ Service Oklahoma shall refuse to issue or shall
9 cancel a license when an objection has been properly filed by a
10 legal custodial parent or legal guardian. A license may not be
11 issued and a previous license shall remain canceled until the
12 objection is withdrawn by the legal custodial parent or legal
13 guardian or until the child attains eighteen (18) years of age. A
14 license canceled because a legal custodial parent or legal guardian
15 has filed an objection may be reinstated only after a period of
16 three (3) months. No fee shall be assessed by ~~the Department~~
17 Service Oklahoma for reinstatement of a license pursuant to the
18 provisions of this act.

19 B. No legal custodial parent or legal guardian shall be found
20 liable for negligent entrustment of an unemancipated child for
21 failure to file an objection pursuant to the provisions of this
22 section.

23 SECTION 37. AMENDATORY 47 O.S. 2021, Section 6-105, is
24 amended to read as follows:

1 Section 6-105. A. Unless a legal custodial parent or legal
2 guardian has filed an objection to licensure pursuant to Section 6-
3 103.1 of this title, any person under eighteen (18) years of age who
4 is in compliance with or not subject to Section 6-107.3 of this
5 title may be permitted to operate:

6 1. A Class D motor vehicle under the graduated driver license
7 provisions prescribed in subsections B through E of this section;

8 2. A motorcycle under the provisions prescribed in subsection H
9 of this section; or

10 3. A farm vehicle under the provisions prescribed in subsection
11 I of this section.

12 B. Any person who is at least fifteen (15) years of age may
13 drive during a session in which the driver is being instructed in a
14 driver education course, as set out in subparagraphs a, b, c, d and
15 e of paragraph 1 of subsection C of this section, by a certified
16 driver education instructor who is seated in the right front seat of
17 the motor vehicle.

18 C. Any person:

19 1. Who is at least fifteen and one-half (15 1/2) years of age
20 and is currently receiving instruction in or has successfully
21 completed driver education. For purposes of this section, the term
22 "driver education" shall mean:

23
24

- 1 a. a prescribed secondary school driver education course,
2 as provided for in Sections 19-113 through 19-121 of
3 Title 70 of the Oklahoma Statutes,
- 4 b. a driver education course, certified by the Department
5 of Public Safety, from a parochial, private, or other
6 nonpublic secondary school,
- 7 c. a commercial driver training course, as defined by
8 Sections 801 through 808 of this title,
- 9 d. a parent-taught driver education course, certified by
10 the Department of Public Safety. The Department shall
11 promulgate rules for any parent-taught driver
12 education course, or
- 13 e. a driver education course certified by a state other
14 than Oklahoma; or

15 2. Who is at least sixteen (16) years of age,
16 may, upon successfully passing all parts of the driver license
17 examination administered by ~~the Department~~ Service Oklahoma, or an
18 approved written examination proctor, except the driving
19 examination, be issued a learner permit which will grant the
20 permittee the privilege to operate a Class D motor vehicle upon the
21 public highways only between the hours of 5:00 a.m. and 10:00 p.m.
22 and while accompanied by a licensed driver who is at least twenty-
23 one (21) years of age and who is actually occupying a seat beside
24 the permittee; provided, the written examination for a learner

1 permit may be waived by ~~the Department of Public Safety~~ Service
2 Oklahoma upon verification that the person has successfully
3 completed driver education.

4 D. 1. Any person:

5 a. who has applied for, been issued, and has possessed a
6 learner permit for a minimum of six (6) months, and

7 b. whose custodial legal parent or legal guardian
8 certifies to ~~the Department~~ Service Oklahoma by sworn
9 affidavit that the person has received a minimum of
10 fifty (50) hours of actual behind-the-wheel training,
11 of which at least ten (10) hours of such training was
12 at night, from a licensed driver who was at least
13 twenty-one (21) years of age and who was properly
14 licensed to operate a Class D motor vehicle for a
15 minimum of two (2) years,

16 may be issued an intermediate Class D license upon successfully
17 passing all parts of the driver license examinations administered by
18 ~~the Department~~ Service Oklahoma; provided, the written examination,
19 if it has not previously been administered or waived, may be waived
20 by ~~the Department~~ Service Oklahoma upon verification that the person
21 has successfully completed driver education or the driving
22 examination may be waived by ~~the Department~~ Service Oklahoma upon
23 successful passage of the examination administered by a certified
24 designated examiner, as provided for in Section 6-110 of this title.

1 However, notwithstanding the date of issuance of the learner permit,
2 if the person has been convicted of a traffic offense which is
3 reported on the driving record of that person, the time period
4 specified in subparagraph a of this paragraph shall be recalculated
5 to begin from the date of conviction for the traffic offense, and
6 must elapse before that person may be issued an intermediate Class D
7 license. If the person has been convicted of more than one traffic
8 offense which is reported on the driving record of that person, the
9 time period specified in subparagraph a of this paragraph shall be
10 recalculated to begin from the most recent date of conviction, and
11 must elapse before that person may be issued an intermediate Class D
12 license.

13 2. A person who has been issued an intermediate Class D license
14 under the provisions of this subsection:

15 a. shall be granted the privilege to operate a Class D
16 motor vehicle upon the public highways:

17 (1) only between the hours of 5:00 a.m. and 10:00
18 p.m., except for driving to and from work,
19 school, school activities, and church activities,
20 or

21 (2) at any time, if a licensed driver who is at least
22 twenty-one (21) years of age is actually
23 occupying a seat beside the intermediate Class D
24 licensee, or if the intermediate Class D licensee

1 is a farm or ranch resident, and is operating a
2 motor vehicle while engaged in farming or
3 ranching operations outside the limits of a
4 municipality, or driving to and from work,
5 school, school activities, or church activities,
6 and

7 b. shall not operate a motor vehicle with more than one
8 passenger unless:

9 (1) all passengers live in the same household as the
10 custodial legal parent or legal guardian, or

11 (2) a licensed driver at least twenty-one (21) years
12 of age is actually occupying a seat beside the
13 intermediate Class D licensee.

14 E. Any person who has been issued an intermediate Class D
15 license for a minimum of:

16 1. One (1) year; or

17 2. Six (6) months, if the person has completed both the driver
18 education and the parent-certified behind-the-wheel training
19 provisions of subparagraph b of paragraph 1 of subsection D of this
20 section,

21 may be issued a Class D license. However, notwithstanding the date
22 of issuance of the Class D license, if the person has been convicted
23 of a traffic offense which is reported on the driving record of that
24 person, the time periods specified in paragraph 1 or 2 of this

1 subsection, as applicable, shall be recalculated to begin from the
2 date of conviction for the traffic offense, and must elapse before
3 that person may be issued a Class D license. If the person has been
4 convicted of more than one traffic offense which is reported on the
5 driving record of that person, the time periods specified in
6 paragraph 1 or 2 of this subsection, as applicable, shall be
7 recalculated to begin from the most recent date of conviction, and
8 must elapse before that person may be issued a Class D license.

9 F. Learner permits and intermediate Class D licenses shall be
10 issued for the same period as all other driver licenses. The
11 licenses may be suspended or canceled at the discretion of the
12 Department for violation of restrictions, for failing to give the
13 required or correct information on the application, for knowingly
14 giving false or inaccurate information on the application or any
15 subsequent documentation related to the granting of driving
16 privileges, for using a hand-held electronic device while operating
17 a motor vehicle for non-life-threatening emergency purposes or for
18 violation of any traffic laws of this state pertaining to the
19 operation of a motor vehicle.

20 G. ~~The Department of Public Safety~~ Service Oklahoma shall
21 promulgate rules establishing procedures for removal of learner
22 permit and intermediate Class D license restrictions from the permit
23 or license upon the permittee or licensee qualifying for a less
24 restricted or an unrestricted license.

1 H. Any person fourteen (14) years of age or older may apply for
2 a restricted Class D license with a motorcycle-only restriction.
3 After the person has successfully passed all parts of the motorcycle
4 examination other than the driving examination, has successfully
5 completed a certified state-approved motorcycle basic rider course
6 approved by the Department of Public Safety, in conjunction with
7 Service Oklahoma, and has met all requirements provided for in the
8 rules of the Department, ~~the Department~~ and Service Oklahoma,
9 Service Oklahoma shall issue to the person a restricted Class D
10 license with a motorcycle-only restriction which shall grant to the
11 person, while having the license in the person's immediate
12 possession, the privilege to operate a motorcycle or motor-driven
13 cycle:

- 14 1. With a piston displacement not to exceed three hundred (300)
15 cubic centimeters;
- 16 2. Between the hours of 4:30 a.m. to 9:00 p.m. only;
- 17 3. While wearing approved protective headgear; and
- 18 4. While accompanied by and receiving instruction from any
19 person who is at least twenty-one (21) years of age and who is
20 properly licensed pursuant to the laws of this state to operate a
21 motorcycle or motor-driven cycle, and who has visual contact with
22 the restricted licensee.

23 The restricted licensee may apply on or after thirty (30) days
24 from date of issuance of the restricted Class D license with a

1 motorcycle-only restriction to have the restriction of being
2 accompanied by a licensed driver removed by successfully completing
3 the driving portion of an examination.

4 The written examination and driving examination for a restricted
5 Class D license with a motorcycle-only endorsement shall be waived
6 by ~~the Department of Public Safety~~ Service Oklahoma upon
7 verification that the person has successfully completed a certified
8 state-approved motorcycle basic rider course approved by the
9 Department and Service Oklahoma.

10 I. ~~The Department~~ Service Oklahoma may in its discretion issue
11 a special permit to any person who has attained the age of fourteen
12 (14) years, authorizing such person to operate farm vehicles between
13 the farm and the market to haul commodities grown on the farm;
14 provided, that the special permit shall be temporary and shall
15 expire not more than thirty (30) days after the issuance of the
16 special permit. Special permits shall be issued only to farm
17 residents and shall be issued only during the time of the harvest of
18 the principal crops grown on such farm. Provided, however, ~~the~~
19 ~~Department~~ Service Oklahoma shall not issue a special permit
20 pursuant to this subsection until ~~the Department~~ Service Oklahoma is
21 fully satisfied after the examination of the application and other
22 evidence furnished in support thereof, that the person is physically
23 and mentally developed to such a degree that the operation of a
24 motor vehicle by the person would not be inimical to public safety.

1 J. As used in this section:

2 1. "Hand-held electronic device" means a mobile telephone or
3 electronic device with which a user engages in a telephone call,
4 plays or stores media, including but not limited to music and video,
5 or sends or reads a text message while requiring the use of at least
6 one hand; and

7 2. "Using a hand-held electronic device" means engaging any
8 function on an electronic device.

9 K. All driver education courses provided for in paragraph 1 of
10 subsection C of this section shall include education regarding the
11 dangers of texting while driving and the effects of being under the
12 influence of alcohol or other intoxicating substance while driving.

13 SECTION 38. AMENDATORY 47 O.S. 2021, Section 6-105.2, is
14 amended to read as follows:

15 Section 6-105.2 ~~The Department of Public Safety Service~~
16 Oklahoma may issue an instructor permit to any qualified secondary
17 school driver education instructor as defined by the State Board of
18 Education Rules and Regulations for Oklahoma High School Driver and
19 Traffic Safety Education or any driver education instructor,
20 certified by ~~the Department of Public Safety Service Oklahoma~~, of a
21 parochial, private, or other nonpublic secondary school upon a
22 proper application to the State Board of Education or the Department
23 of Public Safety in the case of secondary schools that are not
24 regulated by the State Board of Education or a commercial driver

1 training course instructor, as provided for in Sections 801 through
2 808 of ~~Title 47 of the Oklahoma Statutes~~ this title. ~~The Department~~
3 Service Oklahoma shall promulgate rules for the issuance of the
4 permits. Any instructor as defined in this subsection who has been
5 issued a permit may instruct any person who is at least fifteen and
6 one-half (15 1/2) years of age or who is at least fifteen (15) years
7 of age and of secondary school or higher educational standing while
8 regularly enrolled and certified by the instructor as a student
9 taking a prescribed course of secondary school driver education or a
10 driver education course, certified by ~~the Department of Public~~
11 ~~Safety~~ Service Oklahoma, from a parochial, private, or other
12 nonpublic secondary school or a commercial driver training course,
13 as defined by Sections 801 through 808 of ~~Title 47 of the Oklahoma~~
14 ~~Statutes~~ this title, to operate a motor vehicle while accompanied by
15 and receiving instruction from the instructor who is actually
16 occupying a seat beside the driver.

17 SECTION 39. AMENDATORY 47 O.S. 2021, Section 6-105.3, is
18 amended to read as follows:

19 Section 6-105.3 A. In addition to the licenses to operate
20 motor vehicles, ~~the Department of Public Safety~~ Service Oklahoma may
21 issue cards to Oklahoma residents for purposes of identification
22 only. The identification cards shall be issued, renewed, replaced,
23 canceled and denied in the same manner as driver licenses in this
24 state. A licensee whose record reflects a notation of the person's

1 proof of legal presence, verified by the U.S. Department of Homeland
2 Security, or proof of U.S. citizenship, may obtain a REAL ID
3 Compliant Identification Card or a Noncompliant Identification Card
4 from a ~~motor license agent~~ licensed operator or ~~the Department of~~
5 ~~Public Safety~~ Service Oklahoma, regardless of the status of the
6 license held by the licensee. Provided, the licensee must comply
7 with all REAL ID documentation requirements to obtain a REAL ID
8 Compliant Identification Card. A person shall not apply for or
9 possess more than one state-issued or territory-issued REAL ID
10 Compliant Identification Card pursuant to the provisions of Section
11 6-101 of this title.

12 The application for an identification card by any person under
13 the age of eighteen (18) years shall be signed and verified by a
14 custodial legal parent or legal guardian, either in person before a
15 person authorized to administer oaths or electronically if
16 completing an online application, or a notarized affidavit signed by
17 a custodial legal parent or legal guardian submitted before a person
18 authorized to administer oaths by the person under the age of
19 eighteen (18) years with the application. Except as otherwise
20 provided in this section, the identification cards shall be valid
21 for a period of either four (4) years from the month of issuance or
22 eight (8) years from the month of issuance; however, the
23 identification cards issued to persons sixty-five (65) years of age
24 or older shall be valid indefinitely from the month of issuance.

1 B. 1. The Department of Corrections shall coordinate with ~~the~~
2 ~~Department of Public Safety~~ Service Oklahoma to provide REAL ID
3 Noncompliant Identification Cards to all inmates who do not have a
4 current state-issued identification card or driver license upon
5 their release from custody. The identification cards shall be
6 issued, replaced, canceled and denied in the same manner as driver
7 licenses in this state.

8 2. If an inmate is unable to provide a valid identification
9 document and no other form of identification is available, ~~the~~
10 ~~Department of Public Safety~~ Service Oklahoma shall allow the use of
11 a Department of Corrections-issued consolidated record card to serve
12 as a valid identification document to obtain a REAL ID Noncompliant
13 Identification Card.

14 3. REAL ID Noncompliant Identification Cards issued with a
15 consolidated record card from the Department of Corrections for
16 inmates shall be valid for a period of four (4) years from the month
17 of issuance for an allowable fee to be determined by ~~the Department~~
18 ~~of Public Safety~~ Service Oklahoma and are nonrenewable and
19 nontransferable.

20 4. The fee charged for the issuance or replacement of a REAL ID
21 Noncompliant Identification Card pursuant to this subsection shall
22 be deposited in the Department of Public Safety Revolving Fund
23 through October 31, 2022. Beginning November 1, 2022, this fee
24 shall be deposited in the Service Oklahoma Revolving Fund.

1 Provided, however, REAL ID Noncompliant Identification Cards issued
2 to individuals required to register pursuant to the Sex Offenders
3 Registration Act shall only be valid for a period of one (1) year.
4 No person sixty-five (65) years of age or older shall be charged a
5 fee for a REAL ID Noncompliant Identification Card.

6 5. ~~The Department of Public Safety~~ Service Oklahoma is
7 authorized to promulgate rules and procedures to implement the
8 provisions of this subsection.

9 C. No person shall hold more than one state-issued or
10 territory-issued REAL ID Compliant Driver License or REAL ID
11 Compliant Identification Card, as defined in subsection G of Section
12 6-101 of this title. ~~The Department~~ Service Oklahoma shall not
13 issue a REAL ID Compliant Identification Card to any applicant who
14 has been previously issued a REAL ID Compliant Driver License or
15 REAL ID Compliant Identification Card unless such license or
16 identification card has been surrendered to the Department by the
17 applicant. ~~The Department~~ Service Oklahoma may promulgate rules
18 related to the issuance of replacement REAL ID Compliant
19 Identification Cards in the event of loss or theft.

20 D. The fee charged for the issuance or renewal of a REAL ID
21 Compliant Identification Card shall be Twenty-five Dollars (\$25.00)
22 for a 4-year card and Fifty Dollars (\$50.00) for an 8-year card.
23 The fee charged for the issuance or renewal of a REAL ID
24 Noncompliant Identification Card pursuant to this section shall be

1 Twenty-five Dollars (\$25.00) for a 4-year card and Fifty Dollars
2 (\$50.00) for an 8-year card; however, no person sixty-five (65)
3 years of age or older, or one hundred percent (100%) disabled
4 veteran described in subsection P of Section 6-101 of this title
5 shall be charged a fee for an identification card. Of each fee
6 charged pursuant to the provisions of this subsection:

7 1. Seven Dollars (\$7.00) of a 4-year card and Fourteen Dollars
8 (\$14.00) of an 8-year card shall be apportioned as provided in
9 Section 1104 of this title;

10 2. Three Dollars (\$3.00) of a 4-year card and Six Dollars
11 (\$6.00) of an 8-year card shall be credited to the Department of
12 Public Safety Computer Imaging System Revolving Fund to be used
13 solely for the purpose of the administration and maintenance of the
14 computerized imaging system of the Department;

15 3. Ten Dollars (\$10.00) of a 4-year card and Twenty Dollars
16 (\$20.00) of an 8-year card shall be deposited in the Department of
17 Public Safety Revolving Fund through October 31, 2022. Beginning
18 November 1, 2022, this fee shall be deposited in the Service
19 Oklahoma Revolving Fund;

20 4. Three Dollars (\$3.00) of a 4-year card and Six Dollars
21 (\$6.00) of an 8-year card shall be deposited to the State Public
22 Safety Fund created in Section 2-147 of this title; and

23 5. Two Dollars (\$2.00) for a 4-year card and Four Dollars
24 (\$4.00) for an 8-year card of the fee authorized by this subsection

1 related to the issuance or renewal of an identification card by a
2 ~~motor license agent~~ licensed operator that does process approved
3 applications or renewals for REAL ID Compliant and REAL ID Non-
4 Compliant Driver Licenses or Identification Cards shall be retained
5 by the ~~motor license agent~~ licensed operator.

6 E. The fee charged for replacement of a REAL ID Compliant
7 Identification Card, or REAL ID Non-Compliant Identification Card,
8 shall be Twenty-five Dollars (\$25.00); however, no person sixty-five
9 (65) years of age or older shall be charged a fee for an
10 identification card replacement. Of each fee charged pursuant to
11 the provisions of this subsection:

12 1. Seven Dollars (\$7.00) shall be apportioned as provided in
13 Section 1104 of this title;

14 2. Three Dollars (\$3.00) shall be credited to the Department of
15 Public Safety Computer Imaging System Revolving Fund to be used
16 solely for the purpose of the administration and maintenance of the
17 computerized imaging system of the Department;

18 3. Ten Dollars (\$10.00) shall be deposited in the Department of
19 Public Safety Revolving Fund through October 31, 2022. Beginning
20 November 1, 2022, this fee shall be deposited in the Service
21 Oklahoma Revolving Fund;

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

24

1 5. Two Dollars (\$2.00) of the fee authorized by this subsection
2 related to the replacement of an identification card by a ~~motor~~
3 ~~license agent~~ licensed operator that does process approved
4 applications or renewals for REAL ID Compliant or REAL ID Non-
5 Compliant Driver Licenses or Identification Cards shall be retained
6 by the ~~motor license agent~~ licensed operator.

7 F. The Oklahoma Tax Commission is hereby authorized to
8 reimburse, from funds available to that agency, each ~~motor license~~
9 ~~agent~~ licensed operator issuing an identification card to a person
10 sixty-five (65) years of age or older, an amount not to exceed One
11 Dollar (\$1.00) for each card or driver license so issued. The Tax
12 Commission shall develop procedures for claims for reimbursement.

13 G. Notwithstanding any other provision of law, when a person
14 makes application for a new identification card, or makes
15 application to renew an identification card, and the person has been
16 convicted of, or received a deferred judgment for, any offense
17 required to register pursuant to the Sex Offenders Registration Act,
18 the identification card shall be valid for a period of one (1) year
19 from the month of issuance, but may be renewed yearly during the
20 time the person is subject to registration on the Sex Offender
21 Registry. The cost for such identification card shall be the same
22 as for other identification cards and renewals.

23 SECTION 40. AMENDATORY 47 O.S. 2021, Section 6-106, is
24 amended to read as follows:

1 Section 6-106. A. 1. Every application for a driver license
2 or identification card shall be made by the applicant upon a form
3 furnished by ~~the Department of Public Safety~~ Service Oklahoma.

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

15 3. Except as provided for in subsections G and H of this
16 section, every applicant for a driver license or identification card
17 shall provide to ~~the Department~~ Service Oklahoma at the time of
18 application a document showing proof of identity. ~~The Department~~
19 Service Oklahoma shall promulgate rules prescribing forms of primary
20 and secondary identification acceptable for an original Oklahoma
21 driver license.

22 B. Every applicant for a driver license shall provide the
23 following information:

24 1. Full name;

- 1 2. Date of birth;
- 2 3. Sex;
- 3 4. Address of principal residence and county of such residence
- 4 which shall be referenced on the REAL ID Compliant Driver License or
- 5 Identification Card; proof of principal residency, as prescribed by
- 6 rules promulgated by ~~the Department~~ Service Oklahoma, documenting
- 7 provided address;
- 8 5. Current and complete mailing address to be maintained by ~~the~~
- 9 ~~Department~~ Service Oklahoma for the purpose of giving notice, if
- 10 necessary, as required by Section 2-116 of this title;
- 11 6. Medical information, as determined by the Department, which
- 12 shall assure ~~the Department~~ Service Oklahoma that the person is not
- 13 prohibited from being licensed as provided by paragraph 7 of
- 14 subsection A of Section 6-103 of this title;
- 15 7. Whether the applicant is deaf or hard-of-hearing;
- 16 8. A brief description of the applicant, as determined by the
- 17 Department;
- 18 9. Whether the applicant has previously been licensed, and, if
- 19 so, when and by what state or country, and whether any license has
- 20 ever been suspended or revoked, or whether an application has ever
- 21 been refused, and, if so, the date of and reason for the suspension,
- 22 revocation or refusal;
- 23
- 24

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

4 11. Whether the applicant has:

5 a. previously been licensed and, if so, when and by what
6 state or country, and

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

9 12. Social Security number.

10 No person shall request ~~the Department~~ Service Oklahoma to use the
11 Social Security number of that person as the driver license number.
12 Upon renewal or replacement of any driver license issued after the
13 effective date of this act, the licensee shall advise ~~the Department~~
14 Service Oklahoma or the ~~motor license agent~~ licensed operator if the
15 present driver license number of the licensee is the Social Security
16 number of the licensee. If the driver license number is the Social
17 Security number, ~~the Department~~ Service Oklahoma or the ~~motor~~
18 ~~license agent~~ licensed operator shall change the driver license
19 number to a computer-generated alphanumeric identification.

20 C. 1. In addition to the requirements of subsections A and B
21 of this section, every applicant for a commercial driver license who
22 is subject to the requirements of 49 C.F.R., Part 391, and is
23 applying for an original, renewal, or replacement license, and every
24 person who, upon or after May 8, 2012, is currently the holder of a

1 commercial driver license and is subject to the requirements of 49
2 C.F.R., Part 391, and who does not apply for a renewal or
3 replacement license prior to January 30, 2014, shall submit to ~~the~~
4 ~~Department~~ Service Oklahoma and maintain with ~~the Department~~ Service
5 Oklahoma a current approved medical examination certificate signed
6 by a licensed physician authorized to perform and approve medical
7 examination certifications. ~~The Department~~ Service Oklahoma shall
8 adopt rules for maintaining medical examination certificates
9 pursuant to the requirements in 49 C.F.R., Parts 383 and 384. Any
10 commercial driver licensee subject to the requirements of this
11 paragraph who fails to maintain on file with ~~the Department~~ Service
12 Oklahoma a current, approved medical examination certificate shall
13 have the driving privileges of the person downgraded to a Class D
14 driver license by ~~the Department~~ Service Oklahoma.

15 2. If the applicant is applying for an original commercial
16 driver license in Oklahoma or is transferring a commercial driver
17 license from another state to Oklahoma, ~~the Department~~ Service
18 Oklahoma shall review the driving record of the applicant in other
19 states for the immediately preceding ten (10) years, unless the
20 record review has already been performed by ~~the Department~~ Service
21 Oklahoma. As a result of the review, if it is determined by ~~the~~
22 ~~Department~~ Service Oklahoma that the applicant is subject to a
23 period of disqualification as prescribed by Section 6-205.2 of this
24 title which has not yet been imposed, the ~~Department~~ Service

1 Oklahoma shall impose the period of disqualification and the
2 applicant shall serve the period of disqualification before a
3 commercial driver license is issued to the applicant; provided,
4 nothing in this paragraph shall be construed to prevent the issuance
5 of a Class D driver license to the applicant.

6 3. If the applicant has or is applying for a hazardous material
7 endorsement, the applicant shall submit to a security threat
8 assessment performed by the Transportation Security Administration
9 of the Department of Homeland Security as required by and pursuant
10 to 49 C.F.R., Part 1572, which shall be used to determine whether
11 the applicant is eligible for the endorsement pursuant to federal
12 law and regulation.

13 4. ~~The Department of Public Safety~~ Service Oklahoma shall
14 notify each commercial driving school of the passage of this
15 section, and each commercial driving school shall notify prospective
16 students of its school of the hazardous material endorsement
17 requirement.

18 D. In addition to the requirements of subsections A and B of
19 this section, every applicant shall be given an option on the
20 application for issuance of a driver license or identification card
21 or renewal pursuant to Section 6-115 of this title to provide an
22 emergency contact person. The emergency contact information
23 requested may include full name, address, and phone number. The
24 emergency contact information shall be maintained by ~~the Department~~

1 Service Oklahoma and shall be used by ~~the Department~~ Service
2 Oklahoma and law enforcement for emergency purposes only. A person
3 listed as an emergency contact may request to be removed at any
4 time. Any update to a change of name, address, or phone number may
5 be made by the applicant listing the emergency contact person or by
6 the person listed as the emergency contact.

7 E. Whenever application is received from a person previously
8 licensed in another jurisdiction, ~~the Department~~ Service Oklahoma
9 shall request a copy of the driving record from the other
10 jurisdiction and, effective September 1, 2005, from all other
11 jurisdictions in which the person was licensed within the
12 immediately previous ten (10) years. When received, the driving
13 record shall become a part of the driving record of the person in
14 this state with the same force and effect as though entered on the
15 driver's record in this state in the original instance.

16 F. Whenever ~~the Department~~ Service Oklahoma receives a request
17 for a driving record from another licensing jurisdiction, the record
18 shall be forwarded without charge.

19 G. A person shall not apply for or possess more than one state-
20 issued or territory-issued REAL ID Compliant Driver License or
21 Identification Card pursuant to the provisions of Section 6-101 of
22 this title. A valid and unexpired Oklahoma driver license shall
23 serve as both primary and secondary proofs of identity whenever
24 application for a REAL ID Noncompliant Identification Card is

1 submitted to ~~the Department~~ Service Oklahoma. The provisions of
2 subsection B of Section 1550.42 of Title 21 of the Oklahoma Statutes
3 shall not apply when issuing an identification card pursuant to the
4 provisions of this subsection. ~~The Department~~ Service Oklahoma
5 shall promulgate rules necessary to implement and administer the
6 provisions of this subsection.

7 H. A valid and unexpired U.S. passport shall serve as both
8 primary and secondary proofs of identity whenever application for a
9 driver license or identification card is submitted to the
10 Department. ~~The Department~~ Service Oklahoma shall promulgate rules
11 necessary to implement and administer the provisions of this
12 subsection.

13 SECTION 41. AMENDATORY 47 O.S. 2021, Section 6-107, is
14 amended to read as follows:

15 Section 6-107. A. In addition to the requirements of Section
16 6-106 of this title, the application of any unemancipated person
17 under the age of eighteen (18) years for a restricted license shall
18 be signed and verified by the legal custodial parent or legal
19 guardian of the applicant, either in person before a person
20 authorized to administer oaths, electronically if completing an
21 online application, or by a notarized affidavit signed by a
22 custodial legal parent or legal guardian and submitted with the
23 application by the person under the age of eighteen (18) years
24 before a person authorized to administer oaths. The signature of

1 the legal custodial parent or legal guardian shall be evidence that
2 the legal custodial parent or legal guardian is willing to assume
3 the obligation imposed under Section 1-101 et seq. of this title
4 upon a person signing the application of a person under the age of
5 eighteen (18) years. Provided, however, any unemancipated person
6 under the age of eighteen (18) years who is in the permanent custody
7 of the Department of Human Services, upon proof of financial
8 responsibility in respect to the operation of a motor vehicle owned
9 by him or her or if not the owner of a motor vehicle then with
10 respect to the operation of any motor vehicle, in form and in
11 amounts as required under the motor vehicle financial responsibility
12 laws of this state, shall not be required to have his or her
13 application for restricted license signed or verified by another
14 person.

15 B. Any negligence or willful misconduct of a person under the
16 age of eighteen (18) years when driving a motor vehicle upon a
17 highway with the knowledge and consent of the person who signed the
18 application or notarized affidavit for the restricted license shall
19 be imputed to the person who has signed the application or notarized
20 affidavit. Such person shall be jointly and severally liable with
21 the minor for any damages caused by such negligence or willful
22 misconduct, except as otherwise provided in subsection C of this
23 section.

24

1 C. In the event a person under the age of eighteen (18) years
2 deposits, or there is deposited upon his or her behalf, proof of
3 financial responsibility in respect to the operation of a motor
4 vehicle owned by him or her or if not the owner of a motor vehicle
5 then with respect to the operation of any motor vehicle, in form and
6 in amounts as required under the motor vehicle financial
7 responsibility laws of this state, then ~~the Department~~ Service
8 Oklahoma may accept the application of such person when signed by
9 the legal custodial parent or the legal guardian of such person, and
10 while such proof is maintained the legal custodial parent or legal
11 guardian shall not be subject to the liability imposed under
12 subsection B of this section.

13 D. ~~The Department~~ Service Oklahoma may, at its discretion,
14 cancel or suspend the license of any person under the age of
15 eighteen (18) years for any unlawful act, negligence or misconduct
16 while driving a motor vehicle.

17 E. As provided in Section 6-103.1 of this title, any legal
18 custodial parent or legal guardian who has signed the application or
19 notarized affidavit of a person under the age of eighteen (18) years
20 for a license may thereafter file with ~~the Department of Public~~
21 ~~Safety~~ Service Oklahoma a verified written request that the license
22 of that person so granted be canceled. ~~The Department~~ Service
23 Oklahoma shall then cancel the license of the person and the legal
24 custodial parent or legal guardian who signed the application or

1 notarized affidavit of the person shall be relieved from the
2 liability imposed under Section 1-101 et seq. of this title by
3 reason of having signed the application on account of any subsequent
4 negligence or willful misconduct of the person in operating a motor
5 vehicle.

6 F. ~~The Department of Public Safety Service Oklahoma~~ upon
7 receipt of satisfactory evidence of the death of the legal custodial
8 parent or legal guardian who signed the application or notarized
9 affidavit of a person under the age of eighteen (18) years for a
10 license shall cancel the license and shall not issue a new license
11 until such time as a new application, duly signed and verified, is
12 made as required by this chapter. This provision shall not apply in
13 the event the person has attained the age of eighteen (18) years.

14 SECTION 42. AMENDATORY 47 O.S. 2021, Section 6-107.1, is
15 amended to read as follows:

16 Section 6-107.1 A. When any district court, municipal court of
17 record or any municipal court in a city or town in which the judge
18 is an attorney licensed to practice law in this state has determined
19 that a person under the age of eighteen (18) years has committed any
20 offense described in subsection C of this section, or that a person
21 eighteen (18), nineteen (19), or twenty (20) years of age has
22 committed an offense described in Section 11-906.4 of this title,
23 the court shall notify ~~the Department of Public Safety Service~~ Service

24

1 Oklahoma on a form prescribed by ~~the Department~~ Service Oklahoma as
2 provided in Section 6-107.2 of this title.

3 B. The notice shall include the name, date of birth, physical
4 description and, if known, the driver license number of the person.
5 The notice shall contain an order to ~~the Department~~ Service Oklahoma
6 to cancel or deny driving privileges for a period of six (6) months
7 for the first offense or a period of one (1) year for a subsequent
8 offense.

9 Provided, however, if the person is less than sixteen (16) years
10 of age at the time of the determination, and the person will be less
11 than sixteen (16) years of age at the end of the period of
12 cancellation or denial, ~~the Department~~ Service Oklahoma shall extend
13 the period of cancellation or denial to the date the person attains
14 sixteen (16) years of age.

15 The court shall send a copy of the notice to the person first
16 class, postage prepaid.

17 C. In addition to the administrative revocation of driving
18 privileges pursuant to Section 754 of this title, and the mandatory
19 revocation of driving privileges pursuant to Section 6-205.1 of this
20 title, this section applies to any crime, violation, infraction,
21 traffic offense or other offense involving or relating to the
22 possession, use, sale, purchase, transportation, distribution,
23 manufacture, or consumption of beer, alcohol, or any beverage
24 containing alcohol and to any crime, violation, infraction, traffic

1 offense or other offense involving or relating to the possession,
2 use, sale, purchase, transportation, distribution, manufacture,
3 trafficking, cultivation, consumption, ingestion, inhalation,
4 injection, or absorption of any controlled dangerous substance as
5 defined by paragraph 8 of Section 2-101 of Title 63 of the Oklahoma
6 Statutes or any substance which is capable of being ingested,
7 inhaled, injected, or absorbed into the human body and is capable of
8 adversely affecting the central nervous system, vision, hearing, or
9 other sensory or motor functions.

10 SECTION 43. AMENDATORY 47 O.S. 2021, Section 6-107.2, is
11 amended to read as follows:

12 Section 6-107.2 A. ~~The Department of Public Safety Service~~
13 Oklahoma shall prepare and distribute a Notification form to be used
14 by the courts, as provided in Section 6-107.1 of this title. In
15 addition to any other authority to cancel or deny driving
16 privileges, ~~the Department of Public Safety Service Oklahoma~~ shall,
17 upon receipt of such completed Notification form from a court,
18 cancel or deny all driving privileges of the person named in the
19 Notification form without hearing, for a period of time recommended
20 by the court.

21 B. Any person whose driving privileges are canceled or denied
22 pursuant to this section may file a petition for relief based upon
23 error or hardship.

24

1 1. The petition shall be filed in the district court which
2 notified ~~the Department~~ Service Oklahoma pursuant to Section 6-107.1
3 of this title or, if the Notification originated in a municipal
4 court, the petition shall be filed in the district court of the
5 county in which the court is located. A copy of the Notification
6 and a copy of ~~the Department's~~ Service Oklahoma's action canceling
7 or denying driving privileges pursuant to this section shall be
8 attached to the petition.

9 2. The district court shall conduct a hearing on the petition
10 and may determine the matter de novo, without notice to the
11 Department, and if applicable, without notice to the municipal
12 court; provided, the district court shall not consider a collateral
13 attack upon the merits of any conviction or determination which has
14 become final.

15 3. The district court may deny the petition or, in its
16 discretion, issue a written Order to ~~the Department~~ Service Oklahoma
17 to decrease the period of cancellation or denial to any period or
18 issue a written Order to vacate ~~the Department's~~ Service Oklahoma's
19 action taken pursuant to this section, in its entirety. The content
20 of the Order shall not grant or purport to grant any driving
21 privileges to the person; however, such Order may direct ~~the~~
22 ~~Department of Public Safety~~ Service Oklahoma to do so if the person
23 is otherwise eligible therefor. Unless all persons or agencies the
24 court had reason to believe may have had relevant information

1 related to the court record and departmental action have been given
2 notice of the petition, attorney fees and costs shall not be awarded
3 against any party. In no event shall ~~the Department of Public~~
4 ~~Safety~~ Service Oklahoma be liable for attorney fees and costs for
5 suspending, revoking, canceling or denying a driver license based
6 upon reasonable reliance on a notice from a court requiring the
7 revocation, suspension, cancellation or denial of the driver license
8 according to law.

9 C. Upon receipt of a written Order from the appropriate court,
10 ~~the Department~~ Service Oklahoma shall modify or reinstate any
11 driving privileges as provided in the Order.

12 SECTION 44. AMENDATORY 47 O.S. 2021, Section 6-110, is
13 amended to read as follows:

14 Section 6-110. A. 1. ~~The Department of Public Safety~~ Service
15 Oklahoma shall establish procedures to ensure every applicant for an
16 original Class A, B, C or D license and for any endorsements thereon
17 is examined by ~~the Department~~ Service Oklahoma, or an approved
18 written examination proctor, except as otherwise provided in Section
19 6-101 et seq. of this title or as provided in paragraph 2 of this
20 subsection or in subsections D and E of this section. ~~The~~
21 ~~Department~~ Service Oklahoma is authorized to approve and enter into
22 agreements with local school districts, the Oklahoma Department of
23 Career and Technology Education, or institutions of higher education
24 to act as approved written examination proctors with regard to any

1 written examination required by this section. The examination shall
2 include a test of the applicant's:

- 3 a. eyesight,
- 4 b. ability to read and understand highway signs
5 regulating, warning and directing traffic,
- 6 c. knowledge of the traffic laws of this state including
7 a portion on bicycle and motorcycle safety, and
- 8 d. ability, by actual demonstration, to exercise ordinary
9 and reasonable control in the operation of a motor
10 vehicle. The actual demonstration shall be conducted
11 in the type of motor vehicle for the class of driver
12 license being applied for.

13 The Department of Public Safety, in conjunction with Service
14 Oklahoma, may create a knowledge test that may be taken on the
15 Internet by an applicant applying for a Class D license.

16 Any licensee seeking to apply for a driver license of another class
17 which is not covered by the licensee's current driver license shall
18 be considered an applicant for an original license for that class.

19 2. ~~The Department of Public Safety~~ Service Oklahoma shall have
20 the authority to waive the requirement of any part of the
21 examination required in paragraph 1 of this subsection for those
22 applicants whose driving record meets the standards set by the
23 Department of Public Safety and surrender either of the following:

24

1 a. a valid unexpired driver license issued by any state
2 or country for the same type or types of vehicles, or

3 b. an expired driver license that:

4 (1) is not expired more than six (6) months past the
5 expiration date listed on the driver license, and

6 (2) is not a Class A, B or C commercial driver
7 license or commercial driver license permit.

8 3. ~~The Department of Public Safety~~ Service Oklahoma shall
9 accept skills test results from another state for Class A, B or C
10 license applicants who have successfully completed commercial motor
11 vehicle driver training in that state and successfully passed the
12 skills test in that state; provided, ~~the Department~~ Service Oklahoma
13 shall not accept skills test results from another state when the
14 applicant has not successfully completed commercial motor vehicle
15 driver training in that state. Nothing in this section shall be
16 construed to prohibit ~~the Department of Public Safety~~ Service
17 Oklahoma from administering the skills test to any applicant who has
18 successfully completed commercial vehicle driver training in another
19 state.

20 4. All applicants requiring a hazardous materials endorsement
21 shall be required, for the renewal of the endorsement, to
22 successfully complete the examination and to submit to a security
23 threat assessment performed by the Transportation Security
24 Administration of the Department of Homeland Security as required by

1 and pursuant to 49 C.F.R., Part 1572, which shall be used to
2 determine whether the applicant is eligible for renewal of the
3 endorsement pursuant to federal law and regulation.

4 5. ~~The Department of Public Safety Service Oklahoma~~, or an
5 approved written examination proctor, shall give the complete
6 examination as provided for in this section within thirty (30) days
7 from the date the application is received, and the examination shall
8 be given at a location within one hundred (100) miles of the
9 residence of the applicant. ~~The Department of Public Safety Service~~
10 Oklahoma shall make every effort to make the examination locations
11 and times convenient for applicants. ~~The Department of Public~~
12 ~~Safety Service Oklahoma~~ shall consider giving the examination at
13 various school sites if the district board of education for the
14 district in which the site is located agrees and if economically
15 feasible and practicable.

16 B. Any person holding a valid Oklahoma Class D license or
17 provisional driver license pursuant to Section 6-212 of this title
18 and applying for a Class A, B or C commercial license shall be
19 required to successfully complete all examinations as required for
20 the specified class. Failure to submit to ~~the Department of Public~~
21 ~~Safety Service Oklahoma~~ federally required medical certification
22 information pursuant to 49 C.F.R., Part 391.41 et seq. shall result
23 in an automatic downgrade of a commercial license to a Class D
24 license. Provided, however, once the required medical certification

1 information has been received by ~~the Department of Public Safety~~
2 Service Oklahoma, the license shall be reinstated to the
3 classification of the commercial license prior to the downgrade and
4 the holder of such a license shall not be required to reapply.

5 C. Except as provided in subsection E of Section 6-101 of this
6 title, any person holding a valid Oklahoma Class A, B or C
7 commercial license shall, upon time for renewal thereof, be entitled
8 to a Class D license without any type of testing or examination,
9 except for any endorsements thereon as otherwise provided for by
10 Section 6-110.1 of this title.

11 D. 1. Any certified driver education instructor who is
12 currently an operator or an employee of a commercial driver training
13 school in this state or any driver education instructor employed by
14 any school district in this state shall be eligible to apply to be a
15 designated examiner of ~~the Department of Public Safety~~ Service
16 Oklahoma for the purposes of administering the Class D driving
17 skills portion of the Oklahoma driving examination to any person who
18 has been issued a learner permit.

19 2. The Department of Public Safety, in conjunction with Service
20 Oklahoma, shall adopt a curriculum of required courses and training
21 to be offered to applicants who are qualified to apply to be a
22 designated examiner. The courses and training for certification
23 shall meet the same standards as required for driver examiners of
24 ~~the Department of Public Safety~~ Service Oklahoma.

1 3. Each person applying to be a designated examiner shall be
2 required to pay an initial designated examiner certification fee of
3 One Thousand Dollars (\$1,000.00). Upon successful completion of
4 training prescribed by paragraph 2 of this subsection, the person
5 shall be required to pay an annual designated examiner certification
6 fee of Five Hundred Dollars (\$500.00). If an applicant for the
7 designated examiner program is employed by an Oklahoma public school
8 system that offers driver education, and he or she administers the
9 skills test only to students enrolled in a public school driver
10 education program, the certification fee may be waived by ~~the~~
11 ~~Department of Public Safety~~ Service Oklahoma. Each designated
12 examiner certification shall expire on the last day of the calendar
13 year and may be renewed upon application to ~~the Department of Public~~
14 ~~Safety~~ Service Oklahoma. The designated examiner certification fees
15 collected by ~~the Department of Public Safety~~ Service Oklahoma
16 pursuant to this subsection shall be deposited to the credit of the
17 Department of Public Safety Restricted Revolving Fund to be used for
18 the purposes of this subsection, through October 31, 2022.
19 Beginning November 1, 2022, the designated examiner certification
20 fees collected by Service Oklahoma pursuant to this subsection shall
21 be deposited to the credit of the Service Oklahoma Revolving Fund.
22 No designated examiner certification fee shall be refunded in the
23 event that certification is denied, suspended or revoked.

24

1 4. A designated examiner may charge a fee for each Class D
2 driving skills examination given, whether the person being examined
3 passes or fails the examination.

4 5. ~~The Department of Public Safety~~ Service Oklahoma shall
5 conduct an annual complete nationwide criminal history background
6 check on each designated examiner and a complete nationwide criminal
7 history background check on each designated examiner applicant. The
8 fees for the background check shall be borne by the designated
9 examiner or designated examiner applicant.

10 6. The Department of Public Safety, in conjunction with Service
11 Oklahoma, shall promulgate rules to implement and administer the
12 provisions of this subsection.

13 E. 1. Upon application and approval of ~~the Commissioner of~~
14 ~~Public Safety~~ Service Oklahoma, any public or private commercial
15 truck driving school that has or maintains a program instructing
16 students for a Class A, B or C license, public transit agency or
17 state, county or municipal government agency in this state shall be
18 authorized to hire or employ designated examiners approved by ~~the~~
19 ~~Department of Public Safety~~ Service Oklahoma to be third-party
20 examiners of the Class A, B or C driving skills portion of the
21 Oklahoma driving examination. All designated examiners must
22 successfully have completed the courses and training as outlined in
23 paragraph 2 of this subsection. ~~The Department of Public Safety~~
24 Service Oklahoma shall be required to approve at least one public

1 transit agency that has or maintains a program instructing students
2 for a Class A, B or C license to hire or employ third-party
3 examiners pursuant to this section. It shall be permissible for any
4 public transit agency operating in the State of Oklahoma to utilize
5 the third-party examiners hired or employed by a public transit
6 agency approved by ~~the Department~~ Service Oklahoma.

7 2. The Department of Public Safety, in conjunction with Service
8 Oklahoma, shall adopt a curriculum of required courses and training
9 to be offered to third-party examiners. The courses and training
10 for certification shall meet the same standards as required for
11 commercial driver examiners of ~~the Department of Public Safety~~
12 Service Oklahoma.

13 3. ~~The Department of Public Safety~~ Service Oklahoma shall
14 require each third-party examiner applicant and commercial school
15 driver education instructor applicant to submit to an electronic
16 national criminal history record check pursuant to Section 150.9 of
17 Title 74 of the Oklahoma Statutes. On or before December 1, 2022,
18 ~~the Department~~ Service Oklahoma shall require each third-party
19 examiner or commercial school driver education instructor to submit
20 to an electronic national criminal history record check pursuant to
21 Section 150.9 of Title 74 of the Oklahoma Statutes. The fees for
22 the background check shall be borne by the third-party examiner,
23 third-party examiner applicant, commercial school driver education
24

1 instructor or commercial school driver education instructor
2 applicant.

3 F. ~~The Department of Public Safety Service Oklahoma~~ shall
4 promulgate rules ~~no later than December 15, 2021,~~ to:

5 1. Implement and administer the provisions of this section
6 based on requirements set forth in Section 383.75 of Title 49 of the
7 Code of Federal Regulations;

8 2. Establish a process to inform any school, public transit
9 agency, examiner, or state, county or municipal government agency,
10 who has been denied, within forty-five (45) days from the denial;

11 3. Create an appeal process for any school, public transit
12 agency, examiner, or state, county or municipal government agency
13 denied; and

14 4. If the initial application for approval was denied, limit
15 the number of times an individual school, public transit agency,
16 individual examiner applicant, or state, county or municipal
17 government agency may reapply in a calendar year to two
18 reapplications.

19 SECTION 45. AMENDATORY 47 O.S. 2021, Section 6-110.1, is
20 amended to read as follows:

21 Section 6-110.1 A. The following endorsements shall be placed
22 on an Oklahoma driver license to any person qualifying therefore as
23 determined by ~~the Department of Public Safety Service Oklahoma~~. Any
24 person having an original Class A, B, C or D Oklahoma driver license

1 shall only be required to take the supporting written endorsement
2 testing which is required to endorse the original Class A, B, C or D
3 Oklahoma driver license.

Endorsement	Authorizes the operation of:
"H"	A non-tank-type vehicle used to transport hazardous materials in placardable amounts pursuant to 49 C.F.R., Part 172, subpart F;
"M"	A motorcycle;
"N"	A tank vehicle as defined in Section 1-173.1 of this title;
"P"	A vehicle designed by the manufacturer to transport sixteen or more passengers, including the driver;
"S"	A school bus;
"T"	A vehicle with double or triple trailers;
"X"	A tank vehicle used to transport hazardous materials in placardable amounts pursuant to 49 C.F.R., Part 172, subpart F.

1 B. ~~The Department~~ Service Oklahoma may also provide for
2 additional endorsements as may be needed or as otherwise provided
3 for by law.

4 C. No person shall operate a motor vehicle requiring
5 endorsements as provided for in this section without having a valid
6 Class A, B, C or D license with the required endorsements.

7 D. All endorsements as provided for in this section must be
8 obtained prior to the operation of such vehicles. However, the
9 requirement for a hazardous materials endorsement is not required
10 for the operation of farm vehicles used to transport pesticides,
11 fertilizers, or other products integral to farming, but which are
12 defined as hazardous materials. If, after obtaining a hazardous
13 material endorsement, a person becomes ineligible for the hazardous
14 material endorsement pursuant to state or federal law, or both, or
15 any regulation, ~~the Department of Public Safety~~ Service Oklahoma
16 shall provide notice as provided in Section 2-116 of this title. A
17 person will have thirty (30) days from the date of the notice to
18 appear at a designated testing facility to apply and be issued a
19 commercial driver license without the endorsement. Failure to
20 comply within the required time shall be grounds for ~~the Department~~
21 ~~of Public Safety~~ Service Oklahoma to disqualify the commercial
22 driver license of the person until compliance has been met.

23 SECTION 46. AMENDATORY 47 O.S. 2021, Section 6-110.2, is
24 amended to read as follows:

1 Section 6-110.2 A. ~~The Department of Public Safety~~ Service
2 Oklahoma shall implement a procedure for computerized finger imaging
3 by means of an inkless finger image scanning device and shall
4 require every applicant for an original, renewal or replacement
5 driver license or identification card to submit to finger imaging
6 for the purposes of proof of identity and to ensure the security of
7 the driver license or identification card issued to the applicant.
8 If the finger image of a person over sixty-five (65) years of age
9 cannot be scanned and the issuing agent can personally verify the
10 individual's identity with alternative identification, the finger
11 imaging shall be overridden. Means must be provided to trace to the
12 agent who authorized the override.

13 B. No unemancipated person under eighteen (18) years of age
14 shall be issued a driver license or identification card by ~~the~~
15 ~~Department~~ Service Oklahoma unless an authorization form, prescribed
16 and furnished by ~~the Department~~ Service Oklahoma, or notarized
17 affidavit authorizing the finger imaging of the person and signed by
18 the legal custodial parent, legal guardian, or legal custodian of
19 the person, is in the possession of ~~the Department~~ Service Oklahoma.

20 C. No law enforcement agency of the state or federal government
21 other than ~~the Department of Public Safety~~ Service Oklahoma shall
22 have access to any information collected through the use of
23 computerized finger imaging without first obtaining a court order
24 from a judge of competent jurisdiction; provided, however, the

1 Oklahoma State Bureau of Investigation shall have access to such
2 imaging for the purpose of identifying a person who is deceased,
3 missing or endangered. Each application for an order authorizing
4 the access to any information collected through the use of
5 computerized finger imaging shall be made in writing upon oath or
6 affirmation to a judge of competent jurisdiction. Each application
7 shall establish probable cause for belief that a named individual is
8 committing, has committed or is about to commit a particular
9 violation of law.

10 D. ~~The Commissioner of Public Safety~~ Service Oklahoma shall
11 adopt rules as may be necessary to carry out the provisions of this
12 section.

13 SECTION 47. AMENDATORY 47 O.S. 2021, Section 6-110.5, is
14 amended to read as follows:

15 Section 6-110.5 A. ~~The Department of Public Safety~~ Service
16 Oklahoma shall offer or make available training and education for
17 ~~motor license agents~~ licensed operators and ~~motor license agency~~
18 licensed operator employees, so that such ~~agents~~ licensed operators
19 and employees shall be able to achieve and maintain compliance with
20 the requirements of the REAL ID Act of 2005, Public Law No. 109-13,
21 related to such ~~motor license agents'~~ licensed operators' and ~~motor~~
22 ~~license agency~~ licensed operator employees' ability to be authorized
23 participants in the REAL ID Compliant Driver License and
24 Identification Card issuance, renewal and replacement process.

1 B. The training and education required by subsection A of this
2 section shall be offered or made available:

3 1. At reasonable cost to ~~motor license agents~~ licensed
4 operators and ~~motor license agency~~ licensed operator employees
5 seeking authorization to participate in the REAL ID Compliant Driver
6 License and Identification Card issuance, renewal and replacement
7 process; and

8 2. On a regular basis as ~~the Department of Public Safety~~
9 Service Oklahoma determines necessary and compliant in accordance
10 with the Department of Homeland Security:

11 a. at on-site locations located or rotating throughout
12 the state, which shall not exceed four (4) hours in
13 duration and shall cost no more than Fifty Dollars
14 (\$50.00) to the ~~motor license agents~~ licensed
15 operators and ~~motor license agent~~ licensed operator
16 employees, and

17 b. through an American Association of Motor Vehicle
18 Administrators (AAMVA) on-line resource that is
19 approved by the Department of Homeland Security.

20 C. Every ~~motor license agent~~ licensed operator seeking
21 authorization to process approved applications or renewals for REAL
22 ID Compliant Driver Licenses or Identification Cards shall be
23 furnished all equipment required for such processing by ~~the~~

1 ~~Department of Public Safety Service Oklahoma~~ without charge to the
2 ~~motor license agent~~ licensed operator.

3 D. ~~The Department of Public Safety Service Oklahoma~~ shall
4 promulgate rules as necessary to implement the provisions of this
5 section.

6 SECTION 48. AMENDATORY 47 O.S. 2021, Section 6-111, is
7 amended to read as follows:

8 Section 6-111. A. 1. ~~The Department of Public Safety Service~~
9 Oklahoma shall, upon payment of the required fee, issue to every
10 applicant qualifying therefor a Class A, B, C or D driver license or
11 identification card as applied for, which license or card shall bear
12 thereon a distinguishing alphanumeric identification assigned to the
13 licensee or cardholder, date of issuance and date of expiration of
14 the license or card, the full legal name, signature or computerized
15 signature, date of birth, residence address, unless specified as an
16 exception in the Code of Federal Regulations per 6 C.F.R., Section
17 37.17, sex, a computerized color image of the licensee or cardholder
18 taken in accordance with ~~Department~~ Service Oklahoma rules and
19 security features as determined by ~~the Department~~ Service Oklahoma.
20 The image shall depict a full front unobstructed view of the entire
21 face of the licensee or cardholder; provided, a commercial learner
22 permit shall not bear the image of the licensee. When any person is
23 issued both a driver license and an identification card, ~~the~~

24

1 ~~Department~~ Service Oklahoma shall ensure the information on both the
2 license and the card are the same, unless otherwise provided by law.

3 2. A driver license or identification card issued by ~~the~~
4 ~~Department~~ Service Oklahoma on or after March 1, 2004, shall bear
5 thereon the county of residence of the licensee or cardholder.

6 3. ~~The Department~~ Service Oklahoma may cancel the
7 distinguishing number, when that distinguishing number is another
8 person's Social Security number, assign a new distinguishing
9 alphanumeric identification, and issue a new license or
10 identification card without charge to the licensee or cardholder.

11 4. ~~The Department~~ Service Oklahoma may promulgate rules for
12 inclusion of the height and a brief description of the licensee or
13 cardholder on the face of the card or license identifying the
14 licensee or cardholder as deaf or hard-of-hearing.

15 5. It is unlawful for any person to apply, adhere, or otherwise
16 attach to a driver license or identification card any decal,
17 sticker, label, or other attachment. Any law enforcement officer is
18 authorized to remove and dispose of any unlawful decal, sticker,
19 label, or other attachment from the driver license of a person. The
20 law enforcement officer, the employing agency of the officer, ~~the~~
21 ~~Department of Public Safety~~ Service Oklahoma, and the State of
22 Oklahoma shall be immune from any liability for any loss suffered by
23 the licensee, cardholder, or the owner of the decal, sticker, label,
24

1 or other attachment caused by the removal and destruction of the
2 decal, sticker, label, or other attachment.

3 6. ~~The Department of Public Safety~~ Service Oklahoma may develop
4 by rule a procedure which complies with the provisions of subsection
5 G of Section 6-101 of this title whereby a person may apply for a
6 renewal or replacement Oklahoma Class D license or Oklahoma
7 identification card.

8 B. 1. ~~The Department~~ Service Oklahoma may issue or authorize
9 the issuance of a temporary permit or license to an applicant for a
10 driver license permitting such applicant to operate a motor vehicle
11 while ~~the Department~~ Service Oklahoma is completing its
12 investigation and determination of all facts relative to such
13 applicant's privilege to receive a license, or while a permanent
14 driver license is being produced and delivered to the applicant.
15 Such permit or license must be in the immediate possession of the
16 driver while operating a motor vehicle, and it shall be invalid when
17 the applicant's permanent driver license has been issued and
18 delivered or for good cause has been refused.

19 2. ~~The Department~~ Service Oklahoma may issue or authorize the
20 issuance of a temporary identification card to an applicant,
21 permitting the holder the privileges otherwise granted by
22 identification cards, while a permanent driver license is being
23 provided and delivered to the applicant. Such card shall be invalid
24

1 when the applicant's permanent identification card has been issued
2 and delivered, or for good cause has been refused.

3 C. 1. ~~The Department~~ Service Oklahoma may issue a restricted
4 commercial driver license to drivers eighteen (18) years of age or
5 older for any of the following specific farm-related service
6 industries:

- 7 a. farm retail outlets and suppliers,
- 8 b. agri-chemical businesses,
- 9 c. custom harvesters, and
- 10 d. livestock feeders.

11 The applicant shall hold a valid Oklahoma driver license and
12 shall meet all the requirements for a commercial driver license.
13 The restricted commercial driver license shall not exceed a total of
14 one hundred eighty (180) days within any twelve-month period.

15 2. The restricted commercial driver license shall not be valid
16 for operators of commercial motor vehicles beyond one hundred fifty
17 (150) miles from the place of business or the farm currently being
18 served. Such license shall be limited to Class B vehicles. Holders
19 of such licenses who transport hazardous materials which are
20 required to be placarded shall be limited to the following:

- 21 a. diesel fuel in quantities of one thousand (1,000)
22 gallons or less,
- 23 b. liquid fertilizers in vehicles with total capacities
24 of three thousand (3,000) gallons or less, and

1 c. solid fertilizers that are not mixed with any organic
2 substance.

3 No other placarded hazardous materials shall be transported by
4 holders of such licenses.

5 D. ~~The Department~~ Service Oklahoma may issue a non-domiciled
6 commercial learner permit or a non-domiciled commercial driver
7 license to:

8 1. An H2A-Temporary Agricultural worker lawfully present in the
9 United States as indicated on an original, valid and unexpired I-94
10 immigration status document issued by the United States Customs and
11 Immigration Service; and

12 2. A J-1 Exchange Visitor Program participant lawfully present
13 in the United States as indicated on a valid and unexpired J-1
14 Visitor Visa issued by the United States Customs and Immigration
15 Service and who is enrolled in an agricultural education training
16 program.

17 A person applying for such permit or license must comply with
18 all testing and licensing requirements in accordance with applicable
19 federal regulations, state laws and ~~Department~~ Service Oklahoma
20 rules. The issued license shall be valid until the expiration of
21 the visa for the non-domiciled worker. ~~The Department~~ Service
22 Oklahoma may promulgate rules for the implementation of the process
23 to carry out the provisions of this section.

1 E. 1. ~~The Department~~ Service Oklahoma shall develop a
2 procedure whereby a person applying for an original, renewal or
3 replacement Class A, B, C or D driver license or identification card
4 who is required to register as a convicted sex offender with the
5 Department of Corrections pursuant to the provisions of the Sex
6 Offenders Registration Act and who the Department of Corrections
7 designates as an aggravated or habitual offender pursuant to
8 subsection J of Section 584 of Title 57 of the Oklahoma Statutes
9 shall be issued a license or card bearing the words "Sex Offender".

10 2. ~~The Department~~ Service Oklahoma shall notify every person
11 subject to registration under the provisions of Section 1-101 et
12 seq. of this title who holds a current Class A, B, C or D driver
13 license or identification card that such person is required to
14 surrender the license or card to ~~the Department~~ Service Oklahoma
15 within one hundred eighty (180) days from the date of the notice.

16 3. Upon surrendering the license or card for the reason set
17 forth in this subsection, application may be made with ~~the~~
18 ~~Department~~ Service Oklahoma for a replacement license or card
19 bearing the words "Sex Offender".

20 4. Failure to comply with the requirements set forth in such
21 notice shall result in cancellation of the person's license or card.
22 Such cancellation shall be in effect for one (1) year, after which
23 time the person may make application with ~~the Department~~ Service
24 Oklahoma for a new license or card bearing the words "Sex Offender".

1 Continued use of a canceled license or card shall constitute a
2 misdemeanor and shall, upon conviction thereof, be punishable by a
3 fine of not less than Twenty-five Dollars (\$25.00), nor more than
4 Two Hundred Dollars (\$200.00). When an individual is no longer
5 required to register as a convicted sex offender with the Department
6 of Corrections pursuant to the provisions of the Sex Offenders
7 Registration Act, the individual shall be eligible to receive a
8 driver license or identification card which does not bear the words
9 "Sex Offender".

10 F. Nothing in subsection E of this section shall be deemed to
11 impose any liability upon or give rise to a cause of action against
12 any employee, agent or official of the Department of Corrections for
13 failing to designate a sex offender as an aggravated or habitual
14 offender pursuant to subsection J of Section 584 of Title 57 of the
15 Oklahoma Statutes.

16 G. A person subject to an order for the installation of an
17 ignition interlock device shall be required by ~~the Department~~
18 Service Oklahoma to submit their driver license for a replacement.
19 The replacement driver license shall bear the words "Interlock
20 Required" and such designation shall remain on the driver license
21 for the duration of the order requiring the ignition interlock
22 device. The replacement license shall be subject to the same
23 expiration and renewal procedures provided by law. Upon completion
24

1 of the requirements for the interlock device, a person may apply for
2 a replacement driver license.

3 H. ~~The Department~~ Service Oklahoma shall develop a procedure
4 whereby a person applying for an original, renewal or replacement
5 Class D driver license who has been granted modified driving
6 privileges under this title shall be issued a Class D driver license
7 which identifies the license as a modified license.

8 SECTION 49. AMENDATORY 47 O.S. 2021, Section 6-115, is
9 amended to read as follows:

10 Section 6-115. A. Except as otherwise provided in this
11 section, every driver license shall be issued for a period of either
12 four (4) years or eight (8) years; provided, if the applicant or
13 licensee is an alien, the license shall be issued for a period which
14 does not exceed the lesser of:

- 15 1. Four (4) years or eight (8) years; or
- 16 2. The expiration date on the valid documentation authorizing
17 the presence of the applicant or licensee in the United States, as
18 required by paragraph 9 of subsection A of Section 6-103 of this
19 title.

20 B. Except as otherwise provided in this section, the expiration
21 date of an initial license shall be no more than either four (4)
22 years or eight (8) years from the last day of the month of issuance
23 or no more than either four (4) years or eight (8) years from the
24

1 last day of the birth month of the applicant immediately preceding
2 the date of issuance, if requested by the applicant.

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

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

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

18 D. Notwithstanding the provisions of subsection E of Section
19 1550.42 of Title 21 of the Oklahoma Statutes, any Oklahoma driver
20 license that is not more than one (1) year past the date of
21 expiration provided on the driver license shall be presumed to be a
22 valid form of identification for the purposes of renewing an
23 Oklahoma driver license.

1 E. Except as otherwise provided in this section, every driver
2 license shall be renewable by the licensee upon application to
3 either ~~the Department of Public Safety~~ Service Oklahoma or a ~~motor~~
4 ~~license agent~~ licensed operator, furnishing the current mailing
5 address of the person and payment of the required fee, if the person
6 is otherwise eligible for renewal. If the licensee is an alien, the
7 licensee shall appear before a driver license examiner of ~~the~~
8 ~~Department~~ Service Oklahoma and shall be issued a renewal driver
9 license for a period which does not exceed the lesser of:

- 10 1. Four (4) years or eight (8) years; or
- 11 2. The expiration date on the valid documentation authorizing
12 the presence of the applicant or licensee in the United States, as
13 required by paragraph 9 of subsection A of Section 6-103 of this
14 title.

15 F. All applicants for renewals of driver licenses who have
16 proven collision records or apparent physical defects may be
17 required to take an examination as specified by ~~the Commissioner of~~
18 ~~Public Safety~~ Service Oklahoma.

19 G. When a person makes application for a driver license, or
20 makes application to renew a driver license, and the person has been
21 convicted of, or received a deferred judgment for, any offense
22 required to register pursuant to the Sex Offenders Registration Act,
23 the driver license shall be valid for a period of one (1) year from
24 the month of issuance, but may be renewed yearly during the time the

1 person is registered on the Sex Offender Registry. Notwithstanding
2 any other provision of law, the cost for such license shall be the
3 same as for other driver licenses and renewals.

4 H. ~~The Department of Public Safety~~ Service Oklahoma shall
5 promulgate rules prescribing forms of identification acceptable for
6 the renewal of an Oklahoma driver license.

7 SECTION 50. AMENDATORY 47 O.S. 2021, Section 6-116, is
8 amended to read as follows:

9 Section 6-116. A. Whenever any person, after applying for or
10 receiving a driver license or identification card, shall:

- 11 1. Change the mailing address named in such application;
- 12 2. Change the residence address displayed on the license or
13 card issued to the person;
- 14 3. Move from the person's previous county; or
- 15 4. Change the name of a licensee by marriage or otherwise,
16 such person shall notify ~~the Department of Public Safety~~ Service
17 Oklahoma as provided in subsection B of this section.

18 B. Within ten (10) days such person shall notify ~~the Department~~
19 ~~of Public Safety~~ Service Oklahoma in writing of the number of any
20 driver license and identification card then held by the person and,
21 as applicable:

- 22 1. Both the old and new mailing addresses;
- 23 2. Both the old and new residence addresses;
- 24 3. Both the old and new counties of residence; or

1 4. Both the former and new names.

2 C. ~~The Department of Public Safety~~ Service Oklahoma shall not:

3 1. Change a county of residence unless the person specifically
4 notifies ~~the Department~~ Service Oklahoma of such change; and

5 2. Presume that a new mailing address which is a different
6 county than the old mailing address means that the person has
7 changed his or her county of residence, and shall not change the
8 county of residence unless specifically notified of such change.

9 SECTION 51. AMENDATORY 47 O.S. 2021, Section 6-117, is
10 amended to read as follows:

11 Section 6-117. A. ~~The Department of Public Safety~~ Service
12 Oklahoma shall file every application for a driver license or
13 identification card received by ~~the Department~~ Service Oklahoma and
14 shall maintain suitable indexes containing:

15 1. All applications denied and on each thereof note the reasons
16 for the denial;

17 2. All applications granted;

18 3. The name of every person whose driving privilege has been
19 suspended, revoked, ~~cancelled~~ canceled, or disqualified by ~~the~~
20 ~~Department~~ Service Oklahoma and after each such name note the
21 reasons for the action. Any notation of suspension of the driving
22 privilege of a person for reason of nonpayment of a fine shall be
23 removed from the driving record after the person has paid the fine

1 and the driving privilege of the person is reinstated as provided
2 for by law;

3 4. The county of residence, the name, date of birth, and
4 mailing address of each person residing in that county who is
5 eighteen (18) years of age or older, and who is the holder of a
6 current driver license or a current identification card issued by
7 ~~the Department of Public Safety~~ Service Oklahoma for the purpose of
8 ascertaining names of all persons qualified for jury service as
9 required by Section 18 of Title 38 of the Oklahoma Statutes; and

10 5. The name, driver license number, and mailing address of
11 every person for the purpose of giving notice, if necessary, as
12 required by Section 2-116 of this title.

13 B. ~~The Department~~ Service Oklahoma shall file all collision
14 reports and abstracts of court records of convictions received by it
15 pursuant to the laws of this state and maintain convenient records
16 of the records and reports or make suitable notations in order that
17 an individual record of a person showing the convictions of the
18 person and the traffic collisions in which the person has been
19 involved shall be readily ascertainable and available for the
20 consideration of ~~the Department of Public Safety~~ Service Oklahoma
21 upon any application for a driver license or renewal of a driver
22 license and at other suitable times. Any abstract, index or other
23 entry relating to a driving record according to the licensing
24 authority in another state or a province of Canada may be posted

1 upon the driving record of any resident of this state when notice
2 thereof is received by documentation or by electronic transmission.
3 The individual record of a person shall not include any collision
4 reports and abstracts of court records involving a collision in
5 which the person was not issued a citation or if a citation is
6 issued and the person was not convicted.

7 C. 1. ~~The Commissioner and the officers of the Department as~~
8 ~~the Commissioner~~ Service Oklahoma may designate are and is hereby
9 authorized to prepare under the seal of Service Oklahoma and deliver
10 upon request a copy of any collision report on file with the
11 Department, charging a fee of:

12 a. beginning on July 1, 2011, through June 30, 2013,
13 Fifteen Dollars (\$15.00), of which Eight Dollars
14 (\$8.00) shall be deposited by the Commissioner to the
15 credit of the Department of Public Safety Revolving
16 Fund and, in addition to other purposes authorized by
17 law, the expenditures from that fund of monies derived
18 from the Eight Dollars (\$8.00) pursuant to this
19 subparagraph shall be used to fund any Oklahoma
20 Highway Patrol Trooper Academy provided by the
21 Department of Public Safety. Any remaining funds
22 shall be deposited in an account to be utilized
23 exclusively for future expenses directly related to
24

1 the operation of an Oklahoma Highway Patrol Academy,
2 and

3 b. beginning on July 1, 2013, and any year thereafter,
4 Seven Dollars (\$7.00).

5 However, ~~the Department~~ Service Oklahoma shall not be required
6 to furnish personal information from the collision report which is
7 contrary to the provisions of the Driver's Privacy Protection Act,
8 18 United States Code, Sections 2721 through 2725.

9 2. Notwithstanding the provisions of paragraph 1 of this
10 subsection, ~~the Department~~ Service Oklahoma is authorized to enter
11 into contracts to supply information regarding vehicles reported to
12 be involved in collisions. For each vehicle, the information shall
13 be limited to that which only describes the vehicle and the
14 collision. ~~The Department~~ Service Oklahoma shall not be required to
15 provide any information regarding the owner or operator of the
16 vehicle or any information which would conflict with Section 2-110
17 or Section 1109 of this title.

18 D. ~~The Department of Public Safety~~ Service Oklahoma or any
19 ~~motor license agent~~ licensed operator upon request shall prepare and
20 furnish to any authorized person a Motor Vehicle Report of any
21 person subject to the provisions of the motor vehicle laws of this
22 state. However, ~~the Department~~ Service Oklahoma shall not be
23 required to furnish personal information from a driving record
24 contrary to the provisions of the Driver's Privacy Protection Act,

1 18 United States Code, Sections 2721 through 2725. The Motor
2 Vehicle Report shall be a summary of the driving record of the
3 person and shall include the enumeration of any motor vehicle
4 collisions, reference to convictions for violations of motor vehicle
5 laws, and any action taken against the privilege of the person to
6 operate a motor vehicle, as shown by the files of ~~the Department~~
7 Service Oklahoma for the three (3) years preceding the date of the
8 request. The Motor Vehicle Report, to include any record or
9 information associated with the Motor Vehicle Report, shall not be
10 deemed a "public civil record" as defined in Section 18 of Title 22
11 of the Oklahoma Statutes, and shall not be subject to expungement.
12 ~~The Department~~ Service Oklahoma shall not be required to release to
13 any person, in whole or in part and in any format, a driving index,
14 as described in subsection A of this section, except as otherwise
15 provided for by law. For each Motor Vehicle Report furnished by ~~the~~
16 ~~Department of Public Safety~~ Service Oklahoma, ~~the Department~~ Service
17 Oklahoma shall collect the sum of Twenty-five Dollars (\$25.00),
18 Twenty Dollars (\$20.00) of which shall be deposited in the General
19 Revenue Fund and Five Dollars (\$5.00) shall be deposited in the
20 Department of Public Safety Revolving Fund through October 31, 2022.
21 Beginning November 1, 2022, the Five Dollars (\$5.00) shall be
22 deposited in the Service Oklahoma Revolving Fund. For each Motor
23 Vehicle Report furnished by a ~~motor license agent~~ licensed operator,
24 the ~~agent~~ licensed operator shall collect the sum of Twenty-five

1 Dollars (\$25.00), Eighteen Dollars (\$18.00) of which shall be paid
2 to the Oklahoma Tax Commission for deposit in the General Revenue
3 Fund in the State Treasury, Five Dollars (\$5.00) shall be deposited
4 in the Department of Public Safety Revolving Fund and Two Dollars
5 (\$2.00) of which shall be retained by the ~~motor license agent~~
6 licensed operator through October 31, 2022. Beginning November 1,
7 2022, for each Motor Vehicle Report furnished by a licensed
8 operator, the licensed operator shall collect the sum of Twenty-five
9 Dollars (\$25.00), Eighteen Dollars (\$18.00) of which shall be paid
10 to the Oklahoma Tax Commission for deposit in the General Revenue
11 Fund in the State Treasury, Five Dollars (\$5.00) shall be deposited
12 in the Service Oklahoma Revolving Fund, and Two Dollars (\$2.00)
13 shall be retained by the licensed operator. Persons sixty-five (65)
14 years of age or older shall not be required to pay a fee for their
15 own Motor Vehicle Report furnished by ~~the Department~~ Service
16 Oklahoma or a ~~motor license agent~~ licensed operator. For purposes
17 of this subsection, a Motor Vehicle Report shall include a report
18 which indicates that no driving record is on file with ~~the~~
19 ~~Department of Public Safety~~ Service Oklahoma for the information
20 received by ~~the Department~~ Service Oklahoma in the request for the
21 Motor Vehicle Report.

22 E. ~~The Department of Public Safety~~ Service Oklahoma may develop
23 procedures whereby an acting agent of an employer or an employer of
24 a person:

1 1. Who has a Class A, B, C or D driver license; and
2 2. Who operates a commercial, company-owned or personal motor
3 vehicle during the course of business in the course of his or her
4 employment with the employer, may automatically be notified,
5 pursuant to a fee schedule established by ~~the Department~~ Service
6 Oklahoma, should the driving record of a person reflect a traffic
7 conviction in any court or an administrative action by ~~the~~
8 ~~Department~~ Service Oklahoma which alters the status of the
9 commercial driving privileges of the person, or any other change to
10 the driving status. The notification system shall include
11 electronic delivery of a Motor Vehicle Report at least annually for
12 any employee who is a commercial driver licensee or who operates a
13 commercial motor vehicle, as required by 49 C.F.R., Section 391.25,
14 or who operates a company-owned or personal motor vehicle during the
15 course of business. All monies received by the Commissioner of
16 Public Safety and the officers and employees of the Department
17 pursuant to this subsection shall be deposited in the Department of
18 Public Safety Restricted Revolving Fund through October 31, 2022.
19 Beginning November 1, 2022, all monies received by the Director of
20 Service Oklahoma and the officers and employees of Service Oklahoma
21 pursuant to this subsection shall be deposited in the Service
22 Oklahoma Revolving Fund. For each Motor Vehicle Report furnished by
23 ~~the Department~~ Service Oklahoma, through the electronic notification
24 system, ~~the Department~~ Service Oklahoma shall collect the sum of

1 Twenty-five Dollars (\$25.00), Eighteen Dollars (\$18.00) of which
2 shall be deposited in the General Revenue Fund in the State
3 Treasury. Five Dollars (\$5.00) shall be deposited in the Department
4 of Public Safety Revolving Fund through October 31, 2022. Beginning
5 November 1, 2022, for each Motor Vehicle Report furnished by Service
6 Oklahoma, through the electronic notification system, Service
7 Oklahoma shall collect the sum of Twenty-five Dollars (\$25.00),
8 Eighteen Dollars (\$18.00) of which shall be deposited in the General
9 Revenue Fund in the State Treasury, Five Dollars (\$5.00) shall be
10 deposited in the Service Oklahoma Revolving Fund. Two Dollars
11 (\$2.00) shall be retained by ~~the Department~~ Service Oklahoma or its
12 authorized agent for the purpose of development and maintenance of
13 the electronic notification system.

14 F. ~~The Commissioner~~ Service Oklahoma is authorized to establish
15 a procedure for reviewing the driving records of state residents who
16 are existing policyholders of any insurance company licensed to
17 operate in this state during specified periods of time and producing
18 a report which identifies the policyholders which have had violation
19 and/or status changes to their driving records during such time
20 period. ~~The Department~~ Service Oklahoma may sell such report to the
21 insurance company or its agent at a fee to be set by ~~the Department~~
22 Service Oklahoma. Any such report sold by ~~the Department~~ Service
23 Oklahoma shall only consist of information otherwise lawfully
24 obtainable by the insurance company or its agent. The fee shall be

1 sufficient to recover all costs incurred by ~~the Department~~ Service
2 Oklahoma and ~~insure~~ ensure that there will be no net revenue loss to
3 the state. Such fee shall be deposited in the Department of Public
4 Safety Revolving Fund through October 31, 2022. Beginning November
5 1, 2022, such fee shall be deposited in the Service Oklahoma
6 Revolving Fund.

7 G. All monies received by the Commissioner of Public Safety or
8 Service Oklahoma and the officers and employees of the Department
9 shall be remitted to the State Treasurer to be credited to the
10 General Revenue Fund in the State Treasury except as otherwise
11 provided for by law.

12 SECTION 52. AMENDATORY 47 O.S. 2021, Section 6-118, is
13 amended to read as follows:

14 Section 6-118. A. There is hereby created a Driver License
15 Medical Advisory Committee whose membership shall be composed of two
16 members appointed by the State Commissioner of Health, two members
17 appointed by the Commissioner of Public Safety, one member appointed
18 by the Governor, one member appointed by the President Pro Tempore
19 of the Senate, and one member appointed by the Speaker of the House
20 of Representatives. One member appointed by the State Commissioner
21 of Health, one member appointed by the Commissioner of Public Safety
22 and the member appointed by the Governor shall each serve two (2)
23 years and one member appointed by the State Commissioner of Health,
24 one member appointed by the Commissioner of Public Safety, the

1 member appointed by the President Pro Tempore of the Senate and the
2 member appointed by the Speaker of the House of Representatives
3 shall each serve three (3) years. The terms of the seven (7)
4 members of the committee shall expire on the first day of January of
5 the year in which the term of each member expires. The personnel of
6 the Board shall include, but not be limited to, an internist, vision
7 specialist, orthopedic surgeon, neurologist, and psychiatrist.
8 Members of the Committee shall serve in the interest of public
9 health, safety and welfare, without compensation for their services.
10 The Committee shall meet from time to time as its duties may
11 require, or when called by the Commissioner of Public Safety. The
12 Commissioner is authorized to use appropriated funds for meal
13 expenses related to such meetings. The Committee may use additional
14 medical doctors, psychologists or medical support specialists and
15 delegate the authority to act and recommend action on behalf of the
16 Committee when such delegation is approved by the Commissioner of
17 Public Safety.

18 B. The Committee shall recommend standards for determining the
19 physical, emotional and mental capacity of applicants for driver
20 licenses and holders of driver licenses, and submit the recommended
21 standards to ~~the Commissioner of Public Safety~~ Service Oklahoma for
22 adoption. ~~The Commissioner~~ Service Oklahoma shall also solicit
23 input on the recommended standards from select medical professional
24 organizations including, but not limited to, the American Diabetes

1 Association and the American Heart Association before adopting such
2 standards. In cases of ailment or disability not specifically
3 covered by the adopted standards, the Committee may consider each
4 case or delegate consideration of the case to its selected
5 representative and may consider the individual's own compensating
6 abilities in making its recommendations to ~~the Department of Public~~
7 ~~Safety~~ Service Oklahoma.

8 C. ~~The Commissioner of Public Safety~~ Service Oklahoma shall
9 give due consideration to the findings and recommendations of the
10 Committee, which may be used, together with other available
11 information, in determining the applicant's or licensee's ability to
12 operate a motor vehicle with a reasonable degree of safety and in
13 accordance with established standards of ~~the Department of Public~~
14 ~~Safety~~ Service Oklahoma. ~~The Department~~ Service Oklahoma may
15 require physical, psychological, vision, written or driving tests
16 when necessary to make a determination pursuant to this section.
17 Such findings and recommendations shall be considered with other
18 evidence in determining whether the license should be canceled or
19 denied.

20 D. Any person whose driver license is canceled or who is denied
21 a driver license under the provisions of this section shall have the
22 right to an appeal as provided for in Section 6-211 of this title.
23 The findings and recommendations of the Committee or its selected
24 representative, in written or oral form shall be admissible as

1 evidence and shall be considered by the court in determining whether
2 the action of ~~the Department~~ Service Oklahoma was justified.

3 E. Members of the Driver License Medical Advisory Committee or
4 its selected representative shall not be held liable for their
5 requested standards, opinions and recommendations presented in good
6 faith, for consideration by ~~the Department of Public Safety~~ Service
7 Oklahoma or consideration by the court.

8 SECTION 53. AMENDATORY 47 O.S. 2021, Section 6-119, is
9 amended to read as follows:

10 Section 6-119. A. When ~~the Department of Public Safety~~ Service
11 Oklahoma has good cause to believe that a licensee or applicant for
12 license to drive a motor vehicle may be afflicted with any physical
13 or mental ailment or condition including diabetes which may cause
14 loss of control or partial control or may otherwise be incapable of
15 properly controlling a motor vehicle, or when a licensee's or
16 applicant's accident or violation record indicates the licensee or
17 applicant may be a hazard to public safety, ~~the Department of Public~~
18 ~~Safety~~ Service Oklahoma is hereby authorized to require the licensee
19 or applicant to submit to a physical and/or psychological
20 examination as prescribed by ~~the Commissioner~~ Service Oklahoma based
21 upon recommendations of the State Driver's License Medical Advisory
22 Committee or its selected representative, and/or complete a driver
23 improvement school, and/or be examined again as provided by Section
24 6-110 of this title. All physical and/or mental examinations shall

1 be conducted in the county of the residence of the applicant or
2 licensee or in the nearest county to the applicant or licensee where
3 the examination can be completed. Any driver improvement school or
4 examination as provided by Section 6-110 of this title shall be
5 completed in the same location as other applicants or licensees
6 living in the same county as the applicant or licensee who is
7 required to complete the school or examination. Unless the
8 Department receives a verified written report as provided for in
9 subsection B of this section specifying the need for an examination
10 of the applicant or licensee, persons afflicted by diabetes shall
11 not be required to submit to any additional requirements beyond
12 those requirements for a person not affected by diabetes before
13 receiving a license or a renewal of a license to operate a motor
14 vehicle.

15 B. Every license issued to a person specified in subsection A
16 of this section shall be renewable upon payment of the required fee;
17 provided, ~~the Department of Public Safety~~ Service Oklahoma has not
18 received a report from a law enforcement officer stating that the
19 person is a hazard to the public safety and should be evaluated
20 pursuant to the provisions of subsection A of this section or a
21 verified medical report from a licensed physician stating that the
22 person is incapable of properly controlling a motor vehicle. If any
23 report indicates that the physical or mental ailment or condition
24 has failed to remain stable or that the condition is progressive to

1 a degree that the person is deemed to be a hazard to the public
2 safety or is incapable of properly controlling a motor vehicle, ~~the~~
3 ~~Department of Public Safety~~ Service Oklahoma shall evaluate the
4 person to determine if additional verified medical reports shall be
5 required before issuing or renewing any drivers license or during
6 the period a license is valid.

7 C. ~~The Department~~ Service Oklahoma may require any person
8 specified in subsection A of this section to be retested any time
9 prior to such person's application for renewal of a license if the
10 Department receives a written report from any law enforcement
11 officer, a verified report from a licensed physician, or a verified
12 report from such other person authorized by ~~the Department~~ Service
13 Oklahoma indicating the person's physical or mental ailment or
14 condition has contributed to an accident or has deteriorated since
15 issuance of the license to such a degree the person could lose
16 control or partial control or may otherwise cause such person to be
17 incapable of properly controlling a motor vehicle.

18 SECTION 54. AMENDATORY 47 O.S. 2021, Section 6-119A, is
19 amended to read as follows:

20 Section 6-119A. A. Within six (6) months of the effective date
21 of this act, ~~the Commissioner of Public Safety~~ Service Oklahoma,
22 shall, in conjunction with the Driver License Medical Advisory
23 Committee, promulgate rules that shall provide for a restricted
24 driver license for bioptic driving in this state.

1 B. As used in this section, "bioptic driving" shall mean a
2 method of driving that utilizes both the person's general vision in
3 combination with intermittent spotting through a small telescopic
4 system that improves the sharpness of the person's far vision.

5 SECTION 55. AMENDATORY 47 O.S. 2021, Section 6-120, is
6 amended to read as follows:

7 Section 6-120. A. ~~The Department~~ Service Oklahoma is hereby
8 authorized to cancel, deny, or disqualify the driver license,
9 driving privilege or application of any individual who:

10 1. Fails to comply with any of the requirements of Section 6-
11 119 of this title within thirty (30) days after being notified by
12 ~~the Department~~ Service Oklahoma;

13 2. Is unable to demonstrate the ability to operate a motor
14 vehicle as provided by this title or whose driving constitutes a
15 danger to the welfare and safety of persons using the streets and
16 highways of the State of Oklahoma; or

17 3. Fails to pass an examination pursuant to Sections 6-110, 6-
18 115 or 6-119 of this title.

19 B. If a person is required to be examined pursuant to Sections
20 6-110, 6-115 or 6-119 of this title, the Department shall impose the
21 appropriate restriction or restrictions on the license that are
22 necessary to ensure the safe operation of a motor vehicle as
23 provided under Section 6-113 of this title.

24

1 C. Any person whose driver license or driving privilege is
2 canceled, denied, or disqualified under the provisions of this
3 section shall have the right to an appeal as provided in Section 6-
4 211 of this title.

5 D. Any person whose Class A, B, or C driver license or driving
6 privilege is disqualified under the provisions of this section shall
7 relinquish to ~~the Department~~ Service Oklahoma the Class A, B, or C
8 driver license and may replace it with a Class D driver license, if
9 the person is otherwise qualified for a Class D driver license.

10 SECTION 56. AMENDATORY 47 O.S. 2021, Section 6-122, is
11 amended to read as follows:

12 Section 6-122. ~~The Department of Public Safety~~ Service Oklahoma
13 may develop procedures whereby driver licenses issued under the
14 provisions of Section 6-101 et seq. of this title may be renewed or
15 replaced by the applicant by mail or online except for licenses to
16 be renewed or replaced by aliens as prescribed by subsection E of
17 Section 6-115 of this title. Any license issued pursuant to this
18 section shall be valid for a period as prescribed in Section 6-115
19 of this title. ~~The Department~~ Service Oklahoma shall not renew or
20 replace a license by mail or online unless the immediately preceding
21 issuance, renewal or replacement was done in person by the
22 applicant.

23 Provided, any person or the spouse or dependent of a person:
24

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

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

11 SECTION 57. AMENDATORY 47 O.S. 2021, Section 6-124, is
12 amended to read as follows:

13 Section 6-124. A. As a way to honor and recognize the veterans
14 who have served our country, ~~the Department of Public Safety~~ Service
15 Oklahoma shall make space available in the upper left-hand corner of
16 the front of the driver license and the identification card for a
17 flag emblem and the word "veteran" to be designed by ~~the Department~~
18 Service Oklahoma that will serve as a notation of veteran status.

19 B. Upon application for issuance or renewal of the driver
20 license or identification card and in addition to other
21 documentation required by ~~the Department~~ Service Oklahoma, persons
22 requesting the flag emblem shall be registered with the veterans
23 registry created by the Oklahoma Department of Veterans Affairs.
24 Provided, that if the person requesting the flag emblem has

1 previously received a flag emblem pursuant to this subsection, no
2 registration with the veterans registry shall be required to receive
3 the flag emblem. ~~The Department of Public Safety~~ Service Oklahoma
4 shall promulgate any rule necessary to implement the provisions of
5 this section.

6 SECTION 58. AMENDATORY 47 O.S. 2021, Section 6-201, is
7 amended to read as follows:

8 Section 6-201. A. ~~The Department of Public Safety~~ Service
9 Oklahoma is hereby authorized to cancel or deny any person's driving
10 privilege upon determining that the person:

- 11 1. Is not entitled to a driver license or identification card
12 issued to the person; or
- 13 2. Failed to give the required or correct information in the
14 application.

15 Upon such cancellation or denial, the person to whom the license or
16 card was issued shall surrender the license or card so canceled to
17 ~~the Department~~ Service Oklahoma. The person may apply for a valid
18 driver license or identification card, if the person is otherwise
19 eligible. Any person whose driving privilege is canceled or denied
20 under the provisions of this subsection shall have the right to an
21 appeal as provided in Section 6-211 of this title.

22 B. Upon determination by ~~the Department~~ Service Oklahoma that
23 any person:

24

1 1. Used fraudulent information to apply for or obtain a driver
2 license or identification card;

3 2. Committed or aided another person in the commission of any
4 act provided in subparagraph b, c, e, g, or h of paragraph 1 of
5 Section 6-301 of this title; or

6 3. Committed or aided another person in the commission of any
7 act provided in subparagraph a, b, c, d, e, or f of paragraph 2 of
8 Section 6-301 of this title,

9 ~~the Department~~ Service Oklahoma shall revoke the person's driving
10 privilege for a period of sixty (60) days for a first determination.

11 For a second or subsequent determination by ~~the Department~~ Service
12 Oklahoma under paragraph 1, 2 or 3 of this subsection, the person's
13 driving privilege shall be revoked for a period of six (6) months.

14 Such periods shall not be subject to modification. Upon such
15 revocation, the person to whom the license or card was issued shall
16 surrender the license or card to ~~the Department~~ Service Oklahoma.

17 The person may apply for a valid identification card, if the person
18 is otherwise eligible.

19 C. A determination, as provided for in subsection B of this
20 section, shall include:

21 1. A conviction in any court, when the conviction becomes
22 final; or

23

24

1 2. The findings of an investigation by the Identity
2 Verification Unit, the Oklahoma Highway Patrol Division, or a
3 designee of ~~the Commissioner of Public Safety~~ Service Oklahoma.

4 D. Any person whose driving privilege is revoked under the
5 provisions of subsection B of this section may be required to obtain
6 a release from the Identity Verification Unit ~~of the Department~~, the
7 Oklahoma Highway Patrol Division, or a designee of ~~the Commissioner~~
8 ~~of Public Safety~~ Service Oklahoma before being considered for
9 reinstatement of driving privileges.

10 E. Any person whose driving privilege is revoked under the
11 provisions of subsection B of this section shall have the right to
12 an appeal as provided in Section 6-211 of this title.

13 SECTION 59. AMENDATORY 47 O.S. 2021, Section 6-202, is
14 amended to read as follows:

15 Section 6-202. A. The privilege of driving a motor vehicle on
16 the highways of this state given to a nonresident hereunder shall be
17 subject to suspension or revocation by ~~the Department~~ Service
18 Oklahoma in like manner and for like cause as any Oklahoma driver's
19 license issued hereunder may be suspended or revoked. Any person
20 who does not possess a valid driver's license in this state or any
21 foreign state may have his or her privilege to operate a motor
22 vehicle in this state suspended or revoked in like manner and for
23 like cause as a driver's license issued hereunder may be suspended
24 or revoked.

1 Persons whose driving privileges have been suspended because of
2 failure to furnish proof of insurance shall be required to furnish
3 proof of financial responsibility as required by the provisions of
4 the Financial Responsibility Act.

5 B. ~~The Department of Public Safety~~ Service Oklahoma is further
6 authorized, upon receiving a record of the conviction in this state
7 of a nonresident driver of a motor vehicle of any offense under the
8 motor vehicle laws of this state, to forward a certified copy of
9 such record to the motor vehicle administrator in the state wherein
10 the person so convicted is a resident.

11 SECTION 60. AMENDATORY 47 O.S. 2021, Section 6-203, is
12 amended to read as follows:

13 Section 6-203. ~~The Department~~ Service Oklahoma shall suspend or
14 revoke the license or driving privilege of any resident of this
15 state or the privilege of a nonresident to drive a motor vehicle in
16 this state upon receiving notice of the conviction of such person in
17 another state of offenses therein which, if committed in this state,
18 would be grounds for the suspension or revocation of the
19 individual's driving privilege. An appeal may be had from such
20 order of suspension, as provided in Section 6-211 of this title.

21 SECTION 61. AMENDATORY 47 O.S. 2021, Section 6-204, is
22 amended to read as follows:

23 Section 6-204. A. Whenever any person is convicted of any
24 offense for which this title makes mandatory the revocation of the

1 driving privilege of such person by ~~the Department~~ Service Oklahoma
2 as provided in Section 6-205 of this title, the court in which such
3 conviction occurred may require the surrender to it of all driver
4 licenses then held by the person so convicted and the court shall
5 thereupon forward the same together with a record of such conviction
6 to ~~the Department~~ Service Oklahoma.

7 B. Every court, including courts not of record, having
8 jurisdiction over offenses committed under this act, or any other
9 law of this state or municipal ordinance regulating the operation of
10 motor vehicles on highways, shall forward to ~~the Department~~ Service
11 Oklahoma a record of the conviction of any person in such court for
12 a violation of any such laws other than regulations governing
13 standing or parking, and may recommend the suspension of the driving
14 privileges of the person so convicted.

15 C. For the purposes of Section 6-101 et seq. of this title, the
16 term "conviction" shall mean a final conviction or shall mean a
17 forfeiture of bail or collateral deposited to secure a defendant's
18 appearance in court, which forfeiture has not been vacated.

19 SECTION 62. AMENDATORY 47 O.S. 2021, Section 6-205.2, is
20 amended to read as follows:

21 Section 6-205.2 A. As used in this section, "conviction"
22 means:

23 1. A nonvacated adjudication of guilt;
24

1 2. A determination that a person has violated or failed to
2 comply with this section in any court or by ~~the Department of Public~~
3 ~~Safety~~ Service Oklahoma following an administrative determination;

4 3. A nonvacated forfeiture of bail or collateral deposited to
5 secure a person's appearance in court;

6 4. A plea of guilty or nolo contendere accepted by the court;

7 5. The payment of any fine or court costs; or

8 6. A violation of a condition of release without bail,
9 regardless of whether or not the penalty is rebated, suspended or
10 probated.

11 B. ~~The Department of Public Safety~~ Service Oklahoma shall
12 disqualify any person from operating a Class A, B or C commercial
13 motor vehicle for a period of not less than one (1) year upon
14 receiving a record of conviction of any of the following
15 disqualifying offenses, when the conviction has become final:

16 1. Driving, operating or being in actual physical control of a
17 Class A, B or C commercial motor vehicle while having a blood or
18 breath alcohol concentration, as defined in Section 756 of this
19 title, or as defined by the state in which the arrest occurred, of
20 four-hundredths (0.04) or more;

21 2. Refusing to submit to a test for determination of alcohol
22 concentration, as required by Section 751 of this title, or as
23 required by the state in which the arrest occurred, while operating
24 a Class A, B or C commercial motor vehicle, or if the person is the

1 holder of a commercial driver license, committing the offense while
2 operating any vehicle;

3 3. Driving or being in actual physical control of a Class A, B
4 or C commercial motor vehicle while under the influence of alcohol
5 or any other intoxicating substance or the combined influence of
6 alcohol and any other intoxicating substance, or if the person is
7 the holder of a commercial driver license, committing the offense
8 while operating any vehicle. Provided, ~~the Department~~ Service
9 Oklahoma shall not additionally disqualify, pursuant to this
10 subsection, if the person's driving privilege has been disqualified
11 in this state because of a test result or test refusal pursuant to
12 paragraph 1 or 2 of this subsection as a result of the same
13 violation arising from the same incident;

14 4. Knowingly leaving the scene of a collision which occurs
15 while operating a Class A, B or C commercial motor vehicle, or if
16 the person is the holder of a commercial driver license, committing
17 the offense while operating any vehicle;

18 5. Any felony during the commission of which a Class A, B or C
19 commercial motor vehicle is used, except a felony involving the
20 manufacture, distribution or dispensation of a controlled dangerous
21 substance, or if the person is the holder of a commercial driver
22 license, committing the offense while operating any vehicle;

23

24

1 6. Operating a commercial motor vehicle while the commercial
2 driving privilege is revoked, suspended, canceled, denied, or
3 disqualified;

4 7. Manslaughter homicide, or negligent homicide occurring as a
5 direct result of negligent operation of a commercial motor vehicle,
6 or, if the person is the holder of a commercial driver license,
7 committing the offense while operating any vehicle;

8 8. Fraud related to examination for or issuance of a commercial
9 learner permit or a Class A, B or C driver license; or

10 9. Failure to submit to skills or knowledge reexamination, or
11 both, for the purpose of issuance of a commercial learner permit or
12 a Class A, B or C driver license within thirty (30) days of receipt
13 of notification from the Department.

14 C. ~~The Department of Public Safety~~ Service Oklahoma shall
15 disqualify any person from operating a Class A, B or C commercial
16 motor vehicle for a period of not less than three (3) years upon
17 receiving a record of conviction of any of the disqualifying
18 offenses described in subsection B of this section, committed in
19 connection with the operation of a motor vehicle which is required
20 to be placarded for hazardous materials under 49 C.F.R., Part 172,
21 subpart F, when the conviction has become final.

22 D. ~~The Department of Public Safety~~ Service Oklahoma shall
23 disqualify any person from operating a Class A, B or C commercial
24 motor vehicle for life upon receiving a record of conviction in any

1 court of any of the disqualifying offenses described in subsection B
2 of this section after a former conviction of any of the following
3 disqualifying offenses, when the second conviction has become final.

4 ~~The Department of Public Safety~~ Service Oklahoma may promulgate
5 rules establishing conditions under which a disqualification for
6 life pursuant to the provisions of this subsection may be reduced to
7 a period of not less than ten (10) years provided a previous
8 lifetime disqualification has not been reduced.

9 E. ~~The Department of Public Safety~~ Service Oklahoma shall
10 disqualify any person from operating a Class A, B or C commercial
11 motor vehicle for life upon receiving a record of conviction for any
12 felony related to the manufacture, distribution or dispensation of a
13 controlled dangerous substance in the commission of which a Class A,
14 B or C commercial motor vehicle is used, or if the person is the
15 holder of a commercial driver license, committing the offense while
16 operating any vehicle, when the conviction has become final.

17 F. ~~The Department of Public Safety~~ Service Oklahoma shall
18 disqualify any person from operating a Class A, B or C commercial
19 motor vehicle for sixty (60) days upon receiving a record of a
20 second conviction of the person for a serious traffic offense
21 arising out of separate transactions or occurrences within a three-
22 year period, when the convictions have become final. ~~The Department~~
23 ~~of Public Safety~~ Service Oklahoma shall disqualify any person from
24 operating a Class A, B or C commercial motor vehicle for one hundred

1 twenty (120) days upon receiving a record of a third conviction of a
2 person for a serious traffic offense arising out of separate
3 transactions or occurrences within a three-year period, when the
4 convictions have become final; provided, the one-hundred-twenty-day
5 period shall run in addition to and shall not run concurrently with
6 any other period disqualification imposed pursuant to this
7 subsection. As used in this subsection, "serious traffic offense"
8 shall mean any of the following offenses committed while operating a
9 commercial motor vehicle:

- 10 1. Speeding fifteen (15) miles per hour or more over the limit;
- 11 2. Reckless driving;
- 12 3. Any traffic offense committed that results in or in
13 conjunction with a motor vehicle collision resulting in a fatality;
- 14 4. Erratic or unsafe lane changes;
- 15 5. Following too closely;
- 16 6. Failure to obtain a commercial driver license;
- 17 7. Failure to have in possession of the person a commercial
18 driver license;
- 19 8. Failure to have:
 - 20 a. the proper class of commercial driver license for the
21 class of vehicle being operated,
 - 22 b. the proper endorsement or endorsements for the type of
23 vehicle being operated, including but not limited to,
24 passengers or type of cargo being transported, or

1 c. both proper class and proper endorsement, as provided
2 in subparagraphs a and b of this paragraph;

3 9. Operating a commercial motor vehicle while using a cellular
4 telephone or electronic communication device to write, send or read
5 a text-based communication; or

6 10. Operating a commercial motor vehicle while using a hand-
7 held mobile telephone.

8 For the purposes of paragraphs 9 and 10 of this subsection,
9 operating a commercial motor vehicle and using an electronic
10 communication device or a hand-held mobile telephone is permissible
11 by the operator when necessary to communicate with law enforcement
12 officials or other emergency services. Further, for the purposes of
13 paragraphs 9 and 10 of this subsection, "operate" means operating on
14 a street or highway, including while temporarily stationary because
15 of traffic, a traffic control device or other momentary delays.
16 Operating does not include when the driver of a commercial motor
17 vehicle has moved the vehicle to the side of or off a street or
18 highway and has halted in a location where the vehicle can safely
19 remain stationary.

20 G. Upon the receipt of a person's record of conviction of
21 violating a lawful out-of-service order, when the conviction becomes
22 final ~~the Department~~ Service Oklahoma shall disqualify the driving
23 privilege of the person as follows:
24

1 1. For a first conviction for violating an out-of-service
2 order:

3 a. except as provided in subparagraph b of this
4 paragraph, the period of disqualification shall be for
5 one-hundred eighty (180) days, or

6 b. while transporting hazardous materials required to be
7 placarded under the Hazardous Materials Transportation
8 Act, 49 P. app. 180-1813, or while operating a motor
9 vehicle designed for transport of sixteen (16) or more
10 passengers, including the driver, the period of
11 disqualification shall be for one (1) year;

12 2. For a second conviction within ten (10) years for violating
13 an out-of-service order:

14 a. except as provided in subparagraph b of this
15 paragraph, the period of disqualification shall be for
16 two (2) years, or

17 b. while transporting hazardous materials required to be
18 placarded under the Hazardous Materials Transportation
19 Act, 49 P. app. 180-1813, or while operating a motor
20 vehicle designed for transport of sixteen (16) or more
21 passengers, including the driver, the period of
22 disqualification shall be for three (3) years; and

23
24

1 3. For a third or subsequent conviction within ten (10) years
2 for violating an out-of-service order, the period of
3 disqualification shall be for three (3) years.

4 H. Upon determination by ~~the Department~~ Service Oklahoma that
5 fraudulent information was used to apply for or obtain a Class A, B
6 or C driver license, ~~the Department~~ Service Oklahoma shall
7 disqualify the driving privilege of the applicant or licensee for a
8 period of sixty (60) days.

9 I. Any person who drives a Class A, B or C commercial motor
10 vehicle on any public roads, streets, highways, turnpikes or any
11 other public place of this state at a time when the person has been
12 disqualified or when the privilege to do so is canceled, denied,
13 suspended or revoked shall be guilty of a misdemeanor and upon
14 conviction shall be punished by a fine of not less than One Hundred
15 Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00),
16 or by imprisonment for not more than one (1) year, or by both such
17 fine and imprisonment. Each act of driving as prohibited shall
18 constitute a separate offense.

19 J. Upon the receipt of the record of a conviction of a person
20 of a railroad highway grade crossing offense in a commercial motor
21 vehicle, pursuant to Sections 11-701 or 11-702 of this title or
22 Section 11-1115 of this title, or upon receipt of an equivalent
23 conviction from any state, when the conviction becomes final, ~~the~~
24

1 ~~Department~~ Service Oklahoma shall disqualify the driving privileges
2 of the person convicted as follows:

3 1. The first conviction shall result in disqualification for
4 sixty (60) days;

5 2. The second conviction within three (3) years shall result in
6 disqualification for one hundred twenty (120) days; and

7 3. The third or subsequent conviction within three (3) years
8 shall result in disqualification for one (1) year.

9 K. ~~The Department~~ Service Oklahoma, upon receipt of a written
10 notice of immediate disqualification issued by the Federal Motor
11 Carrier Safety Administration under 49 CFR 383.52, shall immediately
12 disqualify the person's commercial driving privilege for the period
13 of time specified on the written notice.

14 L. The periods of disqualification as defined by this section
15 shall not be modified. A person may not be granted driving
16 privileges to operate a Class A, B or C commercial vehicle until the
17 disqualification is reinstated.

18 M. When any record of conviction, as specified in this section,
19 is received by the Department and pertains to a nonresident operator
20 of a Class A, B or C commercial motor vehicle, or if the nonresident
21 operator is the holder of a commercial driver license, a record of
22 the conviction pertaining to the nonresident operator of any
23 vehicle, ~~the Department~~ Service Oklahoma shall not disqualify the
24 person and shall report the conviction to the licensing jurisdiction

1 in which the license of the nonresident to operate the commercial
2 vehicle was issued.

3 N. Any person who is disqualified from driving under the
4 provisions of this section shall have the right of appeal, as
5 provided in Section 6-211 of this title.

6 SECTION 63. AMENDATORY 47 O.S. 2021, Section 6-206, is
7 amended to read as follows:

8 Section 6-206. A. Whenever any person is convicted or pleads
9 guilty in any court having jurisdiction over offenses committed
10 under Section 1-101 et seq. of this title, or any other act or
11 municipal ordinance or act or ordinance of another state regulating
12 the operation of motor vehicles on highways, such court shall make
13 immediate report to ~~the Department of Public Safety~~ Service Oklahoma
14 setting forth the name of the offender, the number of the driver
15 license and the penalty imposed. Said report shall be submitted by
16 the judge or the clerk of the court upon forms furnished or approved
17 by ~~the Department~~ Service Oklahoma.

18 B. ~~The Department~~ Service Oklahoma, upon receipt of said report
19 or upon receipt of a report of a conviction in another state
20 relating to the operation of a motor vehicle, may in its discretion
21 suspend the driving privilege of such person for such period of time
22 as in its judgment is justified, subject to the limitations provided
23 in this title or any other act or municipal ordinance regulating the
24 operation of motor vehicles on highways. Any action taken by ~~the~~

1 ~~Department~~ Service Oklahoma shall be in addition to the penalty
2 imposed by the court subject to the limitations outlined by statute.

3 C. ~~The Department~~ Service Oklahoma, upon receipt of a report of
4 a conviction in another state relating to the operation of a motor
5 vehicle, may in its discretion suspend the driving privilege of such
6 person. Any action taken by ~~the Department~~ Service Oklahoma shall
7 not exceed the penalty imposed by a court or ~~the Department~~ Service
8 Oklahoma in the State of Oklahoma for a violation substantially
9 similar to the conviction in the other jurisdiction which did not
10 result in a revocation of Oklahoma driving privileges.

11 D. Following receipt of a notice of any nonpayment of fine and
12 costs for a moving traffic violation with a recommendation of
13 suspension of driving privileges of a defendant from any court
14 within this state, as provided for in Section 983 of Title 22 of the
15 Oklahoma Statutes, ~~the Department~~ Service Oklahoma shall suspend the
16 driving privilege of the named person no earlier than one hundred
17 eighty (180) days after giving notice as provided in Section 2-116
18 of this title. A person whose license is subject to suspension
19 pursuant to this section may avoid the effective date of the
20 suspension or, if suspended, shall be eligible for reinstatement, if
21 otherwise eligible, upon:

22 1. Making application to ~~the Department of Public Safety~~
23 Service Oklahoma;

24

1 2. Showing proof of payment of the total amount of the fine and
2 cost or a release from the court or court clerk; and

3 3. Submitting the processing and reinstatement fees, as
4 provided for in Section 6-212 of this title.

5 Provided, however, in cases of hardship, as determined by the
6 court, or proof of enrollment in a federal or state government
7 assistance program, including, but not limited to, Social Security
8 or the Supplemental Nutrition Assistance Program, the person shall
9 be placed on a payment plan by the court, and the court shall send a
10 release to ~~the Department~~ Service Oklahoma for reinstatement
11 purposes. The court may submit another suspension request pursuant
12 to this section if the person fails to honor the payment plan and it
13 is found that the person is financially able but willfully refuses
14 or neglects to honor the payment plan. In such case, ~~the Department~~
15 Service Oklahoma shall again suspend the person's driving privilege
16 for nonpayment of fine and costs for the same moving traffic
17 violation. Upon reinstatement after suspension for nonpayment of
18 fine and costs for a moving traffic violation ~~the Department~~ Service
19 Oklahoma may remove such record of suspension from the person's
20 driving record and retain an internal record for audit purposes. A
21 court within this state may order ~~the Department~~ Service Oklahoma to
22 waive any requirement that fines and costs be satisfied by a person
23 prior to that person being eligible for a provisional license
24 provided under Section 6-212 of this title.

1 E. Upon the receipt of a record of conviction for eluding or
2 attempting to elude a peace officer, ~~the Department of Public Safety~~
3 Service Oklahoma shall suspend the driving privilege of the person:

4 1. For the first conviction as indicated on the driving record
5 of the person, for a period of six (6) months;

6 2. For the second conviction as indicated on the driving record
7 of the person, for a period of one (1) year. Such period shall not
8 be modified; and

9 3. For the third or subsequent conviction as indicated on the
10 driving record of the person, for a period of three (3) years. Such
11 period shall not be modified.

12 F. Any person whose driving privilege is so suspended under the
13 provisions of this section shall have the right of appeal, as
14 provided in Section 6-211 of this title.

15 SECTION 64. AMENDATORY 47 O.S. 2021, Section 6-207, is
16 amended to read as follows:

17 Section 6-207. Whenever ~~the Department of Public Safety~~ Service
18 Oklahoma is furnished with information or, from the records on file
19 in ~~the Department~~ Service Oklahoma, it is established that the
20 holder of a driver's license is afflicted with a physical disease
21 with a history of seizures, or mental disease, or momentary lapses
22 of consciousness or any other ailment which may result in temporary
23 loss of control or partial control of a motor vehicle, ~~the~~
24 ~~Department~~ Service Oklahoma may, in its discretion, execute an order

1 of cancellation of any driver's license issued to such individual,
2 or, should such information be available at the time of application
3 for a driver's license, ~~the Department~~ Service Oklahoma may execute
4 an order denying the issuance of said license to any such individual
5 and shall cause any such license that may have been issued to be
6 picked up or to be delivered to ~~the Department of Public Safety~~
7 Service Oklahoma as specified for other such orders. Every
8 physician or surgeon, including doctors of medicine and osteopathy,
9 examining, attending or treating an individual for any illness or
10 injury that would impair the ability of the individual in any manner
11 as to affect the performance of the person to operate a motor
12 vehicle, may make a written report of the diagnosis to ~~the State~~
13 ~~Department of Public Safety~~ Service Oklahoma. ~~The Department~~
14 Service Oklahoma may, in its discretion, suspend or cancel the
15 license of such person for such period of time as in its judgment is
16 justified.

17 In addition thereto, any person or physician or any medical
18 personnel participating in good faith and without negligence or
19 malicious intent in making of a report pursuant to this act shall
20 have the immunity from civil liability that might otherwise be
21 incurred or imposed. Any such participant shall have the same
22 immunity with respect to participation in any judicial proceeding
23 resulting from such report.

24

1 Provided further that, in any proceeding resulting from a report
2 made pursuant to this act or in any proceeding where such a report
3 or any contents thereof are sought to be introduced in evidence,
4 such report or contents or any other fact or facts related thereto,
5 or the condition of the individual who is the subject of the report
6 shall only be admitted in evidence in actions regarding the
7 revocation, suspension, cancellation or denial of the subject's
8 driver's license and shall not be considered to be a public record
9 provided that the report shall not be excluded on the ground that
10 the matter is or may be the subject of a physician-patient privilege
11 or similar privilege or rule against disclosure.

12 Any person whose license has been canceled or denied under the
13 provisions of this section shall have the right of appeal from said
14 order, as provided under Section 6-211 of this title.

15 SECTION 65. AMENDATORY 47 O.S. 2021, Section 6-208, is
16 amended to read as follows:

17 Section 6-208. ~~The Department of Public Safety~~ Service Oklahoma
18 shall not suspend a ~~driver's~~ driver license or privilege to drive a
19 motor vehicle on the public roads, streets, highways, turnpikes or
20 other public place for a period of more than one (1) year, except as
21 otherwise provided by law.

22 SECTION 66. AMENDATORY 47 O.S. 2021, Section 6-211, is
23 amended to read as follows:

24

1 Section 6-211. A. Any person denied driving privileges, or
2 whose driving privilege has been canceled, denied, suspended or
3 revoked by ~~the Department~~ Service Oklahoma, except where such
4 cancellation, denial, suspension or revocation is mandatory, under
5 the provisions of Section 6-205 of this title, or disqualified by
6 ~~the Department~~ Service Oklahoma, under the provisions of Section 6-
7 205.2 or 761 of this title, shall have the right of appeal to the
8 district court as hereinafter provided. Proceedings before the
9 district court shall be exempt from the provisions of the Oklahoma
10 Pleading and Discovery codes, except that the appeal shall be by
11 petition, without responsive pleadings. The district court is
12 hereby vested with original jurisdiction to hear the petition.

13 B. A person whose driving privilege is denied, canceled,
14 revoked or suspended due to inability to meet standards prescribed
15 by law, or due to an out-of-state conviction or violation, or due to
16 an excessive point accumulation on the traffic record, or for an
17 unlawful license issued, may appeal in the county in which the
18 person resides.

19 C. Any person whose driving privilege is canceled, denied,
20 suspended or revoked may appeal to the district court in the county
21 in which the offense was committed upon which ~~the Department~~ Service
22 Oklahoma based its order.

23 D. A person whose driving privilege is subject to revocation
24 pursuant to Section 753 or 754 of this title may appeal to the

1 district court in the county in which the arrest occurred relating
2 to the test refusal or test result, as shown by the records of the
3 Department.

4 E. The petition shall be filed within thirty (30) days after
5 the notice of revocation, pursuant to Section 753 or 754 of this
6 title, has been served upon the person. It shall be the duty of the
7 district court to enter an order setting the matter for hearing not
8 less than fifteen (15) days and not more than thirty (30) days from
9 the date the petition is filed. A certified copy of petition and
10 order for hearing shall be served forthwith by the clerk of the
11 court ~~upon the Commissioner of Public Safety~~ to the office of
12 Service Oklahoma by certified mail at ~~the Department of Public~~
13 ~~Safety~~ Service Oklahoma, Oklahoma City, Oklahoma.

14 F. Upon a hearing relating to a revocation or disqualification
15 pursuant to a conviction for an offense enumerated in Section 6-205,
16 6-205.2 or 761 of this title, the court shall not consider the
17 propriety or merits of the revocation or disqualification action,
18 except to correct the identity of the person convicted as shown by
19 records of ~~the Department~~ Service Oklahoma.

20 G. A petition for modification may be included with the appeal
21 or separately filed at any time, and the district court may, in its
22 discretion, modify the revocation as provided for in Section 755 of
23 this title; provided, any modification under this subsection shall
24 apply to Class D driver licenses only.

1 H. The court shall take testimony and examine the facts and
2 circumstances, including all of the records on file in the office of
3 ~~the Department of Public Safety~~ Service Oklahoma relative to the
4 offense committed and the driving record of the person, and
5 determine from the facts, circumstances, and records whether or not
6 the petitioner is entitled to driving privileges or shall be subject
7 to the order of denial, cancellation, suspension or revocation
8 issued by ~~the Department~~ Service Oklahoma. In case the court finds
9 that the order was not justified, the court may sustain the appeal,
10 vacate the order of ~~the Department~~ Service Oklahoma, and direct that
11 driving privileges be restored to the petitioner, if otherwise
12 eligible.

13 I. The testimony of any hearing pursuant to this section shall
14 be taken by the court stenographer and preserved for the purpose of
15 appeal and, in case ~~the Department~~ Service Oklahoma files notice of
16 appeal from the order of the court as provided herein, the court
17 shall order and direct the court clerk to prepare and furnish a
18 complete transcript of all pleadings and proceedings, together with
19 a complete transcript taken at the hearing at no cost to ~~the~~
20 ~~Department~~ Service Oklahoma, except the cost of transcribing.

21 J. An appeal may be taken by the person or by ~~the Department~~
22 Service Oklahoma from the order or judgment of the district court to
23 the Supreme Court of the State of Oklahoma as otherwise provided by
24 law.

1 SECTION 67. AMENDATORY 47 O.S. 2021, Section 6-212, is
2 amended to read as follows:

3 Section 6-212. A. ~~The Department of Public Safety~~ Service
4 Oklahoma shall not assess and collect multiple reinstatement fees
5 when reinstating the driving privilege of any person having more
6 than one suspension or revocation affecting the person's driving
7 privilege at the time of reinstatement.

8 B. ~~The Department~~ Service Oklahoma shall:

9 1. Suspend or revoke a person's driving privilege as delineated
10 within the Oklahoma Statutes; and

11 2. Require any person having more than one suspension or
12 revocation affecting the person's driving privilege to meet the
13 statutory requirements for each action as a condition precedent to
14 the reinstatement of any driving privilege. Provided, however,
15 reinstatement fees shall not be cumulative, and a single
16 reinstatement fee, as provided for in subsection C of this section,
17 shall be paid for all suspensions or revocations as shown by ~~the~~
18 ~~Department's~~ Service Oklahoma's records at the time of
19 reinstatement.

20 C. Whenever a person's privilege to operate a motor vehicle is
21 suspended or revoked pursuant to any provision as authorized by the
22 Oklahoma Statutes, the license or privilege to operate a motor
23 vehicle shall remain under suspension or revocation and shall not be
24 reinstated until:

1 1. The expiration of each such revocation or suspension order;

2 2. The person has paid to ~~the Department~~ Service Oklahoma:

3 a. if such privilege is suspended or revoked pursuant to
4 Section 1115.5 of Title 22 of the Oklahoma Statutes or
5 pursuant to any provisions of this title, except as
6 provided in subparagraph b of this paragraph, a
7 processing fee of Twenty-five Dollars (\$25.00) for
8 each such suspension or revocation as shown by ~~the~~
9 ~~Department's~~ Service Oklahoma's records, or

10 b. (1) if such privilege is suspended or revoked
11 pursuant to the provisions of Section 6-205, 6-
12 205.1, 7-612, 753, 754 or 761 of this title or
13 pursuant to subsection A of Section 7-605 of this
14 title for a conviction for failure to maintain
15 the mandatory motor vehicle insurance required by
16 law or pursuant to subsection B of Section 6-206
17 of this title for a suspension other than for
18 points accumulation, a processing fee of Seventy-
19 five Dollars (\$75.00) for each such suspension or
20 revocation as shown by ~~the Department's~~ Service
21 Oklahoma's records, and a special assessment
22 trauma-care fee of Two Hundred Dollars (\$200.00)
23 to be deposited into the Trauma Care Assistance
24 Revolving Fund created in Section 1-2530.9 of

1 Title 63 of the Oklahoma Statutes, for each
2 suspension or revocation as shown by the records
3 of ~~the Department~~ Service Oklahoma, and

4 (2) in addition to any other fees required by this
5 section, if such privilege is suspended or
6 revoked pursuant to an arrest on or after
7 November 1, 2008, under the provisions of
8 paragraph 2 or 6 of subsection A of Section 6-205
9 of this title or of Section 753, 754 or 761 of
10 this title, a fee of Fifteen Dollars (\$15.00),
11 which shall be apportioned pursuant to the
12 provisions of Section 3-460 of Title 43A of the
13 Oklahoma Statutes; and

14 3. The person has paid to ~~the Department~~ Service Oklahoma a
15 single reinstatement fee of, beginning on July 1, 2013, and any year
16 thereafter, Twenty-five Dollars (\$25.00).

17 D. ~~The Department of Public Safety~~ Service Oklahoma is hereby
18 authorized to enter into agreements with persons whose license to
19 operate a motor vehicle or commercial motor vehicle has been
20 suspended or revoked, for issuance of a provisional license subject
21 to any restrictions imposed by law or a court order. The
22 provisional license would allow such persons to drive from 6:00 a.m.
23 to 11:59 p.m. Driving privileges for a provisional license are
24 limited from 12:00 a.m. to 5:59 a.m. to driving:

- 1 1. Between their place of residence and their place of
- 2 employment or potential employment;
- 3 2. During the scope and course of their employment;
- 4 3. Between their place of residence and a college, university
- 5 or technology center;
- 6 4. Between their place of residence and their child's school or
- 7 day care provider;
- 8 5. Between their place of residence and a place of worship; or
- 9 6. Between their place of residence and any court-ordered
- 10 treatment program,
- 11 with the condition that such persons pay a minimum total of Five
- 12 Dollars (\$5.00) per month toward the satisfaction of outstanding
- 13 fees, including, but not limited to, provisional license fees,
- 14 warrant fees, court costs or fees, driver license or commercial
- 15 driver license reinstatement fees. ~~The Department~~ Service Oklahoma
- 16 may suspend or revoke a provisional license pursuant to this section
- 17 if the person fails to honor the payment plan. The person may re-
- 18 enroll in the provisional driver license program.
- 19 E. Any violation of law by the person holding the provisional
- 20 license that would result in the suspension or revocation of a
- 21 driver license, except for the failure to pay fines, fees or other
- 22 financial obligations if the person is participating in a payment
- 23 plan, shall result in the revocation of the provisional license .

24

1 F. Eligibility for a provisional license shall not take into
2 consideration any outstanding fines and fees owed, including, but
3 not limited to, warrant fees, court costs or fees, driver license or
4 commercial driver license reinstatement fees.

5 G. A person with a suspended driver license shall not have to
6 take a driver license test to be eligible for a provisional license;
7 provided, the suspended license has not expired.

8 H. ~~The Department~~ Service Oklahoma shall develop rules and
9 procedures necessary to implement the provisions of this section
10 except as otherwise provided by this title.

11 I. Effective July 1, 2002, and for each fiscal year thereafter:

12 1. Two Hundred Fifty Thousand Dollars (\$250,000.00) of all
13 monies collected each month pursuant to this section shall be
14 apportioned as provided in Section 1104 of this title, except as
15 otherwise provided in this section; and

16 2. Except as otherwise provided in this section, all other
17 monies collected in excess of Two Hundred Fifty Thousand Dollars
18 (\$250,000.00) each month shall be deposited in the General Revenue
19 Fund.

20 SECTION 68. AMENDATORY 47 O.S. 2021, Section 6-212.2, is
21 amended to read as follows:

22 Section 6-212.2 A. Whenever the records of ~~the Department of~~
23 Public Safety Service Oklahoma reflect a conviction of a person
24 pursuant to Section 11-902 of this title or an alcohol- or drug-

1 related revocation or suspension of the driving privileges of that
2 person pursuant to the provisions of paragraph 2 or 6 of subsection
3 A of Section 6-205 or to Section 6-205.1, 6-206, 753, 754 or 761 of
4 this title, the person shall participate in an alcohol and drug
5 assessment and evaluation by an assessment agency or assessment
6 personnel certified by the Department of Mental Health and Substance
7 Abuse Services for the purpose of evaluating the person's
8 receptivity to treatment and prognosis. As determined by the
9 assessment, the person shall enroll in, attend and successfully
10 complete the appropriate alcohol and drug substance abuse course
11 certified by the Department of Mental Health and Substance Abuse
12 Services or an alcohol or other drug treatment program or both. The
13 alcohol and drug substance abuse course shall consist of either ten
14 (10) hours or twenty-four (24) hours of instruction and shall
15 conform with the provisions of Section 3-453 of Title 43A of the
16 Oklahoma Statutes. No citizen shall be compelled to travel more
17 than seventy (70) miles from the citizen's place of residence to
18 attend a course or evaluation program required herein. For purposes
19 of this subsection, the requirement for alcohol and drug substance
20 abuse evaluation shall be considered satisfied if the person is
21 evaluated by an assessment agency or assessment personnel certified
22 for that purpose, all recommendations identified by the evaluation
23 are satisfied by the person, and a report of such evaluation and
24

1 completion is presented to the court prior to sentencing and to ~~the~~
2 ~~Department~~ Service Oklahoma.

3 B. If the assessment agency or assessment personnel in
4 subsection A of this section determine that the person would likely
5 benefit from a United-States-Food-and-Drug-Administration-approved
6 medication-assisted treatment that is indicated for alcohol
7 dependence or opioid dependence, the assessment agency or assessment
8 personnel shall refer the defendant to a licensed physician for
9 further evaluation. Only a licensed physician may recommend that a
10 defendant take medication-assisted treatment, and the defendant
11 shall maintain the right to refuse the medication.

12 C. The requirements of subsection A of this section shall be a
13 condition for reinstatement of driving privileges, in addition to
14 other conditions for driving privilege reinstatement provided by
15 law.

16 SECTION 69. AMENDATORY 47 O.S. 2021, Section 6-212.4, is
17 amended to read as follows:

18 Section 6-212.4 All revocation, suspension, cancellation and/or
19 denial periods of time of driving privileges as provided in this
20 chapter shall be considered served upon successful graduation from
21 an Oklahoma Drug Court Program created and administered pursuant to
22 the Oklahoma Drug Court Act and the Oklahoma Department of Mental
23 Health and Substance Abuse Services, unless evidence of drug and/or
24 alcohol use occurring post-graduation is acquired by ~~the Department~~

1 ~~of Public Safety Service Oklahoma.~~ This waiver of time applies only
2 to Class D driving privileges. Notwithstanding the foregoing, this
3 section does not require ~~the Department of Public Safety Service~~
4 Oklahoma to grant driving privileges to an individual not otherwise
5 eligible. Electronic notification of graduation from an Oklahoma
6 Drug Court Program shall be provided to ~~the Department of Public~~
7 ~~Safety Service Oklahoma~~ by the court clerk in the county where said
8 program is situated. Such electronic notification shall be
9 consistent with the provisions of Section 18-101 of ~~Title 47 of the~~
10 ~~Oklahoma Statutes~~ this title or by any other method approved by ~~the~~
11 ~~Department of Public Safety Service Oklahoma.~~

12 SECTION 70. AMENDATORY 47 O.S. 2021, Section 6-301, is
13 amended to read as follows:

14 Section 6-301. It shall be unlawful for any person to commit
15 any of the acts specified in paragraph 1 or 2 of this section in
16 relation to an Oklahoma driver license or identification card
17 authorized to be issued by ~~the Department of Public Safety Service~~
18 Oklahoma pursuant to the provisions of Sections 6-101 through 6-309
19 of this title or any driver license or other evidence of driving
20 privilege or identification card authorized to be issued by the
21 state of origin.

22 1. It is a misdemeanor for any licensee:

23 a. to display or cause or permit to be displayed one's
24 own license after such license has been suspended,

1 revoked or canceled or to possess one's own license
2 after having received notice of its suspension,
3 revocation, or cancellation,

4 b. to lend one's own license or identification card to
5 any other person or knowingly permit the use thereof
6 by another,

7 c. to display or cause or permit to be displayed or to
8 possess a license or identification card issued to
9 oneself which bears altered information concerning the
10 date of birth, expiration date, sex, height, eye
11 color, weight or license or card number,

12 d. to fail or refuse to surrender to ~~the Department~~
13 Service Oklahoma upon its lawful demand any license or
14 identification card which has been suspended, revoked
15 or canceled,

16 e. to permit any unlawful use of a license or
17 identification card issued to oneself,

18 f. to do any act forbidden or fail to perform any act
19 required by this chapter, excepting those acts as
20 provided in paragraph 2 of this section,

21 g. to display or represent as one's own, any license or
22 identification card not issued to such person, unless
23 under conditions provided in subparagraph e of
24 paragraph 2 of this section, or

1 h. to add to, delete from, alter, or deface the required
2 information on a driver license or identification
3 card.

4 2. It is a felony for any person:

5 a. to create, publish or otherwise manufacture an
6 Oklahoma or other state license or identification card
7 or facsimile thereof, or to create, manufacture or
8 possess an engraved plate or other such device, card,
9 laminate, digital image or file, or software for the
10 printing of an Oklahoma or other state license or
11 identification card or facsimile thereof, except as
12 authorized pursuant to this title,

13 b. to display or cause or permit to be displayed or to
14 knowingly possess any state counterfeit or fictitious
15 license or identification card,

16 c. to display or cause to be displayed or to knowingly
17 possess any state license or identification card
18 bearing a fictitious or forged name or signature,

19 d. to display or cause to be displayed or to knowingly
20 possess any state license or identification card
21 bearing the photograph of any person, other than the
22 person named thereon as licensee,

23 e. to display or represent as one's own, any license or
24 identification card not issued to him, for the purpose

1 of committing a fraud in any commercial transaction or
2 to mislead a peace officer in the performance of his
3 duties, or

4 f. to use a false or fictitious name in any application
5 for a license or identification card or to knowingly
6 make a false statement or to knowingly conceal a
7 material fact or otherwise commit a fraud in any such
8 application.

9 3. It is a felony for any employee or person authorized to
10 issue or approve the issuance of licenses or identification cards
11 under this title to knowingly issue or attempt to issue a license or
12 identification card or to knowingly give approval for, cause, or
13 attempt to cause a license or identification card to be issued:

- 14 a. to a person not entitled thereto,
- 15 b. bearing erroneous information thereon, or
- 16 c. bearing the photograph of a person other than the
17 person named thereon.

18 Such conduct shall be grounds for termination of employment of the
19 employee.

20 4. The violation of any of the provisions of paragraph 1 of
21 this section shall constitute a misdemeanor and shall, upon
22 conviction thereof, be punishable by a fine of not less than Twenty-
23 five Dollars (\$25.00), nor more than Two Hundred Dollars (\$200.00);
24 the violation of any of the provisions of paragraph 2 or 3 of this

1 section shall constitute a felony and shall, upon conviction
2 thereof, be punishable by a fine not exceeding Ten Thousand Dollars
3 (\$10,000.00) or a term of imprisonment in the ~~State Penitentiary~~
4 custody of the Department of Corrections not to exceed seven (7)
5 years, or by both such fine and imprisonment.

6 5. Notwithstanding any provision of this section, ~~the~~
7 ~~Commissioner of the Department of Public Safety~~ Service Oklahoma
8 may, upon the request of the chief administrator of a law
9 enforcement, military, or intelligence agency, authorize the
10 issuance to and display, and possession by a person of a license
11 which would otherwise be a violation of this section, for the sole
12 purpose of aiding in a criminal investigation or a military or
13 intelligence operation. While acting pursuant to such authorization
14 by ~~the Commissioner~~ Service Oklahoma, such person shall not be
15 prosecuted for a violation under this section. Upon termination of
16 such investigation or operation or upon request ~~of the Commissioner,~~
17 ~~the chief administrator,~~ Service Oklahoma shall forthwith cause such
18 license to be returned to ~~the Commissioner~~ Service Oklahoma.

19 SECTION 71. AMENDATORY 47 O.S. 2021, Section 6-303, is
20 amended to read as follows:

21 Section 6-303. A. No person shall operate a motor vehicle upon
22 the public roads, streets, highways, turnpikes or other public place
23 of this state without having a valid driver license for the class of
24

1 vehicle being operated from ~~the Department of Public Safety Service~~
2 Oklahoma, except as herein specifically exempted.

3 Any violation of the provisions of this subsection shall
4 constitute a misdemeanor and shall be punishable by a fine of not
5 less than Fifty Dollars (\$50.00) nor more than Three Hundred Dollars
6 (\$300.00) plus costs or by imprisonment for not more than thirty
7 (30) days, or by both such fine and imprisonment.

8 Any person charged with violating this section who produces in
9 court, on or before the court date, a renewal or replacement driver
10 license issued to him or her shall be entitled to dismissal of such
11 charge without payment of court costs and fine.

12 B. Any person who drives a motor vehicle on any public roads,
13 streets, highways, turnpikes or other public place of this state at
14 a time when the person's privilege to do so is canceled, denied,
15 suspended or revoked or at a time when the person is disqualified
16 from so doing shall be guilty of a misdemeanor and upon conviction
17 shall be punished by a fine:

18 1. For a first conviction, of not less than One Hundred Dollars
19 (\$100.00) and not more than Five Hundred Dollars (\$500.00);

20 2. For a second conviction, of not less than Two Hundred
21 Dollars (\$200.00) and not more than Seven Hundred Fifty Dollars
22 (\$750.00);

23

24

1 3. For a third and subsequent conviction, of not less than
2 Three Hundred Dollars (\$300.00) and not more than One Thousand
3 Dollars (\$1,000.00)~~+~~+
4 or by imprisonment for not more than one (1) year or by both such
5 fine and imprisonment. Each act of driving on the highways as
6 prohibited shall constitute a separate offense.

7 C. Any person who drives a motor vehicle on any public roads,
8 streets, highways, turnpikes or other public roads of this state at
9 a time when the driving privilege of that person is canceled,
10 denied, suspended or revoked, pursuant to paragraph 1 of subsection
11 A of Section 6-205.1 of this title, shall be guilty of a misdemeanor
12 and upon conviction shall be punished by a fine:

13 1. For a first conviction, of not less than Five Hundred
14 Dollars (\$500.00) and not more than One Thousand Dollars
15 (\$1,000.00);

16 2. For a second conviction, of not less than One Thousand
17 Dollars (\$1,000.00) and not more than Two Thousand Dollars
18 (\$2,000.00);

19 3. For a third and subsequent conviction, of not less than Two
20 Thousand Dollars (\$2,000.00) and not more than Five Thousand Dollars
21 (\$5,000.00)~~+~~+
22 or by imprisonment for not more than one (1) year or by both such
23 fine and imprisonment. Each act of driving on the highways as
24 prohibited shall constitute a separate offense.

1 D. ~~The Department~~ Service Oklahoma, upon receiving a record of
2 conviction of an offense committed by any person whose license or
3 privilege to operate motor vehicles is under suspension or
4 revocation, shall extend the period of such suspension or revocation
5 for an additional three-month period of time. The additional orders
6 of suspension or revocation shall be dated and become effective the
7 day following the date terminating the prior order of suspension or
8 revocation.

9 E. ~~The Department~~ Service Oklahoma, upon receiving a record of
10 conviction of an offense committed by any person whose license or
11 privilege to operate motor vehicles is under revocation, pursuant to
12 paragraph 1, 2, or 3 of subsection A of Section 6-205.1 of this
13 title, shall extend the period of such revocation for an additional
14 four-month period of time. The additional orders of revocation
15 shall be dated and become effective the day following the date
16 terminating the prior order of revocation.

17 F. ~~The Department~~ Service Oklahoma, upon receiving a record of
18 conviction for a person convicted of an offense specified in Section
19 11-905 of this title, shall extend the period of such suspension,
20 revocation or denial of driving privilege for an additional twelve-
21 month period of time. The additional orders of suspension,
22 revocation or denial of driving privilege shall be dated and become
23 effective the day following the date terminating the prior order of
24 suspension, revocation or denial of driving privilege.

1 G. It shall be a misdemeanor punishable by imprisonment for not
2 less than seven (7) days nor more than six (6) months, or by a fine
3 of not more than Five Hundred Dollars (\$500.00), or by both such
4 fine and imprisonment, for any person to apply for a renewal or a
5 replacement license to operate a motor vehicle while the person's
6 license, permit or other evidence of driving privilege is in the
7 custody of a law enforcement officer or ~~the Department~~ Service
8 Oklahoma. A notice regarding this offense and the penalty therefor
9 shall be included on the same form containing the notice of
10 revocation issued by the officer.

11 H. Any fine collected pursuant to a second or subsequent
12 conviction, as provided in subsections B and C of this section,
13 shall be deposited to the Trauma Care Assistance Revolving Fund
14 created in Section 1-2530.9 of Title 63 of the Oklahoma Statutes.

15 I. Any person who drives a motorcycle or motor-driven cycle, as
16 defined in this title, on public roads, streets, highways, turnpikes
17 or other public place of this state without the proper endorsement
18 on a current state-issued license shall be guilty of a misdemeanor.
19 Any person charged with violating this section may request a six-
20 month deferral for the purpose of obtaining the following:

- 21 1. Proof of successful completion of a Motorcycle Safety
22 Foundation rider course approved by ~~the Department~~ Service Oklahoma;
- 23 and

24

1 2. Proper motorcycle endorsement on the person's valid driver
2 license.

3 Upon presenting the court with proof of satisfaction of both
4 requirements within the deferral period, the offender shall be
5 entitled to dismissal of the charge, and may be subject to a reduced
6 payment of court costs and fine.

7 J. Any person who operates a motor vehicle requiring an
8 endorsement or endorsements, as provided by Section 6-110.1 of this
9 title, on public roads, streets, highways, turnpikes or other public
10 places of this state without the proper endorsement on a current
11 state-issued license shall be guilty of a misdemeanor.

12 SECTION 72. AMENDATORY 47 O.S. 2021, Section 6-308, is
13 amended to read as follows:

14 Section 6-308. A. It is a misdemeanor for any person to
15 violate any of the provisions of Section 6-101 et seq. of this title
16 unless such violation is by Section 6-101 et seq. of this title or
17 other law of this state declared to be a felony.

18 B. Unless another penalty is in Section 6-101 et seq. of this
19 title or by laws of this state provided, every person convicted of a
20 misdemeanor for the violation of any provision of Section 6-101 et
21 seq. of this title shall be punished by a fine of not more than Five
22 Hundred Dollars (\$500.00) or by imprisonment for not more than six
23 (6) months, or by both such fine and imprisonment.

24

1 C. ~~The Department of Public Safety~~ Service Oklahoma may, in
2 addition to the penalty above, suspend for a period not exceeding
3 thirty (30) days the registration certificate of a motor vehicle
4 owned by any person who permits said vehicle to be used in violation
5 of Section 6-304, 6-305 or 6-306 of this title. ~~The Department~~
6 Service Oklahoma may suspend, for a period of not to exceed six (6)
7 months, the registration certificate of any motor vehicle, when the
8 owner permits said vehicle to be operated by an individual whose
9 driving privilege is under denial, cancellation, suspension or
10 revocation.

11 SECTION 73. AMENDATORY 47 O.S. 2021, Section 7-101, is
12 amended to read as follows:

13 Section 7-101. ~~(a)~~ A. The Commissioner of Public Safety shall
14 administer and enforce the provisions of this chapter and may make
15 rules and regulations necessary for its administration.

16 ~~(b)~~ B. The Commissioner shall provide for hearings upon request
17 of persons aggrieved by orders or acts of the Commissioner under the
18 provisions of this act.

19 ~~(c)~~ C. The Commissioner shall prescribe and provide suitable
20 forms requisite or deemed necessary for the purposes of this
21 chapter.

22 D. The Commissioner shall provide notice of any suspension of
23 driving privileges and any termination of a prior order of
24

1 suspension of driving privileges, pursuant to this chapter, to
2 Service Oklahoma.

3 SECTION 74. AMENDATORY 47 O.S. 2021, Section 7-213, is
4 amended to read as follows:

5 Section 7-213. A. In case the driver or the owner of a vehicle
6 subject to registration under the laws of this state involved in an
7 accident within this state has no driver license in this state, then
8 the driver shall be denied a driver license until he or she has
9 complied with the requirements of this chapter to the same extent
10 that would be necessary if, at the time of the accident, he or she
11 had held a driver license in this state.

12 B. When a nonresident's driving privilege is suspended pursuant
13 to Section 7-206 of this title, the Department of Public Safety, in
14 conjunction with Service Oklahoma, shall transmit a copy of the
15 record of the action to the official in charge of the issuance of
16 driver licenses in the state in which the nonresident resides.

17 C. Upon receipt of a copy of a record from another state that
18 the driving privilege of a resident of this state has been suspended
19 or revoked in the other state for failure to deposit security for
20 the payment of judgments arising out of a motor vehicle accident, or
21 for failure to give and maintain proof of financial responsibility,
22 under circumstances which would require ~~the Department~~ Service
23 Oklahoma to suspend the driving privilege of the person had the
24 accident occurred in this state, ~~the Department~~ Service Oklahoma

1 shall suspend the driving privilege of the resident if he or she was
2 the driver determined to be at fault in the accident. The
3 suspension shall continue until the resident furnishes evidence of
4 his or her compliance with the law of the other state relating to
5 the deposit of such security or files proof of financial
6 responsibility.

7 SECTION 75. AMENDATORY 47 O.S. 2021, Section 7-308, is
8 amended to read as follows:

9 Section 7-308. Whenever any person fails within thirty (30)
10 days to satisfy any judgment, then upon the written request of the
11 judgment creditor or his attorney it shall be the duty of the clerk
12 of the court, or of the judge of a court which has no clerk, in
13 which any such judgment is rendered within this state to forward to
14 ~~the Department~~ Service Oklahoma immediately upon such request a
15 certified copy of such judgment.

16 SECTION 76. AMENDATORY 47 O.S. 2021, Section 7-309, is
17 amended to read as follows:

18 Section 7-309. If the defendant named in any certified copy of
19 a judgment reported to ~~the Department of Public Safety~~ Service
20 Oklahoma, as prescribed in Section 7-308 of this title, is a
21 nonresident, then ~~the Department~~ Service Oklahoma shall transmit a
22 certified copy of the judgment to the official in charge of the
23 issuance of driver licenses of the state of which the defendant is a
24 resident.

1 SECTION 77. AMENDATORY 47 O.S. 2021, Section 7-310, is
2 amended to read as follows:

3 Section 7-310. ~~The Department of Public Safety~~ Service
4 Oklahoma, upon receipt of a certified copy of a judgment as
5 prescribed in Section 7-308 of this title and a certificate of facts
6 relative to such judgment, on a form provided by ~~the Department~~
7 Service Oklahoma, shall forthwith suspend the driving privilege of
8 any person against whom the judgment was rendered, except as
9 hereinafter otherwise provided in this chapter.

10 SECTION 78. AMENDATORY 47 O.S. 2021, Section 7-317, is
11 amended to read as follows:

12 Section 7-317. A. A judgment debtor, upon due notice to the
13 judgment creditor, may apply to the court in which the judgment was
14 rendered for the privilege of paying the judgment in installments,
15 and the court, in its discretion and without prejudice to any other
16 legal remedies which the judgment creditor may have, may so order
17 and fix the amounts and times of payment of the installments.

18 B. ~~The Department of Public Safety~~ Service Oklahoma shall not
19 suspend the driving privilege of any person and shall restore the
20 driving privilege of any person, if otherwise eligible, which was
21 suspended following nonpayment of a judgment when the judgment
22 debtor gives proof of financial responsibility and obtains an order
23 permitting the payment of the judgment in installments, and while
24 the payment of any installments is not in default.

1 SECTION 79. AMENDATORY 47 O.S. 2021, Section 7-318, is
2 amended to read as follows:

3 Section 7-318. In the event the judgment debtor fails to pay
4 any installment as specified by an order described in Section 7-317
5 of this title, then, upon notice by the court of the default, ~~the~~
6 ~~Department of Public Safety~~ Service Oklahoma shall forthwith suspend
7 the driving privilege of the person who is the judgment debtor until
8 the judgment is satisfied, as provided in this article.

9 SECTION 80. AMENDATORY 47 O.S. 2021, Section 7-506, is
10 amended to read as follows:

11 Section 7-506. Whenever a person's driving privilege is
12 suspended under this chapter and the filing of proof of financial
13 responsibility is made a prerequisite to reinstatement of the
14 driving privilege or the issuance of a driver license, no driving
15 privilege shall be reinstated or a driver license issued unless the
16 person, in addition to complying with the other provisions of this
17 chapter, pays to ~~the Department of Public Safety~~ Service Oklahoma
18 the fees provided for in Section 6-212 of this title.

19 SECTION 81. AMENDATORY 47 O.S. 2021, Section 7-600.2, is
20 amended to read as follows:

21 Section 7-600.2 A. The Department of Public Safety shall
22 transfer to the Oklahoma Insurance Department by January 1, 2018,
23 the online verification system for motor vehicle liability policies
24

1 as required by the Compulsory Insurance Law, subject to the
2 following:

3 1. The Oklahoma Tax Commission ~~and~~, the Department of Public
4 Safety, and Service Oklahoma shall cooperate with the Insurance
5 Department in the ongoing improvement and maintenance of the
6 verification system;

7 2. The verification system shall be accessible through the
8 Internet, World Wide Web or a similar proprietary or common carrier
9 electronic system by authorized personnel of the Department of
10 Public Safety, the Tax Commission, Service Oklahoma, the district
11 attorneys, the courts, law enforcement personnel, and any other
12 entities authorized by the Insurance Department;

13 3. The verification system shall provide for direct inquiry and
14 response between the Insurance Department and insurance carriers, or
15 such other method of inquiry and response as agreed to by the
16 Insurance Department and individual insurance carriers, and direct
17 access to insurers' records by personnel authorized by the Insurance
18 Department;

19 4. The verification system shall be available twenty-four (24)
20 hours a day to verify the insurance status of any vehicle registered
21 in this state through the vehicle's identification number, policy
22 number, registered owner's name or other identifying characteristic
23 or marker as prescribed by the Insurance Department in its rules;

24

1 5. The Insurance Department may contract with a private vendor
2 to assist in establishing and maintaining the verification system;

3 6. The verification system shall include appropriate
4 provisions, consistent with industry standards, to secure its data
5 against unauthorized access and to maintain a record of all
6 information requests;

7 7. Information contained in the verification system shall not
8 be considered a public record;

9 8. Any law enforcement officer, to establish compliance with
10 the Compulsory Insurance Law during a traffic stop or accident
11 investigation, shall access information from the online verification
12 system to verify the current validity of the policy described on a
13 security verification form produced by the operator of each motor
14 vehicle during the traffic stop or accident investigation. If
15 compliance is not confirmed for the policy described on the security
16 verification form produced by the operator and a subsequent
17 investigation conducted by the officer verifies that the operator is
18 not in compliance, the officer may issue a citation to the operator
19 for failure to comply with the Compulsory Insurance Law;

20 9. If the operator fails to produce the security verification
21 form during a traffic stop or accident investigation, the requesting
22 law enforcement officer shall access information from the online
23 verification system through the vehicle's identification number,
24 registered owner's name, license plate number or other identifying

1 characteristic or marker to verify valid and current security and
2 establish compliance with the Compulsory Insurance Law and shall not
3 issue a citation if valid and current security is established. If
4 the operator fails to produce the security verification form and
5 compliance is not confirmed through the online verification system,
6 the officer may issue a citation to the operator for failure to
7 comply with the Compulsory Insurance Law;

8 10. Establishing compliance with the Compulsory Insurance Law
9 through the online verification system shall not be the primary
10 cause for law enforcement to stop a motor vehicle; and

11 11. All information exchanged between the Insurance Department
12 and insurance companies, any database created, and all reports,
13 responses, or other information generated for the purposes of the
14 verification system shall not be subject to the Oklahoma Open
15 Records Act.

16 B. This section shall not apply to a policy issued pursuant to
17 paragraph 3 of subsection A of Section 7-601.1 of this title or
18 paragraph 3 of subsection A of Section 7-602 of this title to insure
19 a commercial motor vehicle or to insure any vehicle under a
20 commercial policy that provides commercial auto coverage as defined
21 in Section 7-600 of this title.

22 C. As a condition for writing motor vehicle liability policies
23 in this state, insurance carriers shall cooperate with the Insurance
24 Department in establishing and maintaining the insurance

1 verification system and shall provide access to motor vehicle
2 insurance policy status information as provided in the rules of the
3 Insurance Department. The Insurance Commissioner may, pursuant to
4 Title 36 of the Oklahoma Statutes, initiate an administrative
5 proceeding against any insurance company found by the Commissioner
6 to not be in compliance with the provisions of this section or any
7 rules promulgated pursuant to this section.

8 SECTION 82. AMENDATORY 47 O.S. 2021, Section 7-602, is
9 amended to read as follows:

10 Section 7-602. A. 1. The owner of a motor vehicle registered
11 in this state shall carry in the vehicle at all times a current
12 owner's security verification form listing the vehicle or an
13 equivalent form which has been issued by the Department of Public
14 Safety, and the operator of the vehicle shall produce the form upon
15 request for inspection by any law enforcement officer or
16 representative of the Department and, in case of an accident, the
17 form shall be shown upon request to any person affected by the
18 accident.

19 2. a. Every person registering a motor vehicle in this
20 state, except a motor vehicle which is not being used
21 upon the public highways or public streets, or a
22 manufactured home while on a permanent foundation, at
23 the time of registration of the vehicle, shall certify
24 the existence of security with respect to the vehicle

1 by providing to a ~~motor license agent~~ licensed
2 operator or other registering agency necessary
3 information from the current owner's security
4 verification in a manner that allows verification of
5 coverage through the online verification system. The
6 information shall include the name or number issued by
7 the National Association of Insurance Commissioners of
8 the current insurance carrier authorized to do
9 business in this state and the policy number
10 applicable to the vehicle being registered. A ~~motor~~
11 ~~license agent~~ licensed operator or other registering
12 agency shall require the submission of the form or
13 other verifying information prior to processing an
14 application for registration or renewal.

15 b. Every ~~motor license agent~~ licensed operator or other
16 registering agency shall use the online verification
17 system to certify the existence of security with
18 respect to the vehicle from an insurance carrier
19 authorized to do business in this state unless the
20 online verification system is not online or the
21 required information is otherwise not available. In
22 such a case, the ~~license agent~~ licensed operator or
23 other registering agency may accept verification as
24 provided in subparagraph a of this paragraph or from a

1 licensed insurance producer or customer service
2 representative to certify the existence of the
3 required insurance prior to processing any application
4 for motor vehicle registration. Every ~~motor license~~
5 ~~agent~~ licensed operator or other registering agent
6 shall allow submission of proof from a licensed
7 insurance producer or customer service representative
8 pursuant to this subparagraph via electronic mail at
9 no additional cost to the person registering the
10 vehicle.

11 3. Fleet vehicles operating under the authority of the
12 Corporation Commission, the Federal Highway Administration, or
13 vehicles registered pursuant to the provisions of Section 1120 of
14 this title, shall certify the existence of security with respect to
15 each vehicle at the time of registration by submitting one of the
16 following:

- 17 a. a current owner's security verification form verifying
18 the existence of security as required by the
19 Compulsory Insurance Law, or
- 20 b. a permit number verified by the Corporation Commission
21 indicating the existence of a current liability
22 insurance policy. Provided, in the event the
23 Corporation Commission is unable to verify the
24 existence of insurance as provided herein in a prompt

1 and timely fashion, the Corporation Commission may
2 accept a current single state registration form issued
3 by the Corporation Commission or any other regulating
4 entity with which the Corporation Commission has
5 entered into a reciprocal compact or agreement
6 regarding the regulation of motor vehicles engaged in
7 interstate or foreign commerce upon and over the
8 public highways.

9 4. The following shall not be required to carry an owner's or
10 operator's security verification form or an equivalent form from the
11 Department of Public Safety during operation of the vehicle and
12 shall not be required to surrender a security verification form for
13 vehicle registration purposes:

- 14 a. any vehicle owned or leased by the federal or state
15 government, or any agency or political subdivision
16 thereof,
- 17 b. any vehicle bearing the name, symbol, or logo of a
18 business, corporation or utility on the exterior and
19 which is in compliance with the provisions of the
20 Compulsory Insurance Law according to records of the
21 Corporation Commission which reflect a deposit or
22 fleet policy,

- c. fleet vehicles maintaining current vehicle liability insurance as required by the Corporation Commission or any other regulating entity,
- d. any licensed taxicab, and
- e. any vehicle owned by a licensed used motor vehicle dealer.

5. Any person who knowingly issues or promulgates false or fraudulent information in connection with either an owner's or operator's security verification form or an equivalent form which has been issued by the Department of Public Safety shall be guilty of a misdemeanor and upon conviction shall be subject to a fine not exceeding Five Hundred Dollars (\$500.00), or imprisonment for not more than six (6) months, or by both such fine and imprisonment.

B. Each ~~motor license agent~~ licensed operator is authorized to charge a fee of One Dollar and fifty cents (\$1.50) to each person to whom the ~~agent~~ licensed operator issues a certificate of registration and who is required to surrender proof of financial responsibility, or for whom the ~~motor license agent~~ licensed operator certifies the existence of financial responsibility through an authorized online certification system, pursuant to the provisions of the Compulsory Insurance Law. The fee may be retained by the ~~agent~~ licensed operator as compensation for services in processing the proof of financial responsibility and for processing the driver license information, insurance verification information,

1 and other additional information furnished to the ~~agent~~ licensed
2 operator pursuant to Section 1112 of this title, if such ~~agent~~
3 licensed operator does not receive the maximum compensation as
4 authorized by law.

5 SECTION 83. AMENDATORY 47 O.S. 2021, Section 8-101, is
6 amended to read as follows:

7 Section 8-101. ~~(a)~~ A. It shall be unlawful for the owner of
8 any motor vehicle engaged in the business of renting motor vehicles
9 without drivers to rent a motor vehicle without a driver otherwise
10 than as a part of a bona fide transaction involving the sale of such
11 motor vehicle, unless he or she has previously notified the Oklahoma
12 Insurance Department of the intention to so rent such vehicle and
13 has given proof of financial responsibility, and ~~the Tax Commission~~
14 Service Oklahoma shall not register any such vehicle unless and
15 until the owner gives proof of financial responsibility either as
16 provided in this section or, in the alternative, as provided in
17 Section 8-102 of this title. ~~The Department~~ Service Oklahoma shall
18 cancel the registration of any motor vehicle rented without a driver
19 whenever ~~the Department~~ Service Oklahoma ascertains that the owner
20 has failed or is unable to give and maintain such proof of financial
21 responsibility.

22 ~~(b)~~ B. Such owner shall submit to the Insurance Commissioner
23 evidence that there has been issued to him or her by an insurance
24 carrier authorized to do business in this state a public liability

1 insurance policy or policies covering each such motor vehicle so
2 rented in the amounts as hereinafter stated and insuring every
3 person operating such vehicle under a rental agreement or operating
4 the vehicle with the express or implied permission of the owner
5 against loss from the liability imposed by law upon such person
6 arising out of the operation of said vehicle in the amount of
7 Twenty-five Thousand Dollars (\$25,000.00) for bodily injury to or
8 death of one person and, subject to said limit as respects bodily
9 injury to or death of any one person, the amount of Fifty Thousand
10 Dollars (\$50,000.00) on account of bodily injury to or death of more
11 than one person in any one accident and Twenty-five Thousand Dollars
12 (\$25,000.00) for damage to property of others in any one accident.
13 Provided, that the Insurance Commissioner is authorized to accept,
14 in lieu of such public liability insurance policy covering specific
15 vehicles, proof by evidence satisfactory to the Insurance
16 Commissioner of a valid and binding lease contract between the owner
17 and a renter wherein it is agreed between such owner and the lessee-
18 renter that such lessee-renter accepts responsibility for loss from
19 any liability imposed by law upon any person arising out of the
20 operation, either by express or implied permission of the lessee-
21 renter, of any vehicle covered by such lease in amounts not less
22 than the minimum amounts before set out in this subsection, together
23 with satisfactory evidence of issuance to such lessee-renter, by an
24 insurance carrier authorized to do business in this state, proper

1 public liability insurance policies in amounts of not less than the
2 minimum amounts before set out in this subsection or sufficient
3 showing of financial responsibility of such lessee-renter as is
4 required of owners by the provisions of Section 8-102 of this title.

5 ~~(e)~~ C. The owner shall maintain such policy or policies in full
6 force and effect during all times that he or she is engaged in the
7 business of renting any motor vehicle without a driver unless said
8 owner shall have given proof of financial responsibility as provided
9 in Section 8-102 of this title.

10 ~~(d)~~ D. Said policy or policies need not cover any liability
11 incurred by the renter of any vehicle to any passenger in such
12 vehicle.

13 ~~(e)~~ E. When any suit or action is brought against the owner of
14 a for-rent motor vehicle upon a liability under this title, it shall
15 be the duty of the judge of the court before whom the case is
16 pending to cause a preliminary hearing to be had, in the absence of
17 the jury, for the purpose of determining whether the owner has
18 obtained and there is in full force and effect, a policy or policies
19 of insurance covering the person operating the vehicle under a
20 rental agreement, in the limits above mentioned. When it appears
21 that the owner has obtained such policy or policies and that the
22 same are in full force and effect, the judge or magistrate before
23 whom such action is pending shall dismiss the action as to the owner
24 of the motor vehicle.

1 ~~(f)~~ F. Whenever the owner of a motor vehicle rents such vehicle
2 without a driver to another, it shall be unlawful for the latter to
3 permit any other person to operate such vehicle without the
4 permission of the owner.

5 ~~(g)~~ G. Any person who violates any of the provisions of this
6 section shall be guilty of a misdemeanor, and upon conviction
7 thereof, shall be punished by a fine of not more than Five Hundred
8 Dollars (\$500.00) or by imprisonment in the county jail for not more
9 than six (6) months, or by both such fine and imprisonment.

10 SECTION 84. AMENDATORY 47 O.S. 2021, Section 8-102, is
11 amended to read as follows:

12 Section 8-102. ~~(a)~~ A. In the event the owner of a for-rent
13 motor vehicle has not given proof of financial responsibility as
14 provided in Section 8-101 of this title, then ~~the Tax Commission~~
15 Service Oklahoma shall not register any motor vehicle owned by such
16 person and rented, or intended to be rented, to another unless such
17 owner shall demonstrate, to the satisfaction of the Insurance
18 Commissioner, his or her financial ability to respond in damages as
19 follows:

20 1. If he or she applies for registration of one motor vehicle,
21 in the sum of at least Twenty Thousand Dollars (\$20,000.00) for any
22 one person injured or killed and in the sum of Forty Thousand
23 Dollars (\$40,000.00) for any number more than one injured or killed
24 in any one accident.

1 2. If he or she applies for the registration of more than one
2 motor vehicle, then in the foregoing sums for one motor vehicle, and
3 Twenty Thousand Dollars (\$20,000.00) additional for each motor
4 vehicle in excess of one, but it shall be sufficient for the owner
5 to demonstrate ability to respond in damages in the sum of Two
6 Hundred Thousand Dollars (\$200,000.00) for any number of motor
7 vehicles.

8 ~~(b)~~ B. ~~The Department~~ Service Oklahoma shall cancel the
9 registration of any motor vehicle rented without a driver whenever
10 ~~the Department~~ Service Oklahoma ascertains that the owner has failed
11 or is unable to comply with the requirements of this section.

12 ~~(c)~~ C. Any owner of a for-rent motor vehicle who has given
13 proof of financial responsibility under this section or who in
14 violation of this act, has failed to give proof of financial
15 responsibility shall be jointly and severally liable with any person
16 operating such vehicle for any damages caused by the negligence of
17 any person operating the vehicle by or with the permission of the
18 owner, except that the foregoing provision shall not confer any
19 right of action upon any passenger in any such rented vehicle as
20 against the owner.

21 ~~(d)~~ D. Nothing in this section shall be construed to prevent an
22 owner from making defense in any such action upon the ground of
23 comparative or contributory negligence to the extent to which such
24 defense is allowed in other cases.

1 SECTION 85. AMENDATORY 47 O.S. 2021, Section 8-103, is
2 amended to read as follows:

3 Section 8-103. A. No person shall rent a motor vehicle to any
4 other person unless the person to whom the vehicle is to be rented
5 is duly licensed to operate a motor vehicle as required under this
6 act or, in the case of a nonresident, then duly licensed under the
7 laws of the state or country of his or her residence.

8 B. No person shall rent a motor vehicle to another until he or
9 she has inspected the driver license of the person to whom the
10 vehicle is to be rented and compared and verified the signature
11 thereon with the signature of such person written in his or her
12 presence.

13 C. Every person renting a motor vehicle to another shall keep a
14 record of the registration number of the motor vehicle so rented,
15 the name and address and driver license number of the person to whom
16 the vehicle is rented, the expiration date of said license and place
17 where said license was issued. Such record shall be open to
18 inspection by any police officer or officer or employee of ~~the~~
19 Department Service Oklahoma.

20 SECTION 86. AMENDATORY 47 O.S. 2021, Section 11-810, is
21 amended to read as follows:

22 Section 11-810. A. Except when the person is the holder of a
23 commercial driver license and commits the offense while operating
24 any vehicle or when the person who commits the offense is operating

1 a commercial motor vehicle, the Department of Public Safety shall
2 not report or assess points to the driving record of any person, as
3 maintained by ~~the Department~~ Service Oklahoma, for a conviction of
4 exceeding the speed limit by at least one (1) mile per hour but not
5 more than ten (10) miles per hour.

6 B. Except when the person is the holder of a commercial driver
7 license committing the offense while operating any vehicle or when
8 the person committing the offense is operating a commercial motor
9 vehicle, the Department of Public Safety shall not record or assess
10 points for convictions for traffic offenses on the driving record of
11 any person as maintained by ~~the Department~~ Service Oklahoma, where
12 such conviction is for exceeding the speed limit prescribed in this
13 title, but not exceeding the speed limit previously in force where
14 the violation occurred.

15 C. Except when the person is the holder of a commercial driver
16 license committing the offense while operating any vehicle or when
17 the person committing the offense is operating a commercial motor
18 vehicle, the Department of Public Safety shall not record or assess
19 points against a person for out-of-state convictions of exceeding
20 the speed limits of that state, provided the person did not exceed
21 the speed limit previously in force as of January 1, 1974, in the
22 state where the conviction occurred.

23 SECTION 87. AMENDATORY 47 O.S. 2021, Section 11-901d, is
24 amended to read as follows:

1 Section 11-901d. A. It shall be unlawful for any person to
2 operate a motor vehicle on any street or highway within this state
3 while using a hand-held electronic communication device to manually
4 compose, send or read an electronic text message while the motor
5 vehicle is in motion.

6 B. Any person who violates the provisions of subsection A of
7 this section shall, upon conviction, be punished by a fine of not
8 more than One Hundred Dollars (\$100.00).

9 C. The Department of Public Safety shall not record or assess
10 points for violations of this section on any license holder's
11 traffic record maintained by ~~the Department~~ Service Oklahoma.

12 D. The provisions of subsection A of this section shall not
13 apply if the person is using the cellular telephone or electronic
14 communication device for the sole purpose of communicating with any
15 of the following regarding an imminent emergency situation:

- 16 1. An emergency response operator;
- 17 2. A hospital, physician's office or health clinic;
- 18 3. A provider of ambulance services;
- 19 4. A provider of firefighting services; or
- 20 5. A law enforcement agency.

21 E. Municipalities may enact and municipal police officers may
22 enforce ordinances prohibiting and penalizing conduct under the
23 provisions of this section. The provisions of such ordinances shall
24 be the same as provided for in this section; the enforcement

1 provisions of those ordinances shall not be more stringent than
2 those of this section; and the fine and court costs for municipal
3 ordinance violations shall be the same or a lesser amount as
4 provided for in this section.

5 F. For the purpose of this section:

6 1. "Cellular telephone" means an analog or digital wireless
7 telephone authorized by the Federal Communications Commission to
8 operate in the frequency bandwidth reserved for cellular telephones;

9 2. "Compose", "send" or "read" with respect to a text message
10 means the manual entry, sending or retrieval of a text message to
11 communicate with any person or device;

12 3. "Electronic communication device" means an electronic device
13 that permits the user to manually transmit a communication of
14 written text by means other than through an oral transfer or wire
15 communication. This term does not include:

- 16 a. a device that is physically or electronically
- 17 integrated into a motor vehicle,
- 18 b. a voice-operated global positioning or navigation
- 19 system that is affixed to a motor vehicle,
- 20 c. a hands-free device that allows the user to write,
- 21 send or read a text message without the use of either
- 22 hand except to activate, deactivate or initiate a
- 23 feature or function, or
- 24

1 d. an ignition interlock device that has been installed
2 on a motor vehicle; and

3 4. "Text message" includes a text-based message, instant
4 message, electronic message, photo, video or electronic mail.

5 SECTION 88. AMENDATORY 47 O.S. 2021, Section 11-906.3,
6 is amended to read as follows:

7 Section 11-906.3 A. The State Department of Education shall
8 develop and administer appropriate driver education programs to be
9 conducted in all of the schools of this state to increase awareness
10 of the dangers of drinking and driving.

11 B. 1. In order to provide education and instruction to all
12 applicants for an original Oklahoma driver license, the Oklahoma
13 Driver's Manual, published and distributed by ~~the Department of~~
14 ~~Public Safety~~ Service Oklahoma pursuant to Section 2-114 of this
15 title, shall contain accurate information on:

16 a. the hazards of driving while under the influence of
17 alcohol or other intoxicating substances, and

18 b. the legal and financial consequences resulting from
19 violations of this state's laws prohibiting the
20 operation or actual physical control of a motor
21 vehicle while under the influence of alcohol or other
22 intoxicating substances.

23 2. In addition to the subjects set forth in Section 6-110 of
24 this title, the written examination administered by ~~the Department~~

1 ~~of Public Safety~~ Service Oklahoma to every applicant for an original
2 Oklahoma driver license shall contain questions on the subjects
3 listed in this subsection.

4 SECTION 89. AMENDATORY 47 O.S. 2021, Section 11-1007, is
5 amended to read as follows:

6 Section 11-1007. A. 1. It shall be unlawful for any person to
7 place or park a motor vehicle in any parking space that is
8 designated and posted as a reserved area for the parking of a motor
9 vehicle operated by or transporting a physically disabled person
10 unless such person has applied for and been issued a detachable
11 placard indicating physical disability under the provisions of
12 Section 15-112 of this title, and such placard is displayed as
13 provided in Section 15-112 of this title or in rules adopted
14 pursuant thereto, or has applied for and been issued a physically
15 disabled license plate pursuant to the provisions of Section 1135.1
16 or 1135.2 of this title, and such license plate is displayed
17 pursuant to the provisions of the Oklahoma Vehicle License and
18 Registration Act.

19 2. It shall also be unlawful for any person to place or park a
20 motor vehicle, whether with or without a physically disabled placard
21 or plate, in any disabled parking space access aisle, wheelchair
22 ramp, wheelchair loading/unloading area or any portion thereof.

23 B. 1. Violation of these provisions shall be a misdemeanor and
24 upon conviction the person shall be fined Five Hundred Dollars

1 (\$500.00). Provided, any person cited for a first offense of a
2 violation of this section who has displayed a placard which has
3 expired pursuant to paragraph 4 or 5 of subsection D of Section 15-
4 112 of this title shall be entitled to dismissal of such charge and
5 shall not be required to pay the fine or court costs if the person
6 presents to the court within thirty (30) days of the issuance of the
7 citation a notice from ~~the Department of Public Safety Service~~
8 Oklahoma that the person has obtained a valid placard pursuant to
9 the provisions of subsection D of Section 15-112 of this title.
10 Fines collected pursuant to this section shall be distributed as
11 follows:

- 12 a. eighty percent (80%) to the general fund of the
13 municipality in which the citation was issued, subject
14 to the provisions of subsection C of Section 15-115 of
15 this title, and
16 b. twenty percent (20%) to a dedicated fund established
17 by the Department of Public Safety for the
18 development, implementation and maintenance of a
19 system for the enforcement of the disability parking
20 provisions of this title through October 31, 2022.
21 Beginning November 1, 2022, these fines will be
22 distributed to a dedicated fund established by Service
23 Oklahoma for the development, implementation, and
24

1 maintenance of a system for the enforcement of the
2 disability parking provisions of this title.

3 2. In addition, vehicles unlawfully parked in violation of
4 these provisions shall be subject to immediate tow by a licensed tow
5 truck operator at the request of the landowner or a duly appointed
6 agent of the landowner, at the request of any person unable to
7 lawfully gain access to or move their vehicle, at the request of any
8 person unable to lawfully gain access to the area blocked by the
9 unlawfully parked vehicle, or at the request of appropriate law-
10 enforcement personnel. The owner of any vehicle unlawfully parked
11 in violation of these provisions shall pay any and all reasonable
12 and necessary costs associated with towing and storage of the
13 vehicle.

14 C. Upon the accumulation of the total necessary funds in the
15 Department of Public Safety Restricted Revolving Fund pursuant to
16 subsection B of this section, the Department of Public Safety shall
17 develop, implement, deploy and administer a database which
18 identifies all persons to whom disabled parking permits have been
19 issued. The database shall be available twenty-four (24) hours a
20 day to any person authorized by statute to enforce disabled parking
21 laws of this state, in order to verify the validity of a disabled
22 parking permit and the person to whom it is issued. Beginning
23 November 1, 2022, Service Oklahoma shall administer the database.
24

1 SECTION 90. AMENDATORY 47 O.S. 2021, Section 11-1401.2,
2 is amended to read as follows:

3 Section 11-1401.2 A. For purposes of this section:

4 1. "Authority" means the Oklahoma Turnpike Authority;

5 2. ~~"Commission" means the Oklahoma Tax Commission;~~

6 ~~3.~~ "Department" means the Department of Public Safety;

7 ~~4.~~ 3. "Electronic toll collection system" means a system of
8 collecting tolls or charges which is capable of charging an account
9 holder the appropriate toll or charge by transmission of information
10 from an electronic device on a motor vehicle to the toll lane, which
11 information is used to charge the account the appropriate toll or
12 charge;

13 ~~5.~~ 4. "Owner" means any person, corporation, partnership, firm,
14 agency, association, or organization who, at the time of the
15 violation and with respect to the vehicle identified in the notice
16 of toll evasion violation:

17 a. is the beneficial or equitable owner of the vehicle,

18 b. has title to the vehicle,

19 c. is the registrant or coregistrant of the vehicle which
20 is registered with ~~the Oklahoma Tax Commission~~ Service
21 Oklahoma or a similar registering agency of any other
22 state, territory, district, province, nation or other
23 jurisdiction,

24 d. uses the vehicle in its vehicle renting businesses, or

1 e. is a person entitled to the use and possession of a
2 vehicle subject to a security interest in another
3 person;

4 ~~6.~~ 5. "Photo-monitoring system" means a vehicle sensor
5 installed to work in conjunction with a toll collection facility
6 which automatically produces one or more photographs, one or more
7 microphotographs, a videotape or other recorded images of each
8 vehicle at the time it is used or operated on the turnpikes under
9 the Authority's jurisdiction;

10 ~~7.~~ 6. "Toll collection regulations" means those rules and
11 regulations of the Oklahoma Turnpike Authority or statutes providing
12 for and requiring the payment of tolls and/or charges prescribed by
13 the Authority for the use of turnpikes under its jurisdiction or
14 those rules and regulations of the Authority or statutes making it
15 unlawful to refuse to pay or to evade or to attempt to evade the
16 payment of all or part of any toll and/or charge for the use of
17 turnpikes under the jurisdiction of the Authority;

18 ~~8.~~ 7. "Toll evasion violation" means a failure to comply with
19 the Authority's toll collection regulations, including the failure
20 to pay an invoice submitted by the Authority via its video toll
21 collection system;

22 ~~9.~~ 8. "Vehicle" means every device in, upon or by which a
23 person or property is or may be transported or drawn upon a highway,
24 except devices used exclusively upon stationary rails or tracks;

1 ~~10.~~ 9. "Video toll collection system" means a photo-monitoring
2 system used to charge and collect tolls from owners of vehicles
3 imaged using the turnpike system. The owner of a vehicle imaged by
4 the photo-monitoring system may or may not be an Authority account
5 holder; and

6 ~~11.~~ 10. "Video toll collection system account" means the
7 administrative assignment of all vehicles registered to an owner to
8 an account for efficient billing of the appropriate toll or charge
9 to an owner.

10 B. 1. Notwithstanding any other provision of law, there shall
11 be imposed monetary liability on the owner of a vehicle for failure
12 of an operator thereof to comply with the toll collection
13 regulations of the Oklahoma Turnpike Authority in accordance with
14 the provisions of this section.

15 2. An owner's vehicle shall be registered with ~~the Commission~~
16 Service Oklahoma or similar registering agency of this state or any
17 other state, territory, district, province, nation or other
18 jurisdiction that permits access to owner registration information
19 upon request by or agreement with the Authority for the purpose of
20 carrying out the Authority's governmental functions. If a
21 registering agency does not permit access to the Authority, an owner
22 may comply by direct registration with the Authority.

23 3. a. The owner of a vehicle shall be liable for a civil
24 penalty imposed pursuant to this section if the

1 vehicle was used or operated with the permission of
2 the owner, express or implied, in violation of the
3 toll collection regulations, and such violation is
4 evidenced by information obtained from a photo-
5 monitoring system.

6 b. No owner of a vehicle shall be liable for a penalty
7 imposed pursuant to this section where the operator of
8 the vehicle has been convicted of failing to pay a
9 cash toll, in violation of toll collection
10 regulations, for the same incident.

11 c. An owner or operator of a vehicle is subject to a
12 charge by the Department or other law enforcement
13 agency for an owner's failure to timely pay an invoice
14 for tolls and/or charges submitted by the Authority
15 through its video toll collection system.

16 4. A certificate, sworn to or affirmed by an agent of the
17 Authority, or facsimile thereof, based upon inspection of
18 photographs, microphotographs, videotape or other recorded images
19 produced by a photo-monitoring system shall be prima facie evidence
20 of the facts contained therein and shall be admissible in any
21 proceeding charging a violation of toll collection regulations. The
22 photographs, microphotographs, videotape or other recorded images
23 evidencing such a violation shall be available for inspection and
24 admission into evidence in any proceeding to adjudicate the

1 liability for the violation. Each photo-monitoring system shall be
2 checked bimonthly for accuracy, and shall be maintained, adjusted or
3 replaced if necessary to ensure the systems are operating properly.

4 5. An owner found liable for a violation of toll collection
5 regulations pursuant to this section shall be liable for a monetary
6 penalty of Twenty-five Dollars (\$25.00) for each violation.

7 Liability for this monetary penalty does not abrogate an owner's
8 obligation to pay toll charges associated with the violation, and
9 the Authority may pursue collection of such unpaid toll charges
10 pursuant to this section.

11 6. An imposition of liability pursuant to this section shall be
12 based upon a preponderance of evidence as submitted. An imposition
13 of liability pursuant to this section shall not be deemed a
14 conviction as an operator and shall not be made part of the motor
15 vehicle operating record of the person upon whom such liability is
16 imposed nor shall it be used for insurance purposes in the provision
17 of motor vehicle insurance coverage.

18 7. a. A notice of toll evasion violation shall be sent by
19 regular first-class mail to each person alleged to be
20 liable as an owner for a violation of toll collection
21 regulations. The notice shall be mailed no later than
22 forty-five (45) days after the alleged violation. A
23 manual or automatic record of mailing prepared in the
24

1 ordinary course of business shall be prima facie
2 evidence of the receipt of the notice.

3 b. A notice of toll evasion violation shall contain the
4 name and address of the person alleged to be liable as
5 an owner for a violation of toll collection
6 regulations pursuant to this section, the registration
7 or the license tag number of the vehicle involved in
8 the violation, the location where the photo-monitoring
9 system recorded the vehicle's image, the date and time
10 of the image, the identification number of the photo-
11 monitoring system which recorded the image or other
12 document locator number and the nature of the
13 violation.

14 c. Notice of toll evasion violation shall be prepared and
15 mailed by the Authority or its agents and shall
16 contain information advising the person of the
17 applicable monetary penalty and method of payment
18 thereof and the manner and the time in which the
19 person may contest the liability alleged in the
20 notice. The notice of toll evasion violation shall
21 contain, or be accompanied with, an affidavit of
22 nonliability and information of what constitutes
23 nonliability, information as to the effect of
24 executing the affidavit and instructions for returning

1 the affidavit to the Authority and shall also contain
2 a warning to advise the persons charged that failure
3 to contest in the manner and time provided shall be
4 deemed an admission of liability and that the penalty
5 shall be imposed and may be collected as authorized by
6 law. In addition to the notice required by
7 subparagraph a of this paragraph, the Authority may
8 elect to send a subsequent notice of toll evasion
9 violation by certified mail or other comparable form
10 of private or public delivery service. Such notice
11 shall contain a statement to the registered owner
12 that, unless the registered owner pays the toll
13 evasion penalty or contests the notice within twenty-
14 one (21) days after receipt of the certified mail
15 notice of toll evasion violation or completes and
16 files the affidavit of nonliability, the renewal of
17 the vehicle registration shall be contingent upon
18 compliance with the notice of toll evasion violation.

19 d. If the toll evasion penalty is received by the
20 Authority and there is no contest as to that toll
21 evasion violation, the proceedings under this section
22 shall terminate.

23 e. If the registered owner fails to pay the toll evasion
24 penalty as required in this section, or fails to

1 contest the notice of toll evasion violation issued
2 pursuant to subparagraph c of this paragraph as
3 provided in subparagraph a of paragraph 8 of this
4 subsection, the registered owner shall be deemed
5 liable for the violation by operation of law. The
6 toll evasion penalty and any administrative fees or
7 charges shall be considered a debt due and owing the
8 Authority by the registered owner and the Authority
9 may proceed to collect such penalty, fees or charges
10 under paragraph 10 of this subsection.

11 8. a. Within twenty-one (21) days after receipt of a notice
12 of toll evasion violation a person may contest a
13 notice of toll evasion violation. In that case, the
14 Authority shall do the following:

15 (1) the Authority shall investigate the circumstances
16 of the notice with respect to the contestant's
17 written explanation of reasons for contesting the
18 toll evasion violation. If, based upon the
19 results of the investigation, the Authority is
20 satisfied that the violation did not occur or
21 that the registered owner was not responsible for
22 the violation, the Authority shall maintain an
23 adequate record of the findings of the
24 investigation. Within thirty (30) days of

1 receipt of a notice of contest the Authority
2 shall complete such investigation and mail the
3 results of the investigation to the person who
4 contested the notice of toll evasion violation,
5 and

6 (2) if the person contesting a notice of toll evasion
7 violation is not satisfied with the results of
8 the investigation provided for in division (1) of
9 this subparagraph, the person may, within fifteen
10 (15) days of the mailing of the results of the
11 investigation, deposit the amount of the toll
12 evasion penalty and request an administrative
13 review. An administrative review shall be held
14 within ninety (90) calendar days following the
15 receipt of a request for an administrative
16 review, excluding any continuance time. The
17 person requesting the review may request and
18 shall be allowed one continuance, not to exceed
19 twenty-one (21) calendar days.

20 b. The administrative review procedure shall consist of
21 the following:

22 (1) the person requesting an administrative review
23 shall indicate to the Authority his or her
24 election for a review by mail or personal

1 conference and may provide materials in support
2 of the contest of the results of the
3 investigation,

4 (2) upon ten (10) days' written notice mailed to the
5 contestant, the administrative review shall be
6 conducted before an examiner designated to
7 conduct review by the Authority's governing body
8 or Director of the Oklahoma Turnpike Authority.
9 In addition to any other requirements of
10 employment, an examiner shall demonstrate those
11 qualifications, training, and objectivity
12 prescribed by the Authority's governing body or
13 Director as are necessary and which are
14 consistent with the duties and responsibilities
15 set forth in this section and Section 11-1401.1
16 et seq. of this title,

17 (3) the officer or person authorized to issue a
18 notice of toll evasion violation shall be
19 required to participate in an administrative
20 review. The Authority shall not be required to
21 produce any evidence other than the notice of
22 toll evasion violation or copy thereof, a
23 photograph of the rear of the vehicle,
24 information received from ~~the Commission~~ Service

1 Oklahoma identifying the registered owner of the
2 vehicle, and a notarized statement from the
3 person reporting the violations. The
4 documentation in proper form shall be considered
5 prima facie evidence of the violation, and

6 (4) the review shall be conducted in accordance with
7 paragraph 6 of this subsection and in accordance
8 with the written procedure established by the
9 Authority which shall ensure fair and impartial
10 review of contested toll evasion violations. The
11 examiner's final decision shall be in writing and
12 shall be delivered personally or by registered
13 mail to the contestant within ten (10) days of
14 the review. A manual or automatic record of
15 mailing prepared in the ordinary course of
16 business shall be prima facie evidence of the
17 receipt of such decision.

18 9. a. Within twenty (20) days after receipt of the final
19 decision described in division (4) of subparagraph b
20 of paragraph 8 of this subsection, the contestant may
21 seek review by filing an appeal to the district court
22 having jurisdiction in the county in which the
23 contestant lives, where the same shall be heard on the
24 record. A copy of the notice of appeal shall be

1 served in person or by first-class mail upon the
2 Authority by the contestants. For purposes of
3 computing the twenty-day period, the Code of Civil
4 Procedure, Section 2006 of Title 12 of the Oklahoma
5 Statutes, shall be applicable.

6 b. The conduct of the hearing on appeal under this
7 section is a subordinate judicial duty which may be
8 performed by referees, masters or other subordinate
9 judicial officials at the direction of the district
10 court.

11 c. If no notice of appeal of the Authority's decision is
12 filed within the period set forth in subparagraph a of
13 this paragraph, the examiner's decision shall be
14 deemed final.

15 10. Except as otherwise provided in paragraphs 11 and 12 of
16 this subsection, the Authority shall proceed under one or more of
17 the following options to collect an unpaid toll evasion penalty:

18 a. the Authority may file an itemization of unpaid toll
19 evasion penalties and administrative and service fees
20 with the Commission for collection at the time of
21 registration of the vehicle pursuant to paragraph 19
22 of this subsection, or
23
24

1 b. the Authority may contract with a collection agency to
2 collect unpaid toll evasion penalties, fees, and
3 charges.

4 11. The Authority shall not file a civil judgment with the
5 district court relating to a toll evasion violation which has been
6 filed with ~~the Commission~~ Service Oklahoma unless the Authority has
7 determined that the registration of the vehicle has not been renewed
8 for sixty (60) days beyond the renewal date and the notice has not
9 been mailed by ~~the Commission~~ Service Oklahoma pursuant to paragraph
10 19 of this subsection.

11 12. If an owner receives a notice of toll evasion violation
12 pursuant to this paragraph for any time period during which the
13 vehicle was reported to the police department as having been stolen,
14 it shall be a valid defense to an allegation of liability for a
15 violation of toll collection regulations that the vehicle had been
16 reported to the police as stolen prior to the time the violation
17 occurred and had not been recovered by such time. If an owner
18 receives a notice of toll evasion violation pursuant to this
19 paragraph for any time period during which the vehicle was stolen,
20 but not yet reported to the police as having been stolen, it shall
21 be a valid defense to an allegation of liability for a violation of
22 toll collection regulations pursuant to this paragraph that the
23 vehicle was reported as stolen within two (2) hours after the
24 discovery of the theft by the owner. For purposes of asserting the

1 defense provided by this subsection it shall be sufficient that a
2 certified copy of the police report of the stolen vehicle be sent by
3 first-class mail to the Authority and the district court having
4 jurisdiction.

5 13. Subject to the review procedures contained in paragraph 8
6 of this subsection, an owner of a vehicle to which a notice of toll
7 evasion violation was issued pursuant to paragraph 7 of this
8 subsection shall not be liable for the violation of the toll
9 collection regulations provided that the owner sends to the
10 Authority the affidavit of nonliability described in paragraph 7 of
11 this subsection, within twenty-one (21) days after receiving the
12 original notice of toll evasion violation. Failure to send such
13 information within the time period shall render the owner liable for
14 the penalty prescribed by this section.

15 14. In connection with the preparation and mailing of a notice
16 of toll evasion violation, the Authority shall ensure adequate and
17 timely notice to all video toll collection system and electronic
18 toll collection system account holders to inform them when their
19 accounts are delinquent. An owner who is an account holder under
20 the video toll collection system or electronic toll collection
21 system shall not be found liable for a violation of this section
22 unless the Authority has first sent a notice of delinquency to the
23 account holder and the account holder was in fact delinquent at the
24 time of the violation.

1 15. Nothing in this section shall be construed to limit the
2 liability of an operator of a vehicle for any violation of toll
3 collection laws or regulations.

4 16. Notwithstanding any other provision of law, all
5 photographs, microphotographs, videotape or other recorded images
6 prepared pursuant to this section shall be for the exclusive use of
7 the Authority in the discharge of its duties under this section and
8 shall not be open to the public nor be used in any court in any
9 action or proceeding pending therein unless the action or proceeding
10 relates to:

11 a. the imposition of or indemnification for liability
12 pursuant to this section, or

13 b. an investigation or prosecution for a criminal
14 violation of the laws of the State of Oklahoma. Such
15 records shall be available to a law enforcement
16 officer or law enforcement agency for law enforcement
17 purposes related to an investigation or prosecution of
18 a criminal violation of the laws of the State of
19 Oklahoma pursuant to a duly issued search warrant,
20 subpoena, or order of the court requiring such
21 disclosure to a law enforcement officer or agency.

22 17. The Authority shall not sell, distribute or make available
23 in any way, the names and addresses of video toll collection system
24 and electronic toll collection system account holders or Authority

1 patrons, without the consent of the account holders or patrons, to
2 any entity that will use the information for any commercial purpose.

3 18. a. Except as provided in subparagraph c of this
4 paragraph, ~~the Commission~~ Service Oklahoma shall
5 refuse to renew the registration of any vehicle if the
6 registered owner or lessee has been mailed by
7 certified mail a notice of toll evasion violation as
8 provided in subparagraph c of paragraph 7 of this
9 subsection, the Authority has transmitted to ~~the~~
10 ~~Commission~~ Service Oklahoma an itemization of unpaid
11 toll evasion penalties, including administrative fees,
12 pursuant to paragraph 10 of this subsection, and the
13 toll evasion penalty and administrative fee have not
14 been paid pursuant to paragraph 9 of this subsection,
15 unless the full amount of all outstanding toll evasion
16 penalties and administrative fees, as shown by records
17 of ~~the Commission~~ Service Oklahoma are paid to ~~the~~
18 ~~Commission~~ Service Oklahoma at the time of application
19 for renewal.

20 b. The Authority shall issue a notice of disposition of
21 toll evasion violation to a lessor, if the lessor
22 provides the Authority with the name, address, and
23 driver license number of the lessee at the time of the
24 occurrence of the toll evasion violation.

1 c. ~~The Commission~~ Service Oklahoma shall renew the
2 registration of any vehicle if the applicant provides
3 ~~the Commission~~ Service Oklahoma with the notice of
4 disposition of toll evasion violation issued pursuant
5 to subparagraph b of this paragraph for clearing all
6 outstanding toll evasion penalties, fees and
7 assessments, as shown by the records of ~~the Commission~~
8 Service Oklahoma, and the applicant has met all other
9 requirements for registration.

10 19. ~~The Commission~~ Service Oklahoma shall include on each
11 vehicle registration renewal notice issued for use at the time of
12 renewal, or on an accompanying document, an itemization of unpaid
13 toll evasion penalties, fees and assessments, showing the amount
14 thereof and the date of toll evasion relating thereto, which the
15 registered owner or lessee is required to pay pursuant to paragraph
16 18 of this subsection.

17 20. a. Except as provided in subparagraph b of this
18 paragraph, ~~the Commission~~ Service Oklahoma shall remit
19 all toll evasion penalties, fees and assessments
20 collected, after deducting the administrative fee
21 authorized by paragraph 21 of this subsection, for
22 each notice of toll evasion violation for which toll
23 evasion penalties, fees and assessments have been
24 collected pursuant to paragraph 18 of this subsection,

1 to the Authority. Within forty-five (45) days from
2 the time penalties, fees and assessments are paid to
3 ~~the Commission~~ Service Oklahoma, ~~the Commission~~
4 Service Oklahoma shall inform the Authority which of
5 its notices of toll evasion violation have been
6 collected.

7 b. For each notice of toll evasion violation for which
8 toll evasion penalties, fees and assessments have been
9 collected by ~~the Commission~~ Service Oklahoma pursuant
10 to paragraph 17 of this subsection, the Authority is
11 due an amount equal to the sum of the unpaid toll,
12 administrative fees, other costs incurred by the
13 Authority that are related to toll evasion, process
14 service fees, and fees and collection costs related to
15 civil debt collection. After deducting ~~the~~
16 ~~Commission's~~ Service Oklahoma's administrative fee
17 authorized by paragraph 21 of this subsection, ~~the~~
18 ~~Commission~~ Service Oklahoma shall promptly pay to the
19 Authority the amounts due the Authority for unpaid
20 tolls, administrative fees, other costs incurred by
21 the Authority that are related to toll evasion,
22 process service fees, and fees and collection costs
23 related to civil debt collection.

1 21. ~~The Commission~~ Service Oklahoma shall assess a fee for the
2 recording of the notice of toll evasion violation, which is given to
3 ~~the Commission~~ Service Oklahoma pursuant to paragraph 10 of this
4 subsection, in an amount, as determined by ~~the Commission~~ Service
5 Oklahoma, that is sufficient to provide a total amount equal to at
6 least its actual costs of administering paragraphs 18, 19 and 22 of
7 this subsection.

8 22. Whenever a vehicle is transferred or not renewed for two
9 renewal periods and the former registered owner or lessee of the
10 vehicle owes a toll evasion penalty and administrative fees for a
11 notice of toll evasion violation filed with ~~the Commission~~ Service
12 Oklahoma pursuant to paragraph 10 of this subsection, ~~the Commission~~
13 Service Oklahoma shall notify the Authority of that fact and is not
14 required thereafter to attempt collection of the toll evasion
15 penalty and administrative fees.

16 This legislation shall not be construed to affect in any way the
17 power which the Oklahoma Turnpike Authority possesses to establish
18 tolls and other charges in connection with their turnpike
19 facilities, including the authority to establish a one-way toll
20 collection system for any of its facilities or a toll discount
21 structure for certain classes of patrons using any of its
22 facilities.

23 SECTION 91. AMENDATORY 47 O.S. 2021, Section 12-417, is
24 amended to read as follows:

1 Section 12-417. A. 1. Every operator and front seat passenger
2 of a Class A commercial motor vehicle, Class B commercial motor
3 vehicle, Class C commercial motor vehicle or a passenger vehicle
4 operated in this state shall wear a properly adjusted and fastened
5 safety seat belt system, required to be installed in the motor
6 vehicle when manufactured pursuant to 49 C.F.R., Section 571.208.

7 2. For the purposes of this section, "passenger vehicle" shall
8 mean a Class D motor vehicle, but shall not include trucks, truck-
9 tractors, recreational vehicles, motorcycles, or motorized bicycles,
10 or a vehicle used primarily for farm use which is registered and
11 licensed pursuant to the provisions of Section 1134 of this title.

12 B. The Commissioner of Public Safety, upon application from a
13 person who, for medical reasons, is unable to wear a safety seat
14 belt system supported by written attestation of such fact from a
15 physician licensed pursuant to Section 495 of Title 59 of the
16 Oklahoma Statutes, may issue to the person an exemption from the
17 provisions of this section. The exemption shall be in the form of a
18 restriction appearing on the driver license of the person and shall
19 remain in effect until the expiration date of the driver license.
20 Nothing in this subsection shall be construed to prevent the person
21 from applying for another exemption as provided for in this section.
22 The issuance of an attestation by a physician and the subsequent
23 issuance of an exemption by the Commissioner, in good faith, shall
24 not give rise to, nor shall the physician and the state thereby

1 incur, any liability whatsoever in damages or otherwise, to any
2 person injured by reason of failure of the person to wear a safety
3 seat belt system.

4 C. This section shall not apply to an operator of a motor
5 vehicle while performing official duties as a route carrier of the
6 U.S. Postal Service.

7 D. The Department of Public Safety shall not record or assess
8 points for violations of this section on any license holder's
9 traffic record maintained by ~~the Department~~ Service Oklahoma.

10 E. Fine and court costs for violating the provisions of this
11 section shall not exceed Twenty Dollars (\$20.00).

12 F. Municipalities may enact and municipal police officers may
13 enforce ordinances prohibiting and penalizing conduct under
14 provisions of this section, but the provisions of those ordinances
15 shall be the same as provided for in this section, and the
16 enforcement provisions under those ordinances shall not be more
17 stringent than those of this section.

18 SECTION 92. AMENDATORY 47 O.S. 2021, Section 15-112, is
19 amended to read as follows:

20 Section 15-112. A. As used in this section:

21 1. "Physician" means any person holding a valid license to
22 practice medicine and surgery, osteopathic medicine, chiropractic,
23 podiatric medicine, or optometry, pursuant to the state licensing
24 provisions of Title 59 of the Oklahoma Statutes;

1 2. "Physician assistant" means any person holding a valid
2 license as a physician assistant, pursuant to the state licensing
3 provisions of the Physician Assistant Act;

4 3. "Advanced registered nurse practitioner" means any person
5 who holds a current license as a registered nurse and a current
6 certificate of recognition for practice as an Advanced Registered
7 Nurse Practitioner as set forth in the Oklahoma Nursing Practice Act
8 pursuant to the state licensing provisions contained in paragraph 5
9 of Section 567.3a of Title 59 of the Oklahoma Statutes; and

10 4. "Physical disability" means an illness, disease, injury or
11 condition by reason of which a person:

- 12 a. cannot walk two hundred (200) feet without stopping to
13 rest,
 - 14 b. cannot walk without the use of or assistance from a
15 brace, cane, crutch, another person, prosthetic
16 device, wheelchair or other assistance device,
 - 17 c. is restricted to such an extent that the person's
18 forced (respiratory) expiratory volume for one (1)
19 second, when measured by spirometry, is less than one
20 (1) liter, or the arterial oxygen tension is less than
21 sixty (60) mm/hg on room air at rest,
 - 22 d. must use portable oxygen,
- 23
24

1 e. has functional limitations which are classified in
2 severity as Class III or Class IV according to
3 standards set by the American Heart Association,

4 f. is severely limited in the person's ability to walk
5 due to an arthritic, neurological or orthopedic
6 condition, or from complications due to pregnancy,

7 g. is certified legally blind, or is missing one or more
8 limbs.

9 B. ~~The Department of Public Safety~~ Service Oklahoma shall issue
10 a detachable placard indicating physical disability to any person
11 who submits an application on a form furnished by ~~the Department~~
12 Service Oklahoma and certified by a physician, physician assistant,
13 or advanced registered nurse practitioner attesting that the
14 applicant has a physical disability. The attestation of the
15 physician, physician assistant, or advanced registered nurse
16 practitioner shall denote "temporary" as the type of placard
17 requested and shall indicate an expiration date which the physician,
18 physician assistant, or advanced registered nurse practitioner
19 estimates to be the date of termination of such physical disability;
20 however, if the physician, physician assistant, or advanced
21 registered nurse practitioner certifies that the physical disability
22 is permanent, the physician, physician assistant, or advanced
23 registered nurse practitioner shall denote "five-year" as the type
24 of placard requested.

1 C. Any placard issued by ~~the Department of Public Safety~~
2 Service Oklahoma shall remain valid until:

3 1. The placard expires;

4 2. The person to whom the placard was issued requests a
5 replacement placard; or

6 3. The placard is no longer needed by the person to whom the
7 placard was issued for the disability for which the placard was
8 originally issued, whereupon such placard shall be returned to ~~the~~
9 ~~Department~~ Service Oklahoma.

10 D. 1. A five-year placard shall expire five (5) years from the
11 last day of the month in which the placard was issued. Upon the
12 expiration of a five-year placard, the person to whom such placard
13 was issued may obtain a subsequent placard by reapplying to ~~the~~
14 ~~Department~~ Service Oklahoma, in the same manner as provided in
15 subsection B of this section.

16 2. A temporary placard shall indicate the expiration date which
17 the physician, physician assistant, or advanced registered nurse
18 practitioner certifying the physical disability estimates to be the
19 date of termination of such physical disability, which shall not be
20 later than six (6) months from the date of issuance and upon which
21 date such placard shall expire and shall be returned to ~~the~~
22 ~~Department~~ Service Oklahoma; provided, however, nothing in this
23 paragraph shall be construed to prevent the holder from applying for
24 another placard, as provided for in this section.

1 3. In the event that a placard is lost or destroyed, the person
2 to whom such placard was issued may apply in writing to ~~the~~
3 ~~Department~~ Service Oklahoma for a replacement placard, which ~~the~~
4 ~~Department~~ Service Oklahoma shall issue with the same expiration
5 date as the original placard.

6 4. On and after January 1, 1998, all placards issued prior to
7 October 31, 1990, shall expire on the last day of the month in which
8 the placard was issued, and the person to whom such placard was
9 issued may follow the procedure provided for in subsection B of this
10 section to obtain a second or subsequent placard.

11 5. On and after January 1, 2000, all placards issued between
12 November 1, 1990, and June 30, 1995, shall expire on the last day of
13 the birth month of the person to whom the placard was issued, and
14 the person to whom such placard was issued may follow the procedure
15 provided for in subsection B of this section to obtain a second or
16 subsequent placard.

17 E. A physician, physician assistant, or advanced registered
18 nurse practitioner may sign an application certifying that a person
19 has a physical disability, as provided in subsection B of this
20 section, only if care and treatment of the illness, disease, injury
21 or condition causing the physical disability of such person falls
22 within the authorized scope of practice of the physician or
23 physician assistant, or advanced registered nurse practitioner.
24

1 F. ~~The Department~~ Service Oklahoma shall have the power to
2 formulate, adopt and promulgate rules as may be necessary to
3 implement and administer the provisions of this section, including,
4 but not limited to, prescribing the manner in which the placard is
5 to be displayed on a motor vehicle.

6 G. Nothing in this section shall prohibit the issuance of a
7 temporary placard to a pregnant woman whose condition, as determined
8 by a physician, physician assistant, or advanced registered nurse
9 practitioner, meets one or more of the categories described in
10 paragraph 4 of subsection A of this section.

11 SECTION 93. AMENDATORY 47 O.S. 2021, Section 18-101, is
12 amended to read as follows:

13 Section 18-101. A. Every magistrate or judge of a court shall
14 keep or cause to be kept a record of every traffic complaint,
15 traffic citation, or other legal form of traffic charge deposited
16 with or presented to the court or its traffic-violations bureau, and
17 shall keep a record of every official action by the court or its
18 traffic-violations bureau, including, but not limited to, a record
19 of every conviction, forfeiture of bail, judgment of acquittal, and
20 the amount of fine or forfeiture resulting from every traffic
21 complaint, citation or other legal form of traffic charge deposited
22 with or presented to the court or traffic-violations bureau.

23 B. Within five (5) days after:
24

1 1. The conviction of any person holding a Class D driver
2 license; or

3 2. The conviction, as defined in subsection A of Section 6-
4 205.2 of this title, of any person holding a Class A, B or C driver
5 license; or

6 3. The forfeiture of bail of a person;
7 upon a charge of violating any law regulating the operation of
8 vehicles on highways every magistrate of the court or clerk of the
9 court of record, in which the conviction was had or bail was
10 forfeited, shall prepare and immediately forward to ~~the Department~~
11 ~~of Public Safety~~ Service Oklahoma an abstract of the record covering
12 the case in which the person was convicted or forfeited bail, which
13 shall be certified by the person required to prepare the abstract to
14 be true and correct.

15 C. A report shall not be made of any conviction:

16 1. Involving the illegal parking or standing of a vehicle;

17 2. Rendered by a nonlawyer judge, unless, within a period not
18 to exceed the preceding reporting period for Mandatory Continuing
19 Legal Education, the judge has completed courses held for municipal
20 judges which have been approved by the Oklahoma Bar Association
21 Mandatory Legal Education Commission for at least six (6) hours of
22 continuing judicial education credit, and ~~the Department of Public~~
23 ~~Safety~~ Service Oklahoma receives verification of such attendance,
24 from the judge. In the case of attendance of a continuing judicial

1 education course, verification may be made by a statement of
2 attendance signed by the course registration personnel; or

3 3. Involving any offense for which the offender is eligible for
4 participation in an approved drug court program. However, if the
5 offender does not successfully complete the drug court program, the
6 abstract of the record shall be forwarded as provided in subsection
7 B of this section, or if the offender has a prior felony conviction,
8 the abstract of the record shall be forwarded as provided in Section
9 471.9 of Title 22 of the Oklahoma Statutes.

10 D. The abstract shall be made upon a form furnished by ~~the~~
11 ~~Department~~ Service Oklahoma and shall include:

12 1. The name, address, sex, and date of birth of the person
13 charged;

14 2. The traffic citation number;

15 3. The driver license number, if any, of the person charged,
16 and the state or jurisdiction from which the license is issued;

17 4. The license plate number, make, and model of the vehicle
18 involved;

19 5. The nature and date of the offense, the date of hearing, the
20 plea, the judgment, or, if bail was forfeited, the amount of the
21 fine or forfeiture; and

22 6. The name of the court and whether it is a municipal or
23 district court.

24

1 E. Every court of record shall also forward a like report to
2 ~~the Department~~ Service Oklahoma upon the conviction of any person of
3 manslaughter or other felony in the commission of which a vehicle
4 was used.

5 F. The failure, refusal or neglect of any judicial officer to
6 comply with any of the requirements of this section shall constitute
7 misconduct in office and shall be ground for removal.

8 SECTION 94. AMENDATORY 47 O.S. 2021, Section 230.6, is
9 amended to read as follows:

10 Section 230.6 A. No person prohibited from operating a
11 commercial vehicle shall operate such commercial motor vehicle, nor
12 shall any person authorize or require a person who has been
13 prohibited from such operation of a motor vehicle to operate a
14 commercial motor vehicle.

15 B. No person shall operate, authorize to operate, or require
16 the operation of any vehicle or the use of any container when the
17 person has been placed out-of-service or the vehicle or container
18 has been marked out-of-service until all requirements of the out-of-
19 service order of the person have been met or all required
20 corrections for the vehicle or container have been made; provided,
21 upon approval of the Department, the vehicle or container may be
22 moved to another location for the purpose of repair or correction.

23 C. No person shall remove an out-of-service marking from a
24 transport vehicle or container unless all required corrections have

1 | been made and the vehicle or container has been inspected and
2 | approved by an authorized officer, employee, or agent of the
3 | Department. No person shall return to duty unless all requirements
4 | of the out-of-service order have been met and the person has been
5 | approved to return to duty by an authorized officer, employee or
6 | agent of the Department.

7 | D. No employer shall knowingly allow, require, permit or
8 | authorize an employee to operate a commercial motor vehicle:

9 | 1. During any period in which the employee:

- 10 | a. has had driving privileges to operate a commercial
11 | motor vehicle suspended, revoked, canceled, denied or
12 | disqualified,
13 | b. has had driving privileges to operate a commercial
14 | motor vehicle disqualified,
15 | c. is not licensed to operate a commercial motor vehicle;
16 | provided, this subparagraph shall not apply to any
17 | person who is the holder of a valid commercial learner
18 | permit issued by the Department in conjunction with a
19 | Class D driver license,
20 | d. has more than one commercial driver license; provided,
21 | this subparagraph shall not apply to any person who is
22 | the holder of a valid commercial learner permit issued
23 | by ~~the Department~~ Service Oklahoma in conjunction with
24 | a Class A, B or C driver license,

- 1 e. does not have the proper class or endorsements on the
2 driver license or commercial learner permit, or
3 f. is in violation of any restriction on the driver
4 license or commercial learner permit;

5 2. During any period in which the employee, the commercial
6 motor vehicle which the employee is operating, the motor carrier
7 business or operation, or the employer is subject to an out-of-
8 service order; or

9 3. In violation:

10 a. of a federal, state, or local law, regulation, or
11 ordinance pertaining to railroad-highway grade
12 crossings, or

13 b. of any restriction on the driver license or commercial
14 learner permit of the employee.

15 E. An employer who is determined by the Commissioner to have
16 committed a violation of subsection D of this section shall be
17 subject to an administrative penalty of not less than Two Thousand
18 Seven Hundred Fifty Dollars (\$2,750.00) nor more than Twenty-five
19 Thousand Dollars (\$25,000.00).

20 F. An employee who is determined by the Commissioner to have
21 committed a violation of any provision of this section shall be
22 subject to an administrative penalty of not less than Two Thousand
23 Five Hundred Dollars (\$2,500.00) nor more than Five Thousand Dollars
24 (\$5,000.00).

1 SECTION 95. AMENDATORY 47 O.S. 2021, Section 782, is
2 amended to read as follows:

3 Section 782. As used in the Compact, the term "licensing
4 authority" with reference to this state, shall mean the ~~Department~~
5 ~~of Public Safety~~ Service Oklahoma. ~~Said Department of Public Safety~~
6 Service Oklahoma shall furnish to the appropriate authorities of any
7 other party state any information or documents reasonably necessary
8 to facilitate the administration of Articles III, IV and V of the
9 Compact.

10 SECTION 96. AMENDATORY 47 O.S. 2021, Section 785, is
11 amended to read as follows:

12 Section 785. Any court or other agency of this state, or a
13 subdivision thereof, which has jurisdiction to take any action
14 suspending, revoking or otherwise limiting a license to drive, shall
15 report any such action and the adjudication upon which it is based
16 to ~~the Department of Public Safety~~ Service Oklahoma within ten (10)
17 days on forms furnished by ~~said Department~~ Service Oklahoma.

18 SECTION 97. AMENDATORY 47 O.S. 2021, Section 786, is
19 amended to read as follows:

20 Section 786. ~~The Department of Public Safety~~ Service Oklahoma
21 shall enforce the provisions of Article IV of this Compact under
22 authority granted by 47 O.S. 1961, Sections 6-202, 6-203, 6-205 and
23 6-206.

24

1 SECTION 98. AMENDATORY 47 O.S. 2021, Section 903, is
2 amended to read as follows:

3 Section 903. Any such officer who has directed the impoundment
4 of any vehicle, or an authorized person in the employing agency of
5 the officer, shall within seventy-two (72) hours of the impoundment
6 notify the Department of Public Safety of such impoundment. The
7 notice of impoundment shall contain the name and address of the
8 owner, if known, the make, model, vehicle identification number,
9 registration number, date stored, place stored and the estimated
10 value of the vehicle as determined by the officer. Upon receipt of
11 such notice of impoundment, the Department of Public Safety shall,
12 within seventy-two (72) hours, request ~~the Oklahoma Tax Commission~~
13 Service Oklahoma or other appropriate ~~motor license agent~~ licensed
14 operators to furnish the name and address of the owner of and any
15 lienholder on the vehicle and shall within three (3) days from
16 receipt of the requested information send a notice to the owner and
17 any lienholder by regular mail, postage prepaid, at the addresses
18 furnished by ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
19 ~~agent~~ the licensed operator, of the location of the vehicle. This
20 section shall not be construed to create any civil liability upon
21 the state, any agency of the state or employee thereof for failure
22 to provide such notice to the owner or lienholder.

23 SECTION 99. AMENDATORY 47 O.S. 2021, Section 911, is
24 amended to read as follows:

1 Section 911. The proceeds from the sale of an abandoned vehicle
2 made pursuant to Section 908 of this title shall be applied in the
3 following order:

4 1. To the reasonable cost incurred in the sale of the abandoned
5 vehicle;

6 2. To the satisfaction of the special lien provided for in
7 Section 907 of this title;

8 3. To the satisfaction of any indebtedness secured by a
9 subordinate security interest or lien in the vehicle;

10 4. To the owner if such owner is known, and if such owner or
11 the address of such owner is not known, to ~~the Oklahoma Tax~~
12 ~~Commission~~ Service Oklahoma to be remitted to the State Treasurer
13 and by him deposited in the General Revenue Fund.

14 SECTION 100. AMENDATORY 47 O.S. 2021, Section 1102, is
15 amended to read as follows:

16 Section 1102. As used in the Oklahoma Vehicle License and
17 Registration Act:

18 1. "All-terrain vehicle" means a vehicle manufactured and used
19 exclusively for off-highway use traveling on four or more non-
20 highway tires, and being fifty (50) inches or less in width;

21 2. "Carrying capacity" means the carrying capacity of a vehicle
22 as determined or declared in tons of cargo or payload by the owner;
23 provided, that such declared capacity shall not be less than the
24

1 minimum tonnage capacity fixed, listed or advertised by the
2 manufacturer of any vehicle;

3 3. "Certificate of title" means a document which is proof of
4 legal ownership of a motor vehicle as described and provided for in
5 Section 1105 of this title;

6 4. "Chips and oil" or the term "road oil and crushed rock"
7 means, with respect to materials authorized for use in the surfacing
8 of roads or highways as provided for in this title or in any
9 equivalent statute pertaining to road or highway surfacing in the
10 State of Oklahoma, any asphaltic materials. Wherever chips and oil
11 or road oil and crushed rock are authorized for use in the surfacing
12 of roads or highways in this state, whether by the Department of
13 Transportation, or by the county commissioners, or other road
14 building authority subject to the Oklahoma Vehicle License and
15 Registration Act, asphaltic materials are also authorized for use in
16 such surfacing and construction;

17 5. "Combined laden weight" means the weight of a truck or
18 station wagon and its cargo or payload transported thereon, or the
19 weight of a truck or truck-tractor plus the weight of any trailers
20 or semitrailers together with the cargo or payload transported
21 thereon;

22 6. "Commercial trailer" means any trailer, as defined in
23 Section 1-180 of this title, or semitrailer, as defined in Section
24

1 1-162 of this title, when such trailer or semitrailer is used
2 primarily for business or commercial purposes;

3 7. "Commercial trailer dealer" means any person, firm or
4 corporation engaged in the business of selling any new and unused,
5 or used, or both new and used commercial trailers;

6 8. "Commercial vehicle" means any vehicle over eight thousand
7 (8,000) pounds combined laden weight used primarily for business or
8 commercial purposes. Each motor vehicle being registered pursuant
9 to the provisions of this section shall have the name of the
10 commercial establishment or the words "Commercial Vehicle"
11 permanently and prominently displayed upon the outside of the
12 vehicle in letters not less than two (2) inches high. Such letters
13 shall be in sharp contrast to the background and shall be of
14 sufficient shape and color as to be readily legible during daylight
15 hours, from a distance of fifty (50) feet while the vehicle is not
16 in motion;

17 9. "Commission" or "Tax Commission" means the Oklahoma Tax
18 Commission;

19 10. "Construction machinery" means machines or devices drawn as
20 trailers which are designed and used for construction, tree trimming
21 and waste maintenance projects, which derive no revenue from the
22 transportation of persons or property, whose use of the highway is
23 only incidental and which are not mounted or affixed to another
24

1 vehicle; provided, construction machinery shall not include
2 implements of husbandry as defined in Section 1-125 of this title;

3 11. "Dealer" means any person, firm, association, corporation
4 or trust who sells, solicits or advertises the sale of new and
5 unused motor vehicles and holds a bona fide contract or franchise in
6 effect with a manufacturer or distributor of a particular make of
7 new or unused motor vehicle or vehicles for the sale of same;

8 12. "Mini-truck" means a foreign-manufactured import or
9 domestic-manufactured vehicle powered by an internal combustion
10 engine with a piston or rotor displacement of one thousand cubic
11 centimeters (1,000 cc) or less, which is sixty-seven (67) inches or
12 less in width, with an unladen dry weight of three thousand four
13 hundred (3,400) pounds or less, traveling on four or more tires,
14 having a top speed of approximately fifty-five (55) miles per hour,
15 equipped with a bed or compartment for hauling, and having an
16 enclosed passenger cab;

17 13. "Interstate commerce" means any commerce moving between any
18 place in a state and any place in another state or between places in
19 the same state through another state;

20 14. "Laden weight" means the combined weight of a vehicle when
21 fully equipped for use and the cargo or payload transported thereon;
22 provided, that in no event shall the laden weight be less than the
23 unladen weight of the vehicle fully equipped for use, plus the
24 manufacturer's rated carrying capacity;

1 15. "Local authorities" means every county, municipality or
2 local board or body having authority to adopt police regulations
3 under the Constitution and laws of this state;

4 16. "Low-speed electrical vehicle" means any four-wheeled
5 electrical vehicle that is powered by an electric motor that draws
6 current from rechargeable storage batteries or other sources of
7 electrical current and whose top speed is greater than twenty (20)
8 miles per hour but not greater than twenty-five (25) miles per hour
9 and is manufactured in compliance with the National Highway Traffic
10 Safety Administration standards for low-speed vehicles in 49 C.F.R.
11 571.500;

12 17. "Manufactured home" means a residential dwelling built in
13 accordance with the National Manufactured Housing Construction and
14 Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq., and
15 rules promulgated pursuant thereto and the rules promulgated by the
16 Oklahoma Used Motor Vehicle and Parts Commission pursuant to Section
17 582 of this title. Manufactured home shall not mean a park model
18 recreational vehicle as defined in this section;

19 18. "Manufactured home dealer" means any person, firm or
20 corporation engaged in the business of selling any new and unused,
21 or used, or both new and used manufactured homes. Such information
22 and a valid franchise letter as proof of authorization to sell any
23 such new manufactured home product line or lines shall be attached
24 to the application for a dealer license to sell manufactured homes.

1 "Manufactured home dealer" shall not include any person, firm or
2 corporation who sells or contracts for the sale of the dealer's own
3 personally titled manufactured home or homes. No person, firm or
4 corporation shall be considered a manufactured home dealer as to any
5 manufactured home purchased or acquired by such person, firm or
6 corporation for purposes other than resale; provided, that the
7 restriction set forth in this sentence shall not prevent an
8 otherwise qualified person, firm or corporation from utilizing a
9 single manufactured home as a sales office;

10 19. "Medium-speed electrical vehicle" means any self-propelled,
11 electrically powered four-wheeled motor vehicle, equipped with a
12 roll cage or crush-proof body design, whose speed attainable in one
13 (1) mile is more than thirty (30) miles per hour but not greater
14 than thirty-five (35) miles per hour;

15 20. ~~"Motor license agent~~ Licensed operator" means any person
16 appointed, designated or authorized by ~~the Oklahoma Tax Commission~~
17 Service Oklahoma to collect the fees and to enforce the provisions
18 provided for in the Oklahoma Vehicle License and Registration Act;

19 21. "New vehicle" or "unused vehicle" means a vehicle which has
20 been in the possession of the manufacturer, distributor or
21 wholesaler or has been sold only by the manufacturer, distributor or
22 wholesaler to a dealer;

23 22. "Nonresident" means any person who is not a resident of
24 this state;

1 23. "Off-road motorcycle" means any motorcycle, as defined in
2 Section 1-135 of this title, when such motorcycle has been
3 manufactured for and used exclusively off roads, highways and any
4 other paved surfaces;

5 24. "Owner" means any person owning, operating or possessing
6 any vehicle herein defined;

7 25. "Park model recreational vehicle" means a vehicle that is:

- 8 a. designed and marketed as temporary living quarters for
9 camping, recreational, seasonal or travel use,
- 10 b. not permanently affixed to real property for use as a
11 permanent dwelling,
- 12 c. built on a single chassis mounted on wheels with a
13 gross trailer area not exceeding four hundred (400)
14 square feet in the setup mode, and
- 15 d. certified by the manufacturer as complying with
16 standard A119.5 of the American National Standards
17 Institute, Inc.;

18 26. "Person" means any individual, copartner, joint venture,
19 association, corporation, limited liability company, estate, trust,
20 business trust, syndicate, the State of Oklahoma, or any county,
21 city, municipality, school district or other political subdivision
22 thereof, or any group or combination acting as a unit, or any
23 receiver appointed by the state or federal court;

24 27. "Rebodied vehicle" means a vehicle:

- 1 a. which has been assembled using a new body or new major
2 component which is of the identical type as the
3 original vehicle and is licensed by the manufacturer
4 of the original vehicle and other original, new or
5 reconditioned parts. For purposes of this paragraph,
6 "new body or new major component" means a new body,
7 cab, frame, front end clip or rear end clip,
8 b. which is not a salvage, rebuilt, or junked vehicle as
9 defined by paragraph 1, 2, or 6 of subsection A of
10 Section 1105 of this title, and
11 c. for which ~~the Tax Commission~~ Service Oklahoma has
12 assigned or will assign a new identifying number;

13 28. "Recreational off-highway vehicle" means a vehicle
14 manufactured and used exclusively for off-highway use, traveling on
15 four or more non-highway tires, and being sixty-five (65) inches or
16 less in width;

17 29. "Recreational vehicle" means every vehicle which is built
18 on or permanently attached to a self-propelled motor chassis or
19 chassis cab which becomes an integral part of the completed vehicle
20 and is capable of being operated on the highways. In order to
21 qualify as a recreational vehicle pursuant to this paragraph such
22 vehicle shall be permanently constructed and equipped for human
23 habitation, having its own sleeping and kitchen facilities,
24 including permanently affixed cooking facilities, water tanks and

1 holding tank with permanent toilet facilities. Recreational vehicle
2 shall not include manufactured homes or any vehicle with portable
3 sleeping, toilet and kitchen facilities which are designed to be
4 removed from such vehicle. Recreational vehicle shall include park
5 model recreational vehicles as defined in this section;

6 30. "Remanufactured vehicle" means a vehicle which has been
7 assembled by a vehicle remanufacturer using a new body and which may
8 include original, reconditioned, or remanufactured parts, and which
9 is not a salvage, rebuilt, or junked vehicle as defined by
10 paragraphs 1, 2, and 6, respectively, of subsection A of Section
11 1105 of this title;

12 31. "Rental trailer" means all small or utility trailers or
13 semitrailers constructed and suitable for towing by a passenger
14 automobile and designed only for carrying property, when the
15 trailers or semitrailers are owned by, or are in the possession of,
16 any person engaged in renting or leasing such trailers or
17 semitrailers for intrastate or interstate use or combined intrastate
18 and interstate use;

19 32. "Special mobilized machinery" means special purpose
20 machines or devices, either self-propelled or drawn as trailers or
21 semitrailers, which derive no revenue from the transportation of
22 persons or property, whose use of the highway is only incidental,
23 and whose useful revenue producing service is performed at
24

1 destinations in an area away from the traveled surface of an
2 established open highway;

3 33. "State" means the State of Oklahoma;

4 34. "Station wagon" means any passenger vehicle which does not
5 have a separate luggage compartment or trunk and which does not have
6 open beds, and has one or more rear seats readily lifted out or
7 folded, whether same is called a station wagon or ranch wagon;

8 35. "Street-legal utility vehicle" means a vehicle meeting the
9 description and specifications of Section ~~±~~ 1-171.1 of this ~~act~~
10 title;

11 36. "Travel trailer" means any vehicular portable structure
12 built on a chassis, used as a temporary dwelling for travel,
13 recreational or vacational use, and, when factory-equipped for the
14 road, it shall have a body width not exceeding eight (8) feet and an
15 overall length not exceeding forty (40) feet, including the hitch or
16 coupling;

17 37. "Travel trailer dealer" means any person, firm or
18 corporation engaged in the business of selling any new and unused,
19 or used, or both new and used travel trailers. Such information and
20 a valid franchise letter as proof of authorization to sell any such
21 new travel trailer product line or lines shall be attached to the
22 application for a dealer license to sell travel trailers. "Travel
23 trailer dealer" shall not include any person, firm or corporation
24 who sells or contracts for the sale of his or her own personally

1 titled travel trailer or trailers. No person, firm or corporation
2 shall be considered as a travel trailer dealer as to any travel
3 trailer purchased or acquired by such person, firm or corporation
4 for purposes other than resale;

5 38. "Used motor vehicle dealer" means "used motor vehicle
6 dealer" as defined in Section 581 of this title;

7 39. "Used vehicle" means any vehicle which has been sold,
8 bargained, exchanged or given away, or used to the extent that it
9 has become what is commonly known, and generally recognized, as a
10 "secondhand" vehicle. This shall also include any vehicle other
11 than a remanufactured vehicle, regardless of age, owned by any
12 person who is not a dealer;

13 40. "Utility vehicle" means a vehicle powered by an internal
14 combustion engine, manufactured and used exclusively for off-highway
15 use, equipped with seating for two or more people and a steering
16 wheel, traveling on four or more wheels;

17 41. "Vehicle" means any type of conveyance or device in, upon
18 or by which a person or property is or may be transported from one
19 location to another upon the avenues of public access within the
20 state. "Vehicle" does not include bicycles, trailers except travel
21 trailers and rental trailers, or implements of husbandry as defined
22 in Section 1-125 of this title. All implements of husbandry used as
23 conveyances shall be required to display the owner's driver license
24 number or license plate number of any vehicle owned by the owner of

1 the implement of husbandry on the rear of the implement in numbers
2 not less than two (2) inches in height. The use of the owner's
3 Social Security number on the rear of the implement of husbandry
4 shall not be required; and

5 42. "Vehicle remanufacturer" means a commercial entity which
6 assembles remanufactured vehicles.

7 SECTION 101. AMENDATORY 47 O.S. 2021, Section 1104, is
8 amended to read as follows:

9 Section 1104. A. Unless otherwise provided by law, all fees,
10 taxes and penalties collected or received pursuant to the Oklahoma
11 Vehicle License and Registration Act or Section 1-101 et seq. of
12 this title shall be apportioned and distributed monthly by the
13 Oklahoma Tax Commission in accordance with this section.

14 B. 1. The following percentages of the monies referred to in
15 subsection A of this section shall be apportioned to the various
16 school districts in accordance with paragraph 2 of this subsection:

- 17 a. from October 1, 2000, until June 30, 2001, thirty-five
18 and forty-six one-hundredths percent (35.46%),
- 19 b. for the year beginning July 1, 2001, and ending June
20 30, 2002, thirty-five and ninety-one one-hundredths
21 percent (35.91%),
- 22 c. for the year beginning July 1, 2002, through the year
23 ending on June 30, 2015, thirty-six and twenty one-
24 hundredths percent (36.20%),

1 d. for the year beginning July 1, 2015, through the year
2 ending on June 30, 2019, thirty-six and twenty one-
3 hundredths percent (36.20%), but in no event shall the
4 amount apportioned in any fiscal year pursuant to this
5 subparagraph exceed the total amount apportioned for
6 the fiscal year ending on June 30, 2015. Any amounts
7 in excess of such limitation shall be placed to the
8 credit of the General Revenue Fund, and

9 e. for the year beginning July 1, 2019, and all
10 subsequent years, thirty-six and twenty one-hundredths
11 percent (36.20%), but in no event shall the amount
12 apportioned in any fiscal year pursuant to this
13 subparagraph exceed the total amount apportioned for
14 the fiscal year ending on June 30, 2015. Any amounts
15 in excess of such limitation shall be placed to the
16 credit of the Rebuilding Oklahoma Access and Driver
17 Safety Fund created in Section 1521 of Title 69 of the
18 Oklahoma Statutes.

19 2. The monies apportioned pursuant to subparagraphs a through e
20 of paragraph 1 of this subsection shall be apportioned to the
21 various school districts so that each district shall receive an
22 amount based upon the proportion that each district's average daily
23 attendance bears to the total average daily attendance of those
24

1 districts entitled to receive funds pursuant to this section as
2 certified by the State Department of Education.

3 Each district's allocation of funds shall be remitted to the
4 county treasurer of the county wherein the administrative
5 headquarters of the district are located.

6 No district shall be eligible for the funds herein provided
7 unless the district makes an ad valorem tax levy of fifteen (15)
8 mills and maintains nine (9) years of instruction and pursuant to
9 the rules of the State Board of Education, is authorized to maintain
10 ten (10) years of instruction.

11 C. The following percentages of the monies referred to in
12 subsection A of this section shall be remitted to the State
13 Treasurer to be credited to the General Revenue Fund of the State
14 Treasury:

15 1. From October 1, 2000, until June 30, 2001, forty-five and
16 ninety-seven one-hundredths percent (45.97%);

17 2. For the year beginning July 1, 2001, and ending June 30,
18 2002, forty-five and twenty-nine one-hundredths percent (45.29%);

19 3. For the year beginning July 1, 2002, and for the subsequent
20 fiscal years ending June 30, 2007, forty-four and eighty-four one-
21 hundredths percent (44.84%);

22 4. For the year beginning July 1, 2007, and ending June 30,
23 2008, thirty-nine and eighty-four one-hundredths percent (39.84%);
24

1 5. For the year beginning July 1, 2008, and ending June 30,
2 2009, thirty-four and eighty-four one-hundredths percent (34.84%);

3 6. For the period beginning July 1, 2009, and ending December
4 31, 2012, twenty-nine and eighty-four one-hundredths percent
5 (29.84%);

6 7. For the period beginning January 1, 2013, and ending June
7 30, 2013, twenty-nine and thirty-four one-hundredths percent
8 (29.34%);

9 8. For the year beginning July 1, 2013, and ending June 30,
10 2014, twenty-six and eighty-four one-hundredths percent (26.84%);
11 and

12 9. For the year beginning July 1, 2014, through the year ending
13 June 30, 2019, twenty-four and eighty-four one-hundredths percent
14 (24.84%).

15 D. The following percentages of the monies referred to in
16 subsection A of this section shall be remitted to the State
17 Treasurer to be credited to the State Transportation Fund:

18 1. From October 1, 2000, until June 30, 2001, thirty one-
19 hundredths percent (0.30%);

20 2. For the year beginning July 1, 2001, through the year ending
21 on June 30, 2015, thirty-one one-hundredths percent (0.31%);

22 3. For the year beginning July 1, 2015, through the year ending
23 on June 30, 2019, thirty-one one-hundredths percent (0.31%), but in
24 no event shall the amount apportioned in any fiscal year pursuant to

1 this paragraph exceed the total amount apportioned for the fiscal
2 year ending on June 30, 2015. Any amounts in excess of such
3 limitation shall be placed to the credit of the General Revenue
4 Fund; and

5 4. For the year beginning July 1, 2019, and all subsequent
6 years, thirty-one one-hundredths percent (0.31%), but in no event
7 shall the amount apportioned in any fiscal year pursuant to this
8 paragraph exceed the total amount apportioned for the fiscal year
9 ending on June 30, 2015. Any amounts in excess of such limitation
10 shall be placed to the credit of the Rebuilding Oklahoma Access and
11 Driver Safety Fund created in Section 1521 of Title 69 of the
12 Oklahoma Statutes.

13 E. 1. The following percentages of the monies referred to in
14 subsection A of this section shall be apportioned to the various
15 counties as set forth in paragraph 2 of this section:

16 a. from October 1, 2000, until June 30, 2001, seven and
17 nine one-hundredths percent (7.09%),

18 b. for the year beginning July 1, 2001, and ending June
19 30, 2002, seven and eighteen one-hundredths percent
20 (7.18%),

21 c. for the year beginning July 1, 2002, through the year
22 ending on June 30, 2015, seven and twenty-four one-
23 hundredths percent (7.24%),

24

1 d. for the year beginning July 1, 2015, through the year
2 ending on June 30, 2019, seven and twenty-four one-
3 hundredths percent (7.24%), but in no event shall the
4 amount apportioned in any fiscal year pursuant to this
5 subparagraph exceed the total amount apportioned for
6 the fiscal year ending on June 30, 2015. Any amounts
7 in excess of such limitation shall be placed to the
8 credit of the General Revenue Fund, and

9 e. for the year beginning July 1, 2019, and all
10 subsequent years, seven and twenty-four one-hundredths
11 percent (7.24%), but in no event shall the amount
12 apportioned in any fiscal year pursuant to this
13 subparagraph exceed the total amount apportioned for
14 the fiscal year ending on June 30, 2015. Any amounts
15 in excess of such limitation shall be placed to the
16 credit of the Rebuilding Oklahoma Access and Driver
17 Safety Fund created in Section 1521 of Title 69 of the
18 Oklahoma Statutes.

19 2. The monies apportioned pursuant to subparagraphs a through e
20 of paragraph 1 of this subsection shall be apportioned as follows:
21 forty percent (40%) of such sum shall be distributed to the various
22 counties in that proportion which the county road mileage of each
23 county bears to the entire state road mileage as certified by the
24 Transportation Commission and the remaining sixty percent (60%) of

1 such sum shall be distributed to the various counties on the basis
2 which the population and area of each county bears to the total
3 population and area of the state. The population shall be as shown
4 by the last Federal Census or the most recent annual estimate
5 provided by the United States Bureau of the Census. The funds shall
6 be used for the purpose of constructing and maintaining county
7 highways; provided, however, the county treasurer may deposit so
8 much of the funds in the sinking fund as may be necessary for the
9 retirement of interest and annual accrual of indebtedness created by
10 the issuance of county or township bonds for road purposes. Such
11 deposits to the sinking fund shall not exceed forty percent (40%) of
12 the funds allocated to a county pursuant to this paragraph.

13 F. 1. The following percentages of the monies referred to in
14 subsection A of this section shall be remitted to the county
15 treasurers of the respective counties and by them deposited in a
16 separate special revenue fund to be used by the county commissioners
17 in accordance with paragraph 2 of this subsection:

- 18 a. from October 1, 2000, until June 30, 2001, two and
19 fifty-three one-hundredths percent (2.53%),
20 b. for the year beginning July 1, 2001, and ending June
21 30, 2002, two and fifty-six one-hundredths percent
22 (2.56%),
23
24

1 c. for the year beginning July 1, 2002, through the year
2 ending on June 30, 2015, two and fifty-nine one-
3 hundredths percent (2.59%),

4 d. for the year beginning July 1, 2015, through the year
5 ending on June 30, 2019, two and fifty-nine one-
6 hundredths percent (2.59%), but in no event shall the
7 amount apportioned in any fiscal year pursuant to this
8 subparagraph exceed the total amount apportioned for
9 the fiscal year ending on June 30, 2015. Any amounts
10 in excess of such limitation shall be placed to the
11 credit of the General Revenue Fund, and

12 e. for the year beginning July 1, 2019, and all
13 subsequent years, two and fifty-nine one-hundredths
14 percent (2.59%), but in no event shall the amount
15 apportioned in any fiscal year pursuant to this
16 subparagraph exceed the total amount apportioned for
17 the fiscal year ending on June 30, 2015. Any amounts
18 in excess of such limitation shall be placed to the
19 credit of the Rebuilding Oklahoma Access and Driver
20 Safety Fund created in Section 1521 of Title 69 of the
21 Oklahoma Statutes.

22 2. The monies apportioned pursuant to subparagraphs a through e
23 of paragraph 1 of this subsection shall be used for the primary
24 purpose of matching federal funds for the construction of federal

1 aid projects on county roads, or constructing and maintaining county
2 or township highways and permanent bridges of such counties. The
3 distribution of monies apportioned by this paragraph shall be made
4 upon the basis of the current formula based upon road mileage, area
5 and population as related to county road improvement and maintenance
6 costs. Provided, however, the Department of Transportation may
7 update the formula factors from time to time as necessary to account
8 for changing conditions.

9 G. 1. The following percentages of the monies referred to in
10 subsection A of this section shall be transmitted by the Tax
11 Commission to the various counties as set forth in paragraph 2 of
12 this subsection:

- 13 a. from October 1, 2000, until June 30, 2001, three and
14 fifty-five one-hundredths percent (3.55%),
- 15 b. for the year beginning July 1, 2001, and ending June
16 30, 2002, three and fifty-nine one-hundredths percent
17 (3.59%),
- 18 c. for the year beginning July 1, 2002, through the year
19 ending on June 30, 2015, three and sixty-two one-
20 hundredths percent (3.62%),
- 21 d. for the year beginning July 1, 2015, through the year
22 ending on June 30, 2019, three and sixty-two one-
23 hundredths percent (3.62%), but in no event shall the
24 amount apportioned in any fiscal year pursuant to this

1 subparagraph exceed the total amount apportioned for
2 the fiscal year ending on June 30, 2015. Any amounts
3 in excess of such limitation shall be placed to the
4 credit of the General Revenue Fund, and

5 e. for the year beginning July 1, 2019, and all
6 subsequent years, three and sixty-two one-hundredths
7 percent (3.62%), but in no event shall the amount
8 apportioned in any fiscal year pursuant to this
9 subparagraph exceed the total amount apportioned for
10 the fiscal year ending on June 30, 2015. Any amounts
11 in excess of such limitation shall be placed to the
12 credit of the Rebuilding Oklahoma Access and Driver
13 Safety Fund created in Section 1521 of Title 69 of the
14 Oklahoma Statutes.

15 2. The monies apportioned pursuant to subparagraphs a through e
16 of paragraph 1 of this subsection shall be transmitted to the
17 various counties on the basis of a formula to be developed by the
18 Department of Transportation. Such formula shall be similar to that
19 currently used for the distribution of County Bridge Program Funds,
20 but also taking into consideration the effect of terrain and traffic
21 volume as related to county road improvement and maintenance costs.
22 Provided, however, the Department of Transportation may update the
23 formula factors from time to time as necessary to account for
24 changing conditions. The funds shall be transmitted to the various

1 county treasurers to be deposited in the county highway fund of
2 their respective counties.

3 H. 1. The following percentages of the monies referred to in
4 subsection A of this section shall be apportioned to the various
5 counties as set forth in paragraph 2 of this subsection:

6 a. from October 1, 2000, until June 30, 2001, eighty-one
7 one-hundredths percent (0.81%),

8 b. for the year beginning July 1, 2001, and ending June
9 30, 2002, eighty-two one-hundredths percent (0.82%),

10 c. for the year beginning July 1, 2002, through the year
11 ending on June 30, 2015, eighty-three one-hundredths
12 percent (0.83%),

13 d. for the year beginning July 1, 2015, through the year
14 ending on June 30, 2019, eighty-three one-hundredths
15 percent (0.83%), but in no event shall the amount
16 apportioned in any fiscal year pursuant to this
17 subparagraph exceed the total amount apportioned for
18 the fiscal year ending on June 30, 2015. Any amounts
19 in excess of such limitation shall be placed to the
20 credit of the General Revenue Fund, and

21 e. for the year beginning July 1, 2019, and all
22 subsequent years, eighty-three one-hundredths percent
23 (0.83%), but in no event shall the amount apportioned
24 in any fiscal year pursuant to this subparagraph

1 exceed the total amount apportioned for the fiscal
2 year ending on June 30, 2015. Any amounts in excess
3 of such limitation shall be placed to the credit of
4 the Rebuilding Oklahoma Access and Driver Safety Fund
5 created in Section 1521 of Title 69 of the Oklahoma
6 Statutes.

7 2. The monies apportioned pursuant to subparagraphs a through e
8 of paragraph 1 of this subsection shall be apportioned to the
9 various counties based upon the proportion that each county's
10 population bears to the total state population.

11 Each county's allocation of funds shall be remitted to the
12 various county treasurers to be deposited in the general fund of the
13 county and used for the support of county government.

14 I. 1. The following percentages of the monies referred to in
15 subsection A of this section shall be apportioned to the various
16 cities and incorporated towns as set forth in paragraph 2 of this
17 subsection:

- 18 a. from October 1, 2000, until June 30, 2001, three and
19 four one-hundredths percent (3.04%),
20 b. for the year beginning July 1, 2001, and ending June
21 30, 2002, three and eight one-hundredths percent
22 (3.08%),
23
24

1 c. for the year beginning July 1, 2002, through the year
2 ending on June 30, 2015, three and ten one-hundredths
3 percent (3.10%),

4 d. for the year beginning July 1, 2015, through the year
5 ending on June 30, 2019, three and ten one-hundredths
6 percent (3.10%), but in no event shall the amount
7 apportioned in any fiscal year pursuant to this
8 subparagraph exceed the total amount apportioned for
9 the fiscal year ending on June 30, 2015. Any amounts
10 in excess of such limitation shall be placed to the
11 credit of the General Revenue Fund, and

12 e. for the year beginning July 1, 2019, and all
13 subsequent years, three and ten one-hundredths percent
14 (3.10%), but in no event shall the amount apportioned
15 in any fiscal year pursuant to this subparagraph
16 exceed the total amount apportioned for the fiscal
17 year ending on June 30, 2015. Any amounts in excess
18 of such limitation shall be placed to the credit of
19 the Rebuilding Oklahoma Access and Driver Safety Fund
20 created in Section 1521 of Title 69 of the Oklahoma
21 Statutes.

22 2. The monies apportioned pursuant to subparagraphs a through e
23 of paragraph 1 of this subsection shall be apportioned to the
24 various cities and incorporated towns based upon the proportion that

1 each city or incorporated town's population bears to the total
2 population of all cities and incorporated towns in the state. Such
3 funds shall be remitted to the various county treasurers for
4 allocation to the various cities and incorporated towns. All such
5 funds shall be used for the construction, maintenance, repair,
6 improvement and lighting of streets and alleys. Provided, however,
7 the governing board of any city or town may, with the approval of
8 the county excise board, transfer any surplus funds to the general
9 revenue fund of such city or town whenever an emergency requires
10 such a transfer.

11 J. The following percentages of the monies referred to in
12 subsection A of this section shall be remitted to the State
13 Treasurer to be credited to the Oklahoma Law Enforcement Retirement
14 Fund:

15 1. From October 1, 2000, until June 30, 2001, one and twenty-
16 two one-hundredths percent (1.22%);

17 2. For the year beginning July 1, 2001, and ending June 30,
18 2002, one and twenty-three one-hundredths percent (1.23%); and

19 3. For the year beginning July 1, 2002, and all subsequent
20 years, one and twenty-four one-hundredths percent (1.24%).

21 K. Three one-hundredths of one percent (3/100 of 1%) of the
22 monies referred to in subsection A of this section shall be remitted
23 to the State Treasurer to be credited to the Wildlife Conservation
24 Fund. Seventy-five percent (75%) of the funds shall be used for

1 fish habitat restoration and twenty-five percent (25%) of the funds
2 shall be used in the fish hatchery system for fish production.

3 L. 1. For the year beginning July 1, 2007, and ending June 30,
4 2008, five percent (5%) of monies referred to in subsection A of
5 this section shall be remitted to the State Treasurer to be credited
6 to the County Improvements for Roads and Bridges Fund as created in
7 Section 507 of Title 69 of the Oklahoma Statutes.

8 2. For the year beginning July 1, 2008, and ending June 30,
9 2009, ten percent (10%) of monies referred to in subsection A of
10 this section shall be remitted to the State Treasurer to be credited
11 to the County Improvements for Roads and Bridges Fund as created in
12 Section 507 of Title 69 of the Oklahoma Statutes.

13 3. For the period beginning July 1, 2009, and ending December
14 31, 2012, fifteen percent (15%) of monies referred to in subsection
15 A of this section shall be remitted to the State Treasurer to be
16 credited to the County Improvements for Roads and Bridges Fund as
17 created in Section 507 of Title 69 of the Oklahoma Statutes.

18 4. For the period beginning January 1, 2013, and ending June
19 30, 2013, fifteen and fifty one-hundredths percent (15.50%) of
20 monies referred to in subsection A of this section shall be remitted
21 to the State Treasurer to be credited to the County Improvements for
22 Roads and Bridges Fund as created in Section 507 of Title 69 of the
23 Oklahoma Statutes.

24

1 5. For the year beginning July 1, 2013, and ending June 30,
2 2014, eighteen percent (18%) of monies referred to in subsection A
3 of this section shall be remitted to the State Treasurer to be
4 credited to the County Improvements for Roads and Bridges Fund as
5 created in Section 507 of Title 69 of the Oklahoma Statutes.

6 6. For the year beginning July 1, 2014, twenty percent (20%) of
7 monies referred to in subsection A of this section shall be remitted
8 to the State Treasurer to be credited to the County Improvements for
9 Roads and Bridges Fund as created in Section 507 of Title 69 of the
10 Oklahoma Statutes.

11 7. For the year beginning July 1, 2015, through the year ending
12 on June 30, 2019, twenty percent (20%) of monies referred to in
13 subsection A of this section shall be remitted to the State
14 Treasurer to be credited to the County Improvements for Roads and
15 Bridges Fund as created in Section 507 of Title 69 of the Oklahoma
16 Statutes, but in no event shall the total amount apportioned in any
17 fiscal year pursuant to this paragraph exceed One Hundred Twenty
18 Million Dollars (\$120,000,000.00). Any amounts in excess of One
19 Hundred Twenty Million Dollars (\$120,000,000.00) shall be placed to
20 the credit of the General Revenue Fund.

21 8. a. Except as provided in subparagraph b of this
22 paragraph, for the year beginning July 1, 2019, and
23 all subsequent years, twenty percent (20%) of monies
24 referred to in subsection A of this section shall be

1 remitted to the State Treasurer to be credited to the
2 County Improvements for Roads and Bridges Fund as
3 created in Section 507 of Title 69 of the Oklahoma
4 Statutes, but in no event shall the total amount
5 apportioned in any fiscal year pursuant to this
6 paragraph exceed One Hundred Twenty Million Dollars
7 (\$120,000,000.00). Any amounts in excess of One
8 Hundred Twenty Million Dollars (\$120,000,000.00) shall
9 be placed to the credit of the Rebuilding Oklahoma
10 Access and Driver Safety Fund created in Section 1521
11 of Title 69 of the Oklahoma Statutes, and

12 b. (1) for the fiscal year beginning July 1, 2021,
13 through the fiscal year ending June 30, 2026, the
14 Oklahoma Tax Commission shall remit twenty-five
15 percent (25%) of the monthly allocation,
16 otherwise scheduled to be credited to the County
17 Improvements for Roads and Bridges Fund, to the
18 various counties of the state. The Commission
19 shall distribute such funds monthly to each
20 county treasurer as follows:

21 (a) one-third (1/3) of such funds shall be
22 distributed to the various counties in the
23 proportion which the area of each county
24 bears to the total area of the state,

1 (b) one-third (1/3) of such funds shall be
2 distributed to the various counties in the
3 proportion which the certified county road
4 miles of each county bear to the total sum
5 of county road miles in the state, and

6 (c) one-third (1/3) of such funds shall be
7 distributed to the various counties in the
8 proportion which the total replacement cost
9 for obsolete or deficient bridges according
10 to the most recent ODOT yearly Bridge
11 Summary Report for County Bridges for each
12 county bears to the total amount of such
13 cost for all such county bridges in the
14 state, and

15 (2) for the fiscal year beginning July 1, 2026, and
16 all subsequent fiscal years thereafter, the
17 Oklahoma Tax Commission shall remit twenty-five
18 percent (25%) of the monthly allocation,
19 otherwise scheduled to be credited to the County
20 Improvements for Roads and Bridges Fund, to the
21 various counties of the state. The Commission
22 shall distribute such funds monthly to each
23 county treasurer as follows:
24

1 (a) one-third (1/3) of such funds shall be
2 distributed to the various counties in the
3 proportion which the area of each county
4 bears to the total area of the state,

5 (b) one-third (1/3) of such funds shall be
6 distributed to the various counties in the
7 proportion which the certified county road
8 miles of each county bear to the total sum
9 of county road miles in the state, and

10 (c) one-third (1/3) of such funds shall be
11 distributed to the various counties in the
12 proportion which the number of county
13 bridges in each county according to the ODOT
14 2020 Bridge Summary Report for County
15 Bridges bears to the total sum of county
16 bridges in the state according to such
17 report.

18 Each county treasurer shall deposit such funds to the
19 county's county highway fund and such funds shall be used
20 for maintenance and operations. In no event shall the
21 total amount apportioned in any fiscal year pursuant to the
22 provisions of subparagraphs a and b of this paragraph
23 exceed One Hundred Twenty Million Dollars
24 (\$120,000,000.00).

1 M. Twenty-four and eighty-four one-hundredths percent (24.84%)
2 of the monies referred to in subsection A of this section shall be
3 remitted to the State Treasurer to be credited to the Rebuilding
4 Oklahoma Access and Driver Safety Fund created in Section 1521 of
5 Title 69 of the Oklahoma Statutes.

6 N. Monies allocated to counties by this section may be
7 estimated by the county excise board in the budget for the county as
8 anticipated revenue to the extent of ninety percent (90%) of the
9 previous year's income from such source; provided, not more than
10 fifteen percent (15%) can be encumbered during any month.

11 O. Notwithstanding any other provisions of this section, for
12 the fiscal year beginning July 1, 2003, the first One Hundred
13 Thousand Dollars (\$100,000.00) of the monies collected or received
14 by the Tax Commission pursuant to the registration of motorcycles
15 and mopeds in this state shall be placed to the credit of ~~the~~
16 Oklahoma Tax Commission Revolving Fund. Beginning January 1, 2023,
17 the first One Hundred Thousand Dollars (\$100,000.00) of the monies
18 collected or received by Service Oklahoma pursuant to the
19 registration of motorcycles and mopeds in this state shall be placed
20 to the credit of Service Oklahoma Revolving Fund.

21 SECTION 102. AMENDATORY 47 O.S. 2021, Section 1104.1, is
22 amended to read as follows:

23 Section 1104.1 A. Twenty-three Dollars (\$23.00) of the fee
24 authorized by Section 1135.5 of this title for university or college

1 supporter license plates which are received each year by ~~the~~
2 ~~Oklahoma Tax Commission~~ Service Oklahoma or its ~~motor license agents~~
3 licensed operators and transferred to the Oklahoma Tax Commission
4 shall be apportioned as follows:

5 1. Twenty Dollars (\$20.00) of the fee for each license plate
6 designating a particular state university or college shall be
7 apportioned to the particular state university or college so
8 designated on the license plate. Twenty Dollars (\$20.00) of the fee
9 for each license plate designating a particular private university
10 or college shall be apportioned to the particular private university
11 or college so designated on the license plate and may be used by the
12 private university or college as compensation for use of the
13 symbols, words, or letters authorized by the private university or
14 college for use on the license plate; and

15 2. Three Dollars (\$3.00) shall be deposited to the Adaptive
16 Grant Program for Oklahomans with Intellectual Disabilities
17 Revolving Fund created by this section to be used for educational
18 purposes.

19 B. There is hereby created in the State Treasury a revolving
20 fund for the Department of Human Services to be designated the
21 "Adaptive Grant Program for Oklahomans with Intellectual
22 Disabilities Revolving Fund". The fund shall be a continuing fund,
23 not subject to fiscal year limitations, and shall consist of all
24 funds deposited therein pursuant to the provisions of paragraph 2 of

1 subsection A of this section. All monies accruing to the credit of
2 the fund are hereby appropriated and may be budgeted and expended by
3 the Department of Human Services for the administration of the
4 Adaptive Grant Program for Oklahomans with Intellectual
5 Disabilities.

6 C. The Director of the Department of Human Services is hereby
7 directed to promulgate rules to create the Adaptive Grant Program
8 for Oklahomans with Intellectual Disabilities Program to provide
9 financial assistance in adaptation of furnishings, fixtures,
10 vehicles, equipment or structures in order to meet any special needs
11 of Oklahomans with intellectual disabilities; provided, recipients
12 of grants awarded pursuant to the program shall be limited to those
13 programs, projects or persons not otherwise qualifying for state or
14 federal funding. The Department of Human Services is authorized to
15 contract with a statewide private, nonprofit foundation certified to
16 be a 501(c)(3) organization by the Internal Revenue Service for
17 administration of the program.

18 D. The Director of Human Services shall prepare an annual
19 report on the Program. Such report shall be submitted to the
20 Governor, the President Pro Tempore of the Senate and the Speaker of
21 the House of Representatives.

22 SECTION 103. AMENDATORY 47 O.S. 2021, Section 1104.2, is
23 amended to read as follows:

24

1 Section 1104.2 A. Twenty-four Dollars (\$24.00) of the fee
2 authorized by Section ~~14~~ 1135.5 of this ~~act~~ title for environmental
3 awareness license plates which are received each year by ~~the~~
4 ~~Oklahoma Tax Commission~~ Service Oklahoma or its ~~motor license agents~~
5 licensed operators and transferred to the Oklahoma Tax Commission
6 shall be deposited to the Environmental Education Revolving Fund
7 created by this section.

8 B. There is hereby created in the State Treasury a revolving
9 fund for the Department of Environmental Quality to be designated
10 the "Environmental Education Revolving Fund". The fund shall be a
11 continuing fund, not subject to fiscal year limitations, and shall
12 consist of all funds deposited therein pursuant to the provisions of
13 subsection A of this section. All monies accruing to the credit of
14 said fund are hereby appropriated and may be budgeted and expended
15 by the Department of Environmental Quality for environmental
16 education programs.

17 SECTION 104. AMENDATORY 47 O.S. 2021, Section 1105, is
18 amended to read as follows:

19 Section 1105. A. As used in the Oklahoma Vehicle License and
20 Registration Act:

21 1. "Salvage vehicle" means any vehicle which is within the last
22 ten (10) model years and which has been damaged by collision or
23 other occurrence to the extent that the cost of repairing the
24 vehicle for safe operation on the highway exceeds sixty percent

1 (60%) of its fair market value, as defined by Section 1111 of this
2 title, immediately prior to the damage. For purposes of this
3 section, actual repair costs shall only include labor and parts for
4 actual damage to the suspension, motor, transmission, frame or
5 unibody and designated structural components;

6 2. "Rebuilt vehicle" means any salvage vehicle which has been
7 rebuilt and inspected for the purpose of registration and title;

8 3. "Flood-damaged vehicle" means a salvage or rebuilt vehicle
9 which was damaged by flooding or a vehicle which was submerged at a
10 level to or above the dashboard of the vehicle and on which an
11 amount of loss was paid by the insurer;

12 4. "Unrecovered-theft vehicle" means a vehicle which has been
13 stolen and not yet recovered;

14 5. "Recovered-theft vehicle" means a vehicle, including a
15 salvage or rebuilt vehicle, which was recovered from a theft; and

16 6. "Junked vehicle" means any vehicle which is incapable of
17 operation or use on the highway, has no resale value except as a
18 source of parts or scrap and has an eighty percent (80%) loss in
19 fair market value.

20 B. The owner of every vehicle in this state shall possess a
21 certificate of title as proof of ownership of such vehicle, except
22 those vehicles registered pursuant to Section 1120 of this title and
23 trailers registered pursuant to Section 1133 of this title,
24 previously titled by anyone in another state and engaged in

1 interstate commerce, and except as provided in subsection M of this
2 section. Except for owners that possess an agricultural exemption
3 permit pursuant to Section 1358.1 of Title 68 of the Oklahoma
4 Statutes, the owner of an all-terrain vehicle or a motorcycle used
5 exclusively off roads or highways in this state which is purchased
6 or the ownership of which is transferred on or after July 1, 2005,
7 and the owner of a utility vehicle used exclusively off roads and
8 highways in this state which is purchased or the ownership of which
9 is transferred on or after July 1, 2008, shall possess a certificate
10 of title as proof of ownership. Any person possessing an
11 agricultural exemption permit and owning an all-terrain vehicle or a
12 motorcycle used exclusively off roads or highways in this state
13 which is purchased or the ownership of which is transferred on or
14 after July 1, 2008, shall possess a certificate of title as proof of
15 ownership. Upon receipt of proper application information by such
16 owner, ~~the Oklahoma Tax Commission~~ Service Oklahoma shall issue an
17 original or transfer certificate of title. Until July 1, 2008, any
18 security interest in an all-terrain vehicle that attached and was
19 perfected before July 1, 2005, and that has not otherwise terminated
20 shall remain perfected, and shall take priority over any
21 subsequently perfected security interest in the same all-terrain
22 vehicle, notwithstanding that a certificate of title may have been
23 issued with respect to the same all-terrain vehicle on or after July
24

1 1, 2005, and that a lien may have been recorded on said certificate
2 of title. There shall be eight types of certificates of title:

3 1. Original title for any motor vehicle which is not a
4 remanufactured, salvage, unrecovered-theft, rebuilt, rebodied or
5 junked vehicle;

6 2. Salvage title for any motor vehicle which is a salvage
7 vehicle or is specified as a salvage vehicle or the equivalent
8 thereof on a certificate of title from another state;

9 3. Rebuilt title for any motor vehicle which is a rebuilt
10 vehicle;

11 4. Junked title for any motor vehicle which is a junked vehicle
12 or is specified as a junked vehicle or the equivalent thereof on a
13 certificate of title from another state;

14 5. Classic title for any motor vehicle, except a junked
15 vehicle, which is twenty-five (25) model years or older;

16 6. Remanufactured title for any vehicle which is a
17 remanufactured vehicle;

18 7. Unrecovered-theft title for any motor vehicle which has been
19 stolen and not recovered; and

20 8. Rebodied title for any motor vehicle which is a rebodied
21 vehicle.

22 Application for a certificate of title, whether the initial
23 certificate of title or a duplicate, may be made to ~~the Tax~~
24 ~~Commission~~ Service Oklahoma or any ~~motor license agent~~ licensed

1 operator. When application is made with a ~~motor license agent~~
2 licensed operator, the application information shall be transmitted
3 either electronically or by mail to ~~the Tax Commission~~ Service
4 Oklahoma by the ~~motor license agent~~ licensed operator. If the
5 application information is transmitted electronically, the ~~motor~~
6 ~~license agent~~ licensed operator shall forward the required
7 application along with evidence of ownership, where required, by
8 mail. Where the transmission of application information cannot be
9 performed electronically, ~~the Tax Commission~~ Service Oklahoma is
10 authorized to provide postage paid envelopes to ~~motor license agents~~
11 licensed operators for the purpose of mailing the application along
12 with evidence of ownership, where required. ~~The Tax Commission~~
13 Service Oklahoma shall upon receipt of proper application
14 information issue an Oklahoma certificate of title. The
15 certificates may be mailed to the applicant. Upon issuance of a
16 certificate of title, ~~the Tax Commission~~ Service Oklahoma shall
17 provide the appropriate ~~motor license agent~~ licensed operator with
18 confirmation of such issuance.

19 C. 1. The application for certificate of title shall be upon a
20 blank form furnished by ~~the Tax Commission~~ Service Oklahoma,
21 containing:

- 22 a. a full description of the vehicle,
- 23 b. the manufacturer's serial or other identification
24 number,

- c. the motor number and the date on which first sold by the manufacturer or dealer to the owner,
- d. any distinguishing marks,
- e. a statement of the applicant's source of title,
- f. any security interest upon the vehicle, and
- g. such other information as ~~the Tax Commission~~ Service Oklahoma may require.

2. The application for a certificate of title for a vehicle which is within the last seven (7) model years shall require a declaration as to whether the vehicle has been damaged by collision or other occurrence and whether the vehicle has been recovered from theft and the extent of the damage to the vehicle. The declaration shall be made by the owner of a vehicle if:

- a. the vehicle has been damaged or stolen,
- b. the owner did or did not receive any payment for the loss from an insurer, or
- c. the vehicle is titled or registered in a state that does not classify the vehicle or brand the title because of damage to or loss of the vehicle similar to the classifications or brands utilized by this state.

The declaration shall be based upon the best information and knowledge of the owner and shall be in addition to the requirements specified in paragraph 1 of this subsection. ~~The Tax Commission~~ Service Oklahoma shall not issue a certificate of title for a

1 vehicle which is subject to the provisions of this paragraph without
2 the required declaration, completed and signed by the owner of the
3 vehicle. Upon receipt of an application without the properly
4 completed declaration, ~~the Tax Commission~~ Service Oklahoma shall
5 return the application to the applicant with notice that the title
6 may not be issued without the required declaration. Nothing in this
7 paragraph shall prohibit ~~the Tax Commission~~ Service Oklahoma from
8 recognizing the type of or brand on a title or other ownership
9 document issued by another state or the inspection conducted in
10 another state and issuing the appropriate certificate of title for
11 the vehicle.

12 3. The certificate of title shall have the following security
13 features:

- 14 a. intaglio printing or security thread, with or without
- 15 watermark,
- 16 b. latent images,
- 17 c. fluorescent inks,
- 18 d. micro print,
- 19 e. void background, and
- 20 f. color coding.

21 4. Each title issued pursuant to the provisions of the Oklahoma
22 Vehicle License and Registration Act shall be color coded as
23 determined by ~~the Tax Commission~~ Service Oklahoma.

24

1 5. The certificate of title shall be of such size and design
2 and color as ~~the Tax Commission~~ Service Oklahoma may direct pursuant
3 to the provisions of this section. The title shall be on colored
4 paper or other material as designated by ~~the Tax Commission~~ Service
5 Oklahoma and be of such intensity or hue as will allow easy
6 identification as to whether the title is an original title, a
7 salvage title, a rebuilt title, remanufactured title, rebodied title
8 or a junked title. The type of title shall be identified on the
9 front of the certificate of title. The original title, rebuilt
10 title, remanufactured title, an unrecovered-theft title, rebodied
11 title or classic title shall be identified by the word "Original",
12 "Rebuilt", "Remanufactured", "Unrecovered Theft", "Rebodied" or
13 "Classic" printed in the upper right quadrant of the certificate of
14 title, in the space which is currently captioned "type of title". A
15 rebodied title shall also identify on the front of the title the
16 year, make and model of the originally manufactured vehicle which
17 has been rebodied and display a notation that reads as follows:
18 "This vehicle has been assembled with new major components licensed
19 by the original manufacturer."

20 D. 1. To obtain an original certificate of title for a vehicle
21 that is being registered for the first time in this state which has
22 not been previously registered in any other state, the applicant
23 shall be required to deliver, as evidence of ownership, a
24 manufacturer's certificate of origin properly assigned by the

1 manufacturer, distributor, or dealer licensed in this or any other
2 state shown thereon to be the last transferee to the applicant upon
3 a form to be prescribed and approved by ~~the Tax Commission~~ Service
4 Oklahoma. A manufacturer's certificate of origin shall contain:

- 5 a. the manufacturer's serial or other identification
6 number,
- 7 b. date on which first sold by the manufacturer to the
8 dealer,
- 9 c. any distinguishing marks including model and the year
10 same was made,
- 11 d. a statement of any security interests upon the
12 vehicle, and
- 13 e. such other information as ~~the Tax Commission~~ Service
14 Oklahoma may require.

15 2. The manufacturer's certificate of origin shall have the
16 following security features:

- 17 a. intaglio printing or security thread, with or without
18 watermark,
- 19 b. latent images,
- 20 c. fluorescent inks,
- 21 d. micro print, and
- 22 e. void background.

23 E. In the absence of a dealer's or manufacturer's number, ~~the~~
24 ~~Tax Commission~~ Service Oklahoma may assign such identifying number

1 to the vehicle, which shall be permanently stamped, burned or
2 pressed or attached into the vehicle, and a certificate of title
3 shall be delivered to the applicant upon payment of all fees and
4 taxes, and the remaining copies shall be permanently filed and
5 indexed by ~~the Tax Commission~~ Service Oklahoma. ~~The Tax Commission~~
6 Service Oklahoma shall assign an identifying number to any rebuilt
7 vehicle if the vehicle identification number displayed on the
8 rebuilt vehicle does not accurately describe the vehicle as rebuilt.
9 The ~~motor license agent~~ licensed operator, at the time of inspection
10 of the rebuilt vehicle pursuant to Section 1111 of this title, shall
11 identify the make, model, and year for the body to accurately
12 describe the rebuilt vehicle. At the time of the inspection, an
13 appropriate identifying number shall be permanently stamped, burned,
14 pressed, or attached on the rebuilt vehicle. The assigned
15 identifying number shall be recorded on the certificate of title for
16 the rebuilt vehicle. The dealer's or manufacturer's vehicle
17 identification number on the rebuilt vehicle shall be preserved in
18 the computer files of ~~the Tax Commission~~ Service Oklahoma for at
19 least five (5) years.

20 F. When registering for the first time in this state a vehicle
21 which was not originally manufactured for sale in the United States,
22 to obtain a certificate of title, ~~the Tax Commission~~ Service
23 Oklahoma shall require the applicant to deliver:

24

1 1. As evidence of ownership, if the vehicle has not previously
2 been titled in the United States, the documents constituting valid
3 proof of ownership in the country in which the vehicle was
4 originally purchased, together with a notarized translation of any
5 such documents; and

6 2. As evidence of compliance with federal law, copies of the
7 bond release letters for the vehicle issued by the United States
8 Environmental Protection Agency and the United States Department of
9 Transportation, together with a receipt issued by the Internal
10 Revenue Service indicating that the applicable federal gas guzzler
11 tax has been paid.

12 ~~The Tax Commission~~ Service Oklahoma shall not issue a
13 certificate of title for a vehicle which is subject to the
14 provisions of this paragraph without the required documentation from
15 agencies of the United States and evidence of ownership. Upon
16 receipt of an application without the required documentation, ~~the~~
17 ~~Tax Commission~~ Service Oklahoma shall return the application to the
18 applicant with notice that the certificate of title may not be
19 issued without the required documentation. Nothing in this
20 paragraph shall prohibit ~~the Tax Commission~~ Service Oklahoma from
21 issuing certificates of title for antique or classic vehicles not
22 driven upon the public streets, roads, or highways, for mini-trucks
23 registered pursuant to Section 1151.3 of this title, or for medium-
24 speed electric vehicles.

1 G. When registering in this state a vehicle which was titled in
2 another state and which title contains the name of a secured party
3 on the face of the other state certificate of title, or such state
4 certificate is being held by the secured party in that state or any
5 other state, ~~the Tax Commission~~ Service Oklahoma or the ~~motor~~
6 ~~license agent~~ licensed operator shall complete a lien entry form as
7 prescribed by ~~the Tax Commission~~ Service Oklahoma. The owner of
8 such vehicle shall file an affidavit with ~~the Tax Commission~~ Service
9 Oklahoma or the ~~motor license agent~~ licensed operator stating that
10 title to the vehicle is being held by a secured party, has not been
11 issued pursuant to the laws of the state where titled, and that
12 there is an existing lien or encumbrance on the vehicle. The
13 current name and address of the secured party or lienholder shall
14 also be stated in the affidavit. The form of the affidavit shall be
15 prescribed by ~~the Tax Commission~~ Service Oklahoma and contain any
16 other information deemed necessary by ~~the Tax Commission~~ Service
17 Oklahoma. A statement of the lien or encumbrance shall be included
18 on the Oklahoma certificate of title and the lien or encumbrance
19 shall be deemed continuously perfected as though it had been
20 perfected pursuant to Section 1110 of this title. For completing
21 the lien entry form and recording the security interest on the
22 certificate of title, ~~the Tax Commission~~ Service Oklahoma or the
23 ~~motor license agent~~ licensed operator shall collect a fee of Three
24 Dollars (\$3.00) which shall be in addition to other fees provided by

1 the Oklahoma Vehicle License and Registration Act. The fee, if
2 collected by the ~~motor license agent~~ licensed operator pursuant to
3 this subsection, shall be retained by the ~~motor license agent~~
4 licensed operator.

5 H. The charge for each certificate of title issued, except for
6 junked titles as defined in paragraph 4 of subsection B of this
7 section, shall be Eleven Dollars (\$11.00), which charge shall be in
8 addition to any other fees or taxes imposed by law for such vehicle.
9 One Dollar (\$1.00) of each such charge shall be deposited in the
10 Oklahoma Tax Commission Reimbursement Fund through December 31,
11 2022, and beginning January 1, 2023, it shall be deposited in the
12 Service Oklahoma Reimbursement Fund. However, the charge shall not
13 apply to any vehicle which is to be registered in this state
14 pursuant to the provisions of Section 1120 or 1133 of this title and
15 which was registered in another state at least sixty (60) days prior
16 to the time it is required to be registered in this state. When an
17 insurer requests a salvage or junk title in the name of the insurer
18 resulting from the settlement of a total loss claim and upon
19 presentation of appropriate proof of loss documentation as required
20 by ~~the Commission~~ Service Oklahoma, such transfer may be processed
21 as one title transaction, without first requiring issuance of a
22 replacement certificate of title in the name of the vehicle owner.
23 The fee shall be Twenty-two Dollars (\$22.00). Two Dollars (\$2.00)

24

1 of this fee shall be deposited in the Oklahoma Tax Commission
2 Reimbursement Fund.

3 I. The vehicle identification number of a junked vehicle shall
4 be preserved in the computer files of ~~the Tax Commission~~ Service
5 Oklahoma for a period of not less than five (5) years. The charge
6 of junked titles as defined in paragraph 4 of subsection B of this
7 section shall be Four Dollars (\$4.00). The fee remitted to the Tax
8 Commission shall be deposited in the Oklahoma Tax Commission
9 Reimbursement Fund through December 31, 2022, and beginning January
10 1, 2023, this fee shall be deposited in the Service Oklahoma
11 Reimbursement Fund.

12 J. If a vehicle is sold to a resident of another state
13 destroyed, dismantled, or ceases to be used as a vehicle, the owner
14 shall immediately notify ~~the Tax Commission~~ Service Oklahoma.
15 Absent evidence to the contrary, failure to notify ~~the Tax~~
16 ~~Commission~~ Service Oklahoma shall be prima facie evidence that the
17 vehicle has been in continuous operation in this state.

18 K. If a vehicle is stolen, the owner shall immediately notify
19 the appropriate law enforcement agency. Immediately after receiving
20 such notification, the law enforcement agency shall notify ~~the Tax~~
21 ~~Commission~~ Service Oklahoma.

22 L. Except for all-terrain vehicles, utility vehicles and
23 motorcycles used exclusively for off-road use, no title for an out-
24 of-state vehicle, except any commercial truck or truck-tractor

1 registered pursuant to Section 1120 of this title which is engaged
2 in interstate commerce or any trailer or semitrailer registered
3 pursuant to Section 1133 of this title which is engaged in
4 interstate commerce, shall be issued without an inspection of such
5 vehicle and payment of a fee of Four Dollars (\$4.00) for such
6 inspection; provided, ~~the Tax Commission~~ Service Oklahoma may enter
7 into reciprocal agreements with other states for such inspections to
8 be performed at locations outside the boundaries of this state for
9 vehicles which:

- 10 1. Are offered for sale at auction;
- 11 2. Have been solely used as vehicles for rent under the
12 ownership of a licensed motor vehicle dealer or a person engaged in
13 the business of renting motor vehicles; or
- 14 3. Have not been registered in this or any other state for more
15 than one (1) year.

16 The inspection shall include a comparison of the vehicle
17 identification number on the vehicle with the number recorded on the
18 ownership records and the recording of the actual odometer reading
19 on the vehicle. The four-dollar fee shall be collected by the ~~motor~~
20 ~~license agent~~ licensed operator or ~~Tax Commission~~ Service Oklahoma
21 when the title is issued. The ~~motor license agent~~ licensed operator
22 shall retain Two Dollars (\$2.00). The remaining Two Dollars (\$2.00)
23 shall be deposited in the Oklahoma Tax Commission Reimbursement Fund
24

1 through December 31, 2022, and beginning January 1, 2023, this fee
2 shall be deposited in the Service Oklahoma Reimbursement Fund.

3 ~~The Tax Commission~~ Service Oklahoma may allow the inspection to
4 be performed at a location out-of-state by another state's
5 department of motor vehicles or state police.

6 M. No title for any out-of-state vehicle offered for sale at
7 salvage pools, salvage disposal sales, or an auction, or by a dealer
8 or a licensed automotive dismantler and parts recycler, shall be
9 issued without an inspection to compare the vehicle identification
10 number on the vehicle with the number recorded on the ownership
11 record and to record the actual odometer reading on the vehicle.
12 Upon request of the seller, person or entity conducting an auction,
13 dealer or licensed dismantler, the inspection shall be conducted at
14 the location or place of business of the sale, auction, dealer, or
15 the dismantler. The inspection shall be conducted by any ~~motor~~
16 ~~license agent~~ licensed operator or a duly authorized employee
17 thereof; provided, if the vehicle identification number on the
18 vehicle offered for sale at salvage pools, salvage disposal sales or
19 a classic or antique auction does not match the number recorded on
20 the ownership record, the inspection may be conducted at the
21 location of or place of business of such sale or auction by any
22 state, county or city law enforcement officer. ~~The Tax Commission~~
23 Service Oklahoma may enter into reciprocal agreements with other
24

1 states for such inspections to be performed at locations outside the
2 boundaries of this state for vehicles which:

- 3 1. Are offered for sale at auction;
- 4 2. Have been solely used as vehicles for rent under the
5 ownership of a licensed motor vehicle dealer or a person engaged in
6 the business of renting motor vehicles; or
- 7 3. Have not been registered in this or any other state for more
8 than one (1) year.

9 The inspection shall be certified upon forms prescribed by ~~the Tax~~
10 ~~Commission~~ Service Oklahoma. The name and other identification of
11 the authorized person conducting the inspection shall be legibly
12 printed or typed on the form. Prior to any inspection by any
13 employee of a ~~motor license agent~~ licensed operator, the ~~motor~~
14 ~~license agent~~ licensed operator shall notify ~~the Tax Commission~~
15 Service Oklahoma of the name and any other identification
16 information requested by ~~the Tax Commission~~ Service Oklahoma of the
17 authorized person. A signature specimen of the authorized person
18 shall be submitted to ~~the Tax Commission~~ Service Oklahoma by the
19 employing ~~motor license agent~~ licensed operator. If the
20 authorization to inspect vehicles is withdrawn or the employer-
21 employee relationship is terminated, the ~~motor license agent~~
22 licensed operator, immediately, shall notify ~~the Tax Commission~~
23 Service Oklahoma and return any remaining inspection forms to ~~the~~
24 ~~Tax Commission~~ Service Oklahoma. The fee for the inspection shall

1 be Four Dollars (\$4.00). The ~~motor license agent~~ licensed operator
2 shall retain Three Dollars (\$3.00) of the fee. Fees received by a
3 ~~motor license agent~~ licensed operator or an authorized employee
4 thereof shall be handled and accounted for in the manner as
5 prescribed by law for any other fees paid to or received by a ~~motor~~
6 ~~license agent~~ licensed operator. Out-of-state vehicles brought into
7 this state by a person licensed in another state to sell new or used
8 vehicles to be sold within this state at a motor vehicle auction
9 which is limited to dealer-to-dealer transactions shall not be
10 required to be inspected, unless the vehicle is purchased by an
11 Oklahoma dealer. Any person licensed in another state to sell new
12 or used motor vehicles, who offers a motor vehicle for sale within
13 this state at a motor vehicle auction which is limited to dealer-to-
14 dealer transactions, shall not be within the definition of "owner"
15 in Section 1102 of this title, for purposes of Section 1101 et seq.
16 of this title.

17 N. A licensed motor vehicle dealer, upon payment of a fee of
18 Fifteen Dollars (\$15.00), may reassign an out-of-state certificate
19 of title to a used motor vehicle provided such dealer obtains the
20 appropriate inspection form required by either subsection L or M of
21 this section and attaches the form to the out-of-state certificate
22 of title. ~~Motor license agents~~ Licensed operators shall be allowed
23 to retain Two Dollars and twenty-five cents (\$2.25) of the fee plus
24 an additional Two Dollars (\$2.00) or Three Dollars (\$3.00) as

1 provided in subsections L and M of this section for performance of
2 the inspection. Two Dollars (\$2.00) of the fee shall be deposited
3 in the ~~Tax Commission~~ Service Oklahoma Reimbursement Fund. An out-
4 of-state vehicle which has been rebuilt shall be inspected pursuant
5 to the provisions of Section 1111 of this title. ~~The Tax Commission~~
6 Service Oklahoma shall train ~~motor license agents~~ licensed operators
7 in interpreting vehicle identification numbers to assure that it
8 accurately describes the vehicle and to detect rollback or
9 alteration of the odometer. Failure of a ~~motor license agent~~
10 licensed operator to inspect the vehicle and make the required
11 notations shall be a misdemeanor punishable by a fine of not more
12 than One Thousand Dollars (\$1,000.00) for the first offense and Five
13 Thousand Dollars (\$5,000.00) for the second offense or subsequent
14 offense, or by imprisonment in the county jail for not more than six
15 (6) months, or by both such fine and imprisonment.

16 O. The ownership of any unrecovered vehicle which has been
17 declared a total loss by an insurer because of theft shall be
18 transferred to the insurer by an unrecovered-theft vehicle title;
19 provided, the ownership of any such vehicle which has been declared
20 a total loss by an insurer licensed by the Insurance Department of
21 the State of Oklahoma and maintaining a multi-state motor vehicle
22 salvage processing center in this state shall be transferred to the
23 insurer by a salvage or an unrecovered-theft title without the
24 requirement of a visual inspection of the vehicle identification

1 number by the insurer. Upon recovery of the vehicle, the ownership
2 shall be transferred by an original title, salvage title, or junked
3 title, as may be appropriate based upon an estimate of the amount of
4 loss submitted by the insurer.

5 P. When an insurance company makes a total loss settlement on a
6 total loss vehicle and the insurance company or a salvage pool
7 authorized by the insurance company is unable to obtain the properly
8 endorsed certificate of ownership or other evidence of ownership
9 acceptable to ~~the Oklahoma Tax Commission~~ Service Oklahoma within
10 thirty (30) days following acceptance by the owner of an offer of an
11 amount in settlement of a total loss, that insurance company or
12 salvage pool, on a form provided by ~~the Oklahoma Tax Commission~~
13 Service Oklahoma and signed under penalty of perjury, may request
14 ~~the Oklahoma Tax Commission~~ Service Oklahoma to issue the applicable
15 salvage title for the vehicle. The request shall include
16 information declaring that the requester has made at least two
17 written attempts to obtain the certificate of ownership or other
18 acceptable evidence of title.

19 Q. The owner of any vehicle which is incapable of operation or
20 use on the public roads and has no resale value, except as parts,
21 scrap or junk, may deliver the certificate of title to the vehicle
22 to ~~the Tax Commission~~ Service Oklahoma for cancellation. Upon
23 verification that any perfected lien against the vehicle has been
24 released, the certificate of title shall be canceled without any

1 fee, charge, or cost required from the owner. The vehicle
2 identification numbers on the certificates of title shall be
3 preserved in the computer files of ~~the Tax Commission~~ Service
4 Oklahoma for at least five (5) years from the date of cancellation
5 of the certificate of title. ~~The Tax Commission~~ Service Oklahoma
6 shall prescribe and provide an affidavit form to be completed by the
7 owner of any vehicle for which the certificate of title is canceled.
8 No title or registration shall subsequently be issued for a vehicle
9 for which the certificate of title has been surrendered pursuant to
10 this subsection. ~~The Tax Commission~~ Service Oklahoma shall
11 prescribe a form for the transfer of ownership of a vehicle for
12 which the certificate of title has been canceled.

13 R. The owner of a vehicle which is not within the last ten (10)
14 model years, not roadworthy and not capable of repair for operation
15 or use on the roads and highways, or a vehicle which is being sold
16 to a scrap metal dealer pursuant to Section 11-92 of Title 2 of the
17 Oklahoma Statutes, shall transfer the vehicle only upon a
18 certificate of ownership prescribed by ~~the Tax Commission~~ Service
19 Oklahoma, if the certificate of title to the vehicle is lost, has
20 been canceled, or otherwise not available. The prescribed ownership
21 form shall include the names and addresses of the buyer and seller,
22 the driver license number or Social Security number of the seller,
23 the make and model of the vehicle, and the public vehicle
24 identification number. If there is no public vehicle identification

1 number, the vehicle shall be inspected by a law enforcement officer
2 to verify the absence of the number on the vehicle and the
3 prescribed ownership form shall include a signed statement, by such
4 officer, verifying the absence of the number.

5 The certificate of ownership shall be completed in triplicate.
6 The buyer and seller shall each retain a copy. Within thirty (30)
7 days of the transaction, the seller shall submit one copy to ~~the Tax~~
8 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
9 operator accompanied with a fee of Four Dollars (\$4.00). One Dollar
10 (\$1.00) shall be retained by the ~~motor license agent~~ licensed
11 operator and Three Dollars (\$3.00) shall be deposited in the
12 Oklahoma Tax Commission Reimbursement Fund in the State Treasury
13 through December 31, 2022, and beginning January 1, 2023, this fee
14 shall be deposited in the Service Oklahoma Reimbursement Fund.

15 Upon receipt of the certificate, ~~the Tax Commission~~ Service
16 Oklahoma shall verify that any perfected lien upon the vehicle has
17 been released. If the lien is not released, ~~the Tax Commission~~
18 Service Oklahoma shall mail notice of the transfer to the lienholder
19 at the lienholder's last-known address. If a certificate of title
20 has been issued, it shall be canceled and the vehicle identification
21 number shall be preserved in the computer of ~~the Tax Commission~~
22 Service Oklahoma for at least five (5) years. The buyer of the
23 vehicle may not be sued and shall not be liable for monetary damages
24

1 to the lienholder, however, the vehicle shall be subject to a valid
2 repossession by a lienholder.

3 S. ~~The Tax Commission~~ Service Oklahoma shall notify the chief
4 administrative officer of the agency or department responsible for
5 issuing motor vehicle certificates of title in each state in the
6 United States of the types of motor vehicle certificate of title
7 effective in Oklahoma on and after January 1, 1989.

8 T. When registering for the first time in this state a
9 remanufactured vehicle which has not been registered in any other
10 state since its remanufacture, before issuing a certificate of
11 title, ~~the Tax Commission~~ Service Oklahoma shall require the
12 applicant to deliver a statement of origin from the remanufacturer.

13 U. If a vehicle is sold to a foreign buyer pursuant to the
14 provisions of the Automotive Dismantlers and Parts Recycler Act, the
15 licensed seller shall stamp the title with: "EXPORT ONLY.
16 NONTRANSFERABLE IN THE UNITED STATES." The licensed seller shall
17 supply ~~the Tax Commission~~ Service Oklahoma the title number, the
18 vehicle identification number and the foreign buyer's bid
19 identification number on a form prescribed by ~~the Tax Commission~~
20 Service Oklahoma. ~~The Tax Commission~~ Service Oklahoma shall cancel
21 the title, and the vehicle identification number shall be preserved
22 in the computer files of ~~the Tax Commission~~ Service Oklahoma for a
23 period of not less than five (5) years.

24

1 V. ~~The Tax Commission~~ Service Oklahoma shall not be considered
2 a necessary party to any lawsuit which is instigated for the purpose
3 of determining ownership of a vehicle, wherein ~~the Tax Commission's~~
4 Service Oklahoma's only involvement would be to issue title, and the
5 court shall issue an order dismissing ~~the Tax Commission~~ Service
6 Oklahoma from the pending action. In the event no other party or
7 lienholder can be identified as to ownership or claim, ~~the Tax~~
8 ~~Commission~~ Service Oklahoma shall accept an affidavit of ownership
9 from the party claiming ownership and issue proper title thereon.

10 SECTION 105. AMENDATORY 47 O.S. 2021, Section 1105.2, is
11 amended to read as follows:

12 Section 1105.2 A. The first-stage manufacturer of a vehicle
13 shall assign a vehicle identification number (VIN) to each completed
14 or incomplete vehicle it manufactures.

15 B. The VIN identifying the completed vehicle after multi-stage
16 manufacture shall be the first-stage manufacturer's VIN, and shall
17 be the only VIN which is recorded or data-entered in the files of
18 ~~the Oklahoma Tax Commission~~ Service Oklahoma.

19 C. Transfer of ownership of a completed vehicle shall be made
20 on the final-stage manufacturer's certificate of origin prescribed
21 by ~~the Commission~~ Service Oklahoma pursuant to ~~this act~~ Section 1101
22 et seq. of this title. All manufacturer's certificates of origin
23 for a multi-stage vehicle shall accompany the application for title
24

1 and the title document shall reflect the first-stage manufacturer's
2 VIN and the final-stage manufacturer's make, name and model year.

3 D. Transfer of ownership of a multi-stage vehicle by first-
4 stage manufacturer, multi-stage manufacturers, and final-stage
5 manufacturers shall be made as provided in this subsection.

6 1. At the time that any first-stage manufacturer transfers to a
7 multi-stage manufacturer an incomplete vehicle that is to be sold,
8 or registered for the first time in this state, the first-stage
9 manufacturer shall give the multi-stage manufacturer a
10 manufacturer's certificate of origin for the incomplete vehicle
11 assigned to the multi-stage manufacturer by the first-stage
12 manufacturer. Ownership of the incomplete vehicle shall be
13 transferred to the multi-stage manufacturer on the manufacturer's
14 certificate of origin issued by the first-stage manufacturer; and

15 2. At the time that any final-stage manufacturer transfers to a
16 dealer, distributor, or other purchaser a completed vehicle that is
17 to be sold, or registered for the first time in this state, the
18 final-stage manufacturer shall give the dealer, distributor, or
19 other purchaser all manufacturer's certificates of origin. Ownership
20 of the completed vehicle shall be transferred from the final-stage
21 manufacturer to its dealers or distributors or any other purchaser
22 on the manufacturer's certificate of origin issued by the final-
23 stage manufacturer. Subsequent transfers between a dealer and a
24

1 retail purchaser shall occur on the manufacturer's certificate of
2 origin issued by the final-stage manufacturer.

3 E. To obtain an original certificate of title for a multi-stage
4 vehicle that is being registered for the first time in this state a
5 vehicle that has not been previously registered in any other state,
6 the applicant shall be required to deliver, as evidence of
7 ownership, all manufacturer's certificates of origin and shall
8 otherwise comply with the provisions of Section 1105 of Title 47 of
9 the Oklahoma Statutes.

10 SECTION 106. AMENDATORY 47 O.S. 2021, Section 1105.5, is
11 amended to read as follows:

12 Section 1105.5 The Oklahoma Tax Commission and Service Oklahoma
13 shall be authorized to require employees of the Commission and
14 Service Oklahoma in positions that have access to sensitive law
15 enforcement data to supply all information and documentation
16 required in order to be subjected to a criminal history search by
17 the Oklahoma State Bureau of Investigation, as well as be
18 fingerprinted for submission of the fingerprints through the
19 Oklahoma State Bureau of Investigation to the Federal Bureau of
20 Investigation for a national criminal history check. The Commission
21 and Service Oklahoma shall be the ~~recipient~~ recipients of the
22 results of the record check.

23 No employee of the Commission or Service Oklahoma shall be
24 eligible to enroll in the Oklahoma Law Enforcement

1 Telecommunications System training course until the Oklahoma State
2 Bureau of Investigation and the Federal Bureau of Investigation have
3 reported to the Commission and Service Oklahoma that the person has
4 no felony record and the Commission ~~has~~ and Service Oklahoma have
5 reported to the Department of Public Safety that the applicant does
6 not have a felony record and is not participating in a deferred
7 sentence or deferred prosecution agreement for a felony. In
8 accordance with Section 150.9 of Title 74 of the Oklahoma Statutes,
9 this includes a national criminal history record with a fingerprint
10 analysis.

11 The Commission and Service Oklahoma shall request searches of
12 the online and off-line files of the National Crime Information
13 Center (NCIC), or any successor federal agency which supplies such
14 information, to identify vehicles which have been reported stolen.
15 Such searches will be requested only by Commission and Service
16 Oklahoma employees who have satisfied the background check
17 provisions of this section.

18 The Commission ~~is~~ and Service Oklahoma are authorized to
19 promulgate rules necessary to implement the provisions of this
20 section.

21 SECTION 107. AMENDATORY 47 O.S. 2021, Section 1105A, is
22 amended to read as follows:

23 Section 1105A. A. On or before July 1, 2022, the Oklahoma Tax
24 Commission shall implement a program which will permit the

1 electronic filing, storage and delivery of motor vehicle
2 certificates of title and allow a lienholder to perfect, assign and
3 release a lien on a motor vehicle in lieu of submission and
4 maintenance of paper documents as otherwise provided in the
5 provisions of Section 1101 et seq. of ~~Title 47 of the Oklahoma~~
6 ~~Statutes~~ this title. The Tax Commission shall enter into a
7 competitive contract with a qualified third-party service provider
8 (System Developer), subject to the provisions of the Oklahoma
9 Central Purchasing Act, Section 85.1 et seq. of Title 74 of the
10 Oklahoma Statutes, to provide necessary hardware, software and
11 services facilitating the interconnection between ~~motor license~~
12 ~~agents~~ licensed operators and electronic title service providers
13 described in subsection B of this section for a certificate of title
14 and for filing or releasing a lien pursuant to the procedures
15 prescribed by the Oklahoma Tax Commission. The provisions of this
16 section shall apply to applications for certificates of title and
17 liens filed after June 30, 2022. The Tax Commission shall
18 promulgate rules to implement the provisions of this section.

19 B. The program authorized under subsection A of this section
20 shall include, but not be limited to, procedures:

21 1. For the delivery of a certificate of title, on a paper
22 document or in an electronic format, to the secured party having the
23 primary perfected security interest in a vehicle in lieu of delivery
24 to the record owner, notwithstanding the provisions of Section 1101

1 et seq. of ~~Title 47 of the Oklahoma Statutes~~ this title. Provided,
2 when electronic transmission of liens and lien satisfactions is
3 used, a certificate of title need not be issued or printed until the
4 last lien is satisfied and a clear certificate of title is issued to
5 the owner of the vehicle at their request;

6 2. Establishing qualifications for third-party electronic title
7 service providers offering electronic lien services. The vendor
8 selected in subsection A of this section shall not be considered an
9 electronic title service provider and shall not operate or own an
10 electronic title service provider;

11 3. Establishing reasonable fees, if necessary, to be charged by
12 service providers or contractors for the establishment, maintenance
13 and operation of the electronic lien title program;

14 4. Providing access to the electronic certificate of title
15 records including liens on record, for licensed motor vehicle
16 dealers and lienholders who participate in the program
17 notwithstanding the provisions of Section 1109 of ~~Title 47 of the~~
18 ~~Oklahoma Statutes~~ this title;

19 5. Allowing ~~motor license agents~~ licensed operators to
20 participate in the electronic lien title program. Participating
21 ~~motor license agents~~ licensed operators shall receive all fees
22 provided by the Oklahoma Vehicle License and Registration Act unless
23 otherwise provided in Section 1132A of ~~Title 47 of the Oklahoma~~
24 ~~Statutes~~ this title; and

1 6. For the acceptance and use of electronic or digital
2 signatures.

3 C. As used in this section and Section 1101 et seq. of ~~Title 47~~
4 ~~of the Oklahoma Statutes~~ this title:

5 1. "Deliver" or "delivery" means, with respect to a certificate
6 of title or lien, either the physical delivery of a paper document
7 or the electronic delivery of a document in an electronic format;

8 2. "Electronic format" means an electronic or digital format or
9 medium of any document, record or other information; and

10 3. "Possess" or "possession" means, with respect to a
11 certificate of title or lien, to hold or otherwise exercise control
12 over a document which is in either a physical or electronic format.

13 D. Any documents created, stored or delivered under the
14 electronic lien title program as provided in this section shall be
15 considered valid including any signatures which are generated
16 electronically or contained on a scanned copy. A certified copy of
17 the Oklahoma Tax Commission's electronic record of a motor vehicle
18 certificate of title or lien is admissible in any civil, criminal or
19 administrative proceeding in this state as evidence of the existence
20 and contents of the certificate of title or lien.

21 E. The Tax Commission is authorized to expend funds necessary
22 for the implementation of the program provided in subsection A of
23 this section from available monies in the Oklahoma Tax Commission
24 and Office of Management and Enterprise Services Joint Computer

1 Enhancement Fund created pursuant to Section 265 of Title 68 of the
2 Oklahoma Statutes.

3 F. In the development of the program provided in subsection A
4 of this section, the Oklahoma Tax Commission shall consult
5 interested parties including, but not limited to, representatives of
6 the Oklahoma Automobile Dealers Association, the Oklahoma Bankers
7 Association, the Oklahoma Credit Union Association and the Oklahoma
8 Tag Agent Coalition.

9 SECTION 108. AMENDATORY 47 O.S. 2021, Section 1106, is
10 amended to read as follows:

11 Section 1106. A. 1. If ~~the Oklahoma Tax Commission~~ Service
12 Oklahoma shall determine at any time that an applicant for a
13 certificate of title of a vehicle is not entitled thereto, it may
14 refuse to issue such certificate or to register such vehicle.

15 2. ~~The Oklahoma Tax Commission~~ Service Oklahoma may for a
16 similar reason, after ten (10) days' notice and a hearing, revoke
17 the registration and the certificate of title already acquired on
18 any outstanding certificate of title. Said notice may be served in
19 person or by registered mail.

20 B. 1. ~~The Oklahoma Tax Commission~~ Service Oklahoma may refuse
21 registration and issuance of a certificate of title of a commercial
22 motor vehicle, or any transfer of title and registration of a
23 commercial motor vehicle, to a commercial motor carrier whose
24

1 ability to operate has been terminated or denied by a federal
2 agency.

3 2. ~~The Oklahoma Tax Commission~~ Service Oklahoma may revoke the
4 registration, certificate of title, and license plate of a
5 commercial motor vehicle if the vehicle has been assigned to be
6 operated by a commercial motor carrier whose ability to operate has
7 been terminated or denied by a federal agency.

8 C. The Corporation Commission may revoke, suspend or deny
9 registration of and/or issuance of license plates for a commercial
10 motor vehicle licensed pursuant to the jurisdiction of the
11 Corporation Commission and whose ability to operate has been
12 terminated or denied by a state or federal agency.

13 SECTION 109. AMENDATORY 47 O.S. 2021, Section 1107, is
14 amended to read as follows:

15 Section 1107. A. In the event of the sale or transfer of the
16 ownership of a vehicle for which a certificate of title has been
17 issued as provided by Section 1105 of this title, the holder of such
18 certificate shall endorse on the back of same a complete assignment
19 thereof with warranty of title in form printed thereon with a
20 statement of all liens or encumbrances on the vehicle, sworn to
21 before a notary public or some other person authorized by law to
22 take acknowledgments, and deliver same to the purchaser or
23 transferee at the time of delivery to the purchaser or transferee of
24 the vehicle; provided, a transfer of the ownership of a vehicle to

1 an insurer resulting from the settlement of a total loss claim shall
2 not require a notarized signature on the certificate of title. The
3 purchaser or transferee, unless such person is a bona fide used
4 motor vehicle dealer licensed by this state, a retail implement
5 dealer in connection with the purchase or transfer of off-road
6 vehicles or a charitable organization shall, within thirty (30) days
7 from the time of delivery to the purchaser or transferee of the
8 vehicle, present the assigned certificate of title and the insurance
9 security verification to the vehicle to ~~the Oklahoma Tax Commission~~
10 Service Oklahoma, or one of its ~~motor license agents~~ licensed
11 operators, accompanied by a fee of Eleven Dollars (\$11.00), together
12 with any motor vehicle excise tax or license fee that may be due,
13 whereupon a new certificate of title, shall be issued to the
14 assignee. One Dollar (\$1.00) of each fee shall be deposited in the
15 Oklahoma Tax Commission Reimbursement Fund through December 31,
16 2022, and beginning January 1, 2023, this fee shall be deposited in
17 the Service Oklahoma Reimbursement Fund. Any charitable
18 organization utilizing the exemption authorized by this subsection
19 shall receive training as prescribed by the Oklahoma Used Motor
20 Vehicle and Parts Commission.

21 B. A licensed dealer, a retail implement dealer in connection
22 with the sale or disposal of off-road vehicles or a charitable
23 organization shall, on selling or otherwise disposing of a vehicle,
24 execute and deliver to the purchaser thereof the certificate of

1 title properly and completely reassigned. Thereupon, the purchaser
2 of the vehicle shall present the reassigned certificate to ~~the~~
3 ~~Commission~~ Service Oklahoma, or a ~~motor license agent~~ licensed
4 operator, accompanied by a fee of Eleven Dollars (\$11.00), and any
5 motor vehicle excise tax or license fee that may be due, whereupon a
6 new certificate of title will be issued to the purchaser. One
7 Dollar (\$1.00) of each fee shall be deposited in the Oklahoma Tax
8 Commission Reimbursement Fund through December 31, 2022, and
9 beginning January 1, 2023, this fee shall be deposited in the
10 Service Oklahoma Reimbursement Fund. The certificate, when so
11 assigned and returned to the Commission, together with any
12 subsequent assignment or reissue thereof, shall be appropriately
13 filed and indexed so that at all times it will be possible to trace
14 title to the vehicle designated therein. Provided, when the
15 ownership of any motor vehicle shall pass by operation of law, the
16 person owning the vehicle may, upon furnishing satisfactory proof to
17 the Commission of ownership, procure a title to the motor vehicle,
18 regardless of whether a certificate of title has ever been issued.
19 The dealer shall execute and deliver to the purchaser bills of sale
20 on forms prescribed by the Commission for all new vehicles sold by
21 the dealer. On presentation of a bill of sale executed on forms
22 prescribed by the Commission, by a manufacturer or dealer for a new
23 vehicle sold in this state, accompanied by remittance in the sum of
24 Eleven Dollars (\$11.00), together with any motor vehicle excise tax

1 or license fee that may be due, a certificate of title shall be
2 issued in accordance with the provisions of the Oklahoma Vehicle
3 License and Registration Act. One Dollar (\$1.00) of each fee shall
4 be deposited in the Oklahoma Tax Commission Reimbursement Fund
5 through December 31, 2022, and beginning January 1, 2023, this fee
6 shall be deposited in the Service Oklahoma Reimbursement Fund. For
7 purposes of this subsection, "charitable organization" shall mean
8 any organization which is exempt from taxation pursuant to the
9 provisions of the Internal Revenue Code, 26 U.S.C., Section
10 501(c)(3) and which is registered as a charitable organization with
11 the Oklahoma Secretary of State and the Oklahoma Attorney General's
12 office; "off-road vehicles" means all-terrain vehicles, utility
13 vehicles, and motorcycles used exclusively for off-road use; "retail
14 implement dealer" means a business engaged primarily in the sale of
15 farm tractors as defined in Section 1-118 of this title or
16 implements of husbandry as defined in Section 1-125 of this title or
17 a combination thereof.

18 C. Any person violating the provisions of this section shall be
19 guilty of a misdemeanor and upon the first conviction thereof shall
20 be punished by a fine not to exceed Five Hundred Dollars (\$500.00),
21 with impoundment of the vehicle until all taxes and fees are paid.
22 A second or subsequent conviction shall be punished by a fine not to
23 exceed One Thousand Dollars (\$1,000.00), with impoundment of the
24 vehicle until all taxes and fees are paid. If a vehicle is

1 impounded pursuant to the provisions of this section, the vehicle
2 shall not be released to the owner until the owner provides proof of
3 security or an affidavit that the vehicle will not be used on public
4 highways or public streets, as required pursuant to Section 7-600 et
5 seq. of this title. Each vehicle involved in a violation of this
6 section shall be considered a separate offense.

7 SECTION 110. AMENDATORY 47 O.S. 2021, Section 1107.1, is
8 amended to read as follows:

9 Section 1107.1 A. In addition to requirements of Section 1107
10 of this title, the transferor of any vehicle shall verify the
11 mileage at the time of transfer of such vehicle and the mileage so
12 stated shall be shown on the face of the certificate of title to be
13 issued to the transferee. The transferor shall disclose the mileage
14 to the transferee in writing on the title or separate document
15 attached to the title in a form to be determined by ~~the Commission~~
16 Service Oklahoma.

17 B. In the disclosure required under this section, the
18 transferor shall also certify that to the best of his knowledge:

- 19 1. The odometer reading reflects the actual mileage; or
20 2. The odometer reading does not reflect actual mileage; or
21 3. The mileage is in excess of the mechanical limits of the
22 odometer.

23 C. The transferor and transferee shall sign the disclosure
24 statement and print their name.

1 SECTION 111. AMENDATORY 47 O.S. 2021, Section 1107.3, is
2 amended to read as follows:

3 Section 1107.3 ~~The Commission~~ Service Oklahoma or ~~motor license~~
4 ~~agent~~ the licensed operator shall use the following terms to stamp
5 the certificate of title in accordance with the odometer disclosure
6 statement:

- 7 1. ACTUAL;
- 8 2. NOT ACTUAL;
- 9 3. EXCEEDS MECHANICAL LIMITS; OR
- 10 4. ODOMETER DISCREPANCY.

11 The stamp "ODOMETER DISCREPANCY" shall be used if the mileage
12 verified in any disclosure statement is an amount less than the
13 mileage depicted on the title to be transferred.

14 SECTION 112. AMENDATORY 47 O.S. 2021, Section 1107.4, is
15 amended to read as follows:

16 Section 1107.4 A. Upon the transfer of a vehicle, the
17 transferor may file a written notice of transfer with ~~the Tax~~
18 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
19 operator. On receipt of a written notice of transfer, ~~the~~
20 ~~Commission~~ Service Oklahoma shall indicate the transfer on the
21 vehicle records maintained by ~~the Commission~~ Service Oklahoma. The
22 written notice of transfer shall contain the following information:

- 23 1. The vehicle identification number of the vehicle;

24

1 2. The number of the license plate issued to the vehicle, if
2 any;

3 3. The full name and address of the transferor;

4 4. The full name and address of the transferee;

5 5. The date the transferor delivered possession of the vehicle
6 to the transferee; and

7 6. The signature of the transferor.

8 B. There shall be assessed a fee of Ten Dollars (\$10.00) when
9 filing the notice of transfer. Seven Dollars (\$7.00) of the fee
10 shall be retained by the ~~motor license agent~~ licensed operator.

11 Three Dollars (\$3.00) of the fee shall be apportioned to the
12 ~~Oklahoma Tax Commission~~ Service Oklahoma Reimbursement Fund.

13 C. After the date of the transfer of the vehicle as shown on
14 the records of ~~the Commission~~ Service Oklahoma, the transferee of
15 the vehicle shown on the records is rebuttably presumed to be:

16 1. The owner of the vehicle; and

17 2. Subject to civil and criminal liability arising out of the
18 use, operation, or abandonment of a vehicle, to the extent that
19 ownership of the vehicle subjects the owner of the vehicle to civil
20 or criminal liability pursuant to law.

21 D. This section does not impose or establish any civil or
22 criminal liability on the owner of a vehicle who transfers ownership
23 of the vehicle but does not file a written notice of transfer with
24 ~~the Commission~~ Service Oklahoma.

1 SECTION 113. AMENDATORY 47 O.S. 2021, Section 1107.5, is
2 amended to read as follows:

3 Section 1107.5 A. The title of a motor vehicle that is not
4 subject to any lien or other encumbrance may be transferred in
5 transfer-on-death form by filing with ~~the Tax Commission~~ Service
6 Oklahoma a written notice of transfer signed by the transferor and
7 designating the transferee. Such notice shall transfer ownership of
8 the vehicle to the transferee upon the death of the transferor. The
9 notice shall include:

- 10 1. The vehicle identification number of the vehicle;
- 11 2. The number of the license plate issued to the vehicle, if
12 any;
- 13 3. The full name and address of the transferor;
- 14 4. The full name and address of the transferee; and
- 15 5. The signature of the transferor. The signature or consent
16 of or notice to the transferee shall not be required for any purpose
17 during the lifetime of the transferor.

18 B. A designation of the transferee may be revoked or changed at
19 any time prior to the death of the transferor by filing an amended
20 notice with ~~the Tax Commission~~ Service Oklahoma.

21 C. To accept a certificate of title of a motor vehicle pursuant
22 to notice filed under subsection A of this act, the designated
23 transferee shall execute an affidavit verifying the death of the
24 transferor owner and submit to ~~the Tax Commission~~ Service Oklahoma.

1 After the date of the transfer of the vehicle as evidenced by the
2 submitted affidavit and the records of ~~the Commission Service~~
3 Oklahoma, the Commission Service Oklahoma shall issue a title
4 reflecting the transfer of ownership.

5 SECTION 114. AMENDATORY 47 O.S. 2021, Section 1108, is
6 amended to read as follows:

7 Section 1108. With the exception of an insurer applying for a
8 salvage or junk certificate of title resulting from the settlement
9 of a total loss claim, as provided in subsection H of Section 1105
10 of this title, in case of a lost certificate of title, the loss of
11 which is accounted for to the satisfaction of ~~the Commission Service~~
12 Oklahoma or one of its ~~motor license agents~~ licensed operators, ~~the~~
13 ~~Commission Service Oklahoma~~ or one of its ~~motor license agents~~
14 licensed operators may issue duplicates. There shall be a
15 replacement fee of Eleven Dollars (\$11.00) for such duplicate title.
16 One Dollar (\$1.00) of each such fee shall be deposited in ~~the~~
17 ~~Oklahoma Tax Commission~~ Service Oklahoma Reimbursement Fund.

18 SECTION 115. AMENDATORY 47 O.S. 2021, Section 1109, is
19 amended to read as follows:

20 Section 1109. A. All information contained in certificates of
21 title, applications therefor, vehicle registration records and
22 computer data files is hereby declared to be confidential
23 information and shall not be copied by anyone or disclosed to anyone
24 other than employees of ~~the Oklahoma Tax Commission~~ Service Oklahoma

1 or the Corporation Commission in the regular course of their
2 employment, except as provided in subsection B of this section. As
3 used in this section, "personal information" means information that
4 identifies an individual including name, address (excluding the
5 five-digit zip code) and telephone number, but does not include
6 information on vehicular accidents, driving violations and driver's
7 status.

8 B. Personal information referred to in subsection A of this
9 section shall be disclosed for use in connection with matters of
10 motor vehicle or driver safety and theft, motor vehicle emissions,
11 motor vehicle product alterations, recalls or advisories, and
12 removal of non-owner records from the original owner records of
13 motor vehicle manufacturers to carry out the purpose of Titles I and
14 IV of the Anti Car Theft Act of 1992, the Automobile Information
15 Disclosure Act (15 U.S.C., Section 1231 et seq.), the Clean Air Act
16 (42 U.S.C., Section 7401 et seq.) and Chapters 301, 305 and 321-331
17 of Title 49 of the United States Code and may be disclosed as
18 follows:

19 1. For use by any governmental agency, including but not
20 limited to any court or law enforcement agency, in carrying out its
21 functions, or any private person or entity acting on behalf of a
22 federal, state or local governmental agency in carrying out its
23 functions. Information relating to motor vehicle insurance,
24 including the insurer and insurance policy numbers, may be released

1 to law enforcement officers investigating an accident pursuant to
2 the provisions of Section 10-104 of this title;

3 2. For use by any motor vehicle manufacturer or an authorized
4 representative thereof in connection with matters of motor vehicle
5 or driver safety and theft, motor vehicle emissions, motor vehicle
6 product alterations, recalls or advisories, performance monitoring
7 of motor vehicles, motor vehicle parts and dealers, motor vehicle
8 market research activities, including survey research, and removal
9 of non-owner records from the original owner records of motor
10 vehicle manufacturers. The confidentiality of the information shall
11 be protected, as set out above, and used only for the purpose
12 stated; provided, further, that ~~the Tax Commission~~ Service Oklahoma
13 or Corporation Commission shall be authorized to review the use of
14 and the measures employed to safeguard the information; and
15 provided, further, that the manufacturer or representative shall
16 bear the cost incurred by ~~the Tax Commission~~ Service Oklahoma or
17 Corporation Commission in the production of the information
18 requested. If the confidentiality provisions, as set out above, are
19 violated, the provisions of subsection D of Section 205 of Title 68
20 of the Oklahoma Statutes shall apply and the privilege of obtaining
21 information shall be terminated. Any manufacturer or representative
22 violating the provisions of this paragraph, upon conviction, shall
23 be punishable by a fine not to exceed Fifty Thousand Dollars
24 (\$50,000.00);

1 3. For use by any person compiling and publishing motor vehicle
2 statistics, provided that such statistics do not disclose the names
3 and addresses of individuals. Such information shall be provided
4 upon payment of a reasonable fee as determined by ~~the Tax Commission~~
5 Service Oklahoma or the Corporation Commission;

6 4. For use by a wrecker or towing service licensed pursuant to
7 the provisions of Section 951 et seq. of this title for use in
8 providing notice to the owners and secured parties of towed or
9 impounded vehicles, upon payment of a fee of One Dollar (\$1.00) per
10 vehicle record page to ~~the Tax Commission~~ Service Oklahoma, the
11 Corporation Commission or any ~~motor license agent~~ licensed operator;

12 5. For use by a legitimate business or its agents, employees,
13 or contractors for use in the normal course of business, upon
14 payment of a fee of One Dollar (\$1.00) per vehicle record page to
15 ~~the Tax Commission~~ Service Oklahoma, the Corporation Commission or
16 any ~~motor license agent~~ licensed operator, but only:

17 a. to verify the accuracy of personal information
18 submitted by the individual to whom the information
19 pertains to the business or its agents, employees, or
20 contractors, or

21 b. to obtain the correct information, if such information
22 submitted by the individual to whom the information
23 pertains to the business is not correct, or is no
24 longer correct, but only for the purposes of

1 preventing fraud by, pursuing legal remedies against,
2 or recovering on a debt or security interest against
3 the individual;

4 6. For use in connection with any civil, criminal,
5 administrative or arbitral proceeding in any federal, state or local
6 court or agency or before any self-regulatory body, including the
7 service of process, investigation in anticipation of litigation, and
8 the execution or enforcement of judgments and orders, or pursuant to
9 an order of a federal, state or local court, upon payment of a fee
10 of One Dollar (\$1.00) per vehicle record page to ~~the Tax Commission~~
11 Service Oklahoma, the Corporation Commission or any ~~motor license~~
12 ~~agent~~ licensed operator;

13 7. For use by any insurer or insurance support organization, or
14 by a self-insured entity, or its agents, employees, or contractors,
15 in connection with claims investigation activities, anti-fraud
16 activities, rating or underwriting, upon payment of a fee of One
17 Dollar (\$1.00) per vehicle record page to ~~the Tax Commission~~ Service
18 Oklahoma, the Corporation Commission or any ~~motor license agent~~
19 licensed operator;

20 8. For use by any licensed private investigative agency or
21 licensed security service for any purpose permitted under this
22 subsection, upon payment of a fee of One Dollar (\$1.00) per vehicle
23 record page to ~~the Tax Commission~~ Service Oklahoma, the Corporation
24 Commission or any ~~motor license agent~~ licensed operator;

1 9. For use by a requester, upon payment of a fee of One Dollar
2 (\$1.00) per vehicle record page to ~~the Tax Commission Service~~
3 Oklahoma, the Corporation Commission or any ~~motor license agent~~
4 licensed operator, if the requester demonstrates that it has
5 obtained the written consent of the individual to whom the
6 information pertains;

7 10. For use in connection with the operation of private toll
8 transportation facilities; or

9 11. For furnishing the name and address of all commercial
10 entities who have current registrations of any particular model of
11 vehicle; provided, this exception shall not allow the release of
12 personal information pursuant to the provisions of the Driver's
13 Privacy Protection Act, 18 U.S.C., Sections 2721 through 2725.

14 ~~The Tax Commission Service Oklahoma~~ shall collect a reasonable
15 fee to recover the costs of providing the data. As used in this
16 section, the term "vehicle record page" means a computer-generated
17 printout of the motor vehicle inquiry screen. Information provided
18 on the motor vehicle inquiry screen printout shall include the
19 current vehicle owner name and address, vehicle make, model and
20 year, identifying numbers for the vehicle license plate, certificate
21 of title and vehicle identification number, relevant dates relating
22 to the vehicle registration and certificate of title, lienholder
23 information and lien status.

1 C. In addition to the information provided on the vehicle
2 record page, ~~the Tax Commission~~ Service Oklahoma or the Corporation
3 Commission may, upon written request, release to any requester
4 authorized by the provisions of this section to obtain individual
5 motor vehicle information, corresponding copies of vehicle
6 certificates of title, applications therefor, vehicle registration
7 records and computer data files.

8 There shall be an informational search and retrieval fee of Five
9 Dollars (\$5.00) per vehicle computer record search. If ~~the Tax~~
10 ~~Commission~~ Service Oklahoma or the Corporation Commission performs a
11 manual search, the fee shall be Seven Dollars and fifty cents
12 (\$7.50) per vehicle. ~~The Tax Commission~~ Service Oklahoma is
13 authorized to promulgate rules whereby ~~motor license agents~~ licensed
14 operators, when requesting such documentation in the performance of
15 their duties, are exempt from this retrieval fee. Certified copies
16 of vehicle certificates of title and applications therefor shall be
17 included within the informational search and retrieval by ~~the Tax~~
18 ~~Commission~~ Service Oklahoma or the Corporation Commission for a fee
19 of Ten Dollars (\$10.00). Such duly certified copies may be received
20 in evidence with the same effect as the original when the original
21 is not in the possession or under the control of the party desiring
22 to use the same.

23 D. Requesters authorized by this section to receive information
24 shall submit to ~~the Tax Commission~~ Service Oklahoma, the Corporation

1 Commission or ~~motor license agent~~ any licensed operator an affidavit
2 supported by such documentation as ~~the Tax Commission Service~~
3 Oklahoma or the Corporation Commission may require, on a form
4 prescribed by ~~the Tax Commission Service Oklahoma~~ or the Corporation
5 Commission certifying that the information is requested for a lawful
6 and legitimate purpose and will not be further disseminated.

7 E. Notwithstanding the foregoing, ~~the Tax Commission Service~~
8 Oklahoma or the Corporation Commission may allow the release of
9 information from its motor vehicle records upon magnetic tape
10 consisting only of the following information:

- 11 1. The date of the certificate of title;
- 12 2. The certificate of title number;
- 13 3. The type of title issued for the vehicle;
- 14 4. The odometer reading from the certificate of title;
- 15 5. The year in which the vehicle was manufactured;
- 16 6. The vehicle identification number for the vehicle;
- 17 7. The make of the vehicle; and
- 18 8. The location in which the vehicle is registered.

19 ~~The Tax Commission Service Oklahoma~~ or the Corporation
20 Commission shall allow the release of such information upon payment
21 of a reasonable fee to be determined by ~~the Tax Commission Service~~
22 Oklahoma or the Corporation Commission. The information released as
23 authorized by this subsection may only be used for purposes of
24 detecting odometer rollback or odometer tampering, for determining

1 the issuance in this state or any other state of salvage or rebuilt
2 titles for vehicles or for determining whether a vehicle has been
3 reported stolen in this state or any other state.

4 F. Notwithstanding the provisions of this section or of Section
5 205 of Title 68 of the Oklahoma Statutes, ~~the Tax Commission~~ Service
6 Oklahoma or the Corporation Commission may inform a secured party
7 that taxes and fees are delinquent with respect to a vehicle upon
8 which the secured party has a perfected lien.

9 G. Fees received by a ~~motor license agent~~ licensed operator
10 pursuant to the provisions of this section shall not be included in
11 the maximum sum that may be retained by ~~motor license agents~~
12 licensed operators as compensation pursuant to the provisions of
13 Section 1143 of this title.

14 H. All funds collected by the Tax Commission pursuant to the
15 provisions of this section shall be deposited in the Oklahoma Tax
16 Commission Revolving Fund. Beginning January 1, 2023, all funds
17 collected by Service Oklahoma pursuant to the provisions of this
18 section shall be deposited in the Service Oklahoma Revolving Fund.
19 All funds collected by the Corporation Commission pursuant to the
20 provisions of this section shall be apportioned as provided in
21 subsection C of Section ~~3~~ 1161 of this ~~act~~ title.

22 I. It is further provided that the provisions of this section
23 shall be strictly interpreted and shall not be construed as
24 permitting the disclosure of any other information contained in the

1 files and records of ~~the Tax Commission~~ Service Oklahoma or the
2 Corporation Commission.

3 J. It shall be unlawful for any person to commit any of the
4 following acts:

5 1. To knowingly obtain or disclose personal information from a
6 motor vehicle record for any use not expressly permitted by this
7 section; or

8 2. To make false representation to obtain any personal
9 information from an individual's motor vehicle record.

10 Any violation of the provisions of this section shall constitute
11 a misdemeanor and shall be punishable by the imposition of a fine
12 not exceeding One Thousand Dollars (\$1,000.00), or by imprisonment
13 in the county jail for a term not exceeding one (1) year, or by both
14 such fine and imprisonment. Where applicable, a person convicted of
15 a violation of the provisions of this section shall be removed or
16 dismissed from office or state employment. No liability whatsoever,
17 civil or criminal, shall attach to any member or employee of ~~the Tax~~
18 ~~Commission~~ Service Oklahoma or the Corporation Commission for any
19 error or omission in the disclosure of such information.

20 SECTION 116. AMENDATORY 47 O.S. 2021, Section 1110, is
21 amended to read as follows:

22 Section 1110. A. 1. Except for a security interest in
23 vehicles held by a dealer for sale or lease, a vehicle registered by
24 a federally recognized Indian tribe as provided in subsection G of

1 this section, and a vehicle being registered in this state which was
2 previously registered in another state and which title contains the
3 name of a secured party on the face of the other state certificate
4 or title, and except as otherwise provided in subsection B of
5 Section 1105 of this title, a security interest in a vehicle as to
6 which a certificate of title may be properly issued by ~~the Oklahoma~~
7 ~~Tax Commission~~ Service Oklahoma shall be perfected only when a lien
8 entry form, and the existing certificate of title, if any, or
9 application for a certificate of title and manufacturer's
10 certificate of origin containing the name and address of the secured
11 party and the date of the security agreement and the required fee
12 are delivered to ~~the Tax Commission~~ Service Oklahoma or to a ~~motor~~
13 ~~license agent~~ licensed operator. As used in this section, the term
14 "dealer" shall be defined as provided in Section 1-112 of this title
15 and the term "security interest" shall be defined as provided in
16 paragraph (35) of Section 1-201 of Title 12A of the Oklahoma
17 Statutes. When a vehicle title is presented to a ~~motor license~~
18 ~~agent~~ licensed operator for transferring or registering and the
19 documents reflect a lienholder, the ~~motor license agent~~ licensed
20 operator shall perfect the lien pursuant to subsection G of Section
21 1105 of this title. For the purposes of this section, the term
22 "vehicle" shall not include special mobilized machinery, machinery
23 used in highway construction or road material construction and
24 rubber-tired road construction vehicles including rubber-tired

1 cranes. The filing and duration of perfection of a security
2 interest, pursuant to the provisions of Title 12A of the Oklahoma
3 Statutes, including, but not limited to, Section 1-9-311 of Title
4 12A of the Oklahoma Statutes, shall not be applicable to perfection
5 of security interests in vehicles as to which a certificate of title
6 may be properly issued by ~~the Tax Commission~~ Service Oklahoma,
7 except as to vehicles held by a dealer for sale or lease and except
8 as provided in subsection D of this section. In all other respects
9 Title 12A of the Oklahoma Statutes shall be applicable to such
10 security interests in vehicles as to which a certificate of title
11 may be properly issued by ~~the Tax Commission~~ Service Oklahoma.

12 2. Whenever a person creates a security interest in a vehicle,
13 the person shall surrender to the secured party the certificate of
14 title or the signed application for a new certificate of title, on
15 the form prescribed by ~~the Tax Commission~~ Service Oklahoma, and the
16 manufacturer's certificate of origin. The secured party shall
17 deliver the lien entry form and the required lien filing fee within
18 twenty-five (25) days as provided hereafter with certificate of
19 title or the application for certificate of title and the
20 manufacturer's certificate of origin to ~~the Tax Commission~~ Service
21 Oklahoma or to a ~~motor license agent~~ licensed operator. If the lien
22 entry form, the lien filing fee and the certificate of title or
23 application for certificate of title and the manufacturer's
24 certificate of origin are delivered to ~~the Tax Commission~~ Service

1 Oklahoma or to a ~~motor license agent~~ licensed operator within
2 twenty-five (25) days after the date of the lien entry form,
3 perfection of the security interest shall begin from the date of the
4 execution of the lien entry form, but otherwise, perfection of the
5 security interest shall begin from the date of the delivery to ~~the~~
6 ~~Tax Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
7 operator.

- 8 3. a. For each security interest recorded on a certificate
9 of title, or manufacturer's certificate of origin,
10 such person shall pay a fee of Ten Dollars (\$10.00),
11 which shall be in addition to other fees provided for
12 in the Oklahoma Vehicle License and Registration Act.
13 Upon the receipt of the lien entry form and the
14 required fees with either the certificate of title or
15 an application for certificate of title and
16 manufacturer's certificate of origin, a ~~motor license~~
17 ~~agent~~ licensed operator shall, by placement of a
18 clearly distinguishing mark, record the date and
19 number shown in a conspicuous place, on each of these
20 instruments. Of the ten-dollar fee, the ~~motor license~~
21 ~~agent~~ licensed operator shall retain Two Dollars
22 (\$2.00) for recording the security interest lien.
- 23 b. It shall be unlawful for any person to solicit, accept
24 or receive any gratuity or compensation for acting as

1 a messenger and for acting as the agent or
2 representative of another person in applying for the
3 recording of a security interest or for the
4 registration of a motor vehicle and obtaining the
5 license plates or for the issuance of a certificate of
6 title therefor unless ~~the Tax Commission~~ Service
7 Oklahoma has appointed and approved the person to
8 perform such acts; and before acting as a messenger,
9 any such person shall furnish to ~~the Tax Commission~~
10 Service Oklahoma a surety bond in such amount as ~~the~~
11 ~~Tax Commission~~ Service Oklahoma shall determine
12 appropriate.

13 4. The certificate of title or the application for certificate
14 of title and manufacturer's certificate of origin with the record of
15 the date of receipt clearly marked thereon shall be returned to the
16 debtor together with a notice that the debtor is required to
17 register and pay all additional fees and taxes due within thirty
18 (30) days from the date of purchase of the vehicle.

19 5. Any person creating a security interest in a vehicle that
20 has been previously registered in the debtor's name and on which all
21 taxes due the state have been paid shall surrender the certificate
22 of ownership to the secured party. The secured party shall have the
23 duty to record the security interest as provided in this section and
24 shall, at the same time, obtain a new certificate of title which

1 shall show the secured interest on the face of the certificate of
2 title.

3 6. The lien entry form with the date and assigned number
4 thereof clearly marked thereon shall be returned to the secured
5 party. If the lien entry form is received and authenticated, as
6 herein provided, by a ~~motor license agent~~ licensed operator, the
7 ~~agent~~ licensed operator shall make a report thereof to ~~the Tax~~
8 ~~Commission~~ Service Oklahoma upon the forms and in the manner as may
9 be prescribed by ~~the Tax Commission~~ Service Oklahoma.

10 7. ~~The Tax Commission~~ Service Oklahoma shall have the duty to
11 record the lien upon the face of the certificate of title issued at
12 the time of registering and paying all fees and taxes due on the
13 vehicle.

14 8. When there is an active lien from a commercial lender in
15 place on a vehicle, ~~motor license agents~~ licensed operators shall be
16 prohibited from transferring the certificate of title on that
17 vehicle until the lien is satisfied.

18 B. 1. A secured party shall, within seven (7) business days
19 after the satisfaction of the security interest, furnish directly or
20 by mail a release of a security interest to ~~the Tax Commission~~
21 Service Oklahoma and mail a copy thereof to the last-known address
22 of the debtor. If the security interest has been satisfied by
23 payment from a licensed used motor vehicle dealer to whom the motor
24 vehicle has been transferred, the secured party shall also, within

1 seven (7) business days after such satisfaction, mail an additional
2 copy of the release to the dealer. If the secured party fails to
3 furnish the release as required, the secured party shall be liable
4 to the debtor for a penalty of One Hundred Dollars (\$100.00).
5 Following the seven (7) business days after satisfaction of the lien
6 and upon receipt by the lienholder of written communication
7 demanding the release of the lien, thereafter the penalty shall
8 increase to One Hundred Dollars (\$100.00) per day for each
9 additional day beyond seven (7) business days until accumulating to
10 One Thousand Five Hundred Dollars (\$1,500.00) or the value of the
11 vehicle, whichever is less, and, in addition, any loss caused to the
12 debtor by such failure.

13 2. Upon release of a security interest the owner may obtain a
14 new certificate of title omitting reference to the security
15 interest, by submitting to ~~the Tax Commission~~ Service Oklahoma or to
16 a ~~motor license agent~~ licensed operator:

- 17 a. a release signed by the secured party, an application
18 for new certificate of title and the proper fees, or
19 b. by submitting to ~~the Tax Commission~~ Service Oklahoma
20 or the ~~motor license agent~~ licensed operator an
21 affidavit, supported by such documentation as ~~the Tax~~
22 ~~Commission~~ Service Oklahoma may require, by the owner
23 on a form prescribed by ~~the Tax Commission~~ Service
24 Oklahoma stating that the security interest has been

1 satisfied and stating the reasons why a release cannot
2 be obtained, an application for a new certificate of
3 title and the proper fees.

4 Upon receiving such affidavit that the security interest has been
5 satisfied, ~~the Tax Commission~~ Service Oklahoma shall issue a new
6 certificate of title eliminating the satisfied security interest and
7 the name and address of the secured parties who have been paid and
8 satisfied. ~~The Tax Commission~~ Service Oklahoma shall accept a
9 release of a security interest in any form that identifies the
10 debtor, the secured party, and the vehicle, and contains the
11 signature of the secured party. ~~The Tax Commission~~ Service Oklahoma
12 shall not require any particular form for the release of a security
13 interest.

14 The words "security interest" when used in the Oklahoma Vehicle
15 License and Registration Act do not include liens dependent upon
16 possession.

17 C. ~~The Tax Commission~~ Service Oklahoma shall file and index
18 certificates of title so that at all times it will be possible to
19 trace a certificate of title to the vehicle designated therein,
20 identify the lien entry form, and the names and addresses of secured
21 parties, or their assignees, so that all or any part of such
22 information may be made readily available to those who make
23 legitimate inquiry of ~~the Tax Commission~~ Service Oklahoma as to the
24 existence or nonexistence of security interest in the vehicle.

1 D. 1. Any security interest in a vehicle properly perfected
2 prior to July 1, 1979, may be continued as to its effectiveness or
3 duration as provided by Sections 1-9-510 and 1-9-515 of Title 12A of
4 the Oklahoma Statutes, or may be terminated, assigned or released as
5 provided by Sections 1-9-512, 1-9-513 and 1-9-514 of Title 12A of
6 the Oklahoma Statutes, as fully as if this section had not been
7 enacted, or, at the option of the secured party, may also be
8 perfected under this section, and, if so perfected, the time of
9 perfection under this section shall be the date the security
10 interest was originally perfected under the prior law.

11 2. Upon request of the secured party, the debtor or any other
12 holder of the certificate of title shall surrender the certificate
13 of title to the secured party and shall do such other acts as may be
14 required to perfect the security interest under this section.

15 E. If a manufactured home is permanently affixed to real
16 estate, an Oklahoma certificate of title may be surrendered to ~~the~~
17 ~~Tax Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
18 operator for cancellation. When the document of title is
19 surrendered, the owner shall provide the legal description or the
20 appropriate tract or parcel number of the real estate and other
21 information as may be required on a form provided by ~~the Tax~~
22 ~~Commission~~ Service Oklahoma. ~~The Tax Commission~~ Service Oklahoma
23 may not cancel a document of title if a lien has been registered or
24 recorded. ~~The Tax Commission~~ Service Oklahoma or ~~motor license~~

1 ~~agent~~ the licensed operator shall notify the owner and any
2 lienholder that the title has been surrendered to ~~the Tax Commission~~
3 Service Oklahoma and that ~~the Tax Commission~~ Service Oklahoma may
4 not cancel the title until the lien is released. Such notification
5 shall include a description of the lien and such notification to the
6 owner shall be accompanied by the return of title surrendered.
7 Permanent attachment to real estate does not affect the validity of
8 a lien recorded or registered with ~~the Tax Commission~~ Service
9 Oklahoma before the document of title is canceled pursuant to this
10 section. The rights of a prior lienholder pursuant to a security
11 agreement or the provisions of a credit transaction and the rights
12 of the state pursuant to a tax lien are preserved. ~~The Tax~~
13 ~~Commission~~ Service Oklahoma or ~~motor license agent~~ the licensed
14 operator shall forward the information to the county assessor of the
15 county where the real estate is located and indicate whether the
16 original document of title has been canceled. A fee of Five Dollars
17 (\$5.00) shall accompany the application for cancellation of title.
18 When the fee is paid by a person making an application directly with
19 ~~the Tax Commission~~ Service Oklahoma, the fee shall be deposited in
20 the Oklahoma Tax Commission Revolving Fund. Beginning January 1,
21 2023, the fee shall be deposited in the Service Oklahoma Revolving
22 Fund. A fee paid to a ~~motor license agent~~ licensed operator shall
23 be retained by the ~~agent~~ licensed operator. The owner of a
24 manufactured home upon which the document of title has been properly

1 surrendered, may apply to ~~the Tax Commission~~ Service Oklahoma for
2 issuance of a new original certificate of title upon submission of:

3 1. An attestation from the homeowner indicating ownership of
4 the manufactured home and the nonexistence of any security interest
5 or lien of record in the manufactured home; and

6 2. A title opinion by a licensed attorney, determining that the
7 owner of the manufactured home has marketable title to the real
8 property upon which the manufactured home is located and that no
9 documents filed of record in the county clerk's office concerning
10 the real property contain a mortgage, recorded financial statement,
11 judgment, or lien of record. Persons or entities to whom the title
12 opinion is addressed may rely on the title opinion. A security
13 interest in a manufactured home perfected pursuant to this section
14 shall have priority over a conflicting interest of a mortgagee or
15 other lien encumbrancer, or the owner of the real property upon
16 which the manufactured home became affixed or otherwise permanently
17 attached. The holder of the security interest in the manufactured
18 home, upon default, may remove the manufactured home from such real
19 property. The holder of the security interest in the manufactured
20 home shall reimburse the owner of the real property who is not the
21 debtor and who has not otherwise agreed to access the real property
22 for the cost of repair of any physical injury to the real property,
23 but shall not be liable for any diminution in value to the real
24 property caused by the removal of the manufactured home, trespass,

1 or any other damages caused by the removal. The debtor shall notify
2 the holder of the security interest in the manufactured home of the
3 street address, if any, and the legal description of the real
4 property upon which the manufactured home is affixed or otherwise
5 permanently attached and shall sign such other documents, including
6 any appropriate mortgage, as may reasonably be requested by the
7 holder of such security interest.

8 F. In the case of motor vehicles or trailers, notwithstanding
9 any other provision of law, a transaction does not create a sale or
10 security interest merely because it provides that the rental price
11 is permitted or required to be adjusted under the agreement either
12 upward or downward by reference to the amount realized upon sale or
13 other disposition of the motor vehicle or trailer.

14 G. A security interest in vehicles registered by a federally
15 recognized Indian tribe shall be deemed valid under Oklahoma law if
16 validly perfected under the applicable tribal law and the lien is
17 noted on the face of the tribal certificate of title.

18 SECTION 117. AMENDATORY 47 O.S. 2021, Section 1111, is
19 amended to read as follows:

20 Section 1111. A. As used in this section:

21 1. "Loss" means the cost, in dollars, to repair or replace a
22 vehicle which has been damaged by collision or other occurrence.
23 The amount paid by an insurer to a holder of the certificate of
24 title for repair of a damaged vehicle shall be prima facie evidence

1 of the amount of the loss. The amount paid by an insurer to a
2 holder of the certificate of title for replacement of a damaged
3 vehicle less the resale value of the damaged vehicle shall be prima
4 facie evidence of the amount of the loss;

5 2. "Fair market value" means the value of a vehicle as listed
6 in the current National Auto Dealers Association guidebook or other
7 similar guidebook or the actual cash value, whichever is greater;

8 3. "Resale value" means the amount, in dollars, paid to the
9 holder of a certificate of title by a willing buyer for a vehicle
10 damaged by collision or other occurrence or recovered from theft;

11 4. "Total loss" means a loss which is equal to the fair market
12 value of the vehicle immediately prior to the damage to or theft of
13 the vehicle; and

14 5. "Vehicle" means a vehicle, as defined in paragraph 40 of
15 Section 1102 of this title, manufactured within the last ten (10)
16 model years.

17 B. Any insurance company that pays a total loss on a claim for
18 any vehicle including, but not limited to, a flood-damaged vehicle
19 or recovered-theft vehicle, any junk dealer who receives a motor
20 vehicle which is to be used for junk or for parts, or any other
21 person permanently dismantling or junking a vehicle shall receive
22 the certificate of title from the current holder of the certificate
23 of title, shall detach the license plate from the vehicle, and shall
24 return the license plate and the certificate of title to ~~the~~

1 ~~Oklahoma Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
2 licensed operator within thirty (30) days from receipt of the
3 certificate, or insurance companies may provide alternate
4 documentation within thirty (30) days pursuant to subsection P of
5 Section 1105 of this title. ~~The Tax Commission~~ Service Oklahoma
6 shall cancel the certificate of title to the vehicle used for junk
7 or parts and shall preserve the vehicle identification numbers on
8 the certificate of title in the computer files for at least five (5)
9 years. No certificate of title may be reissued on a junked vehicle
10 as defined in Section 1105 of this title, unless reissued pursuant
11 to paragraph 3 of subsection C of this section. ~~The Tax Commission~~
12 Service Oklahoma shall transfer ownership of a stolen vehicle, not
13 recovered from theft at the time of transfer, by salvage or
14 unrecovered-theft title to the insurer. ~~The Tax Commission~~ Service
15 Oklahoma shall transfer ownership of a vehicle damaged by flooding
16 or other occurrence to the insurer by an original title, salvage
17 title, or junked title, as may be appropriate, based upon an
18 estimate of the amount of loss submitted by the insurer. All
19 license plates surrendered to ~~the Tax Commission~~ Service Oklahoma
20 shall be destroyed.

21 C. 1. If an insurance company pays a claim for a loss which is
22 less than a total loss but the cost of repairing the vehicle for
23 safe operation on the highway exceeds sixty percent (60%) of the
24 fair market value of the vehicle, or if any vehicle not insured is

1 damaged to the extent that the cost of repair for safe operation on
2 the highway exceeds sixty percent (60%) of the fair market value of
3 the vehicle, any holder of the certificate of title for the vehicle
4 shall return the certificate of title to ~~the Tax Commission~~ Service
5 Oklahoma or a ~~motor license agent~~ licensed operator within thirty
6 (30) days from receipt of payment for the loss.

7 2. Upon receipt of the certificate, ~~the Tax Commission~~ Service
8 Oklahoma or ~~motor license agent~~ the licensed operator shall issue a
9 salvage title for the vehicle. The title for any vehicle damaged by
10 flooding shall be stamped with the words "Flood Damaged", and for
11 any such vehicle which was recovered from a theft, the salvage title
12 or rebuilt title shall be stamped with the words "Recovered Theft".
13 A licensed dealer subject to the provisions of the Automotive
14 Dismantlers and Parts Recycler Act, Section 591.1 et seq. of this
15 title, shall not be required to pay registration fees, excise taxes,
16 back taxes, or penalties on a vehicle as a prerequisite to obtaining
17 a salvage title.

18 3. If the actual documented cost of repairing the vehicle for
19 safe operation on the highway does not exceed sixty percent (60%) of
20 the fair market value of the vehicle as defined in this section, the
21 certificate of title shall be reissued to the holder and the vehicle
22 shall not be subject to inspection as required under this section.
23 The actual documented cost of repairing the vehicle pursuant to this
24

1 paragraph shall be certified by the insurance company paying the
2 loss.

3 D. If a motor vehicle with a salvage title is placed in
4 operative condition, application shall be made to ~~the Tax Commission~~
5 Service Oklahoma or a ~~motor license agent~~ licensed operator for a
6 rebuilt title. A visual inspection of the vehicle and examination
7 of the vehicle identification numbers shall be conducted prior to
8 the issuance of a rebuilt title. At the time of issuance, the
9 salvage title shall be returned to ~~the Tax Commission~~ Service
10 Oklahoma by the owner, or by the ~~motor license agent~~ licensed
11 operator if the ~~motor license agent~~ licensed operator issues the
12 rebuilt title. A visual inspection shall also be made of any out-
13 of-state vehicle to be registered and titled in this state if the
14 vehicle is within the class of vehicles for which a rebuilt title is
15 required and a similar inspection has not been conducted by another
16 state. The certificate of title for the rebuilt vehicle shall be
17 stamped with the words, "This Rebuilt Vehicle Has Been Inspected by
18 the Appropriate State Official."

19 E. 1. The visual inspections and examination of vehicle
20 identification numbers shall include, but not be limited to:

21 a. comparison of the vehicle identification numbers with
22 the number recorded on the ownership records,
23
24

1 b. inspection of the vehicle identification numbers and
2 the VIN plate to detect possible alteration or other
3 fraud,

4 c. interpretation of the vehicle identification number
5 recorded on the ownership documents to assure that it
6 accurately describes the motor vehicle in question,
7 and

8 d. inspection of the odometer of the vehicle to detect
9 rollback or alteration.

10 2. All vehicle damage shall be repaired before the examination
11 is conducted. The following paperwork shall be presented to the
12 ~~motor license agent~~ licensed operator: the salvage title and
13 original receipts for all parts placed on the vehicle. Components
14 such as doors, motor, and transmission shall indicate the serial
15 number or the vehicle identification number (VIN) of the auto the
16 part was purchased from or removed from.

17 F. The visual inspection and vehicle identification numbers
18 examination shall be performed by a ~~motor license agent~~ licensed
19 operator at the location designated by the ~~motor license agent~~
20 licensed operator. If the location of the inspection is not the
21 place of business of the rebuilder, the ~~motor license agent~~ licensed
22 operator shall issue a permit authorizing the applicant to operate
23 the vehicle upon the public streets, roads, and highways in route to
24 and from the designated location for the inspection. The inspection

1 and examination shall be performed within ten (10) working days
2 after the owner of the vehicle requests the inspection and
3 examination. Requests shall be made by completing the request form
4 prescribed and provided by ~~the Tax Commission~~ Service Oklahoma.

5 G. Inspection and examination of a rebuilt vehicle shall be
6 performed by a person employed by a ~~motor license agent~~ licensed
7 operator.

8 H. The fee for the examination by the ~~motor license agent~~
9 licensed operator shall be Twenty-five Dollars (\$25.00), which shall
10 be paid at the time of issuance of the certificate of title for the
11 rebuilt vehicle. The ~~motor license agent~~ licensed operator shall
12 retain Five Dollars (\$5.00) and shall remit Twenty Dollars (\$20.00)
13 to the Tax Commission which shall retain Ten Dollars (\$10.00) and
14 transmit Ten Dollars (\$10.00) to the State Treasurer for deposit in
15 the Department of Public Safety Revolving Fund through December 31,
16 2022. Beginning January 1, 2023, the licensed operator shall retain
17 Five Dollars (\$5.00) and shall remit Twenty Dollars (\$20.00) to the
18 Tax Commission which shall retain Ten Dollars (\$10.00) and transmit
19 Ten Dollars (\$10.00) to the State Treasurer for deposit in the
20 Service Oklahoma Revolving Fund. The ~~motor license agent~~ licensed
21 operator and its employees and agents may not be sued for and shall
22 not be liable for any damages allegedly arising out of the
23 inspection of a vehicle or any acts or omissions in the performance
24 of the inspection. The ~~motor license agent~~ licensed operator may be

1 held liable for any damages to the vehicle caused by the negligent
2 acts or omissions in the performance of the inspection. Any person
3 may be liable for any damages to a vehicle caused by the intentional
4 acts or omissions in the performance of the inspection.

5 I. The rebuilt title and any subsequent transfers of such title
6 shall also reflect that the vehicle was a salvage vehicle, flood-
7 damaged vehicle or recovered-theft vehicle, if applicable, and also
8 shall include the salvage date.

9 J. Any title for a motor vehicle issued pursuant to the laws of
10 any other state which reflects that such vehicle is a salvage
11 vehicle, a rebuilt vehicle or a junked vehicle or has any other
12 brand or classification notation by that state shall be retained on
13 the new title issued by ~~the Tax Commission~~ Service Oklahoma unless
14 the actual documented cost of repairing the vehicle for safe
15 operation on the highway does not exceed sixty percent (60%) of the
16 fair market value of the vehicle as provided by this section.

17 K. When the insurance company pays a loss on a vehicle which is
18 registered at the time of mishap, accident, burning, or flooding,
19 the appropriate certificate of title shall be issued without the
20 payment of additional registration fees or excise taxes, upon the
21 submission of a police report or insurance adjuster's report and a
22 declaration by the insurer that the vehicle is held for sale to a
23 dealer. If the owner of the vehicle or other insured retains
24 ownership of the damaged vehicle, ~~the Tax Commission~~ Service

1 Oklahoma shall notify the owner or insured of the requirements of
2 this section.

3 L. Any insurance company that pays a claim for a loss where the
4 cost of repairing the vehicle for safe operation on the highway
5 exceeds sixty percent (60%) of the market value of the vehicle or
6 pays a claim for a flood-damaged vehicle as defined in Section 1105
7 of this title shall notify, in writing, the holder of the
8 certificate of title of the requirements of this section and shall
9 notify ~~the Tax Commission~~ Service Oklahoma of the payment of such
10 claim. The notice shall include the estimated total damage
11 percentage determination of the actual cash value made by the
12 insurance company to repair the vehicle for safe operation on the
13 highway. The insurance company shall also send a copy of the
14 notification to the holder of the title. ~~The Tax Commission~~ Service
15 Oklahoma shall provide notice to the owner of the vehicle in writing
16 requiring the owner to surrender the title along with the fee to ~~the~~
17 ~~Tax Commission~~ Service Oklahoma or one of its ~~motor license agents~~
18 licensed operators within thirty (30) days from the receipt of
19 notice for the issuance of the appropriate title based on the amount
20 of loss. ~~The Tax Commission~~ Service Oklahoma shall reissue the
21 appropriate title with the words "Flood Damaged" on the face of the
22 title in the case of a flood-damaged vehicle; provided, no insurance
23 company shall pay a claim for less than the amount to which the
24

1 holder of the certificate of title is rightfully entitled in order
2 to avoid compliance with this section.

3 M. Except as provided for in subsection N of this section, any
4 person, firm, corporation, or other legal entity convicted of
5 violating any provision of this section shall be guilty of a
6 misdemeanor and shall be punished by a fine of not less than Three
7 Hundred Dollars (\$300.00) or by incarceration in the county jail for
8 not more than six (6) months, or by both the fine and incarceration.

9 N. Any owner of a titled vehicle who has knowledge that the
10 title is not the proper type for the vehicle and, with intent to
11 misrepresent the vehicle, fails to make the appropriate title
12 changes, shall be guilty of a misdemeanor. Any person who has
13 knowledge that the title is not the proper type for the vehicle, and
14 with intent to misrepresent the vehicle, buys or receives any
15 vehicle for which the appropriate title changes have not been made
16 as required by this act shall be guilty of a misdemeanor. Any
17 person found guilty in accordance with the provisions of this
18 subsection shall be punished by a fine of not more than One Thousand
19 Dollars (\$1,000.00) for the first offense or Five Thousand Dollars
20 (\$5,000.00) for the second or subsequent offense, or by imprisonment
21 in the county jail for a term not exceeding six (6) months, or by
22 both such fine and imprisonment.

23 O. Any owner of a salvage or junked vehicle shall submit the
24 certificate of title to ~~the Tax Commission~~ Service Oklahoma or ~~motor~~

1 ~~license agent~~ the licensed operator for issuance of an appropriate
2 title. Any holder of a certificate of title issued by this state,
3 to a vehicle which no longer exists, shall surrender the certificate
4 of title to ~~the Tax Commission~~ Service Oklahoma for cancellation.
5 The vehicle identification number on the canceled certificate of
6 title shall be preserved in the computer of ~~the Tax Commission~~
7 Service Oklahoma for at least five (5) years.

8 Nothing in this section shall be construed to prevent the
9 transfer of ownership of a vehicle by assignment of the title to a
10 used car dealer, wholesale used car dealer, or a licensed automotive
11 dismantler or parts recycler.

12 SECTION 118. AMENDATORY 47 O.S. 2021, Section 1112, is
13 amended to read as follows:

14 Section 1112. A. Every owner of a vehicle possessing a
15 certificate of title shall, before using the same in this state,
16 make an application for the registration of such vehicle with a
17 ~~motor license agent~~ licensed operator. The application shall
18 contain such information as shall be required by ~~the Oklahoma Tax~~
19 ~~Commission~~ Service Oklahoma. Every owner, when making application
20 for registration, shall furnish the following information:

21 1. A full description of the vehicle including the make, model,
22 color, manufacturer's serial or other identification number, any
23 security interest upon the vehicle, an odometer reading of the
24

1 vehicle when applicable, and the insurance security verification to
2 the vehicle;

3 2. The correct name and address, the name of the city, county
4 and state in which the person in whose name the vehicle is to be
5 registered resides, the driver license number of the owner if the
6 owner has a driver license or the Federal Employers Identification
7 Number of the owner if such owner is not an individual, and such
8 other information as may be prescribed by ~~the Commission~~ Service
9 Oklahoma; and

10 3. a. The name of the carrier of the owner's insurance
11 policy for such vehicle,

12 b. The policy number of the owner's policy for such
13 vehicle, if available, or the name of the agent or
14 office where the existence of security may be
15 verified, if other than the carrier,

16 c. The effective dates of the owner's policy for such
17 vehicle, and

18 d. A statement of the existence of a nonuse affidavit if
19 filed by the vehicle owner pursuant to the provisions
20 of Section 7-607 of this title.

21 B. Any owner or lessee of a noncommercial vehicle possessing a
22 certificate of title may, at the time of initial application for
23 registration or application for renewal, inform ~~the Tax Commission~~
24 Service Oklahoma that the owner, lessee or someone who may be

1 operating the vehicle is deaf, hard-of-hearing, autistic or suffers
2 from Apraxia or a communication disorder. That information, if
3 provided, shall be available to law enforcement through ~~the Tax~~
4 ~~Commission's~~ Service Oklahoma's vehicle registration system to
5 assist law enforcement in identifying the operator of the vehicle as
6 possibly being deaf, hard-of-hearing, autistic or suffering from
7 Apraxia or a communication disorder. As used in this section,
8 "communication disorder" is defined as impairment in the ability to
9 receive, send, process and comprehend concepts or verbal, nonverbal
10 and graphic symbol systems.

11 C. In every case where a vehicle has been registered upon an
12 application containing any false statement of a fact required in
13 this section to be shown in an application for the registration
14 thereof, ~~the Commission~~ Service Oklahoma shall give written notice
15 of at least five (5) days to the owner of the vehicle, and shall
16 require the owner to appear before it for the purpose of showing
17 cause why the registration should not be canceled. Unless
18 satisfactory explanation is given by the owner concerning such false
19 statement, ~~the Commission~~ Service Oklahoma shall cancel the
20 registration. The owner of the vehicle shall then be required to
21 immediately reregister the vehicle and pay the required fees. The
22 owner shall not be entitled to refund or credit for the fees paid
23 for registration of the motor vehicle made under the application
24 which contained any false statement of fact.

1 D. ~~The Commission~~ Service Oklahoma shall insert in the
2 application forms appropriate notice to the applicant that any false
3 statement of a fact required to be shown in such application for
4 registration subjects the applicant to prosecution.

5 SECTION 119. AMENDATORY 47 O.S. 2021, Section 1112.1A,
6 is amended to read as follows:

7 Section 1112.1A A. As used in this section "vintage vehicle"
8 means a passenger automobile or truck having no more than two axles
9 and for which no Oklahoma certificate of title exists in the records
10 of ~~the Oklahoma Tax Commission~~ Service Oklahoma prior to January 1,
11 1980, and which has not been registered in the records of ~~the~~
12 ~~Oklahoma Tax Commission~~ Service Oklahoma or any other state for a
13 period of fifteen (15) or more years prior to the date as of which
14 the application for the certificate of title is made.

15 B. A person or other legal entity may register a vintage
16 vehicle and obtain an Oklahoma certificate of title for the vehicle
17 upon payment of a fee of Two Hundred Fifty Dollars (\$250.00) and
18 providing a verified statement, under oath, submitted to ~~the~~
19 ~~Oklahoma Tax Commission~~ Service Oklahoma with the following
20 information:

21 1. The name of the person or other legal entity to which the
22 certificate of title will be issued;

23 2. The personal or business address at which the vehicle will
24 be located when not in use on the roads and highways of the state;

1 3. The manufacturer of the vehicle whether or not the
2 manufacturer is still conducting business;

3 4. The model of the vehicle using either the designation
4 provided by the original manufacturer or an equivalent designation;

5 5. The Vehicle Identification Number (VIN) if the vehicle had a
6 VIN at the time of its original manufacture;

7 6. The price at which the vintage vehicle was acquired by the
8 person or other legal entity making application for a vintage
9 vehicle title; and

10 7. A statement that the vehicle is not currently subject to the
11 lien of any person or other legal entity for the purchase price of
12 the vehicle, for expenses associated with repair or refurbishment of
13 the vehicle, storage charges or any other purpose.

14 C. The fee prescribed by subsection B of this section shall be
15 nonrefundable even if ~~the Oklahoma Tax Commission~~ Service Oklahoma
16 denies the issuance of a certificate of title for the vintage
17 vehicle for any reason.

18 D. Upon review of the information contained in the application
19 for a certificate of title, ~~the Oklahoma Tax Commission~~ Service
20 Oklahoma shall determine whether or not the title may be issued.

21 E. If a vintage vehicle certificate of title is issued, the
22 person or other legal entity making application shall make payment
23 of the motor vehicle excise tax required by Section 2103 of Title 68
24 of the Oklahoma Statutes and the applicable rate of sales tax

1 imposed pursuant to Section 1354 of Title 68 of the Oklahoma
2 Statutes.

3 F. Once a certificate of title has been issued for a vintage
4 vehicle as provided by this section, the vehicle shall be subject to
5 the annual registration requirements in the same manner and subject
6 to the same fees as provided by law for other motor vehicles.

7 SECTION 120. AMENDATORY 47 O.S. 2021, Section 1112.2, is
8 amended to read as follows:

9 Section 1112.2 A. Effective July 1, 2019, the license plate
10 and certificate of registration shall be issued to, and remain in
11 the name of, the owner of the vehicle registered and the license
12 plates shall not be transferable between motor vehicle owners. When
13 a vehicle is sold or transferred in the state, the following
14 registration procedures shall apply:

15 1. When a current and valid Oklahoma motor vehicle license
16 plate has been obtained for use on a motor vehicle and the vehicle
17 has been sold or otherwise transferred to a new owner, the license
18 plate shall be removed from the vehicle and retained by the original
19 plate owner;

20 2. In the event an owner purchases, trades, exchanges or
21 otherwise acquires another vehicle of the same license registration
22 classification, ~~the Oklahoma Tax Commission~~ Service Oklahoma shall
23 authorize the transfer of the current and valid license plate
24 previously obtained by the owner to the replacement vehicle for the

1 remainder of the current registration period. In the event the
2 owner acquires a vehicle requiring payment of additional
3 registration fees, the owner shall request a transfer of the license
4 plate to the newly acquired vehicle and pay the difference in
5 registration fees. The fee shall be calculated on a monthly
6 prorated basis. The owner shall not be entitled to a refund:

- 7 a. when the registration fee for the vehicle to which the
8 plate(s) is to be assigned is less than the
9 registration fee for that vehicle to which the license
10 plate(s) was last assigned, or
- 11 b. if the owner does not have or does not acquire another
12 vehicle to which the license plate may be transferred;

13 3. Except as provided in paragraph 4 of this subsection, in the
14 event the owner of a license plate purchases, trades, exchanges or
15 otherwise acquires a vehicle for which a license plate has been
16 issued during the current registration period, and the license plate
17 has not been removed by the previous owner in accordance with this
18 section, the new owner of the vehicle shall remove and return the
19 license plate to ~~the Tax Commission~~ Service Oklahoma or a ~~motor~~
20 ~~license agent~~ licensed operator. However, if the license plate has
21 expired, the new owner shall not be required to surrender the
22 license plate;

23 4. When a lender or lender's agent repossesses a vehicle and
24 the license plate has not been removed in accordance with this

1 section, the lender or lender's agent shall not be subject to the
2 provisions of this section and the license plate shall be considered
3 removable personal property and may be reclaimed from the
4 repossessed vehicle; and

5 5. If a person purchases a motor vehicle from which the number
6 plates have been removed pursuant to this section, the person may
7 operate the motor vehicle for fifteen (15) calendar days from the
8 date of purchase without number plates if a dated, notarized bill of
9 sale is carried in the motor vehicle. If the vehicle is subject to
10 a lien, the person may obtain a thirty-day temporary plate issued by
11 a ~~motor license agent~~ licensed operator pursuant to the promulgation
12 of rules by ~~the Oklahoma Tax Commission~~ Service Oklahoma to
13 implement a ~~motor license agent-issued~~ licensed operator-issued
14 temporary plate pursuant to this paragraph.

15 B. 1. The new owner of a motor vehicle shall, within thirty
16 (30) calendar days from the date of vehicle purchase or acquisition,
17 make application to record the registration of the vehicle by the
18 transfer to, or purchase of, a license plate for the newly acquired
19 vehicle with ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
20 ~~agent~~ the licensed operator and shall pay all taxes and fees
21 provided by law.

22 2. Any person failing to register a motor vehicle by timely
23 transferring the license plate as provided by this section shall pay
24 the penalty levied in Section 1132 of this title.

1 C. A surviving spouse, desiring to operate a vehicle devolving
2 from a deceased spouse, shall present an application for certificate
3 of title to ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
4 ~~agent~~ the licensed operator in his or her name within thirty (30)
5 days of obtaining ownership. ~~The Tax Commission~~ Service Oklahoma or
6 ~~motor license agent~~ licensed operator shall then transfer the
7 license plate to the surviving spouse.

8 D. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
9 authorized to promulgate such rules as may be required to implement
10 the license plate transfers authorized by this section including,
11 but not limited to, such rules as may be required for a system under
12 which the license plate is registered to an individual and not a
13 vehicle for all license plates issued on or after July 1, 2019.

14 SECTION 121. AMENDATORY 47 O.S. 2021, Section 1113, is
15 amended to read as follows:

16 Section 1113. A. 1. Except for all-terrain vehicles, utility
17 vehicles and motorcycles used exclusively off roads and highways,
18 upon the filing of a registration application and the payment of the
19 fees provided for in the Oklahoma Vehicle License and Registration
20 Act, ~~the Oklahoma Tax Commission~~ Service Oklahoma or the Corporation
21 Commission, as applicable, shall assign to the vehicle described in
22 the application a distinctive number, and issue to the owner of the
23 vehicle a certificate of registration, one license plate and a
24 yearly decal. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall

1 assign an all-terrain vehicle, utility vehicle or motorcycle used
2 exclusively off roads and highways a distinctive number and issue to
3 the owner a certificate of registration and a decal but not a
4 license plate. For each subsequent registration year, ~~the Tax~~
5 ~~Commission~~ Service Oklahoma shall issue a yearly decal to be affixed
6 to the license plate, except for an all-terrain vehicle, utility
7 vehicle or motorcycle used exclusively off roads and highways. The
8 initial decal for an all-terrain vehicle, utility vehicle or
9 motorcycle shall be attached to the front of the vehicle and shall
10 be in clear view. The decal shall be on the front or on the front
11 fork of the motorcycle used exclusively off roads and highways and
12 the decal shall be in clear view. The yearly decal shall have an
13 identification number and the last two numbers of the registration
14 year for which it shall expire. Except as provided by Section 1113A
15 of this title, the license plate shall be affixed to the exterior of
16 the vehicle until a replacement license plate is applied for. If
17 the owner applies for a replacement license plate, ~~the Tax~~
18 ~~Commission~~ Service Oklahoma shall charge the fee provided for in
19 Section 1114 of this title. The yearly decal will validate the
20 license plate for each registration period other than the year the
21 license plate is issued. The license plate and decal shall be of
22 such size, color, design and numbering as ~~the Tax Commission~~ Service
23 Oklahoma may direct. However, yearly decals issued to the owner of
24 a vehicle who has filed an affidavit with the appropriate ~~motor~~

1 ~~license agent~~ licensed operator in accordance with Section 7-607 of
2 this title shall be a separate and distinct color from all other
3 decals issued under this section. Before the effective date of this
4 act, ~~the Tax Commission~~ Service Oklahoma shall also issue a monthly
5 decal which shall include a two-letter abbreviation corresponding to
6 the county in which the vehicle is registered. ~~The Tax Commission~~
7 Service Oklahoma shall issue all decals in the possession of ~~the Tax~~
8 ~~Commission~~ Service Oklahoma on the effective date of this act before
9 issuing any decals which do not contain the county abbreviation.

10 2. a. The operation of a street-legal utility vehicle on the
11 streets and highways of this state requires the
12 vehicle be issued a certificate of registration and
13 license plate to be renewed annually. Upon the filing
14 of a registration application and the payment of the
15 fees provided for in the Oklahoma Vehicle License and
16 Registration Act, ~~the Oklahoma Tax Commission~~ Service
17 Oklahoma or the Corporation Commission, as applicable,
18 shall assign to the vehicle described in the
19 application a distinctive number, and issue to the
20 owner of the vehicle a certificate of registration,
21 one license plate and a yearly decal. For each
22 subsequent registration year, ~~the Tax Commission~~
23 Service Oklahoma shall issue a yearly decal to be
24 affixed to the license plate. The initial decal for a

1 street-legal utility vehicle shall be attached to the
2 front of the vehicle and shall be in clear view. The
3 yearly decal shall have an identification number and
4 the last two numbers of the registration year for
5 which it shall expire. Except as provided by Section
6 1113A of this title, the license plate shall be
7 affixed to the exterior of the vehicle until a
8 replacement license plate is issued. If the owner
9 applies for a replacement license plate, ~~the Tax~~
10 ~~Commission~~ Service Oklahoma shall charge the fee
11 provided for in Section 1114 of this title. The
12 yearly decal will validate the license plate for each
13 registration period other than the year the license
14 plate is issued. The license plate and decal shall be
15 of such size, color, design and numbering as ~~the Tax~~
16 ~~Commission~~ Service Oklahoma may direct. However,
17 yearly decals issued to the owner of a vehicle who has
18 filed an affidavit with the appropriate ~~motor license~~
19 ~~agent~~ licensed operator in accordance with Section 7-
20 607 of this title shall be a separate and distinct
21 color from all other decals issued under this section.

22 b. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall
23 design and issue a temporary tag to out-of-state
24 owners of street-legal utility vehicles. The

1 temporary tag shall be recognized in lieu of
2 registration in this state. The temporary tag shall
3 clearly indicate the date of issuance and the date of
4 expiration, which shall be five (5) days, including
5 the day of issuance. Upon application for a temporary
6 tag, the out-of-state owner shall show proof of
7 insurance coverage that satisfies the requirements of
8 the Compulsory Insurance Law pursuant Section 7-600 et
9 seq. of this title. ~~The Oklahoma Tax Commission~~
10 Service Oklahoma is authorized to promulgate rules and
11 procedures to implement the provisions of this
12 paragraph.

13 3. The license plate shall be securely attached to the rear of
14 the vehicle, except truck-tractor plates which shall be attached to
15 the front of the vehicle. ~~The Tax Commission~~ Service Oklahoma may,
16 with the concurrence of the Department of Public Safety, by Joint
17 Rule, change and direct the manner, place and location of display of
18 any vehicle license plate when such action is deemed in the public
19 interest. The license plate, decal and all letters and numbers
20 shall be clearly visible at all times. The operation of a vehicle
21 in this state, regardless of where such vehicle is registered, upon
22 which the license plate is covered, overlaid or otherwise screened
23 with any material, whether such material be clear, translucent,
24 tinted or opaque, shall be a violation of this paragraph.

1 4. Upon payment of the annual registration fee provided in
2 Section 1133 of this title, ~~the Tax Commission~~ Service Oklahoma or
3 the Corporation Commission, as applicable, or a ~~motor license agent~~
4 licensed operator may issue a permanent nonexpiring license plate to
5 an owner of one hundred or more commercial motor vehicles and for
6 vehicles registered under the provisions of Section 1120 of this
7 title. Upon payment of the annual registration fee, ~~the Tax~~
8 ~~Commission~~ Service Oklahoma or the Corporation Commission shall
9 issue a certificate of registration that shall be carried at all
10 times in the vehicle for which it is issued. Provided, if the
11 registrant submits its application through electronic means, such
12 qualified owners of one hundred or more commercial motor vehicles,
13 properly registered pursuant to the provisions of Section 1133 of
14 this title, may elect to receive a permanent certificate of
15 registration that shall be carried at all times in the vehicle for
16 which it is issued.

17 5. Every vehicle owned by an agency of this state shall be
18 exempt from the payment of registration fees required by this title.
19 Provided, such vehicle shall be registered and shall otherwise
20 comply with the provisions of the Oklahoma Vehicle License and
21 Registration Act.

22 B. The license plates required under the provisions of this
23 title shall conform to the requirements and specifications listed
24 hereinafter:

1 1. Each license plate shall have a space for the placement of
2 the yearly decals for each succeeding year of registration after the
3 initial issue;

4 2. The provisions of the Oklahoma Vehicle License and
5 Registration Act regarding the issuance of yearly decals shall not
6 apply to the issuance of apportioned license plates, including
7 license plates for state vehicles, and exempt plates for
8 governmental entities and fire departments organized pursuant to
9 Section 592 of Title 18 of the Oklahoma Statutes;

10 3. All license plates and decals shall be made with
11 reflectorized material as a background to the letters, numbers and
12 characters displayed thereon. The reflectorized material shall be
13 of such a nature as to provide effective and dependable brightness
14 during the service period for which the license plate or decal is
15 issued;

16 4. Except as otherwise provided in this subsection, ~~the Tax~~
17 ~~Commission~~ Service Oklahoma shall design appropriate official
18 license plates for all state vehicles. Such license plates shall be
19 permanent in nature and designed in such manner as to remain with
20 the vehicle for the duration of the vehicle's life span or until the
21 title is transferred to a nongovernmental owner;

22 5. Within the limits prescribed in this section, ~~the Tax~~
23 ~~Commission~~ Service Oklahoma shall design appropriate official
24 license plates for vehicles of the Oklahoma Highway Patrol. The

1 license plates shall have the legend "Oklahoma OK" and shall contain
2 the letters "OHP" followed by the state seal and the badge number of
3 the Highway Patrol officer to whom the vehicle is assigned. The
4 words "Oklahoma Highway Patrol" shall also be included on such
5 license plates;

6 6. Within the limits prescribed in this section, ~~the Tax~~
7 ~~Commission~~ Service Oklahoma shall design appropriate official
8 license plates for vehicles of the Oklahoma Military Department.
9 Such license plates shall have the legend "Oklahoma OK" and shall
10 contain the letters "OMD" followed by the state seal and three
11 numbers or letters as designated by the Adjutant General. The words
12 "Oklahoma Military Department" shall also be included on such
13 license plates;

14 7. Within the limits prescribed in this section, ~~the Tax~~
15 ~~Commission~~ Service Oklahoma shall design appropriate official
16 license plates for vehicles of the Oklahoma Department of
17 Corrections. Such license plates shall contain the letters "DOC"
18 followed by the Department of Corrections badge and three numbers or
19 letters or combination of both as designated by the Director of the
20 agency. The words "Department of Corrections" shall also be
21 included on such license plates; and

22 8. Within the limits prescribed in this section, the Oklahoma
23 Tourism and Recreation Department shall design any license plates
24 required by the initiation of a license plate reissuance by ~~the~~

1 ~~Oklahoma Tax Commission~~ Service Oklahoma at the request of the
2 Department of Public Safety pursuant to the provisions of Section
3 1113.2 of this title. Any such new designs shall be submitted by
4 the Oklahoma Tourism and Recreation Department to the Department of
5 Public Safety for its approval prior to being issued by ~~the Oklahoma~~
6 ~~Tax Commission~~ Service Oklahoma.

7 C. Where the applicant has satisfactorily shown that the
8 applicant owns the vehicle sought to be registered but is unable to
9 produce documentary evidence of the ownership, a license plate may
10 be issued upon approval by ~~the Tax Commission~~ Service Oklahoma or
11 the Corporation Commission, as applicable. In such instances the
12 reason for not issuing a certificate of title shall be indicated on
13 the receipt given to the applicant. It shall still be the duty of
14 the applicant to immediately take all necessary steps to obtain the
15 Oklahoma certificate of title and it shall be unlawful for the
16 applicant to sell the vehicle until the certificate has been
17 obtained in the applicant's name.

18 D. The certificate of registration provided for in this section
19 shall be in convenient form, and the certificate of registration, or
20 a certified copy or photostatic copy thereof, duly authenticated by
21 ~~the Tax Commission~~ Service Oklahoma or the Corporation Commission,
22 as applicable, shall be carried at all times in or upon all vehicles
23 so registered, in such manner as to permit a ready examination
24 thereof upon demand by any peace officer of the state or duly

1 authorized employee of the Department of Public Safety. Any such
2 officer or agent may seize and hold such vehicle when the operator
3 of the same does not have the registration certificate in the
4 operator's possession or when any such officer or agent determines
5 that the registration certificate has been obtained by
6 misrepresentation of any essential or material fact or when any
7 number or identifying information appearing on such certificate has
8 been changed, altered, obliterated or concealed in any way, until
9 the proper registration or identification of such vehicle has been
10 made or produced by the owner thereof.

11 E. The purchaser of a new or used manufactured home shall,
12 within thirty (30) days of the date of purchase, register the home
13 with ~~the Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
14 licensed operator pursuant to the provisions of Section 1117 of this
15 title. For a new manufactured home, it shall be the responsibility
16 of the dealer selling the home to place a temporary license plate on
17 the home in the same manner as provided in Section 1128 of this
18 title for other new motor vehicles. For the first year that any
19 manufactured home is registered in this state, ~~the Tax Commission~~
20 Service Oklahoma shall issue a metal license plate which shall be
21 affixed to the manufactured home. The temporary dealer license
22 plate or the metal license plate shall be displayed on the
23 manufactured home at all times when upon a public roadway; provided,
24 a repossession affidavit issued pursuant to Sections 1110 and 1126

1 of this title shall be permissible in lieu of a current license
2 plate and decal for the purposes of removing a repossessed
3 manufactured home to a secure location. Manufactured homes
4 previously registered and subject to ad valorem taxation as provided
5 by law shall have a decal affixed at the time ad valorem taxes are
6 paid for such manufactured home; provided, for a manufactured home
7 permanently affixed to real estate, no decal or license plate shall
8 be required to be affixed and the owner thereof shall be given a
9 receipt upon payment of ad valorem taxes due on the home. ~~The Tax~~
10 ~~Commission~~ Service Oklahoma shall make sufficient plates and decals
11 available to the various ~~motor license agents~~ licensed operators of
12 the state in order for an owner of a manufactured home to acquire
13 the plate or decal. A one-dollar fee shall be charged for issuance
14 of any plate or decal. The fee shall be apportioned each month to
15 the General Revenue Fund of the State Treasury.

16 F. The decal shall be easily visible for purposes of
17 verification by a county assessor that the manufactured home is
18 properly assessed for ad valorem taxation. In the first year of
19 registration, a decal shall be issued for placement on the license
20 plate indicating payment of applicable registration fees and excise
21 taxes. A duplicate manufactured home registration decal shall be
22 affixed inside the window nearest the front door of the manufactured
23 home. In the second and all subsequent years for which the
24 manufactured home is subject to ad valorem taxation, an annual decal

1 shall be affixed inside the window nearest the front door as
2 evidence of payment of ad valorem taxes. ~~The Tax Commission Service~~
3 Oklahoma shall issue decals to the various county treasurers of the
4 state in order for a manufactured home owner to obtain such decal
5 each year. Upon presentation of a valid ad valorem tax receipt, the
6 manufactured home owner shall be issued the annual decal.

7 G. Upon the registration of a manufactured home in this state
8 for the first time or upon discovery of a manufactured home
9 previously registered within this state for which the information
10 required by this subsection is not known, ~~the Tax Commission Service~~
11 Oklahoma shall obtain:

- 12 1. The name of the owner of the manufactured home;
- 13 2. The serial number or identification number of the
14 manufactured home;
- 15 3. A legal description or address of the location for the home;
- 16 4. The actual retail selling price of the manufactured home
17 excluding Oklahoma taxes;
- 18 5. The certificate of title number for the home; and
- 19 6. Any other information which ~~the Tax Commission Service~~
20 Oklahoma deems to be necessary.

21 The application for registration shall also include the school
22 district in which the manufactured home is located or is to be
23 located. The information shall be entered into a computer data
24 system which shall be used by ~~the Tax Commission Service~~ Oklahoma to

1 provide information to county assessors upon request by the
2 assessor. The assessor may request any information from the system
3 in order to properly assess a manufactured home for ad valorem
4 taxation.

5 SECTION 122. AMENDATORY 47 O.S. 2021, Section 1113A, is
6 amended to read as follows:

7 Section 1113A. A. As used in this section:

8 1. "First vehicle" means the vehicle from which a license plate
9 is removed and transferred to a second vehicle;

10 2. "Second vehicle" means the vehicle to which a license plate
11 is transferred after removal from a first vehicle; and

12 3. "Vehicle" means a passenger vehicle and does not include
13 farm or commercial vehicles.

14 B. A person may retain the license plate of any vehicle
15 registered to such person for purposes of transferring such license
16 plate to a second vehicle registered to such person. The license
17 plate removed from the first vehicle may be transferred to a new or
18 used second vehicle. The procedure for transfer shall be as
19 follows:

20 1. If the license plate removed from the first vehicle is
21 transferred to a new motor vehicle, the owner shall obtain a
22 replacement license plate from ~~the Commission~~ Service Oklahoma or
23 one of its ~~motor license agents~~ licensed operators upon payment of
24 the fee required for a replacement plate and an additional Ten

1 Dollars (\$10.00). The replacement plate shall bear an expiration
2 date that corresponds to the expiration date on the license plate
3 removed from the first vehicle. The replacement plate shall be
4 affixed to the first vehicle immediately upon removal of the
5 existing license plate. The license plate removed from the first
6 vehicle shall be affixed to the second vehicle upon payment by the
7 owner of all applicable registration and license fees. Transfer of
8 a license plate to a new motor vehicle as authorized by this
9 paragraph shall not relieve the owner of payment for registration or
10 license fees applicable to such new motor vehicle as required by
11 this title.

12 2. If the license plate removed from the first vehicle is
13 transferred to a second vehicle already displaying a license plate,
14 the owner shall obtain the replacement license plate required by
15 paragraph 1 of this subsection. The replacement plate shall be
16 affixed to the first vehicle and shall bear the expiration date of
17 the license plate removed from the first vehicle. The license plate
18 from the second vehicle shall be removed and returned to ~~the~~
19 Commission Service Oklahoma or one of its ~~motor license agents~~
20 licensed operators. The license plate removed from the first
21 vehicle shall then be affixed to the second vehicle. The removed
22 plate from the first vehicle shall bear an expiration date identical
23 to the plate removed from the second vehicle.

24

1 C. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
2 authorized to promulgate such rules or regulations as may be
3 required to implement the license plate transfers authorized by this
4 section.

5 D. In the event a person fails to obtain a replacement license
6 plate as provided for in this section within the time prescribed for
7 the registration of the new or used second vehicle, a penalty of
8 twenty-five cents (\$0.25) per day shall be assessed from the day
9 following the period prescribed for registration to the date of
10 acquisition of the replacement license plate, such penalty to accrue
11 for no more than thirty (30) days, at the end of which time the
12 penalty shall be twice the registration cost of such vehicle.

13 SECTION 123. AMENDATORY 47 O.S. 2021, Section 1113.2, is
14 amended to read as follows:

15 Section 1113.2 A. ~~The Executive Director of the Oklahoma Tax~~
16 ~~Commission~~ Service Oklahoma shall initiate the reissue of the
17 official vehicle license plates and substitute therefor a new
18 license plate designed by the Oklahoma Tourism and Recreation
19 Department with the approval of the Department of Public Safety.

20 B. 1. In addition to all other vehicle registration fees
21 specified by law, beginning July 1, 2016, there is levied and there
22 shall be paid to the Oklahoma Tax Commission a fee of Five Dollars
23 (\$5.00) upon every vehicle to be registered.

24 2. ~~Beginning July 1, 2016, and ending June 30, 2017:~~

- 1 a. ~~eighty percent (80%) of all monies collected under the~~
2 ~~provisions of this subsection shall be deposited by~~
3 ~~the Oklahoma Tax Commission in the State Treasury to~~
4 ~~the credit of the State Public Safety Fund created in~~
5 ~~Section 2-147 of this title, and~~
- 6 b. ~~twenty percent (20%) of all monies collected under the~~
7 ~~provisions of this subsection shall be deposited by~~
8 ~~the Oklahoma Tax Commission to the credit of the~~
9 ~~Oklahoma Tax Commission Fund created in Section 221 of~~
10 ~~Title 62 of the Oklahoma Statutes.~~

11 ~~3.~~ Beginning July 1, 2017, all monies collected under the
12 provisions of this subsection shall be deposited by ~~the Oklahoma Tax~~
13 ~~Commission~~ Service Oklahoma to the credit of the State Public Safety
14 Fund created in Section 2-147 of this title.

15 C. In addition to the monies apportioned by Section 1104 of
16 this title, the following amounts of monies shall be placed to the
17 credit of ~~the Oklahoma Tax Commission~~ Service Oklahoma Fund for the
18 purpose of conducting a new general issue of license plates
19 commencing January 1, 2017:

20 1. For the fiscal year beginning July 1, 2016, and ending June
21 30, 2017, the first One Million Eight Hundred Thousand Dollars
22 (\$1,800,000.00) collected or received by ~~the Tax Commission~~ Service
23 Oklahoma pursuant to the registration of vehicles as provided by the
24 Oklahoma Vehicle License and Registration Act; and

1 2. For the fiscal year beginning July 1, 2017, and ending June
2 30, 2018, the first Two Million Dollars (\$2,000,000.00) collected or
3 received by ~~the Tax Commission~~ Service Oklahoma pursuant to the
4 registration of vehicles as provided by the Oklahoma Vehicle License
5 and Registration Act.

6 D. Subject to ~~the Oklahoma Tax Commission~~ Service Oklahoma Fund
7 receiving credit for the funds referenced in subsection C of this
8 section, the Executive Director shall devise a numbering system
9 suitable for a new general issue of license plates commencing
10 January 1, 2017. Unless otherwise provided by the Oklahoma Vehicle
11 License and Registration Act, new license plates will be issued to
12 all registrants applying for an original or renewal registration on
13 or after January 1, 2017, and will continue until all previously
14 issued license plates have been replaced. Upon receipt of the new
15 general issue license plate, registrants shall replace any
16 previously issued Oklahoma general issue license plate currently
17 displayed on their vehicle.

18 E. ~~The Tax Commission~~ Service Oklahoma shall have the authority
19 to promulgate any rules necessary to implement such a new general
20 issue.

21 F. Except for vehicles registered pursuant to the provisions of
22 Section 1120 of this title and certain official special license
23 plates, the new license plate design provided for in subsection A of
24 this section shall be a part of all license plates issued on or

1 after January 1, 2017. ~~The Oklahoma Tax Commission~~ Service Oklahoma
2 may establish procedures for the purpose of allowing current
3 registrants to reserve their present general issue or personalized
4 license plate numbers for a fee of Fifteen Dollars (\$15.00),
5 provided payment of the fees is received by ~~the Tax Commission~~
6 Service Oklahoma on or before November 1, 2016. The fees shall be
7 deposited into ~~the Oklahoma Tax Commission~~ Service Oklahoma
8 Reimbursement Fund for the purpose of conducting the new general
9 issue of license plates.

10 G. The license plates shall be issued with identification
11 numbers and letters in a color that provides a distinct contrast
12 with a light-colored background in the plate identification area.
13 All license plates and decals shall be made with reflectorized
14 material as a background to the letters, numbers and characters
15 displayed thereon. The reflectorized material shall be of such a
16 nature as to provide effective and dependable brightness during the
17 service period for which the license plate or decal is issued.

18 H. In furtherance of the public safety of Oklahoma drivers, the
19 Department of Public Safety may request that ~~the Oklahoma Tax~~
20 ~~Commission~~ Service Oklahoma initiate subsequent reissues of the
21 official vehicle license plate. Provided however, such request
22 shall not occur more frequently than five (5) years following the
23 most recent reissue. Upon such request and subject to ~~the Tax~~
24

1 ~~Commission~~ Service Oklahoma receiving the necessary funds ~~the Tax~~
2 ~~Commission~~ Service Oklahoma shall initiate the reissue.

3 SECTION 124. AMENDATORY 47 O.S. 2021, Section 1114, is
4 amended to read as follows:

5 Section 1114. In the event of loss, mutilation, or destruction
6 of a license plate or decal, the owner of such registered vehicle
7 shall file an affidavit showing such fact and obtain another plate
8 or decal. Provided, that ~~the Oklahoma Tax Commission~~ Service
9 Oklahoma shall have the authority to prohibit the issuance of any
10 replacement plate or decal if the license plate was seized pursuant
11 to subparagraph b of paragraph 1 of subsection A of Section 7-606 of
12 this title for failure to comply with the Compulsory Insurance Law
13 until the owner or operator of the vehicle from which the license
14 plate was seized complies with division (2) of subparagraph b of
15 paragraph 1 of subsection A of Section 7-606 of this title. The
16 charge shall be Four Dollars (\$4.00) for each replacement plate or
17 decal.

18 SECTION 125. AMENDATORY 47 O.S. 2021, Section 1114.2, is
19 amended to read as follows:

20 Section 1114.2 Any ~~motor license agent appointed according to~~
21 ~~the provisions of Section 1140 of this title~~ licensed operator shall
22 have been a resident of the ~~county in which the agency is located~~
23 State of Oklahoma for a period of six (6) months prior to
24 ~~appointment~~ submitting an application for a license to operate a

1 designated Service Oklahoma location. If a ~~motor license agent~~
2 licensed operator moves his or her residence to a place outside the
3 ~~county in which the agency is located~~ State of Oklahoma, the agent
4 ~~shall forfeit the appointment.~~ ~~Provided, if the incorporated limits~~
5 ~~of a municipality encompass an area in more than one county, the~~
6 ~~provisions of this section shall not prohibit a motor license agent~~
7 ~~from moving the agency to a county in which the agent does not~~
8 ~~reside, with the consent of the Oklahoma Tax Commission, as long as~~
9 ~~the agency continues to be located in the same municipality and as~~
10 ~~long as other requirements of this title applicable to motor license~~
11 ~~agents are met~~ licensed operator shall provide notice to the Service
12 Oklahoma Operator Board and sell his or her license within ninety
13 (90) days of such notice.

14 SECTION 126. AMENDATORY 47 O.S. 2021, Section 1115, is
15 amended to read as follows:

16 Section 1115. A. Unless provided otherwise by statute, the
17 following vehicles shall be registered annually: manufactured
18 homes, vehicles registered with a permanent nonexpiring license
19 plate pursuant to Section 1113 of this title, and commercial
20 vehicles registered pursuant to the installment plan provided in
21 subsection H of Section 1133 of this title. The following schedule
22 shall apply for such vehicle purchased in this state or brought into
23 this state by residents of this state:

24

1 1. Between January 1 and March 31, the payment of the full
2 annual fee shall be required;

3 2. Between April 1 and June 30, the payment of three-fourths
4 (3/4) the annual fee shall be required;

5 3. Between July 1 and September 30, the payment of one-half
6 (1/2) the annual fee shall be required; and

7 4. Between October 1 and November 30, one-fourth (1/4) the
8 annual fee shall be required.

9 License plates or decals for each year shall be made available
10 on December 1 of each preceding year for such vehicles. Any person
11 who purchases such vehicle or manufactured home between December 1
12 and December 31 of any year shall register it within thirty (30)
13 days from date of purchase and obtain a license plate or
14 Manufactured Home License Registration Decal, as appropriate, for
15 the following calendar year upon payment of the full annual fee.
16 Unless provided otherwise by statute, all annual license,
17 registration and other fees for such vehicles shall be due and
18 payable on January 1 of each year and if not paid by February 1
19 shall be deemed delinquent.

20 B. 1. All vehicles, other than those required to be registered
21 pursuant to the provisions of subsection A of this section, shall be
22 registered on a staggered system of registration and licensing on a
23 monthly series basis to distribute the work of registering such
24 vehicles as uniformly and expeditiously as practicable throughout

1 the calendar year unless otherwise provided in this section. After
2 the end of the month following the expiration date, the license and
3 registration fees for the new registration period shall become
4 delinquent.

5 2. All fleet vehicles registered pursuant to new applications
6 approved pursuant to the provisions of Section 1120 of this title
7 shall be registered on a staggered system monthly basis.

8 3. Applicants seeking to establish Oklahoma as the base
9 jurisdiction for registering apportioned fleet vehicles shall have a
10 one-time option of registering for a period of not less than six (6)
11 months nor greater than eighteen (18) months. Subsequent renewals
12 for these registrants will be for twelve (12) months, expiring on
13 the last day of the month chosen by the registrant under the one-
14 time option as provided herein. In addition, registrants with
15 multiple fleets may designate a different registration month of
16 expiration for each fleet.

17 As used in this section, "fleet" shall have the same meaning as
18 set forth in the International Registration Plan.

19 4. Effective January 1, 2004, all motorcycles and mopeds shall
20 be registered on a staggered system of registration. ~~The Oklahoma~~
21 ~~Tax Commission~~ Service Oklahoma shall notify in writing, prior to
22 December 1, 2003, all owners of motorcycles or mopeds registered as
23 of such date, who shall have a one-time option of registering for a
24 period of not less than three (3) months nor greater than fifteen

1 (15) months. Subsequent renewals for these registrants will be for
2 twelve (12) months, expiring on the last day of the month chosen by
3 the registrant under the one-time option as provided herein. All
4 motorcycles and mopeds registered pursuant to new applications
5 received on or after December 1, 2003, shall also be registered
6 pursuant to the provisions of this paragraph.

7 5. Any three or more commercial vehicles owned by the same
8 person and previously registered in this state may be registered at
9 the same time regardless of the month or months in which they were
10 previously registered. The month in which the commercial vehicles
11 are newly registered shall be the month in which their registration
12 is renewed annually. If a commercial vehicle is registered pursuant
13 to this paragraph in the same calendar year in which it was
14 previously registered, license and registration fees shall be
15 prorated to account for the difference between the previous renewal
16 month and the new renewal month and those fees shall be due at the
17 time of registration pursuant to this paragraph.

18 C. The following penalties shall apply for delinquent
19 registration fees:

20 1. For fleet vehicles required to be registered pursuant to the
21 provisions of Section 1120 of this title for which a properly
22 completed application for registration has not been received by the
23 Corporation Commission by the last day of the month following the
24 registration expiration date, a penalty of thirty percent (30%) of

1 the Oklahoma portion of the annual registration fee, or Two Hundred
2 Dollars (\$200.00), whichever is greater, shall be assessed. The
3 license and registration cards issued by the Corporation Commission
4 for each fleet vehicle shall be valid until two (2) months after the
5 registration expiration date;

6 2. For commercial vehicles registered under the provisions of
7 subsection B of this section, except those vehicles registered
8 pursuant to Section 1133.1 of this title, a penalty shall be
9 assessed after the last day of the month following the registration
10 expiration date. A penalty of twenty-five cents (\$0.25) per day
11 shall be added to the license fee of such vehicle and shall accrue
12 for one (1) month. Thereafter, the penalty shall be thirty percent
13 (30%) of the annual registration fee, or Two Hundred Dollars
14 (\$200.00), whichever is greater;

15 3. For new or used manufactured homes, not registered within
16 thirty (30) days from date of purchase or date such manufactured
17 home was brought into this state, a penalty equal to the
18 registration fee shall be assessed; or

19 4. For all vehicles a penalty shall be assessed after the last
20 day of the month following the expiration date and no penalty shall
21 be waived by ~~the Oklahoma Tax Commission~~ Service Oklahoma or any
22 ~~motor license agent~~ licensed operator except as provided for in
23 subsection H of Section 1133 , subsection C of Section 1127 of this
24 title, or when the vehicle was stolen as certified by a police

1 report or other documentation as required by ~~the Oklahoma Tax~~
2 ~~Commission~~ Service Oklahoma. A penalty of One Dollar (\$1.00) per
3 day shall be added to the license fee of such vehicle, provided that
4 the penalty shall not exceed One Hundred Dollars (\$100.00). Of each
5 dollar penalty collected pursuant to this subsection:

6 a. twenty-one cents (\$0.21) shall be apportioned as
7 provided in Section 1104 of this title,

8 b. twenty-one cents (\$0.21) shall be retained by the
9 ~~motor license agent~~ licensed operator, and

10 c. fifty-eight cents (\$0.58) shall be deposited in the
11 General Revenue Fund.

12 D. In addition to all other penalties provided in the Oklahoma
13 Vehicle License and Registration Act, the following penalties shall
14 be imposed and collected by any Enforcement Officer of the
15 Corporation Commission upon finding any commercial vehicle being
16 operated in violation of the provisions of the Oklahoma Vehicle
17 License and Registration Act.

18 The penalties shall apply to any commercial vehicle found to be
19 operating in violation of the following provisions:

20 1. A penalty of not less than Fifty Dollars (\$50.00) shall be
21 imposed upon any person found to be operating a commercial vehicle
22 sixty (60) days after the end of the month in which the license
23 plate or registration credentials expire without the current year
24 license plate or registration credential displayed. Such penalty

1 shall not exceed the amount established by the Corporation
2 Commission pursuant to the provisions of subsection A of Section
3 1167 of this title. Revenue from such penalties shall be
4 apportioned as provided in Section 1167 of this title;

5 2. A penalty of not less than Fifty Dollars (\$50.00) shall be
6 imposed for any person operating a commercial vehicle subject to the
7 provisions of Section 1120 or Section 1133 of this title without the
8 proper display of, or, carrying in such commercial vehicle, the
9 identification credentials issued by the Corporation Commission as
10 evidence of payment of the fee or tax as provided in Section 1120 or
11 Section 1133 of this title. Such penalty shall not exceed the
12 amount established by the Corporation Commission pursuant to the
13 provisions of subsection A of Section 1167 of this title. Revenue
14 from such penalties shall be apportioned as provided in Section 1167
15 of this title; and

16 3. A penalty of not less than One Hundred Dollars (\$100.00)
17 shall be imposed for any person that fails to register any
18 commercial vehicle subject to the Oklahoma Vehicle License and
19 Registration Act. Such penalty shall not exceed the amount
20 established by the Corporation Commission pursuant to the provisions
21 of subsection A of Section 1167 of this title. Revenue from such
22 penalties shall be apportioned as provided in Section 1167 of this
23 title.

24

1 E. ~~The Tax Commission~~ Service Oklahoma, or the Corporation
2 Commission with respect to vehicles registered under Section 1120 or
3 Section 1133 of this title, shall assess the registration fees and
4 penalties for the year or years a vehicle was not registered. For
5 vehicles not registered for two (2) or more years, the registration
6 fees and penalties shall be due only for the current year and one
7 (1) previous year.

8 F. In addition to any other penalty prescribed by law, there
9 shall be a penalty of not less than Twenty Dollars (\$20.00) upon a
10 finding by an enforcement officer that:

11 1. The registration of a vehicle registered pursuant to Section
12 1132 of this title is expired and it is sixty (60) or more days
13 after the end of the month of expiration; or

14 2. The registration fees for a vehicle that is subject to the
15 registration fees pursuant to Section 1132 of this title have not
16 been paid.

17 Such penalty shall not exceed the amount established by the
18 Corporation Commission pursuant to the provisions of subsection A of
19 Section 1167 of this title. Revenue from such penalties shall be
20 apportioned as provided in Section 1167 of this title.

21 G. If a vehicle is donated to a nonprofit charitable
22 organization, the nonprofit charitable organization shall be exempt
23 from paying any current or past due registration fees, excise tax,
24 transfer fees, and penalties and interest. However, after the

1 donation, if the person donating the vehicle, or someone on behalf
2 of such person, purchases the same vehicle back from the nonprofit
3 charitable organization to which the vehicle was donated, such
4 person shall be liable for all current and past-due registration
5 fees, excise tax, title or transfer fees, and penalties and interest
6 on such vehicle.

7 SECTION 127. AMENDATORY 47 O.S. 2021, Section 1115.3, is
8 amended to read as follows:

9 Section 1115.3 A. Except as otherwise provided by this
10 section, all-terrain vehicles, utility vehicles and motorcycles used
11 exclusively off roads or highways shall be registered once with ~~the~~
12 ~~Oklahoma Tax Commission~~ Service Oklahoma within thirty (30) days
13 after purchase.

14 B. For all-terrain vehicles or motorcycles used exclusively off
15 roads or highways purchased prior to July 1, 2005, registration, as
16 otherwise required by Section 1115 of this title, shall not be
17 required, but shall be allowed at the option of the owner of the
18 all-terrain vehicle or motorcycle used exclusively off roads or
19 highways.

20 C. For utility vehicles used exclusively off roads or highways
21 purchased prior to July 1, 2008, registration, as otherwise required
22 by Section 1115 of this title, shall not be required but shall be
23 allowed at the option of the owner of the utility vehicle used
24 exclusively off roads or highways.

1 D. All-terrain vehicles, utility vehicles or motorcycles used
2 exclusively off roads or highways owned or purchased by a person
3 that possesses an agricultural exemption pursuant to Section 1358.1
4 of Title 68 of the Oklahoma Statutes may be registered as provided
5 by this section, but shall not require registration.

6 E. Vehicles meeting the specifications and description of a
7 street-legal utility vehicle as described in Section ~~±~~ 1-171.1 of
8 this ~~act~~ title shall be required to receive a certificate of
9 registration, license plate and yearly decal before operation on the
10 streets, county roads and state highways.

11 SECTION 128. AMENDATORY 47 O.S. 2021, Section 1116, is
12 amended to read as follows:

13 Section 1116. A. Twelve registration periods shall be
14 established for vehicles required to be registered on a staggered
15 basis. The registration periods shall start on the first day of
16 each calendar month and shall end on the last day of that month.
17 Unless otherwise provided, all such vehicles where the date of
18 execution of transfer of ownership occurs in this state at any time
19 during a calendar month shall be subject to registration and payment
20 of the fee for the registration period commencing the first day of
21 the month of such date of execution of transfer.

22 B. A person who registers more than one vehicle may have all of
23 such vehicles initially registered at the same time or at separate
24 times. Any person who obtains a vehicle may, upon registration,

1 have the registration period adjusted to allow future registration
2 of all such vehicles at the same period or at a different period.

3 C. On and after January 1, 2022, if a physically disabled
4 license plate is issued pursuant to paragraph 3 of subsection B of
5 Section 1135.1 of this title for a vehicle which is subject to the
6 requirements of Section 1132 of this title, the registration periods
7 for the vehicle may be combined into a single registration period.
8 ~~The Oklahoma Tax Commission~~ Service Oklahoma shall determine, by
9 rule, a method for adjusting the twelve-month period.

10 SECTION 129. AMENDATORY 47 O.S. 2021, Section 1117, is
11 amended to read as follows:

12 Section 1117. A. Unless otherwise provided by law, any person
13 purchasing a new or used manufactured home or owning a manufactured
14 home which has not been registered in this state shall register such
15 manufactured home pursuant to the provisions of subsection B of this
16 section and obtain a certificate of title as provided in Section
17 1105 of this title.

18 B. The application for registration and certificate of title
19 shall be made to ~~the Oklahoma Tax Commission~~ Service Oklahoma or to
20 a ~~motor license agent~~ licensed operator. Such application shall be
21 accompanied by the registration fees required by Section 1135 of
22 this title and any penalties thereon. The application for
23 registration and certificate of title shall include:

24 1. The name of the owner of the manufactured home;

- 1 2. The serial number or identification number of the
- 2 manufactured home;
- 3 3. A legal description or address of the location;
- 4 4. The actual retail selling price of the manufactured home
- 5 excluding Oklahoma taxes; and
- 6 5. Any other information which ~~the Tax Commission~~ Service
- 7 Oklahoma deems to be necessary.

8 The application for registration shall also include the school
9 district in which the manufactured home is located or is to be
10 located.

11 Upon the filing of an application for registration and
12 certificate of title, the payment of fees as required by Section
13 1133 of this title, the excise tax as provided for in Section 2104.3
14 of Title 68 of the Oklahoma Statutes and the furnishing of proof
15 satisfactory to ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
16 ~~agent~~ a licensed operator that all ad valorem taxes have been paid,
17 ~~the Tax Commission~~ Service Oklahoma or ~~motor license agent~~ a
18 licensed operator shall assign the manufactured home a distinctive
19 number and shall issue to the owner of the manufactured home a
20 certificate of title, a manufactured home registration receipt,
21 Manufactured Home Registration Decal, a vehicle registration decal
22 and an excise tax receipt. The certificate of title number shall be
23 recorded in the computer data system required by Section 1113 of
24 this title in order to collect and store information concerning the

1 subsequent ad valorem tax payments for such manufactured home. The
2 receipts and Manufactured Home Registration Decal shall be
3 permanently attached to the title by ~~the Tax Commission~~ Service
4 Oklahoma or ~~agent~~ a licensed operator. An excise tax receipt so
5 attached shall constitute evidence of payment of the excise tax
6 required by the provisions of Section 2104.3 of Title 68 of the
7 Oklahoma Statutes. Thereafter, the owner of a manufactured home
8 shall be assessed the ad valorem tax as provided in Section 2801 et
9 seq. of Title 68 of the Oklahoma Statutes. A duplicate Manufactured
10 Home Registration Decal shall be affixed inside the window nearest
11 the front door of the manufactured home before it is moved upon any
12 public roadway.

13 C. If an applicant has satisfactorily shown to ~~the Tax~~
14 ~~Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
15 operator, that the applicant owns the manufactured home sought to be
16 registered, but is unable to produce the documentary evidence of
17 title, ~~the Tax Commission~~ Service Oklahoma or ~~motor license agent~~ a
18 licensed operator may issue a manufactured home registration
19 receipt, Manufactured Home Registration Decal, vehicle registration
20 decal and excise tax receipt to the applicant. In such instances,
21 ~~the Tax Commission~~ Service Oklahoma or ~~motor license agent~~ a
22 licensed operator shall indicate on the receipt given the applicant
23 the reason for not issuing a certificate of title. It shall be the
24 duty of the applicant to immediately take all necessary steps to

1 obtain an Oklahoma certificate of title. It shall be unlawful for
2 such applicant to sell the manufactured home until such title has
3 been obtained by the applicant. After receiving a certificate of
4 title, the applicant shall then take such title, registration and
5 excise tax receipts and Manufactured Home Registration Decal to ~~the~~
6 ~~Tax Commission~~ Service Oklahoma or ~~motor license agent~~ a licensed
7 operator for permanent attachment of the receipts to the title.

8 D. The Department of Public Safety shall issue a permit
9 immediately to the holder of a perfected security interest or
10 licensed representative thereof, if the holder or representative is
11 bonded by the state, to move the manufactured home to a secure
12 location with a repossession affidavit. However, all excise taxes
13 and ad valorem taxes due on such a manufactured home shall be
14 required to be paid within thirty (30) days of the issuance of the
15 permit. A certificate of title for a manufactured home shall not be
16 issued pursuant to a repossession prior to the furnishing of proof
17 satisfactory to ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
18 ~~agent~~ a licensed operator that all ad valorem taxes due have been
19 paid.

20 E. The Department shall issue a permit immediately to a
21 licensed manufactured home dealer to move a trade-in to a secure
22 location with a trade-in affidavit. However, all excise taxes and
23 ad valorem taxes due on such a manufactured home trade-in shall be
24 required to be paid within thirty (30) days of the issuance of the

1 permit. A certificate of title for a manufactured home trade-in
2 shall not be issued prior to the furnishing of proof satisfactory to
3 ~~the Tax Commission Service Oklahoma~~ or a ~~motor license agent~~
4 licensed operator that all ad valorem taxes due have been paid. A
5 receipt evidencing payment of ad valorem taxes for the current year
6 shall constitute satisfactory proof that all ad valorem taxes due
7 have been paid.

8 SECTION 130. AMENDATORY 47 O.S. 2021, Section 1118, is
9 amended to read as follows:

10 Section 1118. A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
11 and ~~motor license agents~~ licensed operators shall issue a
12 certificate of title which conforms to the provisions of Section
13 1117 of this title to any person applying for a certificate of title
14 for a manufactured home.

15 B. ~~The Tax Commission~~ Service Oklahoma shall provide each ~~motor~~
16 ~~license agent~~ licensed operator with a school district map of the
17 county designating the boundaries of each school district and the
18 code number of each district.

19 C. The State Department of Education shall provide ~~the Tax~~
20 ~~Commission~~ Service Oklahoma with a school district map designating
21 the boundaries of each school district and the code number of each
22 district.

23 D. ~~The Tax Commission~~ Service Oklahoma shall not be considered
24 a necessary party to any lawsuit which is instigated for the purpose

1 of determining ownership of a manufactured home, wherein ~~the Tax~~
2 ~~Commission's~~ Service Oklahoma's only involvement would be to issue
3 title, and the court shall issue an order dismissing ~~the Tax~~
4 ~~Commission~~ Service Oklahoma from the pending action.

5 SECTION 131. AMENDATORY 47 O.S. 2021, Section 1119, is
6 amended to read as follows:

7 Section 1119. Upon proper registration and receipt of a
8 certificate of title pursuant to the provisions of Section 1117 of
9 this title by the person owning a new or used manufactured home, ~~the~~
10 ~~Oklahoma Tax Commission~~ Service Oklahoma shall furnish by June 1 and
11 by December 31 of each year to the county assessor in the county in
12 which the manufactured home is or is to be located the following
13 information:

- 14 1. The name of the owner of the manufactured home;
- 15 2. The serial number or identification number of the
16 manufactured home;
- 17 3. The legal description, the address, or the location where
18 the manufactured home is to be located;
- 19 4. The actual retail selling price of the manufactured home,
20 excluding Oklahoma state taxes;
- 21 5. The registration number issued for the manufactured home;
22 and
- 23 6. Any other information necessary to enable the county
24 assessor to list and assess the proper ad valorem tax required by

1 Section 2801 et seq. of Title 68 of the Oklahoma Statutes. If
2 ownership of such a manufactured home has passed by operation of law
3 and a new certificate of title has been issued for such home, ~~the~~
4 ~~Tax Commission~~ Service Oklahoma shall also furnish such information
5 to the appropriate county assessors.

6 SECTION 132. AMENDATORY 47 O.S. 2021, Section 1121, is
7 amended to read as follows:

8 Section 1121. A. When, at the time of registration of any
9 vehicle, payment is made by check for fees and taxes and the check
10 is not paid by the bank on which drawn for any reason, after said
11 check has been presented for payment a second time, such certificate
12 of registration and other such instruments issued at the time of
13 registration of such vehicle shall be invalid. The ~~motor license~~
14 ~~agent~~ licensed operator shall transmit all documents and the
15 dishonored check to ~~the Oklahoma Tax Commission~~ Service Oklahoma for
16 credit to the ~~motor license agent's~~ licensed operator's account.
17 ~~The Commission~~ Service Oklahoma may enter into a contract for the
18 collection of dishonored checks and canceled instruments. In all
19 such cases, such vehicles shall be subject to the license fees and
20 penalties provided in this act as though no attempt to register the
21 vehicle had been made and the ~~motor license agent~~ licensed operator
22 shall charge the person issuing the check a fee of Twenty-five
23 Dollars (\$25.00) for each check to cover the costs of processing
24 each returned check. An individual who subsequently purchases any

1 such vehicle shall not be required, as a condition for registration
2 of the vehicle, to pay any tax, fee or penalty due resulting from
3 the dishonored check.

4 A mortgagee who repossesses any such vehicle shall not be
5 required, as a condition for registration of said vehicle, to pay
6 the dishonored check penalties which had accrued as of the date of
7 such repossession.

8 B. Whenever payment is made by check for any Oklahoma driver
9 license and the check is not paid by the bank on which drawn for any
10 reason, after said check has been presented for payment a second
11 time, such driver license shall be invalid and all driving
12 privileges of the holder of the driver license shall be canceled.
13 The ~~motor license agent~~ licensed operator shall transmit the
14 dishonored check to ~~the Oklahoma Tax Commission~~ Service Oklahoma for
15 credit to the ~~motor license agents~~ licensed operator's account. ~~The~~
16 ~~Commission~~ Service Oklahoma may enter into a contract for the
17 collection of dishonored checks. The ~~motor license agent~~ licensed
18 operator shall charge the person issuing the check a fee of Twenty-
19 five Dollars (\$25.00) for each check to cover the cost of processing
20 each returned check. The ~~motor license agent~~ licensed operator
21 shall transmit a copy of all documents associated with the
22 application and issuance of the driver license and a copy of the
23 dishonored check to the Department of Public Safety.

24

1 SECTION 133. AMENDATORY 47 O.S. 2021, Section 1122, is
2 amended to read as follows:

3 Section 1122. A. Whenever any nonresident owning any motor
4 bus, truck, truck-tractor, trailer or semitrailer, which has been
5 registered under the laws of another state and bears a current
6 registration from such state, brings such vehicle into this state,
7 for the purpose of using the vehicle for hire or other commercial
8 purpose, for a temporary period of time not to exceed ninety (90)
9 days, such person may, immediately after entering this state, upon
10 the filing of an application therefor with ~~the Commission~~ Service
11 Oklahoma, and the payment of a license fee equal to one-eighth (1/8)
12 of the annual license fee required of such vehicle, register same
13 for a period of thirty (30) days in lieu of obtaining an annual
14 registration and license therefor; he may upon payment of one-fourth
15 (1/4) of the annual license fee register it for a period of sixty
16 (60) days or for ninety (90) days upon the payment of three-eighths
17 (3/8) of the annual license fee in lieu of obtaining annual
18 registration and license therefor. Upon failure of any person to
19 obtain or renew this temporary license when first available, the fee
20 due for the remaining portion of the year shall become due and must
21 be paid.

22 B. It will not be necessary for such person to obtain an
23 Oklahoma certificate of title evidencing ownership of such vehicle,
24 if the applicant therefor has been issued a valid certificate of

1 title or ownership for such vehicle by his home state. ~~The~~
2 ~~Commission~~ Service Oklahoma will issue a certificate of registration
3 covering each temporary license provided by the terms of this
4 section.

5 C. Provided, however, that the provisions of this section for
6 temporary licenses shall not apply to the residents of any other
7 state when the laws of such other state do not provide temporary
8 licensing for approximately comparable license fees for vehicles
9 being used in such other state by residents of Oklahoma under the
10 same or substantially similar purposes, terms and conditions; and,
11 provided further that, irrespective of the amount of the temporary
12 license fees provided in this section, the amount of any temporary
13 license fee for a vehicle of a resident of any such state shall be
14 determined and fixed by ~~the Commission~~ Service Oklahoma in the
15 amount, or the approximate total amount, of any license fee and any
16 other taxes, including property and mileage taxes, required by the
17 laws of such other state to be paid by a resident of Oklahoma making
18 the same use of a similar vehicle in such state.

19 SECTION 134. AMENDATORY 47 O.S. 2021, Section 1123, is
20 amended to read as follows:

21 Section 1123. ~~The Oklahoma Tax Commission~~ Service Oklahoma is
22 hereby authorized and empowered to enter into and make reciprocal
23 compacts and agreements when ~~the Commission~~ Service Oklahoma deems
24 same to be in the interest of the residents of the State of

1 Oklahoma, with the proper authorities of other states, concerning
2 all motor vehicles engaged in foreign and interstate commerce upon
3 and over the public highways.

4 Such compacts and agreements shall grant to the residents of
5 other states privileges substantially like and equal to those
6 granted by such states to Oklahoma residents; provided, that such
7 compacts and agreements shall not supersede or suspend any laws,
8 rules or regulations of this state applying to vehicles operated
9 intrastate in this state. Privileges so granted shall extend only
10 to persons who comply with the laws of the state of their residence.
11 Such compacts and agreements shall not operate to supersede or
12 suspend the application of any laws of this state, except insofar as
13 they apply to the payment of vehicle license fees or other motor
14 vehicle taxes charged residents of the states with which such
15 compacts and agreements are made; provided, however, that the power
16 and authority and discretion of the Corporation Commission to make
17 and enforce rules and regulations governing motor carriers for hire,
18 or to grant or deny certificates or permits to motor carriers for
19 hire shall not be superseded or suspended by any such compact and
20 agreement.

21 SECTION 135. AMENDATORY 47 O.S. 2021, Section 1127, is
22 amended to read as follows:

23 Section 1127. A. All vehicles owned by members of the Armed
24 Forces of the United States, the Reserve Corps of the Armed Forces

1 of the United States, and the Oklahoma National Guard or their
2 spouses assigned to duty in this state in compliance with official
3 military or naval orders or owned by the spouse, who resides in
4 Oklahoma, of a member of the Armed Forces of the United States
5 serving in a foreign country, which vehicles are not being used in a
6 trade or business or for any commercial purpose, are hereby
7 classified specially for vehicle license and registration purposes
8 in this state. Any such vehicle which is not registered and
9 licensed for the current year in the state of residence or domicile
10 of the service member, Guardsman, or Reservist or of the spouse
11 owning the vehicle must be registered for the current year in
12 Oklahoma as herein provided, except that any such vehicle which has
13 been licensed in some other state by such service member, Guardsman,
14 Reservist, or spouse while the service member, Guardsman, or
15 Reservist was stationed in the other state may be operated in this
16 state for the remainder of the year or period for which it is
17 licensed. If such vehicle currently is registered with the Armed
18 Forces of the United States rather than being registered in a state
19 and the service member, Guardsman, or Reservist is transferred to a
20 duty station within this state pursuant to military orders, the
21 service member, Guardsman, Reservist, or spouse owning the vehicle
22 shall not be required to register the vehicle in this state for a
23 period of thirty (30) days after the date the service member,
24

1 Guardsman, or Reservist is required to report for duty pursuant to
2 the military.

3 The service member, Guardsman, Reservist, or spouse applying for
4 the registration of any such vehicle shall submit an appropriate
5 statement, to be attached to the vehicle registration application,
6 showing the following: A description of the vehicle owned by the
7 applicant; the state and address of the applicant's legal residence
8 or domicile; and that the applicant or applicant's spouse is
9 actively serving in the Armed Forces of the United States assigned
10 or stationed at a named location in compliance with official
11 military orders. The statement shall be signed by the applicant and
12 certified to by a proper officer of the organization to which the
13 service member, Guardsman, or Reservist is assigned for duty.
14 Provided, in lieu of certification by an officer, the applicant may
15 submit copies of written orders documenting that the service member,
16 Guardsman, or Reservist is actively serving at the time of
17 application for registration. The application shall be accompanied
18 by a registration fee of Fifteen Dollars (\$15.00).

19 B. Any Oklahoma resident who is stationed out of state due to
20 an official assignment of the Armed Forces of the United States or
21 their spouse shall be entitled to register his or her vehicle or
22 vehicles in this state for the same registration fee afforded
23 members of the Armed Forces of the United States assigned to duty in
24 this state pursuant to subsection A of this section. Such Oklahoma

1 resident or their spouse who is stationed out of state due to an
2 official assignment of the Armed Forces of the United States shall
3 be exempt from the vehicle inspection requirements of Section 1105
4 of this title; provided, such Oklahoma resident or his or her spouse
5 who is stationed out of state presents valid documentation
6 acceptable to ~~the Oklahoma Tax Commission~~ Service Oklahoma
7 evidencing that such inspection has been made by an out-of-state
8 authority acceptable to ~~the Tax Commission~~ Service Oklahoma.

9 Any Oklahoma resident who is stationed out of state due to an
10 official assignment of the Armed Forces of the United States may
11 authorize a designated representative to register his or her vehicle
12 or vehicles as provided for in this subsection if the service
13 member, Guardsman, or Reservist is not able to register the vehicle
14 at the appropriate time.

15 C. Any Oklahoma resident who is a member of the Armed Forces of
16 the United States, Reserve Corps of the Armed Forces of the United
17 States or the Oklahoma National Guard stationed outside of the state
18 due to official assignment of the Armed Forces of the United States,
19 or his or her spouse, shall be exempt from the penalties assessed
20 pursuant to paragraph 4 of subsection C of Section 1115, subsection
21 F of Section 1132 and subsection C of Section 1151 of this title for
22 the duration of such official assignment and for a period of sixty
23 (60) days after such assignment ends. If registration is not
24 completed after the sixtieth day, the expiration date and the period

1 for assessment of penalties shall commence on the sixty-first day.
2 The exemption provided for in this section shall be granted only if
3 the service member, Guardsman, Reservist, or spouse registering such
4 vehicle submits an appropriate statement, to be attached to the
5 vehicle registration application, showing the following: A
6 description of the vehicle owned by the applicant; the state and
7 address of the applicant's legal residence or domicile; and that the
8 applicant or applicant's spouse is actively serving in the Armed
9 Forces of the United States assigned or stationed at a named
10 location outside the state in compliance with official military
11 orders. The statement shall be signed by the applicant and
12 certified to by a proper officer of the organization to which the
13 service member, Guardsman, or Reservist is assigned for duty.
14 Provided, in lieu of certification by an officer, the applicant may
15 submit copies of written orders documenting that the service member,
16 Guardsman, or Reservist is actively serving at the time of
17 application for registration.

18 D. The reduced registration fee provided herein shall not apply
19 to vehicles owned by retired members of the Armed Forces, inactive
20 members of the Reserve Corps of the Armed Forces, inactive members
21 of the Oklahoma National Guard and other members and former members
22 of the Armed Forces of the United States who are not actively
23 serving.

24

1 SECTION 136. AMENDATORY 47 O.S. 2021, Section 1128, is
2 amended to read as follows:

3 Section 1128. A. Every person manufacturing or having a
4 contract to sell new vehicles in this state shall file a verified
5 application for a general distinctive number for all new vehicles
6 owned or controlled by the manufacturer or dealer; provided, ~~the~~
7 ~~Oklahoma Tax Commission~~ Service Oklahoma shall issue a license to
8 sell such new motor vehicles only for those types of new vehicles
9 for which the applicant has a sales contract or franchise; provided,
10 further, that no license shall be issued to any applicant that has
11 not complied with the provisions of Sections 561 through 568 of this
12 title and does not hold a current license issued by the Oklahoma
13 Motor Vehicle Commission pursuant thereto. A separate
14 manufacturer's or dealer's license shall be required for each
15 separate county within which such manufacturer or dealer has an
16 established place of business and upon payment of a license fee of
17 Ten Dollars (\$10.00) there shall be assigned and issued to such
18 manufacturer or dealer a Certificate of Registration and one license
19 plate which shall be displayed upon each vehicle of such
20 manufacturer or dealer when same is operated, driven, or displayed
21 on any street, road, or highway, in the same manner as hereinbefore
22 provided for vehicles owned by other persons. Such a manufacturer
23 or dealer in new vehicles may obtain as many additional license
24 plates as may be desired, upon the payment of the sum of Ten Dollars

1 (\$10.00) for each additional plate; provided that no such license
2 plate issued to any manufacturer or dealer shall be used or
3 displayed upon any secondhand or used vehicle, or upon any new
4 vehicle which is used for a service car, or private use, or for
5 hire. Any person, with consent of the dealer, may operate a motor
6 vehicle, with the dealer's tag affixed, while contemplating
7 purchase, so long as this intent is limited to a consecutive
8 seventy-two-hour period, or a weekend. An individual holding a
9 valid salesman's license issued by the Oklahoma Motor Vehicle
10 Commission shall not be subject to this limitation. If such person
11 also buys and sells used vehicles, he shall, after obtaining his new
12 motor vehicle dealer's license from the Oklahoma Motor Vehicle
13 Commission, also obtain a used motor vehicle dealer's license, from
14 the Used Motor Vehicle and Parts Commission, the cost of which shall
15 be as prescribed in Section 1101 et seq. of this title.

16 B. Each dealer and used motor vehicle dealer shall keep a
17 record of the purchase and sale of each motor vehicle he buys or
18 sells, which shall show the name of the seller or buyer as the case
19 may be, and a complete description of the vehicle purchased or sold,
20 and such other information as ~~the Commission~~ Service Oklahoma may
21 prescribe.

22 C. Application for manufacturer's or dealer's license must show
23 that such dealer or manufacturer has not violated any of the
24 provisions of this section; and such license shall be nonassignable;

1 and any such license may be suspended temporarily or revoked by ~~the~~
2 ~~Commission~~ Service Oklahoma for violation or failure to comply with
3 this section; provided, the holder of such license shall be given
4 ten (10) days' notice of hearing to suspend or cancel such license.
5 If any such person subject to any of the licenses required in this
6 section fails to obtain it when due, a penalty of twenty-five cents
7 (\$0.25) per day on each such license shall be charged in the same
8 manner as is now provided on delinquent motor vehicle registrations,
9 and after a period of thirty (30) days such penalty shall be equal
10 to the license fee. It shall be the duty of every person licensed
11 to sell new or used motor vehicles to advise each purchaser in
12 writing about his title requirements and payment of any taxes due.
13 Each used motor vehicle must display a proper Oklahoma license plate
14 or a used dealer's license plate.

15 D. Every person engaged in the business of transporting and
16 delivering new or used vehicles by driving, either singly or by
17 towbar, saddle mount or full mount method, engaging in drive-away
18 operations as defined in Section 3 of Title 85 of the Oklahoma
19 Statutes, or any combination thereof, from the manufacturer or
20 shipper to the dealer or consignee and using the public highways of
21 this state shall file with ~~the Commission~~ Service Oklahoma a
22 verified application for in-transit license plates to identify such
23 vehicles. The application shall provide for a general distinctive
24 number for all vehicles so transported. Upon payment of a license

1 fee of Ten Dollars (\$10.00) there shall be assigned and issued to
2 such person one in-transit plate. Such in-transit plate shall be
3 used by such person only on vehicles when so transported. Such
4 person may obtain as many additional in-transit plates as desired
5 upon payment of a fee of Ten Dollars (\$10.00) for each additional
6 plate. Provided, a used motor vehicle dealer shall use a used
7 dealer license plate in lieu of the in-transit license plate for
8 transporting a used motor vehicle and, in such cases, shall be
9 exempt from making application for an in-transit license plate.
10 Provided further, only a person who possesses a valid motor carrier
11 authority issued by the Federal Motor Carrier Safety Administration,
12 or a valid for-hire authority issued by the Corporation Commission
13 may use the in-transit license plates obtained by them as herein
14 authorized for transporting new or used manufactured homes from one
15 location to another location within Oklahoma or from a point in
16 another state to a point in this state. Nothing contained in this
17 section shall relieve any person from the payment of license fees
18 otherwise provided by law. When ~~the Commission~~ Service Oklahoma
19 deems it advisable and in the public interest, it may require the
20 holder of any in-transit license, or any person making application
21 therefor, to file a proper surety bond in any amount it deems
22 proper, not to exceed Ten Thousand Dollars (\$10,000.00).

23 E. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall issue
24 dealer licenses to new and used manufactured home dealers, new and

1 used travel trailer dealers and new and used commercial trailer
2 dealers.

3 F. All licenses provided for in this section shall expire on
4 December 31 of each year.

5 SECTION 137. AMENDATORY 47 O.S. 2021, Section 1129, is
6 amended to read as follows:

7 Section 1129. A. Special mobilized machinery shall not be
8 subject to any section or provision of the Oklahoma Vehicle License
9 and Registration Act, Section 1101 et seq. of this title, except the
10 provisions of this section.

11 Special mobilized machinery shall be permitted on the use of the
12 highways of this state when proper registration and permits, as
13 provided in this section, are in the possession of the operator.

14 B. Owners of qualifying equipment hereunder may elect to
15 register such equipment either under this section or under other
16 applicable provisions of this act. Application covering qualifying
17 equipment may be made to ~~the Oklahoma Tax Commission~~ Service
18 Oklahoma or their authorized ~~agents~~ licensed operators for
19 registering special mobilized machinery. Upon payment of a
20 registration fee of Twenty-five Dollars (\$25.00), the applicant
21 shall be granted a certificate of registration in acknowledgment of
22 qualification by ~~the Commission~~ Service Oklahoma. The certificate
23 of registration must at all times be carried with the equipment and
24 be available for inspection by an investigating officer.

1 C. In addition to the registration fee, ~~the Commission Service~~
2 Oklahoma shall collect at time of registration an additional fee of
3 Five Hundred Fifty Dollars (\$550.00) per unit for equipment
4 qualifying under the terms of this section. This fee of Five
5 Hundred Fifty Dollars (\$550.00) shall include the constitutional ad
6 valorem tax and shall be allocated by ~~the Commission Service~~
7 Oklahoma in the same manner and percentage as registration and
8 permit fees are presently allocated under the provisions of this
9 act. Payment of this fee shall be due on January 1 of each calendar
10 year and must be paid in no event later than February 1 of each
11 calendar year. The penalty for noncompliance with this provision
12 shall be a double fee in the amount of One Thousand One Hundred
13 Dollars (\$1,100.00). For qualifying equipment purchased during the
14 calendar year, ~~the Commission Service~~ Oklahoma shall collect a fee
15 which shall be pro rata of the annual fee as hereinbefore defined.
16 Provided, however, the fee for qualifying equipment registered in
17 another state and utilized for emergency or temporary service, not
18 to exceed thirty (30) days, shall be calculated in the same manner
19 as set forth in subsection A of Section 1122 of this title.

20 D. Other provisions of this section relating to registration
21 and other laws of this state relating to registration, fees, or
22 licensing shall not apply to such special mobilized equipment when
23 the same is manufactured in Oklahoma and sold for delivery and
24 exclusive use without the state or when returned temporarily for

1 modification or repair. In addition, the registration, fees, and
2 licensing provisions of the laws of this state shall not apply to
3 special mobilized equipment temporarily brought into the state, with
4 subsequent movement back out of the state, solely for fabrication,
5 repair, testing, alteration, modification, refurbishing, or
6 maintenance. This subsection shall in no way exempt the equipment
7 described herein from the levy of ad valorem taxes.

8 SECTION 138. AMENDATORY 47 O.S. 2021, Section 1130, is
9 amended to read as follows:

10 Section 1130. Any fees received by ~~the Commission~~ Service
11 Oklahoma designated by law to be used for mailing of vehicle title
12 registration or licenses as a result of the vehicle notification
13 program shall be placed to the credit of ~~the Oklahoma Tax Commission~~
14 Service Oklahoma Revolving Fund.

15 SECTION 139. AMENDATORY 47 O.S. 2021, Section 1131, is
16 amended to read as follows:

17 Section 1131. ~~The Oklahoma Tax Commission~~ Service Oklahoma
18 shall annually notify all persons within the state who have a
19 previous registration on record of the period for registration
20 renewal. ~~The Tax Commission~~ Service Oklahoma shall send the
21 notifications to the electronic mail address provided by the person.
22 If a person does not provide an electronic mail address then ~~the Tax~~
23 ~~Commission~~ Service Oklahoma shall notify the person through the
24 mail. The notifications shall contain all necessary information for

1 such registration and licensing including a breakdown of all charges
2 to be paid by the owner and shall contain instructions as to the
3 procedure for renewal upon presentation to a ~~motor license agent~~
4 licensed operator or by return mail to ~~the Commission's~~ Service
5 Oklahoma's state office. The content and form of the notice shall
6 be determined by ~~the Commission~~ Service Oklahoma. Use of a postcard
7 or electronic mail type renewal notice is specifically permitted.
8 ~~The Commission~~ Service Oklahoma shall provide information on its
9 public website instructing persons on the procedure for obtaining an
10 annual notification via electronic mail, outlining all charges and
11 fees associated with the registration of a vehicle, as well as an
12 explanation of the apportionment of vehicle fees and penalties. The
13 cost of mailing shall be One Dollar (\$1.00) for license plates and
14 fifty cents (\$0.50) for decals, titles or other forms or devices
15 provided in this act. Provided, that ~~the Commission~~ Service
16 Oklahoma may adjust any mailing costs as deemed appropriate to allow
17 for increased or additional fees charged by the United States Postal
18 Service.

19 Failure by any applicant to receive notification of renewal as
20 provided by this act shall not excuse the applicant from properly
21 obtaining any registration or license at the proper time by
22 presenting proof of ownership to ~~the Commission's~~ Service Oklahoma's
23 state office or to a ~~motor license agent~~ licensed operator.

24

1 SECTION 140. AMENDATORY 47 O.S. 2021, Section 1132, is
2 amended to read as follows:

3 Section 1132. A. For all vehicles, unless otherwise
4 specifically provided by the Oklahoma Vehicle License and
5 Registration Act, a registration fee shall be assessed at the time
6 of initial registration by the owner and annually thereafter, for
7 the use of the avenues of public access within this state in the
8 following amounts:

9 1. For the first through the fourth year of registration in
10 this state or any other state, Eighty-five Dollars (\$85.00);

11 2. For the fifth through the eighth year of registration in
12 this state or any other state, Seventy-five Dollars (\$75.00);

13 3. For the ninth through the twelfth year of registration in
14 this state or any other state, Fifty-five Dollars (\$55.00);

15 4. For the thirteenth through the sixteenth year of
16 registration in this state or any other state, Thirty-five Dollars
17 (\$35.00); and

18 5. For the seventeenth and any following year of registration
19 in this state or any other state, Fifteen Dollars (\$15.00).

20 The registration fee provided for in this subsection shall be in
21 lieu of all other taxes, general or local, unless otherwise
22 specifically provided.

23 On and after January 1, 2022, if a physically disabled license
24 plate is issued pursuant to paragraph 3 of subsection B of Section

1 1135.1 of this title, any registration fee required for such license
2 plate and the fee required pursuant to this subsection shall be
3 remitted at the same time and subject to a single registration
4 period. Upon receipt of a physically disabled license plate, the
5 standard issue license plate must be surrendered to ~~the Oklahoma Tax~~
6 ~~Commission~~ Service Oklahoma or ~~motor license agent~~ the licensed
7 operator. The physically disabled license plate must be properly
8 displayed as required for a standard issue license plate and will be
9 the sole license plate issued and assigned to the vehicle. ~~The~~
10 ~~Oklahoma Tax Commission~~ Service Oklahoma shall determine, by rule, a
11 method for making required fee adjustments when a physically
12 disabled license plate is obtained during a twelve-month period for
13 which a registration fee has already been remitted pursuant to this
14 subsection. The combination of fees in a single remittance shall
15 not alter the apportionment otherwise provided for by law.

16 B. For all-terrain vehicles and motorcycles used exclusively
17 for use off roads or highways purchased on or after July 1, 2005,
18 and for all-terrain vehicles and motorcycles used exclusively for
19 use off roads or highways purchased prior to July 1, 2005, which the
20 owner chooses to register pursuant to the provisions of Section
21 1115.3 of this title, an initial and nonrecurring registration fee
22 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
23 registration by the owner. Nine Dollars (\$9.00) of the registration
24 fee shall be deposited in the Oklahoma Tax Commission Reimbursement

1 Fund through December 31, 2022, and beginning January 1, 2023, this
2 fee shall be deposited in the Service Oklahoma Reimbursement Fund.

3 Two Dollars (\$2.00) of the registration fee shall be retained by the
4 ~~motor license agent~~ licensed operator. The fees required by
5 subsection A of this section shall not be required for all-terrain
6 vehicles or motorcycles used exclusively off roads and highways.

7 C. For utility vehicles used exclusively for use off roads or
8 highways purchased on or after July 1, 2008, and for utility
9 vehicles used exclusively for use off roads or highways purchased
10 prior to July 1, 2008, which the owner chooses to register pursuant
11 to the provisions of Section 1115.3 of this title, an initial and
12 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
13 assessed at the time of initial registration by the owner. Nine
14 Dollars (\$9.00) of the registration fee shall be deposited in the
15 Oklahoma Tax Commission Reimbursement Fund through December 31,
16 2022, and beginning January 1, 2023, this fee shall be deposited in
17 the Service Oklahoma Reimbursement Fund. Two Dollars (\$2.00) of the
18 registration fee shall be retained by the ~~motor license agent~~
19 licensed operator. The fees required by subsection A of this
20 section shall not be required for utility vehicles used exclusively
21 off roads and highways.

22 D. There shall be a credit allowed with respect to the fee for
23 registration of a new vehicle which is a replacement for:
24

1 1. A new original vehicle which is stolen from the
2 purchaser/registrant within ninety (90) days of the date of purchase
3 of the original vehicle as certified by a police report or other
4 documentation as required by ~~the Oklahoma Tax Commission~~ Service
5 Oklahoma; or

6 2. A defective new original vehicle returned by the
7 purchaser/registrant to the seller within six (6) months of the date
8 of purchase of the defective new original vehicle as certified by
9 the manufacturer.

10 The credit shall be in the amount of the fee for registration
11 which was paid for the new original vehicle and shall be applied to
12 the registration fee for the replacement vehicle. In no event will
13 the credit be refunded.

14 E. Upon every transfer or change of ownership of a vehicle, the
15 new owner shall obtain title for and, except in the case of salvage
16 vehicles and manufactured homes, register the vehicle within thirty
17 (30) days of change of ownership and pay a transfer fee of Fifteen
18 Dollars (\$15.00) in addition to any other fees provided for in the
19 Oklahoma Vehicle License and Registration Act. No new decal shall
20 be issued to the registrant. Thereafter, the owner shall register
21 the vehicle annually on the anniversary date of its initial
22 registration in this state and shall pay the fees provided in
23 subsection A of this section and receive a decal evidencing such
24

1 payment. Provided, used motor vehicle dealers shall be exempt from
2 the provisions of this section.

3 F. In the event a new or used vehicle is not registered, titled
4 and tagged within thirty (30) days from the date of transfer of
5 ownership, the penalty for the failure of the owner of the vehicle
6 to register the vehicle within thirty (30) days shall be One Dollar
7 (\$1.00) per day, provided that in no event shall the penalty exceed
8 One Hundred Dollars (\$100.00). No penalty shall be waived by ~~the~~
9 ~~Oklahoma Tax Commission~~ Service Oklahoma or any ~~motor license agent~~
10 licensed operator except as provided in subsection C of Section 1127
11 of this title. Of each dollar penalty collected pursuant to this
12 subsection:

- 13 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
14 Section 1104 of this title;
- 15 2. Twenty-one cents (\$0.21) shall be retained by the ~~motor~~
16 ~~license agent~~ licensed operator; and
- 17 3. Fifty-eight cents (\$0.58) shall be deposited in the General
18 Revenue Fund.

19 SECTION 141. AMENDATORY 47 O.S. 2021, Section 1132.1, is
20 amended to read as follows:

21 Section 1132.1 A. There is levied and there shall be paid to
22 ~~the Oklahoma Tax Commission~~ Service Oklahoma a fee of Three Dollars
23 (\$3.00) upon every vehicle to be registered or licensed, except for
24 those licensed pursuant to subsection (c) of Section 1210.34 of

1 Title 70 of the Oklahoma Statutes. Said fee shall accrue and shall
2 be collectible upon each vehicle under the same circumstances and
3 shall be payable in the same manner and times as apply to vehicle
4 licenses and registrations under the provisions of the Oklahoma
5 Vehicle License and Registration Act; provided, said fee shall be
6 paid in full for the then current year at the time any vehicle is
7 first registered in a calendar year.

8 B. Two-thirds of the monies collected pursuant to this section
9 shall be transferred by ~~the Tax Commission~~ Service Oklahoma each
10 month to the State Treasurer for deposit in the General Revenue
11 Fund. For the fiscal year beginning July 1, 1999, of the remaining
12 one-third of the monies collected pursuant to this section each
13 fiscal year, the first Four Hundred Thousand Dollars (\$400,000.00)
14 shall be transferred by ~~the Tax Commission~~ Service Oklahoma to the
15 State Treasurer for deposit in the Motor Vehicle Driver Education
16 Revolving Fund created in Section 2 of this act and any amount in
17 excess of Four Hundred Thousand Dollars (\$400,000.00) shall be
18 transferred by ~~the Tax Commission~~ Service Oklahoma to the State
19 Treasurer for deposit in the General Revenue Fund. For the fiscal
20 year beginning July 1, 2000, and for each fiscal year thereafter, of
21 the remaining one-third of the monies collected pursuant to this
22 section each fiscal year, the first Nine Hundred Thousand Dollars
23 (\$900,000.00) shall be transferred by ~~the Tax Commission~~ Service
24 Oklahoma to the State Treasurer for deposit in the Motor Vehicle

1 Driver Education Revolving Fund created in Section 2 of this act and
2 any amount in excess of Nine Hundred Thousand Dollars (\$900,000.00)
3 shall be transferred by ~~the Tax Commission~~ Service Oklahoma to the
4 State Treasurer for deposit in the General Revenue Fund.

5 C. The collection and payment of said fee shall be a
6 prerequisite to license or registration of any vehicle, except for
7 those licensed pursuant to subsection (c) of Section 1210.34 of
8 Title 70 of the Oklahoma Statutes.

9 SECTION 142. AMENDATORY 47 O.S. 2021, Section 1132.4, is
10 amended to read as follows:

11 Section 1132.4 A. In addition to other vehicle registration
12 fees specified by law, there is levied and there shall be paid to
13 ~~the Oklahoma Tax Commission~~ Service Oklahoma a fee of One Dollar
14 (\$1.00) upon every vehicle to be registered. The fee shall accrue
15 and shall be collectible upon each vehicle under the same
16 circumstances and shall be payable in the same manner and times as
17 apply to vehicle registrations under the provisions of the Oklahoma
18 Vehicle License and Registration Act; provided, the fee shall be
19 paid in full for the then current year at the time any vehicle is
20 first registered in a calendar year.

21 B. Revenue from the fee levied in subsection A of this section
22 shall be apportioned as follows:

23 1. Fifty percent (50%) of the revenues shall be credited to the
24 General Revenue Fund in the State Treasury; and

1 2. Fifty percent (50%) of the revenues shall be deposited to
2 the Oklahoma Law Enforcement Retirement Fund; provided, the first
3 Eight Hundred Fifty Thousand Dollars (\$850,000.00) of the revenues
4 apportioned pursuant to the provisions of this paragraph each fiscal
5 year shall be deposited to the Department of Public Safety Patrol
6 Vehicle Revolving Fund created in Section 2-143 of this title for
7 the purpose of purchasing patrol vehicles and aircraft.

8 C. The collection and payment of the fees specified in this
9 section shall be a prerequisite to license or registration of any
10 vehicles.

11 SECTION 143. AMENDATORY 47 O.S. 2021, Section 1132.5, is
12 amended to read as follows:

13 Section 1132.5 A. In addition to other vehicle registration
14 fees specified by law, beginning September 1, 2003, through August
15 30, 2005, there is levied and there shall be paid to ~~the Oklahoma~~
16 ~~Tax Commission~~ Service Oklahoma a fee of Two Dollars (\$2.00) upon
17 every vehicle to be registered. The fee shall accrue and shall be
18 collectible upon each vehicle under the same circumstances and shall
19 be payable in the same manner and times as apply to vehicle
20 registrations under the provisions of the Oklahoma Vehicle License
21 and Registration Act; provided, the fee shall be paid in full for
22 the then current year at the time any vehicle is first registered in
23 a calendar year.

24

1 B. Revenue from the fee levied in subsection A of this section
2 shall be transferred each month to the Department of Public Safety
3 for deposit in the Department of Public Safety Revolving Fund.

4 C. The collection and payment of the fee specified in this
5 section shall be a prerequisite to licensing or registration of any
6 vehicles.

7 SECTION 144. AMENDATORY 47 O.S. 2021, Section 1132.6, is
8 amended to read as follows:

9 Section 1132.6 A. In addition to other vehicle registration
10 fees specified by law, there is levied and there shall be paid to
11 ~~the Oklahoma Tax Commission~~ Service Oklahoma a fee of Three Dollars
12 (\$3.00) upon every motorcycle registered pursuant to Section 1132 of
13 Title 47 of the Oklahoma Statutes for use on roads and highways.
14 The fee shall accrue and shall be collectible upon each motorcycle
15 registered for use on roads and highways under the same
16 circumstances and shall be payable in the same manner and times as
17 apply to the registration of motorcycles for use on roads and
18 highways under the provisions of the Oklahoma Vehicle License and
19 Registration Act; provided, the fee shall be paid in full for the
20 then current year at the time any vehicle is first registered in a
21 calendar year.

22 B. Revenue from the fee levied in subsection A of this section
23 shall be transferred each month to the Department of Public Safety
24 for deposit in the Motorcycle Safety and Education Program Revolving

1 Fund created pursuant to Section 40-123 of Title 47 of the Oklahoma
2 Statutes.

3 C. The collection and payment of the fee specified in this
4 section shall be a prerequisite to licensing or registration of any
5 motorcycle.

6 SECTION 145. AMENDATORY 47 O.S. 2021, Section 1132.7, is
7 amended to read as follows:

8 Section 1132.7 A. In addition to other vehicle registration
9 fees specified by law, for the year beginning January 1, 2018, and
10 for each year thereafter, there is hereby levied and there shall be
11 paid to ~~the Oklahoma Tax Commission~~ Service Oklahoma a Motor Fuels
12 Tax Fee of:

13 1. One Hundred Dollars (\$100.00) upon every electric-drive
14 motor vehicle to be registered; and

15 2. Thirty Dollars (\$30.00) upon every hybrid-drive motor
16 vehicle to be registered.

17 The fee shall accrue and shall be collectible upon each
18 electric-drive motor vehicle and hybrid-drive motor vehicle under
19 the same circumstances and shall be payable in the same manner and
20 times as apply to vehicle registrations under the provisions of the
21 Oklahoma Vehicle License and Registration Act; provided, the fee
22 shall be paid in full for the then current year at the time any
23 electric-drive motor vehicle or hybrid-drive motor vehicle is first
24 registered in a calendar year.

1 B. The collection and payment of the fee specified in this
2 section shall be a prerequisite to licensing or registration of any
3 electric-drive motor vehicle or hybrid-drive motor vehicle.

4 C. Revenue from the fee provided for in subsection A of this
5 section shall be deposited in the State Treasury to the credit of
6 the State Highway Construction and Maintenance Fund created in
7 Section 1501 of Title 69 of the Oklahoma Statutes.

8 D. For purposes of this section:

9 1. "Electric-drive motor vehicle" means a vehicle subject to a
10 registration fee as provided for in subsection A of Section 1132 of
11 ~~Title 47 of the Oklahoma Statutes~~ this title that is propelled
12 solely by electrical energy and is not capable of using gasoline,
13 diesel or any other fuel for propulsion; and

14 2. "Hybrid-drive motor vehicle" means a vehicle subject to a
15 registration fee as provided for in subsection A of Section 1132 of
16 ~~Title 47 of the Oklahoma Statutes~~ this title that is capable of
17 being propelled at least in part by electrical energy through the
18 use of a battery storage system of at least four (4) kilowatt-hours,
19 is capable of being recharged from an external source of electricity
20 and is also capable of using gasoline, diesel fuel or alternative
21 fuel to propel the vehicle.

22 SECTION 146. AMENDATORY 47 O.S. 2021, Section 1132A, is
23 amended to read as follows:

1 Section 1132A. A. In any online system which provides a
2 service that a ~~motor license agent~~ licensed operator is authorized
3 to provide pursuant to the Oklahoma Vehicle License and Registration
4 Act there shall include a step where the individual shall select a
5 ~~motor license agent~~ licensed operator in the state to process any
6 online transaction.

7 Said ~~motor license agent~~ licensed operator as defined in Section
8 1102 of this title does not include ~~the Oklahoma Tax Commission~~
9 Service Oklahoma. Any ~~motor license agent~~ licensed operator fees
10 collected by a state agency shall be deposited into the General
11 Revenue Fund.

12 B. ~~Motor license agents~~ Licensed operators selected as provided
13 in subsection A of this section shall receive all fees provided by
14 the Oklahoma Vehicle License and Registration Act; provided, the
15 amount of fees remitted to the ~~motor license agent~~ licensed operator
16 for each online transaction processed by the ~~motor license agent~~
17 licensed operator through any online system shall be reduced by One
18 Dollar and fifty-six cents (\$1.56).

19 C. The selection step required pursuant to subsection A of this
20 section shall be installed and operational no later than January 1,
21 2021.

22 SECTION 147. AMENDATORY 47 O.S. 2021, Section 1132B, is
23 amended to read as follows:

24

1 Section 1132B. A. If any service or transaction which a ~~motor~~
2 ~~license agent~~ licensed operator is authorized by law to provide is
3 administered through any state agency by means of an electronic
4 transaction or online system, such agency shall include a step where
5 the individual must select between any ~~motor license agent~~ licensed
6 operator in the state and the agency for processing the service or
7 transaction. This section shall not apply to registrations
8 processed pursuant to Section 1120 of Title 47 of the Oklahoma
9 Statutes.

10 B. ~~Motor license agents~~ Licensed operators selected as provided
11 in subsection A of this section shall receive all fees provided by
12 statute for the service or transaction processed by the ~~motor~~
13 ~~license agent~~ licensed operator through any electronic transaction
14 or online system administered by a state agency.

15 SECTION 148. AMENDATORY 47 O.S. 2021, Section 1133.3, is
16 amended to read as follows:

17 Section 1133.3 At the option of the owner, ~~the Oklahoma Tax~~
18 ~~Commission~~ Service Oklahoma is authorized to register boat trailers
19 and utility-type trailers, which are not being utilized in a
20 commercial capacity, on an annual basis for a fee of One Dollar
21 (\$1.00).

22 SECTION 149. AMENDATORY 47 O.S. 2021, Section 1134, is
23 amended to read as follows:

24

1 Section 1134. A. Upon each pickup, truck or truck-tractor
2 owned and operated by one or more farmers and used primarily for
3 farm use, and not for commercial or industrial purposes, the license
4 fee shall be Thirty Dollars (\$30.00). As used in this section, the
5 term "pickup" shall mean a small, light truck with an open back or
6 box used for hauling and designed primarily for the carrying of
7 property rather than people. The term "truck" shall mean a motor
8 vehicle designed or converted primarily for carrying or hauling farm
9 commodities, property, livestock, or equipment, rather than people.

10 B. The fees assessed pursuant to this section shall not apply
11 to trailers or semitrailers or combinations thereof used primarily
12 for farm use and for the transportation of products of the farm by
13 the producer thereof. Such fee shall not apply to any trailer or
14 semitrailer or combinations thereof when used primarily for the
15 transportation of any article or articles owned by the operator of
16 the trailer or semitrailer or combinations thereof and not used in
17 the furtherance of or incident to any commercial or industrial
18 enterprise. The provisions of Section 1134.2 of this title shall
19 apply to any trailers or semitrailers when used primarily for the
20 transportation of logs, ties, stave bolts and posts, direct from
21 forest to sawmill.

22 C. For the purpose of this section, a trailer or semitrailer or
23 combination thereof owned by a farmer and used primarily for the
24 purpose of transporting farm products to market or for the purpose

1 of transporting to the farm material or things to be used thereon,
2 and not for commercial or industrial purposes, may be registered for
3 One Dollar (\$1.00); provided, any such trailer used by the holder of
4 a certificate of convenience and necessity issued by the Oklahoma
5 Corporation Commission or the Interstate Commerce Commission shall
6 be conclusively presumed to be used in and for a commercial use, and
7 must be licensed as such, paying the license fees provided in
8 Section 1133 of this title.

9 D. Before a party shall be allowed to purchase a license plate
10 or claim an exception or exemption under this section, the party
11 shall:

12 1. Show an income tax Schedule F for the preceding year; or

13 2. Present a valid exemption card issued pursuant to the
14 provisions of Section 1358.1 of Title 68 of the Oklahoma Statutes.

15 A violation shall be grounds for revocation of driver's license.
16 Any person who signs the affidavit as required by this section when
17 the person does not believe that the information in the affidavit is
18 true or knows it is not true, upon conviction, shall be guilty of
19 perjury and shall be punished as provided for by law.

20 E. Any person owning a truck upon which the farm truck license
21 fee has been paid in Oklahoma for the current year and whose truck
22 may be needed during grain harvests or other seasonal farming
23 activities for hauling farm products other than his or her own, or
24 for hauling gravel, shale or other road materials for rural roads,

1 may make application with ~~the Oklahoma Tax Commission~~ Service
2 Oklahoma for a short term commercial license for such truck for a
3 period of time not to exceed ninety (90) days as provided for in
4 subsection F of this section, or may make application in accordance
5 with the Motor Carrier Harvest Permit Act of 2006 if applicable.

6 F. Upon such application, ~~the Tax Commission~~ Service Oklahoma
7 shall issue a temporary commercial truck license and register the
8 truck upon payment of the following fees:

9 1. For thirty (30) days a fee equal to one-eighth (1/8) of the
10 annual commercial license fee required for such truck.

11 2. For sixty (60) days a fee equal to one-fourth (1/4) of the
12 annual commercial license fee required for such truck.

13 3. For ninety (90) days a fee equal to three-eighths (3/8) of
14 the annual commercial license fee required for such truck.

15 G. Provided, however, the provisions of this section shall not
16 apply to the transportation of persons or property for hire.

17 SECTION 150. AMENDATORY 47 O.S. 2021, Section 1134.1, is
18 amended to read as follows:

19 Section 1134.1 The following license fees shall be paid
20 annually to ~~the Oklahoma Tax Commission~~ Service Oklahoma or the
21 Oklahoma Corporation Commission, as applicable, upon the
22 registration of the following vehicles;
23
24

1 1. For each taxicab with a seating capacity of ten (10) or less
2 people, the license fee shall be Twenty-five Dollars (\$25.00) and
3 paid to ~~the Oklahoma Tax Commission~~ Service Oklahoma;

4 2. For each school bus privately owned and used exclusively for
5 transporting school children, the fee shall be based on seating
6 capacity. For each such school bus with a seating capacity of
7 fifteen (15) or less people, the fee shall be Twenty Dollars
8 (\$20.00). For each such school bus with a seating capacity of more
9 than fifteen (15) people, the fee shall be Twenty-five Dollars
10 (\$25.00) and paid to ~~the Oklahoma Tax Commission~~ Service Oklahoma;

11 3. For each intercity motor bus, the fee shall be based on
12 seating capacity and paid to ~~the Oklahoma Tax Commission~~ Service
13 Oklahoma, or for those buses registered under Section 1120 of this
14 title, paid to the Oklahoma Corporation Commission. For each
15 intercity motor bus with a seating capacity of eleven (11) or less
16 people, the fee shall be Seven Dollars and fifty cents (\$7.50) per
17 seat. For each intercity motor bus with a seating capacity of over
18 eleven (11) but not more than twenty-three (23) people, the fee
19 shall be Nine Dollars (\$9.00) per seat. For each intercity motor
20 bus with a seating capacity of more than twenty-three (23) people,
21 the fee shall be Ten Dollars (\$10.00) per seat. The seating
22 capacity shall be determined by the number of seats available for
23 passengers where separate seats are used, or by allowing sixteen
24 (16) inches of seating space where separate seats are not used.

1 Provided, that upon all intercity motor buses the license fees
2 provided herein shall after the first year's registration in this or
3 any other state be assessed at eighty percent (80%) of the fee
4 computed and assessed as provided herein; and thereafter shall be
5 assessed at eighty percent (80%) of the previous year's fee so
6 computed for seven (7) successive years, but in no event shall the
7 fee be thus reduced below Ten Dollars (\$10.00). Provided, that ~~the~~
8 ~~Commission~~ Service Oklahoma shall issue intercity motor bus
9 registration certificates for motor buses having a seating capacity
10 of not exceeding five (5) seats upon application and payment of
11 necessary fee without further requirements;

12 4. For each intracity motor bus, the fee shall be based on
13 seating capacity and paid to ~~the Oklahoma Tax Commission~~ Service
14 Oklahoma. For each intracity motor bus having a seating capacity of
15 not to exceed eight (8) people, the fee shall be Forty Dollars
16 (\$40.00). For each intracity motor bus having a seating capacity in
17 excess of eight (8) and not more than fifteen (15) people, the fee
18 shall be Five Dollars (\$5.00) per seat. For each intracity motor
19 bus having a seating capacity in excess of fifteen (15) and not more
20 than twenty-five (25) people, the fee shall be Six Dollars (\$6.00)
21 per seat. For each intracity motor bus having a seating capacity in
22 excess of twenty-five (25) people, the fee shall be Seven Dollars
23 (\$7.00) per seat. Provided that after the first year's registration
24 of any intracity bus in this or any other state, the license fee

1 thereon shall be assessed at eighty percent (80%) of the fee
2 computed and assessed for the first year, and thereafter, the fee
3 shall be assessed and computed at eighty percent (80%) of the
4 previous year's fee, and shall be so computed and assessed for the
5 next seven (7) consecutive years, after the first year; provided
6 further, that the fee shall not be reduced to less than Twenty-five
7 Dollars (\$25.00).

8 SECTION 151. AMENDATORY 47 O.S. 2021, Section 1134.2, is
9 amended to read as follows:

10 Section 1134.2 A. For each motor vehicle used primarily for
11 the purpose of transporting unfinished and unprocessed forest
12 products, logs, ties, stave bolts and posts, originating and
13 produced in this state from the point of production or harvesting to
14 the point at which they shall first undergo any processing,
15 preparation for processing, conversion or transformation from their
16 raw or natural state, the annual license fee shall be Two Hundred
17 Fifty Dollars (\$250.00).

18 B. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design
19 appropriate license plates for all vehicles registered pursuant to
20 the provisions of this section. Such license plates shall be
21 permanent in nature and shall be designed in such manner as to
22 remain with the vehicle for the duration of the vehicle's life span
23 or until the title is transferred or the vehicle is no longer used
24 for the purposes specified in subsection A of this section.

1 C. For purposes of this section, the term "motor vehicle" means
2 a truck or truck-tractor or the combination of a truck or truck-
3 tractor pulling a trailer or semitrailer. When a truck or truck-
4 tractor pulling a trailer or semitrailer is licensed pursuant to the
5 provisions of this section, a separate license plate shall be issued
6 for each truck or truck-tractor and for each trailer or semitrailer
7 for the fee prescribed in subsection A of this section.

8 D. Before a person shall be allowed to license a vehicle
9 pursuant to the provisions of this section, the person shall sign an
10 affidavit attesting to the fact that he is familiar with the
11 purposes for which vehicles may be used and that he will not use
12 such vehicle for any other purpose. Any person who signs such an
13 affidavit when such person does not believe that the information in
14 the affidavit is true or knows it is not true, upon conviction,
15 shall be guilty of perjury and shall be punished as provided for by
16 law. A violation of the provisions of this section shall also be
17 grounds for revocation of driver's license.

18 SECTION 152. AMENDATORY 47 O.S. 2021, Section 1134.3, is
19 amended to read as follows:

20 Section 1134.3 A. Each operator of a wrecker or towing service
21 licensed pursuant to Sections 951 through 957 of this title
22 operating a wrecker, wrecker vehicle, combination wrecker,
23 combination wrecker vehicle, or any other motor vehicle which:
24

1 1. Is required to be registered in this state pursuant to the
2 Oklahoma Vehicle License and Registration Act except for any vehicle
3 which is properly registered on a proportional basis pursuant to
4 Section 1120 of this title; and

5 2. Is used primarily for towing other motor vehicles
6 shall register such vehicle in accordance with this section.

7 B. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design an
8 appropriate license plate for all wrecker vehicles registered
9 pursuant to this section. Such license plates shall be permanent in
10 nature and shall be designed in such manner as to remain with the
11 vehicle for the duration of the vehicle's life span or until the
12 title is transferred or the vehicle is no longer used for the
13 purposes specified in Sections 951 through 957 of this title.

14 C. When registering the vehicle, a person shall be required to
15 submit to ~~the Oklahoma Tax Commission~~ Service Oklahoma or a ~~motor~~
16 ~~license agent~~ licensed operator a copy of the license issued
17 pursuant to law to operate a wrecker or towing service. In
18 addition, a security verification form as required pursuant to
19 Sections 7-601.1 and 7-602 of this title shall be presented clearly
20 setting forth on the face of such verification the vehicle
21 identification number (VIN) of the vehicle being registered.

22 D. The owner of any wrecker or towing vehicle not properly
23 registered pursuant to this section or the Oklahoma Vehicle License
24 and Registration Act shall be immediately notified in writing by ~~the~~

1 ~~Tax Commission~~ Service Oklahoma, and such owner shall be subject to
2 any penalties and fines imposed by law for improper registration of
3 a vehicle, for failure to register a vehicle, or for failure to
4 display a proper commercial license plate and decal. The owner
5 shall also be subject to revocation of the owner's license to
6 operate a wrecker or towing service.

7 E. Whenever a term defined in Section 951 of this title is used
8 in this section, it shall have the meaning provided in that section.

9 SECTION 153. AMENDATORY 47 O.S. 2021, Section 1134.4, is
10 amended to read as follows:

11 Section 1134.4 A. For each motor vehicle registered in this
12 state and used for the purpose of transporting cotton modules from
13 the point of production to the first point of delivery or cotton
14 gin, the annual license fee shall be Sixty Dollars (\$60.00). Fees
15 collected pursuant to this section shall be apportioned pursuant to
16 Section 1104 of Title 47 of the Oklahoma Statutes.

17 B. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design
18 appropriate license plates for all vehicles registered pursuant to
19 this section. The license plates shall be permanent in nature and
20 shall be designed in a manner as to remain with the vehicle for the
21 duration of the vehicle's life span or until the title is
22 transferred or the vehicle is no longer used for the purposes
23 specified in subsection A of this section.

24

1 C. Any person, firm or corporation who transports cotton
2 modules without the license required in this section shall be deemed
3 guilty of a misdemeanor and upon conviction thereof shall be
4 punished as follows:

5 1. For the first such violation, by a fine of Five Hundred
6 Dollars (\$500.00);

7 2. For the second such violation, by a fine of One Thousand
8 Dollars (\$1,000.00); and

9 3. For the third and subsequent violations, by a fine of not
10 less than One Thousand Dollars (\$1,000.00) nor more than Five
11 Thousand Dollars (\$5,000.00).

12 D. A motor vehicle subject to the license requirement in this
13 section shall be exempt from the license required pursuant to
14 Section 1133 of Title 47 of the Oklahoma Statutes.

15 SECTION 154. AMENDATORY 47 O.S. 2021, Section 1135.1, is
16 amended to read as follows:

17 Section 1135.1 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
18 is hereby authorized to design and issue appropriate official
19 special license plates to persons as provided by this section.

20 Special license plates shall not be transferred to any other
21 person but shall be removed from the vehicle upon transfer of
22 ownership and retained. The special license plate may then be used
23 on another vehicle but only after such other vehicle has been
24 registered for the current year.

1 Except as provided in subsection B of this section, special
2 license plates shall be renewed each year by ~~the Tax Commission~~
3 Service Oklahoma or a ~~motor license agent~~ licensed operator. The
4 ~~Tax Commission~~ Service Oklahoma shall annually notify by mail all
5 persons issued special license plates. The notice shall contain all
6 necessary information and shall contain instructions for the renewal
7 procedure upon presentation to a ~~motor license agent~~ licensed
8 operator or ~~the Tax Commission~~ Service Oklahoma. The license plates
9 shall be issued on a staggered system. The ~~motor license agent~~
10 licensed operator fees shall be paid out of the Oklahoma Tax
11 Commission Reimbursement Fund. Beginning January 1, 2023, the
12 licensed operator fees shall be paid out of the Service Oklahoma
13 Reimbursement Fund.

14 On and after January 1, 2022, if a physically disabled license
15 plate is issued pursuant to paragraph 3 of subsection B of this
16 section, any registration fee required for such plate pursuant to
17 this section and the fee required pursuant to Section 1132 of this
18 title shall be remitted at the same time and subject to a single
19 registration period. ~~The Oklahoma Tax Commission~~ Service Oklahoma
20 shall determine, by rule, a method for making required fee and
21 registration period adjustments when a physically disabled license
22 plate is obtained during a twelve-month period for which a
23 registration fee has already been remitted pursuant to Section 1132

24

1 of this title. The combination of fees in a single remittance shall
2 not alter the apportionment otherwise provided for in this section.

3 B. The special license plates provided by this section are as
4 follows:

5 1. Political Subdivision Plates - such plates shall be designed
6 for any vehicle owned by any political subdivision of this state
7 having obtained a proper Oklahoma certificate of title. Such
8 political subdivisions shall file an annual report with ~~the Tax~~
9 ~~Commission~~ Service Oklahoma stating the agency where such vehicle is
10 located. Such license plates shall be permanent in nature and
11 designed in such a manner as to remain with the vehicle for the
12 duration of the life span of the vehicle or until the title is
13 transferred to an owner who is not a political subdivision.

14 The registration fee shall be Eight Dollars (\$8.00) and shall be
15 in addition to all other registration fees provided by law, except
16 the registration fees levied by Section 1132 of this title;

17 2. Tax-Exempt or Nonprofit License Plates - such plates shall
18 be designed for:

19 a. any motor bus, manufactured home, or mobile chapel and
20 power unit owned and operated by a religious
21 corporation or society of this state holding a valid
22 exemption from taxation issued pursuant to Section
23 501(a) of the Internal Revenue Code, 26 U.S.C.,
24 Section 501(a), and listed as an exempt organization

1 in Section 501(c)(3) of the Internal Revenue Code, as
2 amended, 26 U.S.C., Section 501(c)(3), and that is
3 used by the corporation or society solely for the
4 furtherance of its religious functions,

5 b. any vehicle owned and operated only by nonprofit
6 organizations devoted exclusively to youth programs
7 including, but not limited to, the Girl Scouts and Boy
8 Scouts of America,

9 c. any vehicle, except passenger automobiles, owned or
10 operated by nonprofit organizations actually involved
11 in programs for the employment of the handicapped and
12 used exclusively in the transportation of goods or
13 materials for such organization,

14 d. any vehicle owned and operated by a nonprofit
15 organization that provides older persons
16 transportation to and from medical, dental and
17 religious services and relief from business and social
18 isolation,

19 e. any vehicle owned and operated by a private nonprofit
20 organization that:

21 (1) warehouses and distributes surplus foods to other
22 nonprofit agencies and organizations, and

23 (2) holds a valid exemption from taxation issued
24 pursuant to Section 501(c) of the Internal

1 Revenue Code, as amended, 26 U.S.C., Section
2 501(c), and listed as an exempt organization in
3 Section 501(c)(3) of the Internal Revenue Code,
4 as amended, and

5 (3) uses such vehicle exclusively for the
6 transportation of such surplus foods,

7 f. any vehicle which:

8 (1) is owned and operated by a private, nonprofit
9 organization which is exempt from taxation
10 pursuant to the provisions of Section 501(c)(3)
11 of the Internal Revenue Code, 26 U.S.C., Section
12 501(c)(3), and which is primarily funded by a
13 fraternal or civic service organization with at
14 least one hundred local chapters or clubs, and

15 (2) is designed and used to provide mobile health
16 screening services to the general public at no
17 cost to the recipient, and for which no
18 reimbursement of any kind is received from any
19 health insurance provider, health maintenance
20 organization or governmental program, or

21 g. any vehicle owned and operated by the Civil Air
22 Patrol, a congressionally chartered corporation that
23 also serves an auxiliary of the United States Air
24 Force and which is exempt from taxation pursuant to

1 the provisions of Section 501(c)(3) of the Internal
2 Revenue Code, 26 U.S.C., Section 501(c)(3), and is
3 used exclusively for its corporate missions of
4 aerospace education, cadet programs and emergency
5 services. Such license plates shall be permanent in
6 nature and designed in such a manner as to remain with
7 the vehicle for the duration of the life span of the
8 vehicle or until the title to such vehicle is
9 transferred to an owner who is not subject to this
10 exemption. Such vehicles shall be exempt from the
11 registration fees levied under Section 1132 of this
12 title, except that an initial registration fee of
13 Twenty-five Dollars (\$25.00) shall apply to each
14 vehicle.

15 Any person claiming to be eligible for a tax-exempt or nonprofit
16 license plate under the provisions of this paragraph must have the
17 name of the tax-exempt or nonprofit organization prominently
18 displayed upon the outside of the vehicle, except those vehicles
19 registered pursuant to the provisions of subparagraph b of this
20 paragraph, unless such display is prohibited by federal or state law
21 or by state agency rules. No vehicle shall be licensed as a tax-
22 exempt or nonprofit vehicle unless the vehicle has affixed on each
23 side thereof, in letters not less than two (2) inches high and two
24 (2) inches wide, the name of the tax-exempt or nonprofit

1 organization or the insignia or other symbol of such organization
2 which shall be of sufficient size, shape and color as to be readily
3 legible during daylight hours from a distance of fifty (50) feet
4 while the vehicle is not in motion.

5 Except as provided in subparagraph g of this paragraph, the
6 registration fee shall be Eight Dollars (\$8.00) and shall be in
7 addition to all other registration fees provided by law, except the
8 registration fees levied by Section 1132 of this title;

9 3. Physically Disabled License Plates - such plates shall be
10 designed for persons who are eligible for a physically disabled
11 placard under the provisions of Section 15-112 of this title. It
12 shall prominently display the international accessibility symbol,
13 which is a stylized human figure in a wheelchair. ~~The Tax~~
14 ~~Commission~~ Service Oklahoma shall also design physically disabled
15 license plates for motorcycles owned by persons who are eligible for
16 a physically disabled placard pursuant to the provisions of Section
17 15-112 of this title. Upon the death of the physically disabled
18 person, the disabled license plate shall be returned to ~~the Tax~~
19 ~~Commission~~ Service Oklahoma. There shall be no fee for such plate
20 in addition to the rate provided by the Oklahoma Vehicle License and
21 Registration Act for the registration of the vehicle. For an
22 additional fee of Ten Dollars (\$10.00), a person eligible for a
23 physically disabled license plate shall have the option of
24 purchasing a duplicate physically disabled special license plate

1 which shall be securely attached to the front of the vehicle. The
2 original physically disabled special license plate shall be securely
3 attached to the rear of the vehicle at all times.

4 Any person who is eligible for a physically disabled license
5 plate and whose vehicle has had modifications because of the
6 physical disability of the owner or of a family member within the
7 second degree of consanguinity of the owner, may register the
8 vehicle for a flat fee of Twenty-five Dollars (\$25.00). This fee
9 shall be in lieu of all other registration fees provided by the
10 Oklahoma Vehicle License and Registration Act;

11 4. Indian Tribal License Plates - such plates shall be designed
12 for any vehicle of a native American Indian Tribal Association
13 exempted in Sections 201 through 204 of Public Law 97-473 and used
14 by the tribal association exclusively for the furtherance of its
15 tribal functions.

16 The registration fee shall be Eight Dollars (\$8.00) and shall be
17 in addition to all other registration fees provided by law, except
18 the registration fees levied by Section 1132 of this title;

19 5. Hearing Impaired License Plates - such plates shall be
20 designed for persons who are hearing impaired. Such persons may
21 apply for a hearing-impaired license plate for each vehicle with a
22 rated carrying capacity of one (1) ton or less upon the presentment
23 of an application on a form furnished by ~~the Tax Commission~~ Service
24 Oklahoma and certified by a physician holding a valid license to

1 practice pursuant to the licensing provisions of Title 59 of the
2 Oklahoma Statutes, attesting that the person is hearing impaired.
3 The license plate shall be designed so that such persons may be
4 readily identified as being hearing impaired. There shall be no
5 additional fee for the plate, but all other registration fees
6 provided by the Oklahoma Vehicle License and Registration Act shall
7 apply;

8 6. Antique or Classic Vehicles License Plates - such plates
9 shall be designed and issued for any vehicle twenty-five (25) years
10 of age or older, based upon the date of manufacture thereof and
11 which travels on the highways of this state primarily incidental to
12 historical or exhibition purposes only.

13 The registration fee shall be Eight Dollars (\$8.00) and shall be
14 in addition to all other registration fees provided by law, except
15 the registration fees levied by Section 1132 of this title. Any
16 person registering an antique or classic vehicle may elect to have
17 the vehicle registered for a ten-year period. The registration fee
18 for the elected ten-year registration shall be Seventy-five Dollars
19 (\$75.00). The ~~motor license agent~~ licensed operator registering the
20 antique or classic vehicle for a ten-year period shall receive one
21 hundred percent (100%) of the fees the ~~motor license agent~~ licensed
22 operator would have otherwise received pursuant to subsection A of
23 Section 1141.1 of this title if the antique or classic vehicle had
24 been registered on an annual basis; and

1 7. Honorary Consul License Plates - such plates shall be
2 designed to include the words "Honorary Consul" and issued to
3 persons who are honorary consuls authorized by the United States to
4 perform consular duties. Persons applying for such license plates
5 must show proof of standing as an honorary consul. The fee for such
6 plate shall be Eight Dollars (\$8.00) and shall be in addition to all
7 other registration fees required by the Oklahoma Vehicle License and
8 Registration Act. The owner of the vehicle that possesses such
9 license plates shall return the special license plates to ~~the~~
10 ~~Oklahoma Tax Commission~~ Service Oklahoma if the owner disposes of
11 the vehicle during the registration year or ceases to be authorized
12 to perform consular duties.

13 C. Special license plates provided by this section shall be
14 designed in such a manner as to identify the use or ownership of the
15 vehicle. Use of any vehicle possessing a special license plate
16 provided by this section for any purpose not specified herein shall
17 be grounds for revocation of the special license plate and
18 registration certificate.

19 D. The fees provided by this section shall be deposited in the
20 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
21 2023, the fees provided by this section shall be deposited in the
22 Service Oklahoma Reimbursement Fund.

23 SECTION 155. AMENDATORY 47 O.S. 2021, Section 1135.2, is
24 amended to read as follows:

1 Section 1135.2 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
2 is hereby authorized to design and issue appropriate official
3 special license plates to persons in recognition of their service or
4 awards as provided by this section.

5 Special license plates shall not be transferred to any other
6 person but shall be removed from the vehicle upon transfer of
7 ownership and retained. The special license plate may then be used
8 on another vehicle but only after such other vehicle has been
9 registered for the current year.

10 Special license plates shall be renewed each year by ~~the Tax~~
11 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
12 operator. ~~The Tax Commission~~ Service Oklahoma shall annually notify
13 by mail all persons issued special license plates. The notice shall
14 contain all necessary information and shall contain instructions for
15 the renewal procedure upon presentation to a ~~motor license agent~~
16 licensed operator or ~~the Tax Commission~~ Service Oklahoma. The
17 license plates shall be issued on a staggered system except for
18 legislative plates and amateur radio operator license plates.

19 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
20 develop and implement a system whereby ~~motor license agents~~ licensed
21 operators are permitted to accept applications for special license
22 plates authorized under this section. The ~~motor license agent~~
23 licensed operator shall confirm the applicant's eligibility, if
24 applicable, collect and deposit any amount specifically authorized

1 by law, accept and process the necessary information directly into
2 such system and generate a receipt accordingly. For performance of
3 these duties, ~~motor license agents~~ licensed operators shall retain
4 the fee provided in Section 1141.1 of this title for registration of
5 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
6 acceptance of applications and renewals shall be paid out of the
7 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
8 2023, the licensed operator fees for acceptance of applications and
9 renewals shall be paid out of the Service Oklahoma Reimbursement
10 Fund.

11 B. The special license plates provided by this section are as
12 follows:

13 1. Prisoner of War License Plates - such plates shall be
14 designed for honorably discharged or present members of the United
15 States Armed Forces and civilians who were former prisoners of war
16 held by a foreign country and who can provide proper certification
17 of that status. Such persons may apply for a prisoner of war
18 license plate for no more than two vehicles with each vehicle having
19 a rated carrying capacity of one (1) ton or less. The surviving
20 spouse of any deceased former prisoner of war, if the spouse has not
21 since remarried, or if remarried, the remarriage is terminated by
22 death, divorce, or annulment, may apply for a prisoner of war
23 license plate for one vehicle with a rated carrying capacity of one
24 (1) ton or less. The fee provided by this section for the special

1 license plate authorized by this paragraph shall be in addition to
2 all other registration fees provided by law, except the registration
3 fees levied by Section 1132 of this title;

4 2. National Guard License Plates - such plates shall be
5 designed for active or retired members of the Oklahoma National
6 Guard. Retirees who are eligible for such plates shall provide
7 proof of eligibility upon initial application, but shall not be
8 required to provide proof of eligibility annually;

9 3. Air National Guard License Plates - such plates shall be
10 designed for active or retired members of the Oklahoma Air National
11 Guard. Retirees who are eligible for such plates shall provide
12 proof of eligibility upon initial application, but shall not be
13 required to provide proof of eligibility annually;

14 4. United States Armed Forces License Plates - such plates
15 shall be designed for active, retired, former or reserve members of
16 the United States Armed Forces, and shall identify which branch of
17 service, and carry the emblem and name of either the Army, Navy, Air
18 Force, Marines or Coast Guard, according to the branch of service to
19 which the member belongs or did belong. Former members who have
20 been dishonorably discharged shall not be eligible for such plates.
21 Persons applying for such license plate must show proof of present
22 or past military service by presenting a valid Uniformed Services
23 Identity Card or the United States Department of Defense Form
24 (DD)214. Retired or former members who are eligible for such plates

1 shall provide proof of eligibility upon initial application, but
2 shall not be required to provide proof of eligibility annually;

3 5. Congressional Medal of Honor Recipient License Plates - such
4 plates shall be designed for any resident of this state who has been
5 awarded the Congressional Medal of Honor. Such persons may apply
6 for a Congressional Medal of Honor recipient license plate for each
7 vehicle with a rated carrying capacity of one (1) ton or less.
8 There shall be no registration fee for the issuance of this plate;

9 6. Missing In Action License Plates - such plates shall be
10 designed to honor members of the United States Armed Forces who are
11 missing in action. The spouse of such missing person, if the spouse
12 has not since remarried, or if remarried, the remarriage is
13 terminated by death, divorce, or annulment, and each parent of the
14 missing person may apply for a missing in action license plate upon
15 presenting proper certification that the person is missing in action
16 and that the person making the application is the qualifying spouse
17 or the parent of the missing person. The qualifying spouse and each
18 parent of the missing person may each apply for the missing in
19 action license plate for each vehicle with a rated carrying capacity
20 of one (1) ton or less;

21 7. Purple Heart Recipient License Plates - such plates shall be
22 designed for any resident of this state presenting proper
23 certification from the United States Department of Veterans Affairs
24 or the Armed Forces of the United States certifying that such

1 resident has been awarded the Purple Heart military decoration.
2 Such persons may apply for a Purple Heart recipient license plate
3 for vehicles having a rated carrying capacity of one (1) ton or
4 less. The surviving spouse of any deceased veteran who has been
5 awarded the Purple Heart military decoration, if such spouse has not
6 since remarried, or if remarried, the remarriage has been terminated
7 by death, divorce or annulment, may apply for such plate for one
8 vehicle with a rated carrying capacity of one (1) ton or less. The
9 license plate created by this paragraph shall be exempt from the fee
10 provided by this section for special license plates;

11 8. Pearl Harbor Survivor License Plates - such plates shall be
12 designed for any resident of this state who can be verified by the
13 United States Department of Veterans Affairs or the Armed Forces of
14 the United States as being:

- 15 a. a member of the United States Armed Forces on December
16 7, 1941,
- 17 b. stationed on December 7, 1941, during the hours of
18 7:55 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor,
19 the island of Oahu, or offshore at a distance not to
20 exceed three (3) miles, and
- 21 c. a recipient of an honorable discharge from the United
22 States Armed Forces.

23
24

1 Such person may apply for a Pearl Harbor Survivor license plate
2 for each vehicle with a rated carrying capacity of one (1) ton or
3 less;

4 9. Iwo Jima License Plates - such plates shall be designed for
5 any resident of this state who can be verified by the United States
6 Department of Veterans Affairs or the Armed Forces of the United
7 States as being:

- 8 a. a member of the United States Armed Forces in February
9 of 1945,
- 10 b. stationed in February of 1945 on or in the immediate
11 vicinity of the island of Iwo Jima, and
- 12 c. a recipient of an honorable discharge from the United
13 States Armed Forces.

14 Such person may apply for an Iwo Jima license plate for each
15 vehicle with a rated carrying capacity of one (1) ton or less.

16 Such license plate shall have the legend "Oklahoma OK" and shall
17 contain three letters and three numbers. Between the letters and
18 numbers shall be a logo of the flag-raising at Iwo Jima. Below the
19 letters, logo and numbers, the plate shall contain the words "FEB."
20 at the left, "Iwo Jima" in the center and "1945" at the right. Such
21 plates shall not be subject to the design requirements of any other
22 license plates prescribed by law other than the space for the
23 placement of the yearly decals for each succeeding year of
24 registration after the initial issue;

1 10. D-Day Survivor License Plates - such plates shall be
2 designed for any resident of this state who can be verified by the
3 United States Department of Veterans Affairs or the Armed Forces of
4 the United States as being:

5 a. a member of the United States Armed Forces on June 6,
6 1944,

7 b. a participant in the Allied invasion of the coast of
8 Normandy on June 6, 1944; provided, if such
9 participation cannot be verified by the United States
10 Department of Veterans Affairs or the Armed Forces of
11 the United States, ~~the Tax Commission~~ Service Oklahoma
12 may, in its discretion, accept evidence of such
13 participation from the person applying for the license
14 plate, and

15 c. a recipient of an honorable discharge from the United
16 States Armed Forces.

17 Such person may apply for a D-Day Survivor license plate for
18 each vehicle with a rated carrying capacity of one (1) ton or less;

19 11. Killed in Action License Plates - such plates shall be
20 designed to honor members of the United States Armed Forces who were
21 killed in action. The spouse of the deceased person, if the spouse
22 has not remarried, or if remarried, the remarriage is terminated by
23 death, divorce, or annulment, may apply for a killed in action
24 license plate upon presenting proper certification that the person

1 was killed in action and that the person making the application is
2 the qualifying spouse of the deceased person. The qualifying spouse
3 may apply for a killed in action license plate for no more than two
4 vehicles with each vehicle with a rated carrying capacity of one (1)
5 ton or less. The fee provided by this section for the special
6 license plate authorized by this paragraph shall be in addition to
7 all other registration fees provided by law, except the registration
8 fees levied by Section 1132 of this title. Beginning on the
9 effective date of this section of this act, the killed in action
10 license plate shall be designed to honor members of the United
11 States Armed Forces who were killed in action while engaged in
12 combat with a hostile force. The parents, siblings, half-siblings,
13 grandparents or spouse of the deceased person, if the spouse has not
14 remarried, or if remarried, the remarriage is terminated by death,
15 divorce or annulment, may apply for a killed in action license plate
16 upon presenting proper certification that the person was killed in
17 action and that the person making the application is the qualifying
18 spouse or family member of the deceased person. The qualifying
19 spouse or family member may apply for a killed in action license
20 plate for no more than two vehicles with each vehicle with a rated
21 carrying capacity of one (1) ton or less. The license plate shall
22 have a white background and the legend "Killed in Action" and shall
23 contain any combination of numbers and letters from one to a maximum
24 of seven in black, as for personalized license plates. To the left

1 of the numbers and letters shall be the Battlefield Cross in gold.
2 The killed in action license plate shall be exempt from any minimum
3 issuance criteria related to license plate applications;

4 12. Gold Star Families License Plates - such plates shall be
5 designed to honor members of the United States Armed Forces who were
6 killed while on active duty. The parents, siblings, half-siblings
7 or grandparents of the deceased person may apply for a gold star
8 license plate upon presenting proper certification that the person
9 was killed while on active duty and that the person making the
10 application is the parent, sibling, half-sibling or grandparent of
11 the deceased person. The family member may apply for a gold star
12 families license plate for no more than two vehicles with each
13 vehicle having a rated carrying capacity of one (1) ton or less.
14 The fee provided by this section for the special license plate
15 authorized by this paragraph shall be in addition to all other
16 registration fees provided by law, except the registration fees
17 levied by Section 1132 of this title;

18 13. Military Decoration License Plates - such plates shall be
19 designed for any resident of this state who has been awarded the
20 Distinguished Service Medal, the Distinguished Service Cross, the
21 Distinguished Flying Cross, the Bronze Star military decoration or
22 the Silver Star military decoration. Such persons may apply for a
23 military decoration license plate for each vehicle with a rated
24 carrying capacity of one (1) ton or less;

1 14. Vietnam Veteran License Plates - such plates shall be
2 designed for honorably discharged or present members of the United
3 States Armed Forces who served in the Vietnam Conflict. Such
4 persons may apply for a Vietnam veteran license plate for each
5 vehicle with a rated carrying capacity of one (1) ton or less;

6 15. Police Officer License Plates - such plates shall be
7 designed for any currently employed, reserve or retired municipal
8 police officer or full-time, reserve or retired university police
9 officer certified by the Council on Law Enforcement Education and
10 Training or common education police officer certified by the Council
11 on Law Enforcement Education and Training. Police officers may
12 apply for police officer license plates for vehicles with a rated
13 capacity of one (1) ton or less or for a motorcycle upon proof of
14 employment by or retirement from a municipal, university or common
15 education police department by either an identification card or
16 letter from the chief of the police department or the Oklahoma
17 Police Pension and Retirement Board. Retirees who are eligible for
18 such plates shall provide proof of eligibility upon initial
19 application but shall not be required to provide proof of
20 eligibility annually. The license plates shall be designed in
21 consultation with municipal police departments of this state;
22 provided, the license plate for motorcycles may be of similar design
23 to the license plate for motor vehicles or may be a new design in
24 order to meet space requirements for a motorcycle license plate;

1 16. World War II Veteran License Plates - such plates shall be
2 designed to honor honorably discharged former members of the United
3 States Armed Forces who are residents of this state and who can be
4 verified by the Oklahoma Military Department, the Department of
5 Veterans Affairs or the Armed Forces of the United States as having
6 served on federal active duty anytime during the period from
7 September 16, 1940, to December 7, 1945. The former members may
8 apply for a World War II Veteran license plate for vehicles with a
9 rated carrying capacity of one (1) ton or less.

10 The license plate shall have the legend "Oklahoma" and shall
11 contain, in the center of the plate, either the Thunderbird Insignia
12 of the 45th Infantry Division in the prescribed red and gold
13 coloring or the emblem of the Army, Navy, U.S. Army Air Corps,
14 Marines or Coast Guard according to the branch of service to which
15 the member belonged. For the purpose of license plate
16 identification, the plate shall contain four digits, two digits at
17 the left and two digits at the right of the insignia or emblem.
18 Centered on the bottom of the license plate shall be the words
19 "WORLD WAR II";

20 17. Korean War Veteran License Plates - such plates shall be
21 designed to honor honorably discharged former members of the United
22 States Armed Forces who are residents of this state and who can be
23 verified by the Oklahoma Military Department, the Department of
24 Veterans Affairs or the Armed Forces of the United States as having

1 served on federal active duty anytime during the period from June
2 27, 1950, to January 31, 1955, both dates inclusive. The former
3 members may apply for a Korean War Veteran license plate for
4 vehicles with a rated carrying capacity of one (1) ton or less.

5 The license plate shall have the legend "OKLAHOMA" and shall
6 contain, in the center of the plate, either the Thunderbird Insignia
7 of the 45th Infantry Division in the prescribed red and gold
8 coloring or the emblem of the Army, Navy, Air Force, Marines or
9 Coast Guard according to the branch of service to which the member
10 belonged. For the purpose of license plate identification, the
11 plate shall contain four digits, two digits at the left and two
12 digits at the right of the insignia or emblem. Centered on the
13 bottom of the license plate shall be the word "KOREA";

14 18. Municipal Official License Plates - such plates shall be
15 designed for persons elected to a municipal office in this state and
16 shall designate the name of the municipality and the district or
17 ward in which the municipal official serves. The plates shall only
18 be produced upon application;

19 19. Red Cross Volunteer License Plates - such plates shall be
20 designed to honor American Red Cross volunteers and staff who are
21 residents of this state. Such persons must present an
22 identification card issued by the American Red Cross and bearing a
23 photograph of the person. The license plate shall be designed with
24 the assistance of the American Red Cross and shall have the legend

1 "Oklahoma OK!" in the color Pantone 186C Red. Below the legend the
2 symbol of the American Red Cross and no more than three letters and
3 three numbers shall be in the color Pantone 186C Red. Below the
4 symbol and letters and numbers shall be the words "American Red
5 Cross" in black. The plates shall not be subject to the design
6 requirements of any other license plates prescribed by law other
7 than the space for the placement of the yearly decals for each
8 succeeding year of registration after the initial issue;

9 20. Desert Storm License Plates - such plates shall be designed
10 and issued to any honorably discharged or present member of the
11 United States Armed Forces who served in the Persian Gulf Crisis and
12 the Desert Storm operation. Such persons may apply for a Desert
13 Storm license plate for each vehicle with a rated carrying capacity
14 of one (1) ton or less;

15 21. Military Reserve Unit License Plates - such plates shall be
16 designed and issued to any honorably discharged or present member of
17 a reserve unit of the United States Armed Forces. Such persons may
18 apply for a Military Reserve Unit license plate for each vehicle
19 with a rated carrying capacity of one (1) ton or less;

20 22. Oklahoma City Bombing Victims and Survivors License Plates
21 - such plates shall be designed and issued to any victim or survivor
22 of the bombing attack on the Alfred P. Murrah Federal Building in
23 downtown Oklahoma City on April 19, 1995;

24

1 23. Civil Air Patrol License Plates - such plates shall be
2 designed and issued to any person who is a member of the Civil Air
3 Patrol. Such persons may apply for a Civil Air Patrol license plate
4 for each vehicle with a rated carrying capacity of one (1) ton or
5 less upon proof of membership in the Civil Air Patrol. The license
6 plate shall be designed in consultation with the Civil Air Patrol;

7 24. Ninety-Nines License Plates - such plates shall be designed
8 and issued to members of the Ninety-Nines. Persons applying for
9 such license plate must show proof of membership in the Ninety-
10 Nines. The license plates shall be designed in consultation with
11 the Ninety-Nines;

12 25. Combat Infantryman Badge License Plates - such plates shall
13 be designed to honor recipients of the Combat Infantryman Badge.
14 The plate shall have the legend "Oklahoma OK". Below the legend
15 shall be the Combat Infantryman Badge and three numbers. Below the
16 badge and the numbers shall be the words "Combat Infantryman Badge".
17 Such persons may apply for a Combat Infantryman Badge license plate
18 for each vehicle with a rated carrying capacity of one (1) ton or
19 less;

20 26. Somalia Combat Veterans License Plates - such plates shall
21 be designed and issued to any honorably discharged or present member
22 of the United States Armed Forces who saw combat in the United
23 Nations relief effort. Such persons may apply for a Somalia Combat
24

1 Veteran license plate for each vehicle with a rated carrying
2 capacity of one (1) ton or less;

3 27. Police Chaplain License Plates - such plates shall be
4 designed and issued to members of the International Conference of
5 Police Chaplains (ICPC) who have completed the ICPC requirements for
6 basic certification as a police chaplain. The license plates shall
7 be designed in consultation with the ICPC;

8 28. Joint Service Commendation Medal License Plates - such
9 plates shall be designed and issued to any resident of this state
10 who has been awarded the Joint Service Commendation Medal by the
11 United States Secretary of Defense;

12 29. Merchant Marine License Plates - such plates shall be
13 designed, subject to criteria to be presented to ~~the Tax Commission~~
14 Service Oklahoma by the Oklahoma Department of Veterans Affairs, and
15 issued to any person who during combat was a member of the Merchant
16 Marines as certified by the Oklahoma Department of Veterans Affairs.
17 Such license plate may be issued for each vehicle with a rated
18 carrying capacity of one (1) ton or less;

19 30. Legislative License Plates - such plates shall be designed
20 for persons elected to the Oklahoma Legislature and shall designate
21 the house of the Legislature in which the legislator serves and the
22 district number;

23 31. Disabled Veterans License Plates - such plates shall be
24 designed for persons presenting proper certification from the United

1 States Department of Veterans Affairs or the Armed Forces of the
2 United States certifying such veteran has a service-connected
3 disability rating of fifty percent (50%) or more, regardless which
4 agency pays the disability benefits, or that such veteran has been
5 awarded a vehicle by the United States government or receives a
6 grant from the United States Department of Veterans Affairs for the
7 purchase of an automobile due to a service-connected disability
8 rating or due to the loss of use of a limb or an eye. Such persons
9 may apply to ~~the Tax Commission~~ Service Oklahoma for a disabled
10 veterans license plate or to a ~~motor license agent~~ licensed operator
11 for a regular license plate for no more than two vehicles with each
12 vehicle having a rated carrying capacity of one (1) ton or less.
13 The surviving spouse of any deceased disabled veteran, if the spouse
14 has not since remarried, or if remarried, the remarriage is
15 terminated by death, divorce, or annulment, or a surviving spouse in
16 receipt of Dependency and Indemnity Compensation from the United
17 States Department of Veterans Affairs, may apply for a disabled
18 veterans license plate for one vehicle with a rated carrying
19 capacity of one (1) ton or less. The fee provided by this section
20 for the special license plate authorized by this paragraph shall be
21 in addition to all other registration fees provided by law, except
22 the registration fees levied by Section 1132 of this title. The
23 total expense of this license plate shall not exceed Five Dollars
24 (\$5.00).

1 If the person qualifies for a disabled veterans license plate
2 and is also eligible for a physically disabled placard under the
3 provisions of Section 15-112 of this title, the person shall be
4 eligible to receive a disabled veterans license plate that also
5 displays the international accessibility symbol, which is a stylized
6 human figure in a wheelchair. Upon the death of the disabled
7 veteran with a disabled veterans license plate with the
8 international accessibility symbol, the plate shall be returned to
9 ~~the Tax Commission~~ Service Oklahoma;

10 32. United States Air Force Association License Plates - such
11 plates shall be designed for members of the United States Air Force
12 Association. Persons applying for such license plate must show
13 proof of membership in the Association. The license plates shall be
14 designed in consultation with the Association;

15 33. Oklahoma Military Academy Alumni License Plates - such
16 plates shall be designed and issued to any resident of this state
17 who is an alumnus of the Oklahoma Military Academy. Such persons
18 may apply for an Oklahoma Military Academy Alumnus license plate for
19 each vehicle with a rated carrying capacity of one (1) ton or less.
20 The license plates shall be designed in consultation with the
21 Oklahoma Military Academy and shall contain the shield of the
22 Academy;

23 34. Amateur Radio Operator License Plates - such plates shall
24 be designed and issued to any person, holding a valid operator's

1 license, technician class or better, issued by the Federal
2 Communications Commission, and who is also the owner of a motor
3 vehicle currently registered in Oklahoma, in which has been
4 installed amateur mobile transmitting and receiving equipment.
5 Eligible persons shall be entitled to two special vehicle
6 identification plates as herein provided. Application for such
7 identification plates shall be on a form prescribed by ~~the Tax~~
8 ~~Commission~~ Service Oklahoma and the plates issued to such applicant
9 shall have stamped thereon the word "Oklahoma" and bear the official
10 call letters of the radio station assigned by the Federal
11 Communications Commission to the individual amateur operator
12 thereof. All applications for such plates must be made to ~~the Tax~~
13 ~~Commission~~ Service Oklahoma on or before the first day of October of
14 any year for such plates for the following calendar year and must be
15 accompanied by the fee required in this section together with a
16 certificate, or such other evidence as ~~the Tax Commission~~ Service
17 Oklahoma may require, of proof that applicant has a valid technician
18 class or better amateur operator's license and proof of applicant's
19 ownership of a vehicle in which radio receiving and transmitting
20 equipment is installed. Applicants shall only be entitled to one
21 set of special identification plates in any one (1) year, and such
22 calendar year shall be stamped thereon. The right to such special
23 identification plates herein provided for shall continue until the
24

1 amateur radio operator's license of the person to whom such plates
2 are issued expires or is revoked;

3 35. American Legion License Plates - such plates shall be
4 designed for members of the American Legion. Persons applying for
5 such license plate must show proof of membership. The license
6 plates shall be designed in consultation with the American Legion of
7 Oklahoma;

8 36. Deputy Sheriff License Plates - such plates shall be
9 designed for any currently employed or retired county sheriff or
10 deputy sheriff. County sheriffs or deputy sheriffs may apply for
11 such plates for vehicles with a rated capacity of one (1) ton or
12 less upon proof of employment by or retirement from a county
13 sheriff's office by either an identification card or letter from the
14 county sheriff or a government-sponsored retirement board from which
15 the county sheriff or deputy sheriff may be receiving a pension.
16 Retirees who are eligible for such plates shall provide proof of
17 eligibility upon initial application but shall not be required to
18 provide proof of eligibility annually. The license plates shall be
19 designed in consultation with the county sheriff offices of this
20 state;

21 37. Gold Star Surviving Spouse License Plates - such plates
22 shall be designed to honor the surviving spouses and children of
23 qualified veterans. As used in this paragraph, "qualified veteran"
24 shall mean:

- 1 a. any person honorably discharged from any branch of the
2 United States Armed Forces or as a member of the
3 Oklahoma National Guard, who died as a direct result
4 of the performance of duties for any branch of the
5 United States Armed Forces or Oklahoma National Guard
6 while on active military duty, or
- 7 b. any person honorably discharged from any branch of the
8 United States Armed Forces or as a member of the
9 Oklahoma National Guard, who died as a result of
10 injury, illness or disease caused by the performance
11 of such duties while on active duty, whether the death
12 occurred while on active duty or after the honorable
13 discharge of such person.

14 The fee provided by this section for the special license plate
15 authorized by this paragraph shall be in addition to all other
16 registration fees provided by law, except the registration fees
17 levied by Section 1132 of this title;

18 38. Korea Defense Service Medal License Plates - such plates
19 shall be designed and issued to any resident of this state who has
20 been awarded the Korea Defense Service Medal by the United States
21 Secretary of Defense. Such persons may apply for a Korea Defense
22 Service Medal license plate for each vehicle with a rated carrying
23 capacity of one (1) ton or less;

1 39. 180th Infantry License Plates - such plates shall be
2 designed for members and prior members of the 180th Infantry.
3 Persons applying for such license plate must obtain and provide
4 proof of their membership from the 180th Infantry Association. The
5 license plates shall be designed in consultation with the 180th
6 Infantry;

7 40. Operation Iraqi Freedom Veteran License Plates - such
8 plates shall be designed and issued to any honorably discharged or
9 present member of the United States Armed Forces who served in
10 Operation Iraqi Freedom. Such person may apply for an Operation
11 Iraqi Freedom Veteran license plate for each vehicle with a rated
12 carrying capacity of one (1) ton or less, or for a motorcycle;
13 provided, the license plate for motorcycles may be of similar design
14 to the license plate for motor vehicles or may be a new design in
15 order to meet space requirements for a motorcycle license plate;

16 41. United States Air Force Academy Alumni License Plates -
17 such plates shall be designed and issued to any resident of this
18 state who is an alumnus of the United States Air Force Academy.
19 Such persons may apply for a United States Air Force Academy Alumnus
20 license plate for each vehicle with a rated carrying capacity of one
21 (1) ton or less;

22 42. Operation Enduring Freedom Veteran License Plate - such
23 plates shall be designed and issued to any honorably discharged or
24 present member of the United States Armed Forces who served in

1 Operation Enduring Freedom on or after September 11, 2001. The
2 license plate shall be designed in consultation with the Military
3 Department of the State of Oklahoma. Such person may apply for an
4 Operation Enduring Freedom Veteran license plate for each vehicle
5 with a rated carrying capacity of one (1) ton or less, or for a
6 motorcycle; provided, the license plate for motorcycles may be of
7 similar design to the license plate for motor vehicles or may be a
8 new design in order to meet space requirements for a motorcycle
9 license plate;

10 43. Military Multi-Decoration License Plate - such plates shall
11 be designed and issued to any honorably discharged or present member
12 of the United States Armed Forces who qualifies for more than one
13 military decoration license plate pursuant to the provisions of this
14 section. ~~The Tax Commission~~ Service Oklahoma shall develop and
15 implement a system whereby the designs of the eligible license
16 plates can be included together on a single license plate. Such
17 person may apply for a Military Multi-Decoration license plate for
18 each vehicle with a rated carrying capacity of one (1) ton or less;

19 44. Global War on Terror Expeditionary License Plate - such
20 plates shall be designed and issued to any honorably discharged or
21 present member of the United States Armed Forces who has earned a
22 Global War on Terror Expeditionary decoration. The license plate
23 shall be designed in consultation with the United States Institute
24 of Heraldry and the Military Department of the State of Oklahoma.

1 Such person may apply for a Global War on Terror Expeditionary
2 license plate for each vehicle with a rated carrying capacity of one
3 (1) ton or less;

4 45. Legion of Merit Medal Recipient License Plates - such
5 plates shall be designed for any resident of this state presenting
6 proper certification from the United States Department of Veterans
7 Affairs or the Armed Forces of the United States certifying that
8 such resident has been awarded the Legion of Merit military
9 decoration. Such persons may apply for a Legion of Merit recipient
10 license plate for vehicles having a rated carrying capacity of one
11 (1) ton or less. The license plate shall be designed in
12 consultation with the Military Department of the State of Oklahoma;

13 46. 1-179th License Plates - such plates shall be designed for
14 members, prior members and members of the household of a member or
15 former member of the 1-179th Infantry. Persons applying for such
16 license plate must obtain and provide proof of their membership
17 association with the 1-179th Infantry Association. The license
18 plate shall be designed in consultation with the 1-179th Infantry;

19 47. 2-179th License Plates - such plates shall be designed for
20 members, prior members and members of the household of a member or
21 former member of the 2-179th Infantry. Persons applying for such
22 license plate must obtain and provide proof of their membership
23 association with the 2-179th Infantry Association. The license
24 plate shall be designed in consultation with the 2-179th Infantry;

1 48. Combat Action Ribbon Recipient License Plates - such plates
2 shall be designed to honor recipients of the Combat Action Ribbon
3 who present proper certification from the United States Department
4 of the Navy. The license plate shall include the Combat Action
5 Ribbon earned by the recipient. Such persons may apply for a Combat
6 Action Ribbon Recipient license plate for vehicles having a rated
7 carrying capacity of one (1) ton or less;

8 49. Oklahoma Submarine Veterans License Plate - such plates
9 shall be designed for any resident of this state who is a United
10 States submarine veteran and presents either a Department of Defense
11 form 214 or other documentation certifying such service. Such
12 persons may apply for an Oklahoma Submarine Veterans license plate
13 for vehicles having a rated capacity of one (1) ton or less. The
14 license plate design shall include both gold and silver dolphins to
15 represent both officer and enlisted service members;

16 50. United States Navy Seabees and Civil Engineer Corps License
17 Plate - such plates shall be designed and issued to any honorably
18 discharged or present member of the United States Navy Seabees or
19 Civil Engineer Corps. Such persons may apply for a United States
20 Navy Seabees and Civil Engineer Corps license plate for vehicles
21 having a rated carrying capacity of one (1) ton or less. The
22 license plate shall be designed in consultation with the Military
23 Department of the State of Oklahoma;

24

1 51. Combat Action Badge Recipient License Plate - such plates
2 shall be designed to honor recipients of the Combat Action Badge who
3 present proper certification from the United States Army. The
4 license plate shall include the Combat Action Badge earned by the
5 recipient. Such persons may apply for a Combat Action Badge
6 Recipient license plate for vehicles having a rated carrying
7 capacity of one (1) ton or less, or for a motorcycle; provided, the
8 license plate for motorcycles may be of similar design to the
9 license plate for motor vehicles or may be a new design in order to
10 meet space requirements for a motorcycle license plate;

11 52. Iraq Combat Veteran License Plate - such plates shall be
12 designed and issued to any honorably discharged or present member of
13 the United States Armed Forces who saw combat in Operation Iraqi
14 Freedom. Such persons may apply for an Iraq Combat Veteran license
15 plate for each vehicle with a rated carrying capacity of one (1) ton
16 or less, or for a motorcycle; provided, the license plate for
17 motorcycles may be of similar design to the license plate for motor
18 vehicles or may be a new design in order to meet space requirements
19 for a motorcycle license plate;

20 53. Afghanistan Combat Veteran License Plate - such plates
21 shall be designed and issued to any honorably discharged or present
22 member of the United States Armed Forces who saw combat in Operation
23 Enduring Freedom. Such persons may apply for an Afghanistan Combat
24 Veteran license plate for each vehicle with a rated carrying

1 capacity of one (1) ton or less, or for a motorcycle; provided, the
2 license plate for motorcycles may be of similar design to the
3 license plate for motor vehicles or may be a new design in order to
4 meet space requirements for a motorcycle license plate;

5 54. Special Forces Association License Plates - such plates
6 shall be designed and issued to any honorably discharged or present
7 member of the Army Special Forces qualified and authorized to wear
8 upon the person's United States military uniform the Army Special
9 Forces Tab. Persons applying for the Special Forces Association
10 license plate must provide a copy of the orders awarding the Special
11 Forces Tab or authorizing its wear upon a United States military
12 uniform. The license plate shall be designed in consultation with
13 the Special Forces Association, Chapter 32-50. ~~The Tax Commission~~
14 Service Oklahoma shall produce up to two distinct designs for the
15 Special Forces Association license plate. Qualified persons may
16 select one design at the time of application. The plates shall be
17 issued to any qualified person in any combination of numbers and
18 letters from one to a maximum of seven, as for personalized license
19 plates;

20 55. Veterans of the United States Armed Forces License Plates -
21 such plates shall be designed for veterans of the United States
22 Armed Forces, and shall identify the branch of service, carry the
23 emblem and name of either the Army, Navy, Air Force, Marines or
24 Coast Guard, according to the branch of service to which the member

1 belonged, and shall reflect veteran status. Former members who have
2 been dishonorably discharged shall not be eligible for such plates.
3 Persons applying for such license plates must show proof of past
4 military service by presenting a valid United States Department of
5 Defense Form (DD)214 upon initial application but shall not be
6 required to provide proof of eligibility annually; and

7 56. Navy Chief License Plates - such plates shall be designed
8 and issued to any resident of this state who has achieved the rank
9 of E7 through E9 in the United States Navy and presents proper
10 certification that the resident has achieved such rank and was
11 either honorably discharged or is an active or retired member of the
12 United States Navy. Such persons may apply for a Navy Chief license
13 plate for vehicles having a rated carrying capacity of one (1) ton
14 or less, or for a motorcycle; provided, the license plate for
15 motorcycles may be of similar design to the license plate for motor
16 vehicles or may be a new design in order to meet space requirements
17 for a motorcycle license plate.

18 C. Unless otherwise provided by this section, the fee for such
19 plates shall be Eight Dollars (\$8.00) and shall be in addition to
20 all other registration fees provided by the Oklahoma Vehicle License
21 and Registration Act. Such fees shall be deposited in the Oklahoma
22 Tax Commission Reimbursement Fund to be used for the administration
23 of the Oklahoma Vehicle License and Registration Act. Beginning
24 January 1, 2023, such fees shall be deposited in the Service

1 Oklahoma Reimbursement Fund to be used for the administration of the
2 Oklahoma Vehicle License and Registration Act.

3 SECTION 156. AMENDATORY 47 O.S. 2021, Section 1135.3, is
4 amended to read as follows:

5 Section 1135.3 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
6 is hereby authorized to design and issue appropriate official
7 special license plates to persons wishing to demonstrate support,
8 interest or membership to or for an organization, occupation, cause
9 or other subject as provided by this section.

10 Special license plates shall not be transferred to any other
11 person but shall be removed from the vehicle upon transfer of
12 ownership and retained. The special license plate may then be used
13 on another vehicle but only after such other vehicle has been
14 registered for the current year.

15 Special license plates shall be renewed each year by ~~the Tax~~
16 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
17 operator, unless authorized by ~~the Tax Commission~~ Service Oklahoma
18 to be renewed for a period greater than one (1) year. ~~The Tax~~
19 ~~Commission~~ Service Oklahoma shall notify by mail all persons issued
20 special license plates. The notice shall contain all necessary
21 information and shall contain instructions for the renewal procedure
22 upon presentation to a ~~motor license agent~~ licensed operator or ~~the~~
23 ~~Tax Commission~~ Service Oklahoma. The license plates shall be issued
24 on a staggered system.

1 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
2 develop and implement a system whereby ~~motor license agents~~ licensed
3 operators are permitted to accept applications for special license
4 plates authorized under this section. The ~~motor license agent~~
5 licensed operator shall confirm the applicant's eligibility, if
6 applicable, collect and deposit any amount specifically authorized
7 by law, accept and process the necessary information directly into
8 such system and generate a receipt accordingly. For performance of
9 these duties, ~~motor license agents~~ licensed operators shall retain
10 the fee provided in Section 1141.1 of this title for registration of
11 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
12 acceptance of applications and renewals shall be paid out of the
13 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
14 2023, the licensed operator fees for acceptance of applications and
15 renewals shall be paid out of the Service Oklahoma Reimbursement
16 Fund.

17 If fewer than one hundred of any type of special license plates
18 authorized prior to January 1, 2004, are issued prior to January 1,
19 2006, ~~the Tax Commission~~ Service Oklahoma shall discontinue issuance
20 and renewal of that type of special license plate. Any such
21 authorized special license plate registrant shall be allowed to
22 display the license plate upon the designated vehicle until the
23 registration expiration date. After such time the expired special
24 license plate shall be removed from the vehicle.

1 Except as otherwise provided in law, for special license plates
2 authorized on or after July 1, 2004, no special license plates shall
3 be developed or issued by ~~the Tax Commission~~ Service Oklahoma until
4 ~~the Commission~~ Service Oklahoma receives one hundred (100) prepaid
5 applications therefor. The prepaid applications must be received by
6 ~~the Tax Commission~~ Service Oklahoma within one hundred eighty (180)
7 days of the effective date of the authorization or the authority to
8 issue shall be null and void. In the event one hundred (100)
9 prepaid applications are not received by ~~the Tax Commission~~ Service
10 Oklahoma within such prescribed time period any payment so received
11 shall be refunded accordingly.

12 B. The special license plates provided by this section are as
13 follows:

14 1. Round and Square Dance License Plate - such plates shall be
15 designed and issued to any person wishing to demonstrate support for
16 round and square dancing;

17 2. National Association for the Advancement of Colored People
18 License Plate - such plates shall be designed, subject to the
19 criteria to be presented to ~~the Tax Commission~~ Service Oklahoma by
20 the NAACP, and issued to any person wishing to demonstrate support
21 for the NAACP;

22 3. National Rifle Association License Plate - such plates shall
23 be designed, subject to the criteria to be presented to ~~the Tax~~
24 ~~Commission~~ Service Oklahoma by the National Rifle Association, and

1 issued to any person wishing to demonstrate support for the National
2 Rifle Association;

3 4. Masonic Fraternity License Plate - such plates shall be
4 designed and issued to any resident of this state who is a member of
5 a Masonic Fraternity of Oklahoma. Such persons may apply for a
6 Masonic Fraternity license plate for each vehicle with a rated
7 carrying capacity of one (1) ton or less upon proof of a Masonic
8 Fraternity membership or upon the presentment of an application for
9 a Masonic Fraternity license plate authorized and approved by the
10 Grand Lodge of Oklahoma. The license plates shall be designed in
11 consultation with the Masonic Fraternities of Oklahoma and shall
12 contain the Masonic emblem;

13 5. Shriner's Hospitals for Burned and Crippled Children License
14 Plate - such plates shall be designed to demonstrate support for
15 Shriner's Hospitals for Burned and Crippled Children and shall be
16 issued to any resident of this state who is a member of a Shriner's
17 Temple in Oklahoma. The license plate shall be designed in
18 consultation with the Shriner's Temples in Oklahoma and shall
19 contain the Shriner's emblem;

20 6. Balloonists License Plate - such plates shall be designed
21 and issued to any person wishing to demonstrate support for hot air
22 ballooning in this state;

23 7. Order of the Eastern Star License Plate - such plates shall
24 be designed and issued to any resident of this state who is a member

1 of an Order of the Eastern Star. Such persons may apply for an
2 Order of the Eastern Star license plate for each vehicle with a
3 rated carrying capacity of one (1) ton or less upon proof of an
4 Order of the Eastern Star membership or upon the presentment of an
5 application for an Order of the Eastern Star license plate
6 authorized and approved by the organization. The license plate
7 shall be designed in consultation with the Order of the Eastern Star
8 and shall contain the Order of the Eastern Star emblem;

9 8. Knights of Columbus License Plate - such plates shall be
10 designed and issued to any resident of this state who is a member of
11 the Knights of Columbus. Such persons may apply for a Knights of
12 Columbus license plate for each vehicle with a rated carrying
13 capacity of one (1) ton or less upon proof of a Knights of Columbus
14 membership or upon the presentment of an application for a Knights
15 of Columbus license plate authorized and approved by the
16 organization. The license plate shall be designed in consultation
17 with the Knights of Columbus and shall contain the Knights of
18 Columbus emblem;

19 9. Jaycees License Plate - such plates shall be designed and
20 issued to members of the Jaycees. Persons applying for such license
21 plate must show proof of membership in the Jaycees. The license
22 plates shall be designed in consultation with the Jaycees;

23 10. Kiwanis International License Plate - such plates shall be
24 designed and issued to members of Kiwanis International. Persons

1 applying for such license plate must show proof of membership in
2 Kiwanis International. The license plates shall be designed in
3 consultation with Kiwanis International;

4 11. Certified Public Accountants License Plate - such plates
5 shall be designed and issued to any resident of this state who is a
6 Certified Public Accountant. Such persons may apply for a Certified
7 Public Accountant license plate for each vehicle with a rated
8 carrying capacity of one (1) ton or less upon proof of status as a
9 Certified Public Accountant. The license plates shall be designed
10 in consultation with the Oklahoma Society of Certified Public
11 Accountants;

12 12. Civil Emergency Management License Plate - such plates
13 shall be designed and issued to persons wishing to demonstrate
14 support for the state civil emergency management system. Persons
15 applying for such license plate must show proof of official
16 affiliation by presenting a nonexpired proof of employment,
17 affiliation or retirement in the form of an identification card or
18 letter on official letterhead from a municipal, county or state
19 emergency management department head;

20 13. Civilian Conservation Corps License Plate - such plates
21 shall be designed, subject to criteria to be presented to ~~the Tax~~
22 ~~Commission~~ Service Oklahoma, by the Civilian Conservation Corps
23 Association, and issued to any person wishing to demonstrate support
24 of the Civilian Conservation Corps;

1 14. Rotarian License Plate - such plates shall be designed and
2 issued to any resident of this state who is a member of a Rotarian
3 Club of Oklahoma. Such persons may apply for a Rotarian license
4 plate for each vehicle with a rated carrying capacity of one (1) ton
5 or less upon proof of a Rotarian Club membership or upon the
6 presentment of an application for a Rotarian license plate
7 authorized and approved by a Rotarian Club of Oklahoma. The license
8 plates shall be designed in consultation with the five Rotarian
9 District Governors and shall contain the Rotarian emblem;

10 15. Benevolent Protective Order of Elks License Plate - such
11 plates shall be designed, subject to criteria to be presented to ~~the~~
12 ~~Tax Commission~~ Service Oklahoma, by the Benevolent Protective Order
13 of Elks, and issued to any resident of this state who is a member of
14 the Benevolent Protective Order of Elks;

15 16. Humane Society License Plate - such plates shall be
16 designed and issued to any person wishing to demonstrate support for
17 the Humane Society of the United States. The plates shall be issued
18 to any person in any combination of numbers and letters from one to
19 a maximum of seven, as for personalized license plates. The plate
20 shall contain the official Humane Society logo;

21 17. Oklahoma Mustang Club License Plate - such plates shall be
22 designed, subject to criteria to be presented to ~~the Tax Commission~~
23 Service Oklahoma, by the Oklahoma Mustang Club, and issued to any
24 resident of this state who is a member of the Oklahoma Mustang Club.

1 Such persons may apply for an Oklahoma Mustang Club license plate
2 upon presentment of proof of membership in the Oklahoma Mustang
3 Club. The plates shall be issued to any person in any combination
4 of numbers and letters from one to a maximum of seven, as for
5 personalized license plates;

6 18. American Business Clubs (AMBUCS) License Plate - such
7 plates shall be designed and issued to members of American Business
8 Clubs. Persons applying for such license plate must show proof of
9 membership in AMBUCS. The license plates shall be designed in
10 consultation with American Business Clubs;

11 19. West Point 200th Anniversary License Plate - such plates
12 shall be designed and issued to any person wishing to commemorate
13 the Two Hundredth Anniversary of the founding of the United States
14 Military Academy at West Point, New York. The license plates shall
15 be designed in consultation with the West Point Society of Central
16 Oklahoma;

17 20. Oklahoma Aquarium License Plate - such plates shall be
18 designed and issued to persons wishing to demonstrate support for
19 the Oklahoma Aquarium. The license plates shall be designed in
20 consultation with the Oklahoma Aquarium. Subject to the provisions
21 of subsection A of this section, the Oklahoma Aquarium license plate
22 is hereby reauthorized effective November 1, 2021;

23 21. The Pride of Broken Arrow License Plate - such plates shall
24 be designed and issued to any person wishing to demonstrate support

1 for The Pride of Broken Arrow marching band. The plates shall be
2 designed in consultation with the Broken Arrow Public School System;

3 22. Fellowship of Christian Athletes License Plate - such
4 plates shall be designed in consultation with the Fellowship of
5 Christian Athletes and issued to members and supporters of the
6 Fellowship of Christian Athletes;

7 23. Parrothead Club License Plate - such plates shall be
8 designed and issued to members and supporters of the Parrothead
9 Club. The license plate shall be issued to any person in any
10 combination of numbers and letters from one to a maximum of seven as
11 for personalized license plates;

12 24. Oklahoma Bicycling Coalition License Plate - such plates
13 shall be designed and issued to any person who is a member of the
14 Oklahoma Bicycling Coalition. The license plates shall be designed
15 in consultation with the Oklahoma Bicycling Coalition;

16 25. Electric Lineman License Plate - such plates shall be
17 designed and issued to persons wishing to demonstrate support for
18 Oklahoma's electric linemen. The license plates shall be designed
19 in consultation with the Oklahoma Electric Superintendent's
20 Association;

21 26. Alpha Kappa Alpha License Plate - such plates shall be
22 designed and issued to any person who is a member of Alpha Kappa
23 Alpha Sorority. The license plates shall be designed in
24

1 consultation with the Oklahoma Chapter of Alpha Kappa Alpha
2 Sorority;

3 27. The National Pan-Hellenic Council Incorporated License
4 Plate - such plates shall be designed and issued to any person
5 wishing to demonstrate support to any of the nine sororities and
6 fraternities recognized by the National Pan-Hellenic Council
7 Incorporated. The license plates shall be designed in consultation
8 with the Oklahoma Chapter of the National Pan-Hellenic Council
9 Incorporated;

10 28. Organ, Eye and Tissue License Plate - such plates shall be
11 designed and issued to persons wishing to demonstrate support and
12 increase awareness for organ, eye and tissue donation. The license
13 plates shall be designed in consultation with the State Department
14 of Health;

15 29. Central Oklahoma Habitat for Humanity License Plate - such
16 plates shall be designed and issued to persons wishing to
17 demonstrate support and increase awareness for Habitat for Humanity.
18 The license plate shall be designed in consultation with Central
19 Oklahoma Habitat for Humanity;

20 30. Family Career and Community Leaders of America Incorporated
21 License Plate - such plates shall be designed and issued to persons
22 wishing to demonstrate support for Family Career and Community
23 Leaders of America Incorporated. The license plates shall be
24

1 designed in consultation with Family Career and Community Leaders of
2 America Incorporated;

3 31. Delta Sigma Theta License Plate - such plates shall be
4 designed and issued to any person who is a member of Delta Sigma
5 Theta Sorority. The license plates shall be designed in
6 consultation with the Oklahoma Chapter of Delta Sigma Theta Sorority
7 Incorporated;

8 32. Omega Psi Phi License Plate - such plates shall be designed
9 and issued to any person who is a member of Omega Psi Phi
10 Fraternity. The license plates shall be designed in consultation
11 with the Oklahoma Chapter of Omega Psi Phi Fraternity Incorporated;

12 33. Alpha Phi Alpha License Plate - such plates shall be
13 designed and issued to any person who is a member of Alpha Phi Alpha
14 Fraternity. The license plates shall be designed in consultation
15 with the Oklahoma Chapter of Alpha Phi Alpha Fraternity
16 Incorporated;

17 34. 50th Anniversary of the Interstate System of Highways
18 License Plate - such plates shall be designed and issued to persons
19 wishing to commemorate the 50th Anniversary of the Interstate System
20 of Highways. The license plates shall be designed in consultation
21 with the American Association of State Highway and Transportation
22 Officials;

23 35. Kappa Alpha Psi License Plate - such plates shall be
24 designed and issued to any person who is a member of Kappa Alpha Psi

1 Fraternity. The license plates shall be designed in consultation
2 with the Oklahoma Chapter of Kappa Alpha Psi Fraternity
3 Incorporated;

4 36. Sigma Gamma Rho License Plate - such plates shall be
5 designed and issued to any person who is a member of Sigma Gamma Rho
6 Sorority. The license plates shall be designed in consultation with
7 the Oklahoma Chapter of Sigma Gamma Rho Sorority Incorporated.
8 Subject to the provisions of subsection A of this section, the Sigma
9 Gamma Rho License Plate is hereby reauthorized effective November 1,
10 2013;

11 37. Multiple Sclerosis License Plate - such plates shall be
12 designed and issued to persons wishing to demonstrate support for
13 and increase awareness of multiple sclerosis. The license plates
14 shall be designed in consultation with the Oklahoma Chapter of the
15 National Multiple Sclerosis Society;

16 38. Frederick Douglass High School License Plate - such plates
17 shall be designed and issued to any person wishing to demonstrate
18 support for Frederick Douglass High School located in Oklahoma City.
19 The plates shall be designed in consultation with representatives of
20 Frederick Douglass High School National Alumni Association;

21 39. United States Air Force Academy License Plate - such plates
22 shall be designed and issued to any person wishing to demonstrate
23 support for the United States Air Force Academy;

24

1 40. In God We Trust License Plate - such plates shall be
2 designed to include the motto, "In God We Trust", and shall be
3 issued to any person wishing to demonstrate support for the motto;

4 41. National Weather Center License Plate - such plates shall
5 be designed and issued to any person wishing to demonstrate support
6 for the National Weather Center in Norman. The plates shall be
7 designed in consultation with representatives of the National
8 Weather Center Directors;

9 42. Make-A-Wish Foundation License Plate - such plates shall be
10 designed and issued to persons wishing to demonstrate support for
11 the Make-A-Wish Foundation. The license plates shall be designed in
12 consultation with the Oklahoma Chapter of the National Make-A-Wish
13 Foundation;

14 43. South Central Section PGA Foundation License Plate - such
15 plates shall be designed and issued to persons wishing to
16 demonstrate support for the South Central Section PGA Foundation.
17 The license plates shall be designed in consultation with the South
18 Central Section PGA Foundation;

19 44. Putnam City High School License Plate - such plates shall
20 be designed and issued to any person wishing to demonstrate support
21 for Putnam City High School. The plates shall be designed in
22 consultation with representatives of Putnam City High School Alumni
23 Association, Inc.;

24

1 45. Autism Awareness License Plate - such plates shall be
2 designed and issued to any person wishing to increase awareness of
3 autism. The license plate shall be designed in consultation with
4 the Oklahoma Autism Network;

5 46. Oklahoma Blood Institute License Plate - such plates shall
6 be designed and issued to any person wishing to demonstrate support
7 for the Oklahoma Blood Institute. The license plates shall be
8 designed in consultation with the Oklahoma Blood Institute;

9 47. Zeta Phi Beta and Phi Beta Sigma License Plate - such
10 plates shall be designed and issued to any person who is a member of
11 Zeta Phi Beta Sorority or Phi Beta Sigma Fraternity. The license
12 plates shall be designed in consultation with the Oklahoma chapters
13 of Zeta Phi Beta Sorority Incorporated and Phi Beta Sigma Fraternity
14 Incorporated;

15 48. Star Spencer High School License Plate - such plates shall
16 be designed and issued to any person wishing to demonstrate support
17 for Star Spencer High School located in Oklahoma City. The plates
18 shall be designed in consultation with representatives of the Star
19 Spencer High School Alumni Association. Subject to the provisions
20 of subsection A of this section, the Star Spencer High School
21 License Plate is hereby reauthorized effective November 1, 2015;

22 49. Northeast High School License Plate - such plates shall be
23 designed and issued to any person wishing to demonstrate support for
24 Northeast High School located in Oklahoma City. The plates shall be

1 designed in consultation with representatives of the Northeast High
2 School Alumni Association;

3 50. Oklahoma City Central High School License Plate - such
4 plates shall be designed and issued to any person wishing to
5 demonstrate support for the Oklahoma City Central High School Alumni
6 Association. The plates shall be designed in consultation with
7 representatives of the Oklahoma City Central High School Alumni
8 Association;

9 51. Oklahoma Rifle Association License Plate - such plates
10 shall be designed and issued to any person wishing to demonstrate
11 support for the Oklahoma Rifle Association. The plates shall be
12 designed in consultation with representatives of the Oklahoma Rifle
13 Association;

14 52. Oklahoma City Thunder License Plate - such plates shall be
15 designed and issued to any person wishing to demonstrate support for
16 the Oklahoma City Thunder. The license plate shall be designed in
17 consultation with the Oklahoma City Thunder organization;

18 53. Ovarian Cancer Awareness License Plate - such plates shall
19 be designed and issued to any person wishing to increase awareness
20 of ovarian cancer. The license plate shall be designed in
21 consultation with the HOPE in Oklahoma organization;

22 54. BMW Car Club of America License Plate - such plates shall
23 be designed and issued to any person wishing to demonstrate support
24 for the BMW Car Club of America. The plates shall be issued to any

1 person in any combination of numbers and letters from one to a
2 maximum of seven, as for personalized license plates. The license
3 plate shall be designed in consultation with the Sunbelt Chapter of
4 the BMW Car Club of America. Subject to the provisions of
5 subsection A of this section, the BMW Car Club of America License
6 Plate is hereby reauthorized effective November 1, 2013;

7 55. Don't Tread On Me License Plate - such plates shall be
8 designed to include the yellow background and rattlesnake emblem
9 above the motto "DON'T TREAD ON ME" as found on the historic Gadsden
10 flag, and shall be issued to any person wishing to demonstrate
11 support for the freedom and liberty of the Republic;

12 56. Oklahomans for the Arts License Plate - such plates shall
13 be designed and issued to any person wishing to demonstrate support
14 for arts, culture and creative industries as well as arts education.
15 The plates shall be designed in consultation with Oklahomans for the
16 Arts;

17 57. Tulsa Oilers License Plate - such plates shall be designed
18 and issued to any person wishing to demonstrate support for the
19 Tulsa Oilers. The license plate shall be designed in consultation
20 with the Tulsa Oilers organization;

21 58. Tulsa Drillers License Plate - such plates shall be
22 designed and issued to any person wishing to demonstrate support for
23 the Tulsa Drillers. The license plate shall be designed in
24 consultation with the Tulsa Drillers organization;

1 59. Millwood School District License Plate - such plates shall
2 be designed and issued to any person wishing to demonstrate support
3 for the Millwood School District. The license plate shall be
4 designed in consultation with representatives of the Millwood School
5 District;

6 60. Booker T. Washington High School License Plate - such
7 plates shall be issued to persons wishing to demonstrate support for
8 Booker T. Washington High School and shall be designed in
9 consultation with the Booker T. Washington High School National
10 Alumni Association;

11 61. Oklahoma Current State Flag License Plate - such plates
12 shall be designed to include the current Oklahoma state flag and
13 issued to any person wishing to demonstrate support for the current
14 Oklahoma state flag. The plates shall be designed in consultation
15 with the Friends of the Oklahoma History Center;

16 62. Oklahoma Original State Flag License Plate - such plates
17 shall be designed to include the original Oklahoma state flag and
18 issued to any person wishing to demonstrate support for the original
19 Oklahoma state flag. The plates shall be designed in consultation
20 with the Friends of the Oklahoma History Center. The plates shall
21 be issued to any person in any combination of numbers and letters
22 from one to a maximum of seven, as for personalized license plates.
23 Subject to the provisions of subsection A of this section, the
24

1 Oklahoma Original State Flag license plate is hereby reauthorized
2 effective November 1, 2015;

3 63. Tulsa 66ers License Plate - such plates shall be designed
4 and issued to any person wishing to demonstrate support for the
5 Tulsa 66ers. The plates shall be designed in consultation with the
6 Tulsa 66ers Organization;

7 64. Frederick Bombers License Plate - such plates shall be
8 issued to persons wishing to demonstrate support for the Frederick
9 School District and shall be designed in consultation with
10 representatives of the Frederick School District;

11 65. 911 Dispatcher License Plate - such plates shall be issued
12 to persons wishing to demonstrate support for 911 dispatchers.
13 Persons applying for such license plate must show proof of current
14 employment as a 911 dispatcher or sign an attestation that they are
15 a currently employed or retired 911 dispatcher;

16 66. Oklahoma Fosters License Plate - such plates shall be
17 issued to persons wishing to demonstrate support for the Oklahoma
18 Fosters Initiative and shall be designed in consultation with the
19 Oklahoma Fosters Initiative;

20 67. Red Dirt Jeeps License Plate - such plates shall be
21 designed and issued to any person wishing to demonstrate support for
22 Red Dirt Jeeps and such plates shall be designed in consultation
23 with Red Dirt Jeeps, L.L.C.;

24

1 68. Sons of the American Revolution License Plate - such plates
2 shall be issued to persons wishing to demonstrate support for the
3 Sons of the American Revolution for a vehicle or motorcycle in any
4 combination of numbers and letters from one to a maximum of seven,
5 as for personalized license plates. Such plates shall be designed
6 in consultation with the Oklahoma Society of the Sons of the
7 American Revolution. The license plate for a motorcycle may be of
8 similar design as space permits or a new design in order to meet the
9 space requirements of a motorcycle license plate;

10 69. Daughters of the American Revolution License Plate - such
11 plates shall be issued to persons wishing to demonstrate support for
12 the Daughters of the American Revolution for a vehicle or motorcycle
13 in any combination of numbers and letters from one to a maximum of
14 seven, as for personalized license plates. Such plates shall be
15 designed in consultation with the Oklahoma Society of the Daughters
16 of the American Revolution. The license plate for a motorcycle may
17 be of similar design as space permits or a new design in order to
18 meet the space requirements of a motorcycle license plate;

19 70. Air Medal License Plate - such plates shall be designed and
20 issued to Air Medal recipients. An individual requesting the
21 license plate is required, at the time of application, to show proof
22 he or she is a recipient of the Air Medal or sign an attestation
23 stating that he or she is a medal recipient. The plates shall be
24

1 designed to include the Air Medal emblem and shall include the words
2 "Air Medal" on the plate;

3 71. Oklahoma Institute for Child Advocacy License Plate - such
4 plates shall be designed and issued to any person wishing to
5 demonstrate support for the Oklahoma Institute for Child Advocacy.
6 The plates shall be issued to any person in any combination of
7 numbers and letters from one to a maximum of seven, as for
8 personalized license plates. The plates shall be designed in
9 consultation with the Oklahoma Institute for Child Advocacy.
10 Subject to the provisions of subsection A of this section, the
11 Oklahoma Institute for Child Advocacy license plate is hereby
12 reauthorized effective November 1, 2021;

13 72. The Pride of Oklahoma Marching Band License Plate - such
14 plates shall be designed and issued to any person wishing to
15 demonstrate support for the Pride of Oklahoma marching band. The
16 plates shall be designed in consultation with the University of
17 Oklahoma;

18 73. The Spirit of Oklahoma State Marching Band License Plate -
19 such plates shall be designed and issued to any person wishing to
20 demonstrate support for the Spirit of Oklahoma State marching band.
21 The plates shall be designed in consultation with Oklahoma State
22 University;

23 74. Southeast Spartans License Plate - such plates shall be
24 designed and issued to any person wishing to demonstrate support for

1 Southeast High School Spartans and such plates shall be designed in
2 consultation with the Southeast High School Alumni Association;

3 75. Catoosa High School License Plate - such plates shall be
4 designed and issued to any person wishing to demonstrate support for
5 Catoosa High School located in Catoosa. The plates shall bear the
6 image of the Catoosa High School mascot and be designed in
7 consultation with representatives of Catoosa High School;

8 76. Toastmasters International License Plate - such plates
9 shall be issued to persons wishing to demonstrate support for
10 Toastmasters International and shall be designed in consultation
11 with District 16 of Toastmasters International;

12 77. Millwood High School Alumni License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for Millwood High School Alumni. The license plate shall be
15 designed in consultation with representatives of the Millwood High
16 School Alumni Association;

17 78. Patriot Guard Riders License Plate - such plates shall be
18 issued to persons wishing to demonstrate support for Patriot Guard
19 Riders and shall be designed in consultation with the Patriot Guard
20 Riders of Oklahoma;

21 79. Bixby School District License Plate - such plates shall be
22 designed and issued to any person wishing to demonstrate support for
23 the Bixby School District. The license plate shall be designed in
24 consultation with representatives of the Bixby School District;

1 80. Oklahoma Renewable Energy License Plate - such plates shall
2 be designed in consultation with the Advanced Power Alliance and
3 issued to any person wishing to demonstrate support for renewable
4 energy;

5 81. Scottish Rite Masons License Plate - such plates shall be
6 designed and issued to any resident of this state who is a member of
7 the Scottish Rite Masons. Such persons may apply for a Scottish
8 Rite Masons license plate for each vehicle with a rated carrying
9 capacity of one (1) ton or less upon proof of a Scottish Rite
10 membership. The license plates shall be designed in consultation
11 with the Scottish Rite Masons in Oklahoma and shall contain the
12 Scottish Rite emblem;

13 82. New State Brand License Plate - such plates shall be
14 designed, subject to the criteria to be presented to ~~the Tax~~
15 ~~Commission~~ Service Oklahoma by the Oklahoma Tourism and Recreation
16 Department, and issued to any person wishing to demonstrate support
17 for the new Oklahoma brand. The license plates shall contain the
18 new state brand; and

19 83. Tulsa Flag License Plate - such plates shall be designed
20 and issued to any person wishing to demonstrate support for the City
21 of Tulsa. The license plates shall be designed in consultation with
22 the Tulsa Community Foundation.

23 C. The fee for such plates shall be Fifteen Dollars (\$15.00)
24 per year of renewal and shall be in addition to all other

1 registration fees provided by the Oklahoma Vehicle License and
2 Registration Act. Unless otherwise provided in this section, the
3 fee shall be apportioned as follows: Eight Dollars (\$8.00) per year
4 of renewal of the special license plate fee shall be deposited in
5 the Oklahoma Tax Commission Reimbursement Fund to be used for the
6 administration of the Oklahoma Vehicle License and Registration Act
7 and the remaining Seven Dollars (\$7.00) per year of renewal of the
8 special license plate fee shall be apportioned as provided in
9 Section 1104 of this title. Beginning January 1, 2023, Eight
10 Dollars (\$8.00) per year of renewal of the special license plate fee
11 shall be deposited in the Service Oklahoma Reimbursement Fund to be
12 used for the administration of the Oklahoma Vehicle License and
13 Registration Act and the remaining Seven Dollars (\$7.00) per year of
14 renewal of the special license plate fee shall be apportioned as
15 provided in Section 1104 of this title.

16 SECTION 157. AMENDATORY 47 O.S. 2021, Section 1135.4, is
17 amended to read as follows:

18 Section 1135.4 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
19 is hereby authorized to design and issue personalized license
20 plates. The personalized license plates shall be issued on a
21 staggered system except for vintage decals.

22 Personalized special license plates shall not be transferred to
23 any other person but shall be removed from the vehicle upon transfer
24 of ownership and retained. The personalized special license plate

1 may then be used on another vehicle but only after such other
2 vehicle has been registered for the current year.

3 Personalized special license plates shall be renewed each year
4 by ~~the Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
5 licensed operator, unless authorized by ~~the Tax Commission~~ Service
6 Oklahoma to be renewed for a period greater than one (1) year. ~~The~~
7 ~~Tax Commission~~ Service Oklahoma shall notify by mail all persons
8 issued special license plates. The notice shall contain all
9 necessary information and shall contain instructions for the renewal
10 procedure upon presentation to a ~~motor license agent~~ licensed
11 operator or ~~the Tax Commission~~ Service Oklahoma. The ~~motor license~~
12 ~~agent~~ licensed operator fees for renewals shall be paid out of the
13 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
14 2023, the licensed operator fees for acceptance of applications and
15 renewals shall be paid out of the Service Oklahoma Reimbursement
16 Fund.

17 On and after January 1, 2022, if a personalized license plate is
18 issued pursuant to this section, any registration fee required for
19 such plate pursuant to this section and the fee required pursuant to
20 Section 1132 of this title shall be remitted at the same time and
21 subject to a single registration period. ~~The Oklahoma Tax~~
22 ~~Commission~~ Service Oklahoma shall determine, by rule, a method for
23 making required fee and registration period adjustments if a special
24 license plate is obtained during a twelve-month period for which a

1 registration fee has already been remitted pursuant to Section 1132
2 of this title. The combination of fees in a single remittance shall
3 not alter the apportionment otherwise provided for in this section.

4 B. Such plates shall be designed and issued for the following:

5 1. Any person in any combination of numbers or letters from one
6 to a maximum of seven;

7 2. Persons eligible for two or more of the military decoration
8 special license plates provided for in this title. Such plates may
9 be issued in any combination of emblems. However, such plates shall
10 only display up to three emblems and shall also display any
11 combination of letters or numbers from one to a maximum of three;

12 3. Motorcycles in any combination of numbers or letters from
13 one to a maximum of six;

14 4. Persons eligible for Korean War Veteran license plates
15 provided for in this title. Such plates may display any combination
16 of letters or numbers up to three on each side of the insignia or
17 emblem;

18 5. Persons eligible for World War II Veteran license plates
19 provided for in this title. Such plates may display any combination
20 of letters or numbers up to three on each side of the insignia or
21 emblem; and

22 6. Persons owning vehicles which are twenty-one (21) years and
23 older are qualified to submit for approval by ~~the Tax Commission~~
24 Service Oklahoma or a ~~motor license agent~~ licensed operator a

1 vintage but expired official Oklahoma license plate which is twenty-
2 one (21) years and older. Upon approval of such personalized plate,
3 the owner shall be issued the annual registration decal which ~~the~~
4 ~~Tax Commission~~ Service Oklahoma or ~~agent~~ the licensed operator shall
5 direct to be affixed.

6 C. The fee for such plates shall be Twenty Dollars (\$20.00) per
7 year of renewal and shall be in addition to all other registration
8 fees provided by the Oklahoma Vehicle License and Registration Act.
9 Eight Dollars (\$8.00) per year of renewal of the personalized tag
10 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
11 Fund to be used for the administration of the Oklahoma Vehicle
12 License and Registration Act. Twelve Dollars (\$12.00) per year of
13 renewal of the personalized tag fee shall be apportioned as provided
14 in Section 1104 of this title. Beginning January 1, 2023, Eight
15 Dollars (\$8.00) per year of renewal of the personalized tag fee
16 shall be deposited in the Service Oklahoma Reimbursement Fund to be
17 used for the administration of the Oklahoma Vehicle License and
18 Registration Act. Twelve Dollars (\$12.00) per year of renewal of
19 the personalized tag fee shall be apportioned as provided in Section
20 1104 of this title.

21 SECTION 158. AMENDATORY 47 O.S. 2021, Section 1135.5, is
22 amended to read as follows:

23 Section 1135.5 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
24 is hereby authorized to design and issue appropriate official

1 special license plates to persons wishing to demonstrate support and
2 provide financial assistance as provided by this section.

3 Special license plates shall not be transferred to any other
4 person but shall be removed from the vehicle upon transfer of
5 ownership and retained. The special license plate may then be used
6 on another vehicle but only after such other vehicle has been
7 registered for the current year with a ~~motor license agent~~ licensed
8 operator.

9 Special license plates shall be renewed each year by ~~the Tax~~
10 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
11 operator, unless authorized by ~~the Tax Commission~~ Service Oklahoma
12 to be renewed for a period greater than one (1) year. ~~The Tax~~
13 ~~Commission~~ Service Oklahoma shall notify by mail all persons issued
14 special license plates. The notice shall contain all necessary
15 information and shall contain instructions for the renewal procedure
16 upon presentation to a ~~motor license agent~~ licensed operator or ~~the~~
17 ~~Tax Commission~~ Service Oklahoma. The license plates shall be issued
18 on a staggered system.

19 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
20 develop and implement a system whereby ~~motor license agents~~ licensed
21 operators are permitted to accept applications for special license
22 plates authorized under this section. The ~~motor license agent~~
23 licensed operator shall confirm the applicant's eligibility, if
24 applicable, collect and deposit any amount specifically authorized

1 by law, accept and process the necessary information directly into
2 such system and generate a receipt accordingly. For performance of
3 these duties, ~~motor license agents~~ licensed operators shall retain
4 the fee provided in Section 1141.1 of this title for registration of
5 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
6 acceptance of applications and renewals shall be paid out of the
7 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
8 2023, the licensed operator fees for acceptance of applications and
9 renewals shall be paid out of the Service Oklahoma Reimbursement
10 Fund.

11 If fewer than one hundred of any type of special license plates
12 authorized prior to January 1, 2004, are issued prior to January 1,
13 2006, ~~the Tax Commission~~ Service Oklahoma shall discontinue issuance
14 and renewal of that type of special license plate. Any such
15 authorized special license plate registrant shall be allowed to
16 display the license plate upon the designated vehicle until the
17 registration expiration date. After such time the expired special
18 license plate shall be removed from the vehicle.

19 For special license plates authorized on or after July 1, 2004,
20 no special license plates shall be developed or issued by ~~the Tax~~
21 ~~Commission~~ Service Oklahoma until ~~the Commission~~ Service Oklahoma
22 receives one hundred prepaid applications therefor. The prepaid
23 applications must be received by ~~the Tax Commission~~ Service Oklahoma
24 within one hundred eighty (180) days of the effective date of the

1 authorization or the authority to issue shall be null and void. In
2 the event one hundred prepaid applications are not received by ~~the~~
3 ~~Tax Commission~~ Service Oklahoma within such prescribed time period
4 any payment so received shall be refunded accordingly.

5 B. The special license plates provided by this section are as
6 follows:

7 1. University or College Supporter License Plate - such plates
8 shall be designed and issued to any person wishing to demonstrate
9 support to any state-supported or private university or college. As
10 provided in this section, an amount of the fee collected shall be
11 apportioned as provided in Section 1104.1 of this title;

12 2. Environmental Awareness License Plate - such plates shall be
13 designed, subject to the criteria to be presented to ~~the Tax~~
14 ~~Commission~~ Service Oklahoma by the Department of Environmental
15 Quality in consultation with the Oklahoma Arts Council, and issued
16 to any person wishing to demonstrate support to implement the
17 statewide general public environmental education program created
18 pursuant to the provisions of the Oklahoma Environmental Quality
19 Code. Such plates shall be designed and issued to any person in any
20 combination of numbers and letters from one to a maximum of seven,
21 as for personalized license plates. A dealer's license plate issued
22 pursuant to Section 1116.1 or 1128 of this title may be designated
23 an Environmental Awareness License Plate upon payment of the fee
24 imposed by this section and any other registration fees required by

1 the Oklahoma Vehicle License and Registration Act. As provided in
2 this section, an amount of the fee collected shall be apportioned
3 pursuant to Section 1104.2 of this title;

4 3. Firefighter License Plate - such plates shall be designed
5 for any career or retired firefighter, volunteer or paid.
6 Firefighters may apply for firefighter plates for up to four
7 vehicles with a rated capacity of one (1) ton or less or for a
8 motorcycle upon proof of a fire department membership by either an
9 identification card or letter from the chief of the fire department.
10 Retirees who are eligible for such plates shall provide proof of
11 eligibility upon initial application, but shall not be required to
12 provide proof of eligibility annually. The surviving spouse of any
13 deceased firefighter, if the spouse has not since remarried, may
14 apply for a firefighter license plate for one vehicle with a rated
15 carrying capacity of one (1) ton or less or for a motorcycle upon
16 proof that the deceased firefighter was a member of a fire
17 department by either an identification card or letter from the chief
18 of the fire department. The license plate shall be designed in
19 consultation with the Oklahoma Firefighters Association.

20 As provided in this section, an amount of the fee collected
21 shall be deposited to the Oklahoma State Firemen's Museum Building &
22 Memorial Fund for support of the Oklahoma Firefighters Museum and
23 the Oklahoma Fallen and Living Firefighters Memorial;

24

1 4. Wildlife Conservation License Plate - such plates shall be
2 designed, subject to the criteria to be presented to ~~the Tax~~
3 ~~Commission~~ Service Oklahoma by the Oklahoma Department of Wildlife
4 Conservation in consultation with the Oklahoma Arts Council, and
5 issued to any person wishing to demonstrate support for wildlife
6 conservation in this state through the Wildlife Diversity Fund,
7 provided for in Section 3-310 of Title 29 of the Oklahoma Statutes.
8 Such plates may be designed and issued to any person as for
9 personalized license plates.

10 As provided in this section, an amount of the fee collected
11 shall be apportioned pursuant to subsection D of Section 3-310 of
12 Title 29 of the Oklahoma Statutes;

13 5. Child Abuse Prevention License Plate - such plates shall be
14 designed, subject to the criteria to be presented to ~~the Tax~~
15 ~~Commission~~ Service Oklahoma by the Office of Child Abuse Prevention
16 in the State Department of Health and the Oklahoma Committee to
17 Prevent Child Abuse, and issued to any person wishing to demonstrate
18 support for the prevention of child abuse.

19 As provided in this section, an amount of the fee collected
20 shall be deposited in the Child Abuse Prevention Fund;

21 6. United States Olympic Committee Supporter License Plate -
22 such plates shall be designed and issued to any person wishing to
23 demonstrate support for the United States Olympic Committee. The
24 plates shall be issued to any person in any combination of numbers

1 and letters from one to a maximum of seven, as for personalized
2 license plates. The plate shall contain the official United States
3 Olympic Committee logo. ~~The Tax Commission~~ Service Oklahoma shall
4 be authorized, if necessary, to enter into a licensing agreement
5 with the United States Olympic Committee for any licensing fees
6 which may be required in order to use the United States Olympic
7 Committee logo or design. The licensing agreement shall provide for
8 a payment of not more than Twenty-five Dollars (\$25.00) for each
9 license plate issued;

10 7. Oklahoma History License Plate - such plates shall be
11 designed and issued to any person wishing to demonstrate interest in
12 Oklahoma history. As provided in this section, an amount of the fee
13 collected shall be deposited to the Oklahoma Historical Society
14 Revolving Fund to be used for educational purposes;

15 8. Historic Route 66 License Plate - such:

16 a. vehicle plates shall be designed to honor historic
17 Route 66, also known as the "Mother Road". As
18 provided in this section, an amount of the fee
19 collected for each vehicle license plate shall be
20 apportioned to the Oklahoma Historical Society
21 Revolving Fund to be distributed to the Route 66
22 Museum located in Clinton, Oklahoma, and

23 b. motorcycle plates shall be designed in consultation
24 with the Oklahoma Route 66 Association, Inc. ~~The~~

1 ~~Oklahoma Tax Commission~~ Service Oklahoma shall be
2 authorized to enter into a licensing agreement with
3 the Oklahoma Route 66 Association, Inc., for any
4 licensing fees which may be required in order to use
5 the Oklahoma Route 66 Association, Inc., logo or
6 design. The licensing agreement shall provide for a
7 payment to the Oklahoma Route 66 Association, Inc., of
8 not more than Twenty Dollars (\$20.00) for each
9 motorcycle license plate issued;

10 9. Heart of the Heartland License Plate - such plates shall be
11 designed and issued to any person wishing to honor the victims of
12 the terrorist bombing attack on the Alfred P. Murrah Federal
13 Building in downtown Oklahoma City on April 19, 1995. As provided
14 in this section, an amount of the fee collected shall be deposited
15 in the Heart of the Heartland Scholarship Fund, as established in
16 Section 2282 of Title 70 of the Oklahoma Statutes;

17 10. Emergency Medical Technician License Plate - such plates
18 shall be designed and issued to any person who is an emergency
19 medical technician. Such persons may apply for an emergency medical
20 technician license plate for each vehicle with a rated carrying
21 capacity of one (1) ton or less upon proof of an emergency medical
22 technician's license. The license plate shall be designed in
23 consultation with the state association of emergency medical
24 technicians. As provided in this section, an amount of the fee

1 collected shall be apportioned to the Emergency Medical Personnel
2 Death Benefit Revolving Fund created in Section 1-2505.2 of Title 63
3 of the Oklahoma Statutes;

4 11. Fight Breast Cancer License Plate - such plates shall be
5 designed to demonstrate support for the prevention and treatment of
6 breast cancer in this state. As provided in this section, an amount
7 of the fee collected shall be apportioned to the Breast Cancer Act
8 Revolving Fund;

9 12. Crime Victims Awareness License Plate - such plates shall
10 be designed and issued to any person wishing to demonstrate
11 awareness of and support for victims of crimes. The license plates
12 shall be designed in consultation with the Oklahoma Crime Victims
13 Centre. As provided in this section, an amount of the fee collected
14 shall be apportioned to the Attorney General's Revolving Fund for
15 the Office of the Attorney General, which is hereby directed to use
16 such funds to contract with a statewide nonprofit organization to
17 provide services to crime victims;

18 13. Oklahoma Safe Kids Association License Plate - such plates
19 shall be designed and issued to any person wishing to demonstrate
20 support and awareness of the Oklahoma Safe Kids Association. The
21 license plate shall be designed in consultation with the Oklahoma
22 Safe Kids Association. As provided in this section, an amount of
23 the fee collected shall be deposited in the Children's Hospital -
24

1 Oklahoma Safe Kids Association Revolving Fund to be distributed to
2 the Oklahoma Safe Kids Association program;

3 14. Four-H Club License Plate - such plates shall be designed,
4 subject to criteria to be presented to ~~the Tax Commission~~ Service
5 Oklahoma by the Four-H Foundation, and issued to any person wishing
6 to demonstrate support of the Four-H Club. Such plates may be
7 designed and issued to any person as for personalized license
8 plates. As provided in this section, an amount of the fee collected
9 shall be apportioned to the OSU Extension Service License Plate
10 Revolving Fund created in Section 1104.4 of this title;

11 15. Agricultural Awareness License Plate - such plates shall be
12 designed, subject to criteria to be presented to ~~the Tax Commission~~
13 Service Oklahoma, by the Oklahoma Department of Agriculture, Food,
14 and Forestry in consultation with the Oklahoma Arts Council, and
15 issued to any person wishing to demonstrate support of the
16 Department's Ag in the Classroom Education Program. As provided in
17 this section, an amount of the fee collected shall be apportioned as
18 provided in Section 1104.3 of this title;

19 16. Oklahoma Statehood Centennial License Plate - such plates
20 shall be designed and issued to any person wishing to commemorate
21 the centennial of Oklahoma's admission to statehood in 1907. The
22 license plates shall be designed in consultation with the Oklahoma
23 Capitol Complex and Centennial Commemoration Commission. As
24 provided in this section, an amount of the fee collected shall be

1 deposited in the Oklahoma Department of Commerce Revolving Fund
2 created in Section 5012 of Title 74 of the Oklahoma Statutes;

3 17. Support Education License Plate - such plates shall be
4 designed, subject to criteria to be presented to ~~the Tax Commission~~
5 Service Oklahoma by the State Department of Education in
6 consultation with the Oklahoma Arts Council, and issued to any
7 person wishing to demonstrate support for education in this state.
8 All ~~motor license agents~~ licensed operators shall display a sample
9 of the Support Education License plate in the area of the business
10 accessed by the public. Twenty-three Dollars (\$23.00) of the fee
11 collected shall be apportioned as follows:

- 12 a. five percent (5%) shall be deposited to the Education
13 Reform Revolving Fund,
- 14 b. five percent (5%) shall be deposited to the Higher
15 Education Revolving Fund,
- 16 c. five percent (5%) shall be deposited to the State
17 Career Technology Fund, and
- 18 d. eighty-five percent (85%) shall be deposited to the
19 Teachers' Retirement Benefit Fund as set forth in
20 Section 17-108 of Title 70 of the Oklahoma Statutes.

21 However, when the Teachers' Retirement Benefit Fund attains a
22 seventy percent (70%) funded ratio based on an annual actuarial
23 valuation as required by law, the amount of the fee shall be
24

1 apporportioned equally pursuant to subparagraphs a, b and c of this
2 paragraph;

3 18. Retired Oklahoma Highway Patrol Officers License Plate -
4 such plates shall be designed and issued to any retired officer of
5 the Oklahoma Highway Patrol. The license plate shall have the
6 legend "Oklahoma" and shall contain, in the center of the plate, the
7 Highway Patrol Officers patch using the same colors and pattern as
8 used in the patch. Centered on the bottom of the license plate
9 shall be the word "Retired". The letters "TRP" shall be used in
10 combination with three numbers on either side of the insignia or
11 emblem. The color of the letters and numbers shall be brown.
12 Retirees who are eligible for such plates shall provide proof of
13 eligibility upon initial application, but shall not be required to
14 provide proof of eligibility annually. The surviving spouse of any
15 deceased retired officer of the Oklahoma Highway Patrol, if the
16 spouse has not since remarried, or if remarried, the remarriage is
17 terminated by death, divorce, or annulment, may apply for a Retired
18 Oklahoma Highway Patrol Officers license plate. As provided in this
19 section, an amount of the fee collected shall be deposited into the
20 Law Enforcement Retirement Fund;

21 19. Boy Scouts of America Supporter License Plate - such plates
22 shall be designed and issued to any person wishing to demonstrate
23 support for the Boy Scouts of America. The plates shall be issued
24 to any person in any combination of numbers and letters from one to

1 a maximum of seven, as for personalized license plates. The plate
2 shall contain the official Boy Scouts of America logo. ~~The Tax~~
3 ~~Commission~~ Service Oklahoma shall be authorized, if necessary, to
4 enter into a licensing agreement with the Boy Scouts of America for
5 any licensing fees which may be required in order to use the Boy
6 Scouts of America logo or design. The licensing agreement shall
7 provide for a payment to the Boy Scouts of America of not more than
8 Twenty Dollars (\$20.00) for each license plate issued;

9 20. Urban Forestry and Beautification License Plate - such
10 plates shall be designed, subject to criteria to be presented to ~~the~~
11 ~~Tax Commission~~ Service Oklahoma, by the Oklahoma Department of
12 Agriculture, Food, and Forestry in consultation with nonprofit
13 organizations in this state that develop and operate programs to
14 encourage urban forestry and beautification, and issued to any
15 person wishing to demonstrate support of such programs. As provided
16 in this section, an amount of the fee collected shall be apportioned
17 as provided in Section 1104.5 of this title;

18 21. Oklahoma State Parks Supporter License Plate - such plates
19 shall be designed, subject to criteria to be presented to ~~the Tax~~
20 ~~Commission~~ Service Oklahoma by the Oklahoma Tourism and Recreation
21 Department, and issued to any person wishing to demonstrate support
22 for the Oklahoma state parks system. Twenty-three Dollars (\$23.00)
23 of the fee collected shall be deposited in the Oklahoma Tourism and
24 Recreation Department Revolving Fund. Such money shall be

1 designated for and may only be expended for the support of Oklahoma
2 state parks;

3 22. Adoption Creates Families License Plate - such plates shall
4 be issued to any person wishing to demonstrate support of pregnant
5 women who are committed to placing their children for adoption and
6 wishing to provide assistance to guardians, adoptive parents and
7 other created families to assist in the adoption and placement of
8 children in permanent, safe homes. The license plates shall be
9 designed and final terminology delivered in consultation with the
10 Oklahoma Adoption Coalition and the Department of Human Services.
11 Twenty-five Dollars (\$25.00) of the fee collected shall be deposited
12 in a revolving fund established in the State Treasury for and to be
13 used by the Department of Human Services for the implementation of
14 the Investing in Stronger Oklahoma Families Act specifically for
15 created families;

16 23. Choose Life License Plate - such plates shall be designed,
17 subject to criteria presented to ~~the Tax Commission~~ Service
18 Oklahoma, by Choose Life, Inc., and issued to any person who wishes
19 to demonstrate support of organizations that encourage adoption as a
20 positive choice for women with unplanned pregnancies. As provided
21 in this section, an amount of the fee collected shall be deposited
22 in the Choose Life Assistance Program Revolving Fund established in
23 Section 1104.6 of this title;

24

1 24. Future Farmers of America License Plate - such plates shall
2 be designed and issued to persons wishing to demonstrate support for
3 the Oklahoma FFA (formerly known as Future Farmers of America). The
4 license plates shall be designed in consultation with the Oklahoma
5 FFA Foundation Board of Directors. As provided in this section, an
6 amount of the fee collected shall be apportioned as provided in
7 Section 1104.7 of this title;

8 25. Lions Club License Plate - such plates shall be designed
9 and issued to persons wishing to demonstrate support for the Lions
10 Club of Oklahoma. The plates shall be issued to any person in any
11 combination of numbers and letters from one to a maximum of seven,
12 as for personalized license plates. The license plates shall be
13 designed in consultation with the Oklahoma Lions Service Foundation
14 and shall contain the official logo of the International Association
15 of Lions Clubs. ~~The Tax Commission~~ Service Oklahoma shall be
16 authorized to enter into a licensing agreement with the Oklahoma
17 Lions Service Foundation. The licensing agreement shall provide for
18 a payment to the Oklahoma Lions Service Foundation of not more than
19 Ten Dollars (\$10.00) for each license plate issued;

20 26. Color Oklahoma License Plate - such plates shall be
21 designed, subject to criteria to be presented to ~~the Tax Commission~~
22 Service Oklahoma by the Oklahoma Native Plant Society, and issued to
23 any person wishing to demonstrate support for preserving and
24 planting wildflowers and native plants in Oklahoma and to promote

1 Oklahoma's wildflower heritage through education. As provided in
2 this section, an amount of the fee collected shall be apportioned as
3 provided in Section 1104.8 of this title;

4 27. Girl Scouts of the United States of America Supporter
5 License Plate - such plates shall be designed and issued to any
6 person wishing to demonstrate support for the Girl Scouts of the
7 United States of America. The plates shall be issued to any person
8 in any combination of numbers and letters from one to a maximum of
9 seven, as for personalized license plates. The plate shall contain
10 the official Girl Scouts of the United States of America logo. ~~The~~
11 ~~Tax Commission~~ Service Oklahoma shall be authorized, if necessary,
12 to enter into a licensing agreement with the Girl Scouts of the
13 United States of America for any licensing fees which may be
14 required in order to use the Girl Scouts of the United States of
15 America logo or design. The licensing agreement shall provide for a
16 payment to the Girl Scouts of Magic Empire Council, acting on behalf
17 of all Oklahoma Girl Scout councils, of not more than Twenty Dollars
18 (\$20.00) for each license plate issued;

19 28. Oklahoma City Memorial Marathon License Plate - such plates
20 shall be designed and issued to any person wishing to demonstrate
21 support for the Oklahoma City Memorial Marathon. The plate shall be
22 designed in consultation with the Oklahoma City Memorial Marathon.
23 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter
24 into a licensing agreement with the Oklahoma City Memorial Marathon

1 for any licensing fees which may be required in order to use the
2 Oklahoma City Memorial Marathon logo or design. The licensing
3 agreement shall provide for a payment to the Oklahoma City Memorial
4 Marathon of not more than Twenty Dollars (\$20.00) for each license
5 plate issued;

6 29. Oklahoma Scenic Rivers License Plate - such plates shall be
7 designed to demonstrate support for the Oklahoma Scenic Rivers. The
8 plates shall be designed in consultation with the Oklahoma Scenic
9 Rivers Commission. Twenty-five Dollars (\$25.00) of the fee shall be
10 apportioned to the Oklahoma Scenic Rivers Commission;

11 30. Fight Cancer License Plate - such plates shall be designed
12 to demonstrate support for the Oklahoma Central Cancer Registry.
13 The plate shall contain the American Cancer Society logo. The
14 American Cancer Society logo shall be used in accordance with the
15 American Cancer Society's branding guidelines and shall only be
16 utilized to support the Oklahoma Central Cancer Registry. Twenty
17 Dollars (\$20.00) of the fee shall be apportioned to the Oklahoma
18 Central Cancer Registry Revolving Fund;

19 31. Animal Friendly License Plate - such plates shall be
20 designed and issued to any person wishing to demonstrate support for
21 controlling the overpopulation of dogs and cats through educational
22 and sterilization efforts. The plates shall be designed in
23 consultation with the Veterinary Medical Association. Twenty
24 Dollars (\$20.00) of the fee collected shall be designated by the

1 purchaser of the plate to be deposited in the Oklahoma Pet
2 Overpopulation Fund created in Section 2368.13 of Title 68 of the
3 Oklahoma Statutes or the Animal Friendly Revolving Fund created in
4 Section 1104.10 of this title;

5 32. Patriot License Plate - such plates shall be designed in
6 consultation with the Military Department of Oklahoma and issued to
7 any person wishing to demonstrate support for Oklahoma residents who
8 are members of the Oklahoma National Guard and deployed on active
9 duty. The plates shall be issued to any person in any combination
10 of numbers and letters from one to a maximum of seven, as for
11 personalized license plates. As provided in this section, a portion
12 of the fee collected shall be deposited in the Patriot License Plate
13 Revolving Fund created in Section 1104.11 of this title;

14 33. Global War on Terrorism License Plate - such plate shall be
15 designed in consultation with the Military Department of Oklahoma
16 and issued to any person wishing to demonstrate support for Oklahoma
17 residents who are members of the Armed Forces of the United States
18 or Oklahoma National Guard that have served in the Global War on
19 Terrorism. The plate shall be issued to any person in any
20 combination of numbers and letters from one to a maximum of six. As
21 provided in this section, a portion of the fee collected shall be
22 deposited in the Oklahoma National Guard Museum Fund created in
23 Section 235.1 of Title 44 of the Oklahoma Statutes;

24

1 34. Boys and Girls Clubs of America Supporter License Plate -
2 such plates shall be designed and issued to any person wishing to
3 demonstrate support for the Boys and Girls Clubs of America. The
4 plates shall be issued to any person in any combination of numbers
5 and letters from one to a maximum of seven, as for personalized
6 license plates. The plate shall contain the official Boys and Girls
7 Clubs of America logo. ~~The Tax Commission~~ Service Oklahoma, if
8 necessary, may enter into a licensing agreement with the Boys and
9 Girls Clubs of America for any licensing fees which may be required
10 in order to use the Boys and Girls Clubs of America logo or design.
11 The licensing agreement shall provide for a payment to the Boys and
12 Girls Clubs of America of not more than Twenty Dollars (\$20.00) for
13 each license plate issued;

14 35. Oklahoma Quarter Horse License Plate - such plates shall be
15 designed and issued to any person wishing to demonstrate support for
16 the American Quarter Horse in Oklahoma. The plate shall be designed
17 in consultation with the Oklahoma Quarter Horse Association. As
18 provided in this section, a portion of the fee collected shall be
19 deposited in the Oklahoma Quarter Horse Revolving Fund created in
20 Section 1104.12 of this title;

21 36. Oklahoma Association for the Deaf License Plate - such
22 plates shall be designed in consultation with the Oklahoma
23 Association for the Deaf and issued to any person wishing to
24 demonstrate support for Oklahoma residents who are deaf. The plates

1 shall be issued to any person in any combination of numbers and
2 letters from one to a maximum of seven, as for personalized license
3 plates. As provided in this section, a portion of the fee collected
4 shall be deposited in the Oklahoma Association for the Deaf License
5 Plate Revolving Fund created in Section 1104.15 of this title;

6 37. Oklahoma City Zoo License Plate - such plates shall be
7 issued to any person wishing to demonstrate support for the Oklahoma
8 City Zoo. The license plates shall be designed in consultation with
9 the Oklahoma Zoological Society, Inc. As provided in this section,
10 an amount of the fee collected shall be deposited in the Oklahoma
11 Zoological Society Revolving Fund created in Section 1104.13 of this
12 title;

13 38. March of Dimes License Plate - such plates shall be issued
14 to persons wishing to demonstrate support for the March of Dimes
15 mission to improve the health of babies by preventing birth defects,
16 premature birth and infant mortality. The license plates shall be
17 designed in consultation with the Oklahoma Chapter March of Dimes.
18 As provided in this section, an amount of the fee collected shall be
19 deposited in the Oklahoma Prevent Birth Defects, Premature Birth and
20 Infant Mortality Fund established in Section 1104.14 of this title;

21 39. Support Our Troops Supporter License Plate - such plates
22 shall be designed and issued to any person wishing to demonstrate
23 support for Support Our Troops Incorporated. The plates shall be
24 issued to any person in any combination of numbers and letters from

1 one to a maximum of six. The plate shall contain the official
2 Support Our Troops Incorporated logo which includes the mark
3 "Support Our Troops" across the bottom of the plate. ~~The Tax~~
4 ~~Commission~~ Service Oklahoma, if necessary, may enter into a
5 licensing agreement with Support Our Troops Incorporated for any
6 licensing fees which may be required in order to use the Support Our
7 Troops Incorporated logo or design. The licensing agreement shall
8 provide for a payment to Support Our Troops Incorporated of Twenty-
9 five Dollars (\$25.00) for each license plate issued;

10 40. Folds of Honor Supporter License Plate - such plates shall
11 be authorized to be designed and issued to any person wishing to
12 demonstrate support for the Oklahoma City Chapter of Folds of Honor
13 Incorporated, a nonprofit charitable organization exempt from
14 taxation pursuant to the provisions of the Internal Revenue Code, 26
15 U.S.C., Section 501(c)(3), providing educational scholarships to
16 spouses and children of America's fallen and disabled military
17 service members. The plates shall be issued to any person in any
18 combination of numbers and letters from one to a maximum of six.
19 Such person may apply for a Folds of Honor Supporter license plate
20 for a motorcycle; provided, the license plate for motorcycles may be
21 of similar design to the license plate for motor vehicles or may be
22 a new design in order to meet space requirements for a motorcycle
23 license plate. The plate shall be designed in consultation with the
24 Oklahoma City Chapter of Folds of Honor Incorporated and shall

1 contain the official Folds of Honor Incorporated logo which includes
2 the mark "Folds of Honor" across the bottom of the plate. ~~The Tax~~
3 ~~Commission~~ Service Oklahoma, if necessary, may enter into a
4 licensing agreement with Folds of Honor Incorporated for any
5 licensing fees which may be required in order to use the Folds of
6 Honor Incorporated logo or design. The licensing agreement shall
7 provide for a payment to Folds of Honor Incorporated of Twenty-five
8 Dollars (\$25.00) for each license plate issued. Subject to the
9 provisions of subsection A of this section, the Folds of Honor
10 Supporter License Plate is hereby reauthorized effective November 1,
11 2019;

12 41. Downed Bikers Association License Plate - such plates shall
13 be designed and issued to any person wishing to demonstrate support
14 for the Downed Bikers Association, a nonprofit charitable
15 organization exempt from taxation pursuant to the provisions of the
16 Internal Revenue Code, 26 U.S.C., Section 501(c)(3), which provides
17 emotional and financial support for downed bikers. The license
18 plate shall be designed in consultation with the Central Oklahoma
19 Chapter of the Downed Bikers Association and shall contain any
20 official logo or design of the organization. ~~The Tax Commission~~
21 Service Oklahoma, if necessary, may enter into a licensing agreement
22 with the Downed Bikers Association for any licensing fees which may
23 be required in order to use the organization's logo or design. The
24 licensing agreement shall provide for a payment to the Downed Bikers

1 Association of not more than Twenty Dollars (\$20.00) for each
2 license plate;

3 42. Armed Forces Veterans Motorcycle License Plate - such
4 plates shall be designed for use on a motorcycle in consultation
5 with A Brotherhood Aiming Toward Education of Oklahoma, Inc.
6 (ABATE), and issued to any honorably discharged former member of the
7 United States Armed Forces wishing to demonstrate support for the
8 Oklahoma National Guard Museum. Persons applying for such license
9 plate must show proof of past military service. As provided in this
10 section, a portion of the fee collected shall be deposited in the
11 Oklahoma National Guard Museum Fund created in Section 235.1 of
12 Title 44 of the Oklahoma Statutes;

13 43. Buffalo Soldier License Plate - such plates shall be issued
14 to any person wishing to honor and celebrate the history and
15 contribution of the Buffalo Soldiers. The license plates shall be
16 designed in consultation with the Lawton-Fort Sill Chapter of the
17 Buffalo Soldiers 9th and 10th (Horse) Cavalry Association. As
18 provided in this section, an amount of the fee collected shall be
19 deposited in the Buffalo Soldier License Plate Revolving Fund
20 created in Section 1104.16 of this title;

21 44. Prevent Blindness Oklahoma License Plate - such plates
22 shall be issued to any person wishing to provide financial support
23 for vision screening of school age children in this state. The
24 license plates shall be designed in consultation with Prevent

1 Blindness Oklahoma. As provided in this section, an amount of the
2 fee collected shall be deposited in the Prevent Blindness Oklahoma
3 License Plate Revolving Fund created in Section 1104.17 of this
4 title;

5 45. Oklahoma State Capitol Restoration License Plate - such
6 plates shall be designed and issued to any person wishing to
7 demonstrate support for restoration of the Oklahoma State Capitol
8 building. The license plates shall be designed in consultation with
9 the Friends of the Capitol corporation, created pursuant to Section
10 15.4 of Title 73 of the Oklahoma Statutes and the State Capitol
11 Preservation Commission created pursuant to Section 4102 of Title 74
12 of the Oklahoma Statutes. As provided in this section, an amount of
13 the fee collected shall be deposited in the Oklahoma Friends of the
14 Capitol License Plate Revolving Fund established in Section 1104.18
15 of this title;

16 46. Eastern Red Cedar Tree License Plate - such plates shall be
17 designed, subject to criteria to be presented to ~~the Tax Commission~~
18 Service Oklahoma and issued to any person wishing to demonstrate
19 support for the removal of Eastern Redcedar trees from lands in the
20 state and to develop marketable uses for the harvested trees. The
21 license plate shall be designed in consultation with the Oklahoma
22 Department of Agriculture, Food, and Forestry. Twenty-three Dollars
23 (\$23.00) of the fee collected shall be deposited in the Eastern
24 Redcedar Revolving Fund created in Section 18-407 of Title 2 of the

1 Oklahoma Statutes. The money shall be designated for and may only
2 be expended for the purposes as set forth in the Eastern Redcedar
3 Management Act;

4 47. Pancreatic Cancer Research License Plate - such plates
5 shall be issued to any person wishing to provide financial support
6 for the University of Oklahoma Foundation, Pancreatic Cancer
7 Research Fund. The plates shall be issued to any person in any
8 combination of numbers and letters from one to a maximum of six.
9 The license plates shall be designed in consultation with the
10 University of Oklahoma Foundation, Pancreatic Cancer Research Fund.
11 As provided in this section, an amount of the fee collected shall be
12 deposited in the Pancreatic Cancer Research License Plate Revolving
13 Fund created in Section 1104.19 of this title;

14 48. Alzheimer's Research License Plate - such plates shall be
15 issued to any person wishing to provide financial support for the
16 Oklahoma Chapter of the Alzheimer's Association. The license plates
17 shall be designed in consultation with the Oklahoma Chapter of the
18 Alzheimer's Association. As provided in this section, an amount of
19 the fee collected shall be deposited in the Alzheimer's Research
20 License Plate Revolving Fund created in Section 1104.20 of this
21 title;

22 49. Hospice and Palliative Care License Plate - such plates
23 shall be issued to any person wishing to provide financial support
24 for the Oklahoma Hospice and Palliative Care Association. The

1 license plates shall be designed in consultation with the Oklahoma
2 Hospice and Palliative Care Association. As provided in this
3 section, an amount of the fee collected shall be deposited in the
4 Hospice and Palliative Care License Plate Revolving Fund created in
5 Section 1104.21 of this title;

6 50. Juvenile Diabetes Research License Plate - such plates
7 shall be issued to any person wishing to provide financial support
8 for the Oklahoma Chapters of the Juvenile Diabetes Research
9 Foundation. The license plates shall be designed in consultation
10 with the Oklahoma Chapters of the Juvenile Diabetes Research
11 Foundation. As provided in this section, an amount of the fee
12 collected shall be deposited in the Juvenile Diabetes Research
13 License Plate Revolving Fund created in Section 1104.22 of this
14 title;

15 51. Deer Creek Schools Foundation License Plate - such plates
16 shall be issued to any person wishing to provide financial support
17 for the Deer Creek Schools Foundation. The license plates shall be
18 designed in consultation with the Deer Creek Schools Foundation.
19 The plates shall be issued to any person in any combination of
20 numbers and letters from one to a maximum of seven, as for
21 personalized license plates. As provided in this section, an amount
22 of the fee collected shall be deposited in the Deer Creek Schools
23 Foundation License Plate Revolving Fund created in Section 1104.23
24 of this title;

1 52. Lupus Awareness and Education License Plate - such plates
2 shall be issued to any person wishing to provide financial support
3 for the Lupus Foundation of Oklahoma. The license plates shall be
4 designed in consultation with the Lupus Foundation of Oklahoma. As
5 provided in this section, an amount of the fee collected shall be
6 deposited in the Oklahoma Lupus License Plate Revolving Fund created
7 in Section 1104.24 of this title. Subject to the provisions of
8 subsection A of this section, the Lupus Awareness and Education
9 License Plate is hereby reauthorized effective November 1, 2018;

10 53. Chiefs of Police License Plate - such plates shall be
11 issued to any person wishing to provide financial support for the
12 Oklahoma Association of Chiefs of Police for a vehicle or motorcycle
13 in any combination of numbers and letters from one to a maximum of
14 seven, as for personalized license plates. The license plates shall
15 be designed in consultation with the Oklahoma Association of Chiefs
16 of Police. The license plate for a motorcycle may be of similar
17 design as space permits or a new design in order to meet the space
18 requirements of a motorcycle license plate. ~~The Tax Commission~~
19 Service Oklahoma shall be authorized to enter into a licensing
20 agreement with the Oklahoma Association of Chiefs of Police for any
21 licensing fees which may be required in order to use the
22 association's logo or design. The licensing agreement shall provide
23 for a payment to the Oklahoma Association of Chiefs of Police of not
24 more than Twenty Dollars (\$20.00) for each license plate issued.

1 Subject to the provisions of subsection A of this section, the
2 Chiefs of Police License Plate is hereby reauthorized effective
3 November 1, 2015;

4 54. Crossings Christian School License Plate - such plates
5 shall be designed and issued to any person wishing to demonstrate
6 support for Crossings Christian School located in Oklahoma City.
7 The license plates shall be designed in consultation with the
8 administration of Crossings Christian School. ~~The Tax Commission~~
9 Service Oklahoma shall be authorized to enter into a licensing
10 agreement with Crossings Christian School for any licensing fees
11 which may be required in order to use the school's logo or design.
12 The licensing agreement shall provide for a payment to the Crossings
13 Christian School of not more than Twenty Dollars (\$20.00) for each
14 license plate issued;

15 55. Hilldale Education Foundation License Plate - such plates
16 shall be designed and issued to any person wishing to demonstrate
17 support for the Hilldale Education Foundation. The license plates
18 shall be designed in consultation with the administration of the
19 Hilldale Education Foundation. ~~The Tax Commission~~ Service Oklahoma
20 shall be authorized to enter into a licensing agreement with the
21 Hilldale Education Foundation for any licensing fees which may be
22 required in order to use the foundation's logo or design. The
23 licensing agreement shall provide for a payment to the Hilldale
24

1 Education Foundation of not more than Twenty Dollars (\$20.00) for
2 each license plate issued;

3 56. Oklahoma Nurses License Plate - such plates shall be issued
4 to any person licensed pursuant to the Oklahoma Nursing Practice Act
5 and providing such documentation of current licensure as may be
6 required by ~~the Oklahoma Tax Commission~~ Service Oklahoma. The
7 license plates shall be designed in consultation with the Oklahoma
8 Nurses Association. As provided in this section, an amount of the
9 fee collected shall be deposited in the Oklahoma Nurses License
10 Plate Revolving Fund created in Section 1104.26 of this title;

11 57. Oklahoma Sports Hall of Fame License Plate - such plates
12 shall be issued to any person wishing to demonstrate support for the
13 Oklahoma Sports Hall of Fame. The license plates shall be designed
14 in consultation with the administration of the Oklahoma Sports Hall
15 of Fame. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
16 authorized to enter into a licensing agreement with the Oklahoma
17 Sports Hall of Fame for any licensing fees which may be required in
18 order to use the Hall of Fame's logo or design. The licensing
19 agreement shall provide for a payment to the Oklahoma Sports Hall of
20 Fame of not more than Twenty Dollars (\$20.00) for each license plate
21 issued;

22 58. Childhood Cancer Awareness License Plate - such plates
23 shall be issued to any person wishing to demonstrate support for the
24 Oklahoma Children's Cancer Association. The license plates shall be

1 designed in consultation with the administration of the Oklahoma
2 Children's Cancer Association. ~~The Oklahoma Tax Commission~~ Service
3 Oklahoma shall be authorized to enter into a licensing agreement
4 with the Oklahoma Children's Cancer Association for any licensing
5 fees which may be required in order to use the Oklahoma Children's
6 Cancer Association's logo or design. The licensing agreement shall
7 provide for a payment to the Oklahoma Children's Cancer Association
8 of not more than Twenty Dollars (\$20.00) for each license plate
9 issued;

10 59. Oklahoma Educational Television Authority License Plate -
11 such plates shall be designed and issued to any person wishing to
12 demonstrate support for the Oklahoma Educational Television
13 Authority and such plates shall be designed in consultation with the
14 Authority. As provided in this section, an amount of the fee
15 collected shall be deposited in The Educational Television Authority
16 Revolving Fund created in Section 156 of Title 62 of the Oklahoma
17 Statutes;

18 60. Remembering Fallen Heroes License Plate - such plates shall
19 be designed and issued to any person wishing to demonstrate support
20 for Concerns of Police Survivors, Inc. Such plates shall be
21 designed in consultation with the Oklahoma chapter of Concerns of
22 Police Survivors, Inc. As provided in this section, an amount of
23 the fee collected shall be deposited in the Oklahoma Concerns of
24

1 Police Survivors License Plate Revolving Fund created in Section
2 1104.27 of this title;

3 61. Disabled American Veterans License Plate - such plates
4 shall be designed in consultation with the Disabled American
5 Veterans Department of Oklahoma and issued to any member of the
6 organization wishing to demonstrate support. ~~The Tax Commission~~
7 Service Oklahoma shall be authorized to enter into a licensing
8 agreement with the Disabled American Veterans Department of Oklahoma
9 for any licensing fees which may be required in order to use the
10 organization's logo or design. The licensing agreement shall
11 provide for a payment to the Disabled American Veterans Department
12 of Oklahoma of not more than Twenty Dollars (\$20.00) for each
13 license plate issued. The plates shall incorporate a numbering
14 system agreed upon by the Disabled American Veterans Department of
15 Oklahoma and ~~the Tax Commission~~ Service Oklahoma;

16 62. Owasso Rams Supporter License Plate - such plates shall be
17 designed and issued to any person wishing to demonstrate support for
18 the Owasso Rams, and shall be designed in consultation with
19 representatives of Owasso Schools. The plates shall be issued to
20 any person in any combination of numbers and letters from one to a
21 maximum of seven, as for personalized license plates. As provided
22 in this section, an amount of the fee collected shall be deposited
23 in the Education Reform Revolving Fund created in Section 34.89 of
24 Title 62 of the Oklahoma Statutes;

1 63. Collinsville Cardinals Supporter License Plate - such
2 plates shall be designed and issued to any person wishing to
3 demonstrate support for the Collinsville Cardinals, and shall be
4 designed in consultation with representatives of Collinsville
5 Schools. The plates shall be issued to any person in any
6 combination of numbers and letters from one to a maximum of seven,
7 as for personalized license plates. As provided in this section, an
8 amount of the fee collected shall be deposited in the Education
9 Reform Revolving Fund created in Section 34.89 of Title 62 of the
10 Oklahoma Statutes;

11 64. Sperry Pirates Supporter License Plate - such plates shall
12 be designed and issued to any person wishing to demonstrate support
13 for the Sperry Pirates, and shall be designed in consultation with
14 representatives of Sperry Schools. The plates shall be issued to
15 any person in any combination of numbers and letters from one to a
16 maximum of seven, as for personalized license plates. As provided
17 in this section, an amount of the fee collected shall be deposited
18 in the Education Reform Revolving Fund created in Section 34.89 of
19 Title 62 of the Oklahoma Statutes;

20 65. Skiatook Bulldogs Supporter License Plate - such plates
21 shall be designed and issued to any person wishing to demonstrate
22 support for the Skiatook Bulldogs, and shall be designed in
23 consultation with representatives of Skiatook Schools. The plates
24 shall be issued to any person in any combination of numbers and

1 letters from one to a maximum of seven, as for personalized license
2 plates. As provided in this section, an amount of the fee collected
3 shall be deposited in the Education Reform Revolving Fund created in
4 Section 34.89 of Title 62 of the Oklahoma Statutes;

5 66. Rejoice Christian Eagles Supporter License Plate - such
6 plates shall be designed and issued to any person wishing to
7 demonstrate support for the Rejoice Christian Eagles, and shall be
8 designed in consultation with representatives of Rejoice Christian
9 Schools. The plates shall be issued to any person in any
10 combination of numbers and letters from one to a maximum of seven,
11 as for personalized license plates. As provided in this section, an
12 amount of the fee collected shall be deposited in the Education
13 Reform Revolving Fund created in Section 34.89 of Title 62 of the
14 Oklahoma Statutes;

15 67. East Central Cardinals Supporter License Plate - such
16 plates shall be designed and issued to any person wishing to
17 demonstrate support for the East Central Cardinals, and shall be
18 designed in consultation with representatives of East Central
19 Schools. The plates shall be issued to any person in any
20 combination of numbers and letters from one to a maximum of seven,
21 as for personalized license plates. As provided in this section, an
22 amount of the fee collected shall be deposited in the Education
23 Reform Revolving Fund created in Section 34.89 of Title 62 of the
24 Oklahoma Statutes;

1 68. Southeast Spartans Supporter License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Southeast Spartans, and shall be designed in
4 consultation with the Southeast High School Alumni Association. The
5 plates shall be issued to any person in any combination of numbers
6 and letters from one to a maximum of seven, as for personalized
7 license plates. As provided in this section, an amount of the fee
8 collected shall be deposited in the Education Reform Revolving Fund
9 created in Section 34.89 of Title 62 of the Oklahoma Statutes;

10 69. Sooner State ABATE License Plate - such plates shall be
11 issued to any person wishing to provide financial support for Sooner
12 State ABATE. The license plates shall be designed in consultation
13 with Sooner State ABATE. The plates shall be issued to any person
14 in any combination of numbers and letters from one to a maximum of
15 seven, as for personalized plates. The license plate for a
16 motorcycle may be of similar design as space permits or a new design
17 in order to meet the space requirements of a motorcycle license
18 plate. ~~The Tax Commission~~ Service Oklahoma shall be authorized to
19 enter into a licensing agreement with Sooner State ABATE for any
20 licensing fees, which may be required in order to use the
21 association's logo or design. The licensing agreement shall provide
22 for a payment to Sooner State ABATE of not more than Twenty Dollars
23 (\$20.00) for each license plate issued. Subject to the provisions
24

1 of subsection A of this section, the Sooner State ABATE License
2 Plate is hereby reauthorized effective November 1, 2019;

3 70. Oklahoma License to Educate License Plate - such plates
4 shall be designed and issued to any person wishing to demonstrate
5 support for Oklahoma educators. Such plates shall be designed in
6 consultation with the State Department of Education. As provided in
7 this section, an amount of the fee collected shall be deposited in
8 the Oklahoma Teacher Recruitment Revolving Fund created in Section
9 6-132 of Title 70 of the Oklahoma Statutes;

10 71. Piedmont Education Foundation License Plate - such plates
11 shall be designed and issued to any person wishing to demonstrate
12 support for the Piedmont Public Schools Education Foundation. Such
13 plates shall be designed in consultation with the Foundation. As
14 provided in this section, an amount of the fee collected shall be
15 deposited in the Piedmont Public Schools Education Foundation
16 License Plate Revolving Fund created in Section 1104.28 of this
17 title;

18 72. The Pride of Oklahoma License Plate - such plates shall be
19 designed and issued to any person wishing to demonstrate support for
20 the University of Oklahoma Marching Band and shall be designed in
21 consultation with the University of Oklahoma Marching Band. ~~The~~
22 ~~Oklahoma Tax Commission~~ Service Oklahoma shall be authorized to
23 enter into a licensing agreement with the University of Oklahoma or
24 the University of Oklahoma Marching Band for any licensing fees

1 which may be required in order to use the applicable logo or design.
2 The licensing agreement shall provide for a payment to the Pride of
3 Oklahoma Fund at the University of Oklahoma Foundation, Inc. of not
4 more than Twenty Dollars (\$20.00) for each license plate issued;

5 73. Jenks Trojans License Plate - such plates shall be designed
6 and issued to any person wishing to demonstrate support for the
7 Jenks School District. The license plates shall be designed in
8 consultation with the administration of the Jenks School District.

9 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter
10 into a licensing agreement with the Jenks School District for any
11 licensing fees which may be required in order to use the school
12 district's logo or design. The licensing agreement shall provide
13 for a payment to the Jenks School District of not more than Twenty
14 Dollars (\$20.00) for each license plate issued;

15 74. Bixby Spartans License Plate - such plates shall be
16 designed and issued to any person wishing to demonstrate support for
17 the Bixby School District. The license plates shall be designed in
18 consultation with the administration of the Bixby School District.

19 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter
20 into a licensing agreement with the Bixby School District for any
21 licensing fees which may be required in order to use the school
22 district's logo or design. The licensing agreement shall provide
23 for a payment to the Bixby School District of not more than Twenty
24 Dollars (\$20.00) for each license plate issued;

1 75. Oklahoma Aeronautics Commission License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Oklahoma aviation industry and to promote awareness
4 of aviation and aerospace. Such plates shall be designed in
5 consultation with the Oklahoma Aeronautics Commission and shall be
6 issued to any person in any combination of numbers and letters from
7 one to a maximum of seven, as for personalized license plates.
8 Twenty-four Dollars (\$24.00) of the fee collected shall be deposited
9 in the Oklahoma Aeronautics Commission Revolving Fund, for
10 expenditure as provided in Section 91 of Title 3 of the Oklahoma
11 Statutes;

12 76. Ducks Unlimited License Plate - such plates shall be
13 designed and issued to any person wishing to demonstrate support for
14 Ducks Unlimited. Such plates shall be designed in consultation with
15 Ducks Unlimited. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall
16 be authorized to enter into a licensing agreement with Ducks
17 Unlimited for any licensing fee which may be required in order to
18 use the Ducks Unlimited logo or design. The licensing agreement
19 shall provide for a payment to Ducks Unlimited of not more than
20 Twenty Dollars (\$20.00) for each license plate issued;

21 77. Prisoner of War and Missing in Action License Plate - such
22 plates shall be issued to any person wishing to increase awareness
23 of those who are currently prisoners of war or missing in action and
24 provide financial support for current veterans. The license plates

1 shall be designed in consultation with Rolling Thunder Oklahoma. As
2 provided in this section, an amount of the fee collected shall be
3 deposited in the Prisoner of War and Missing in Action License Plate
4 Revolving Fund created in Section 1104.29 of this title;

5 78. Woodward Boomers License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 the Woodward School District. The license plates shall be designed
8 in consultation with the administration of the Woodward School
9 District. ~~The Tax Commission~~ Service Oklahoma shall be authorized
10 to enter into a licensing agreement with the Woodward School
11 District for any licensing fees which may be required in order to
12 use the school district's logo or design. The licensing agreement
13 shall provide for a payment to the Woodward School District of not
14 more than Twenty Dollars (\$20.00) for each license plate issued;

15 79. Clinton Public School Foundation License Plate - such
16 plates shall be designed and issued to any person wishing to
17 demonstrate support for the Clinton Public School Foundation. The
18 license plates shall be designed in consultation with the Clinton
19 Public School Foundation. ~~The Tax Commission~~ Service Oklahoma shall
20 be authorized to enter into a licensing agreement with the Clinton
21 Public School Foundation for any licensing fees which may be
22 required in order to use the school foundation's logo or design.
23 The licensing agreement shall provide for a payment to the Clinton
24

1 Public School Foundation of not more than Twenty Dollars (\$20.00)
2 for each license plate issued;

3 80. Navajo School Foundation License Plate - such plates shall
4 be issued to any person wishing to demonstrate support for the
5 Navajo School Foundation. The license plates shall be designed in
6 consultation with the administration of the Navajo School
7 Foundation. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
8 authorized to enter into a licensing agreement with the Navajo
9 School Foundation for any licensing fees which may be required in
10 order to use the Foundation's logo or design. The licensing
11 agreement shall provide for a payment to the Navajo School
12 Foundation of not more than Twenty Dollars (\$20.00) for each license
13 plate issued;

14 81. Oklahoma Music Hall of Fame Inc. License Plate - such
15 plates shall be designed in consultation with the Oklahoma Music
16 Hall of Fame Inc. and issued to any member of the organization
17 wishing to demonstrate support. ~~The Tax Commission~~ Service Oklahoma
18 shall be authorized to enter into a licensing agreement with the
19 Oklahoma Music Hall of Fame Inc. for any licensing fees which may be
20 required in order to use the organization's logo or design. The
21 licensing agreement shall provide for a payment to the Oklahoma
22 Music Hall of Fame Inc. of not more than Twenty Dollars (\$20.00) for
23 each license plate issued. The plates shall incorporate a numbering
24 system agreed upon by the Oklahoma Music Hall of Fame Inc. and ~~the~~

1 ~~Tax Commission~~ Service Oklahoma. Subject to the provisions of
2 subsection A of this section, the Oklahoma Music Hall of Fame Inc.
3 License Plate is hereby reauthorized effective November 1, 2019;

4 82. Techlahoma Foundation License Plate - such plates shall be
5 issued to any person wishing to provide financial support for the
6 Techlahoma Foundation. The license plate shall be designed in
7 consultation with the Techlahoma Foundation. The plate shall be
8 issued to any person in any combination of numbers and letters from
9 one to a maximum of seven, as for personalized license plates. ~~The~~
10 ~~Tax Commission~~ Service Oklahoma shall be authorized to enter into a
11 licensing agreement with the Techlahoma Foundation for any licensing
12 fees, which may be required in order to use the association's logo
13 or design. The licensing agreement shall provide for a payment to
14 the Techlahoma Foundation of not more than Twenty Dollars (\$20.00)
15 for each license plate issued;

16 83. Bethany Public Schools Foundation License Plate - such
17 plates shall be issued to any person wishing to demonstrate support
18 for the Bethany Public Schools Foundation. The license plates shall
19 be designed in consultation with the administration of the Bethany
20 Public Schools Foundation. ~~The Oklahoma Tax Commission~~ Service
21 Oklahoma shall be authorized to enter into a licensing agreement
22 with the Bethany Public Schools Foundation for any licensing fees
23 which may be required in order to use the Foundation's logo or
24 design. The licensing agreement shall provide for a payment to the

1 Bethany Public Schools Foundation of not more than Twenty Dollars
2 (\$20.00) for each license plate issued;

3 84. Cystic Fibrosis Foundation License Plate - such plates
4 shall be issued to any person wishing to demonstrate support for the
5 Cystic Fibrosis Foundation. The license plates shall be designed in
6 consultation with the administration of the Cystic Fibrosis
7 Foundation. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
8 authorized to enter into a licensing agreement with the Cystic
9 Fibrosis Foundation for any licensing fees which may be required in
10 order to use the Foundation's logo or design. The licensing
11 agreement shall provide for a payment to the Cystic Fibrosis
12 Foundation of not more than Twenty Dollars (\$20.00) for each license
13 plate issued;

14 85. Down Syndrome Association of Central Oklahoma License Plate
15 - such plates shall be designed and issued to any person wishing to
16 demonstrate support for the Down Syndrome Association of Central
17 Oklahoma. Such plates shall be designed in consultation with the
18 Association. As provided in this section, an amount of the fee
19 collected shall be deposited in the Down Syndrome Association of
20 Central Oklahoma License Plate Revolving Fund created in Section
21 1104.30 of this title;

22 86. Elk City Education Foundation License Plate - such plates
23 shall be designed and issued to any person wishing to demonstrate
24 support for the Elk City Education Foundation. Such plates shall be

1 designed in consultation with the Foundation. As provided in this
2 section, an amount of the fee collected shall be deposited in the
3 Elk City Education Foundation License Plate Revolving Fund created
4 in Section 1104.31 of this title;

5 87. A Brotherhood Aiming Toward Education of Oklahoma (ABATE)
6 License Plate - such plates shall be designed and issued to any
7 person wishing to provide financial support for ABATE of Oklahoma.
8 Such plates shall be designed in consultation with ABATE of
9 Oklahoma. The plates shall be issued to any person in any
10 combination of numbers and letters from one to a maximum of seven,
11 as for personalized plates. The license plate for a motorcycle may
12 be of similar design as space permits or a new design in order to
13 meet the space requirements of a motorcycle license plate. ~~The~~
14 ~~Oklahoma Tax Commission~~ Service Oklahoma shall be authorized to
15 enter into a licensing agreement with ABATE of Oklahoma for any
16 licensing fees which may be required in order to use the ABATE of
17 Oklahoma logo or design. The licensing agreement shall provide for
18 a payment to ABATE of Oklahoma of not more than Twenty Dollars
19 (\$20.00) for each license plate issued;

20 88. Downed Bikers Association License Plate - such plates shall
21 be designed for a vehicle or motorcycle in any combination of
22 numbers and letters from one to a maximum of seven, as for
23 personalized license plates, and issued to any person wishing to
24 demonstrate support for the Downed Bikers Association, a nonprofit

1 charitable organization exempt from taxation pursuant to the
2 provisions of the Internal Revenue Code, 26 U.S.C., Section
3 501(c)(3), which provides emotional and financial support for downed
4 bikers. The license plate shall be designed in consultation with
5 the Central Oklahoma Chapter of the Downed Bikers Association and
6 shall contain any official logo or design of the organization. The
7 license plate for a motorcycle may be of similar design as space
8 permits or a new design in order to meet the space requirements of a
9 motorcycle license plate. ~~The Tax Commission~~ Service Oklahoma, if
10 necessary, may enter into a licensing agreement with the Downed
11 Bikers Association for any licensing fees which may be required in
12 order to use the organization's logo or design. The licensing
13 agreement shall provide for a payment to the Downed Bikers
14 Association of not more than Twenty Dollars (\$20.00) for each
15 license plate;

16 89. Eagle Scout License Plate - such plates shall be designed
17 to demonstrate support for Eagle Scouts and shall include the Eagle
18 Scout logo. Plates may be issued to any person who can show proof
19 of having obtained the rank of Eagle Scout. ~~The Oklahoma Tax~~
20 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
21 licensing agreement with the various Oklahoma local councils for any
22 licensing fees which may be required in order to use the applicable
23 logo or design. The licensing agreement shall provide for a payment
24 of not more than Twenty Dollars (\$20.00) for each license plate

1 issued to the specific Oklahoma local area Council designated by the
2 applicant;

3 90. Extraordinary Educators License Plate - such plates shall
4 be designed and issued to any person wishing to provide financial
5 support for common education in Oklahoma. Such plates shall be
6 designed in consultation with the State Department of Education.
7 The plates shall be issued to any person in any combination of
8 numbers and letters from one to a maximum of seven, as for
9 personalized license plates. As provided in this section, an amount
10 of the fee collected shall be deposited in the Extraordinary
11 Educators License Plate Revolving Fund created in Section 1104.32 of
12 this title;

13 91. Former Oklahoma Legislator License Plate - such plates
14 shall be designed and issued to any person who previously served as
15 a member of the Oklahoma House of Representatives or Oklahoma State
16 Senate. The license plates shall be designed in consultation with
17 the Oklahoma Historical Society. As provided in this section, an
18 amount of the fee collected shall be deposited in the Oklahoma
19 Historical Society Capital Improvement and Operations Revolving Fund
20 created in Section 1.10a of Title 53 of the Oklahoma Statutes. ~~The~~
21 ~~Tax Commission~~ Service Oklahoma shall create and maintain a list of
22 former members of the Oklahoma House of Representatives and Oklahoma
23 State Senate eligible to be issued such plates; provided, that no
24 former member of the Oklahoma House of Representatives and Oklahoma

1 State Senate shall be eligible to possess more than two of such
2 plates at any one time. ~~The Tax Commission~~ Service Oklahoma shall
3 confer as needed with the Chief Clerk of the Oklahoma House of
4 Representatives and the Secretary of the Oklahoma State Senate to
5 confirm that such list is complete and accurate;

6 92. Monarch Butterfly License Plate - such plates shall be
7 designed and issued to any person wishing to demonstrate support for
8 the operations of the Nature Conservancy of Oklahoma. Such plates
9 shall be designed in consultation with the Oklahoma Chapter of the
10 Nature Conservancy. ~~The Tax Commission~~ Service Oklahoma shall be
11 authorized to enter into a licensing agreement with the Nature
12 Conservancy of Oklahoma for any licensing fees which may be required
13 in order to use the foundation's logo or design. The plates shall
14 be issued to any person in any combination of numbers and letters
15 from one to a maximum of seven, as for personalized license plates.
16 The licensing agreement shall provide for a payment to the Nature
17 Conservancy of Oklahoma of not more than Twenty Dollars (\$20.00) for
18 each license plate issued;

19 93. Oklahoma Tennis Foundation License Plate - such plates
20 shall be designed and issued to any person wishing to demonstrate
21 support for the Oklahoma Tennis Foundation. The license plates
22 shall be designed in consultation with the Oklahoma Tennis
23 Foundation. ~~The Tax Commission~~ Service Oklahoma shall be authorized
24 to enter into a licensing agreement with the Oklahoma Tennis

1 Foundation for any licensing fees which may be required in order to
2 use the foundation's logo or design. The licensing agreement shall
3 provide for a payment to the Oklahoma Tennis Foundation of not more
4 than Twenty Dollars (\$20.00) for each license plate issued;

5 94. Oklahoma Veterans of Foreign Wars License Plate - such
6 plates shall be designed to honor the Oklahoma Veterans of Foreign
7 Wars and shall be issued to any resident of this state upon proof of
8 membership in the Oklahoma Veterans of Foreign Wars organization.
9 The license plates shall be designed in consultation with the
10 Oklahoma Veterans of Foreign Wars organization. ~~The Tax Commission~~
11 Service Oklahoma shall be authorized to enter into a licensing
12 agreement with the Oklahoma Veterans of Foreign Wars organization
13 for any licensing fees which may be required in order to use the
14 organization's logo or design. The licensing agreement shall
15 provide for a payment to the Oklahoma Veterans of Foreign Wars
16 organization of not more than Twenty Dollars (\$20.00) for each
17 license plate issued. ~~The Tax Commission~~ Service Oklahoma shall
18 reinstate any Veterans of Foreign Wars license plates issued prior
19 to November 1, 2021, and shall reimburse any individual who held a
20 Veterans of Foreign Wars License Plate on October 31, 2021, for fees
21 incurred for the replacement of such plate;

22 95. Oklahoma Women Veterans Organization License Plate - such
23 plates shall be designed and issued to any female veteran of any
24 branch of the United States Armed Forces wishing to demonstrate

1 support for the Oklahoma Women Veterans Organization. The license
2 plates shall be designed in consultation with the Oklahoma Women
3 Veterans Organization. ~~The Tax Commission~~ Service Oklahoma shall be
4 authorized to enter into a licensing agreement with the Oklahoma
5 Women Veterans Organization for any licensing fees which may be
6 required in order to use the organization's logo or design. The
7 licensing agreement shall provide for a payment to the Oklahoma
8 Women Veterans Organization of not more than Twenty Dollars (\$20.00)
9 for each license plate issued;

10 96. FIRST (For Inspiration and Recognition of Science and
11 Technology) License Plate - such plates shall be issued to any
12 person wishing to demonstrate support for FIRST Robotics Programs.
13 The license plates shall be designed in consultation with the
14 administration of FIRST. ~~The Oklahoma Tax Commission~~ Service
15 Oklahoma shall be authorized to enter into a licensing agreement
16 with FIRST for any licensing fees which may be required in order to
17 use the FIRST logo or design. The licensing agreement shall provide
18 for a payment to FIRST of not more than Twenty Dollars (\$20.00) for
19 each license plate issued;

20 97. Pittsburg State University License Plate - such plates
21 shall be designed and issued to any person wishing to demonstrate
22 support for the Pittsburg State University. The license plates
23 shall be designed in consultation with Pittsburg State University.
24 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter

1 into a licensing agreement with Pittsburg State University for any
2 licensing fees which may be required in order to use the school
3 foundation's logo or design. The licensing agreement shall provide
4 for a payment to the Pittsburg State University of not more than
5 Twenty Dollars (\$20.00) for each license plate issued;

6 98. Historic Greenwood District License Plate - such plates
7 shall be issued to persons wishing to demonstrate support for the
8 Historic Greenwood District Juneteenth Festival held in the Historic
9 Greenwood District in Tulsa, Oklahoma. The plates shall be issued
10 to any person in any combination of numbers and letters from one to
11 a maximum of seven, as for personalized license plates. The license
12 plates shall be designed in consultation with the Black Wall Street
13 Chamber of Commerce. ~~The Tax Commission~~ Service Oklahoma shall be
14 authorized to enter into a licensing agreement with the Historic
15 Greenwood District Juneteenth Festival for any licensing fees which
16 may be required in order to use the Festival's logo or design. For
17 each license plate issued, the licensing agreement shall provide for
18 a payment of Twenty-five Dollars (\$25.00) of the fee collected to
19 the Historic Greenwood District Juneteenth Festival and an
20 additional Two Dollars (\$2.00) of the fee collected shall be
21 deposited in the Public School Classroom Support Revolving Fund, for
22 expenditure as provided in Section 1-123 of Title 70 of the Oklahoma
23 Statutes;

24

1 99. Oklahoma Veterans of Foreign Wars Auxiliary License Plate -
2 such plates shall be designed to honor the Oklahoma Veterans of
3 Foreign Wars Auxiliary and issued to any resident of this state upon
4 proof of membership in the Oklahoma Veterans of Foreign Wars
5 Auxiliary organization in this state. The license plates shall be
6 designed in consultation with the Oklahoma Veterans of Foreign Wars
7 Auxiliary organization. ~~The Tax Commission~~ Service Oklahoma shall
8 be authorized to enter into a licensing agreement with the Oklahoma
9 Veterans of Foreign Wars Auxiliary organization for any licensing
10 fees which may be required in order to use the organization's logo
11 or design. The licensing agreement shall provide for a payment to
12 the Oklahoma Veterans of Foreign Wars Auxiliary organization of not
13 more than Twenty Dollars (\$20.00) for each license plate issued;

14 100. Transportation to Transportation License Plate - such
15 plates shall be designed and issued to persons wishing to support
16 county roads and bridges. The license plates shall be designed in
17 consultation with the Association of County Commissioners of
18 Oklahoma. Twenty Dollars (\$20.00) of the fee collected shall be
19 paid to the county treasurer for the county in which the license
20 plate was purchased to be credited to the County Highway Fund
21 created pursuant to Section 1503 of Title 69 of the Oklahoma
22 Statutes;

23 101. Blue Star Mothers License Plate - such plates shall be
24 designed and issued to any person showing proof of membership in an

1 Oklahoma Chapter of Blue Star Mothers of America, Inc. The license
2 plates shall be designed in consultation with Blue Star Mothers of
3 America, Inc., Oklahoma Chapter One. ~~The Tax Commission~~ Service
4 Oklahoma shall be authorized to enter into a licensing agreement
5 with Blue Star Mothers of America, Inc., Oklahoma Chapter One for
6 any licensing fees which may be required in order to use the Blue
7 Star Mothers of America logo or design. The licensing agreement
8 shall provide for a payment to Blue Star Mothers of America, Inc.,
9 Oklahoma Chapter One of not more than Twenty Dollars (\$20.00) for
10 each license plate issued;

11 102. Stillwater Public Schools License Plate - such plates
12 shall be designed and issued to any person wishing to demonstrate
13 support for the Stillwater School District. The license plates
14 shall be designed in consultation with the administration of the
15 Stillwater School District. ~~The Tax Commission~~ Service Oklahoma
16 shall be authorized to enter into a licensing agreement with the
17 Stillwater School District for any licensing fees which may be
18 required in order to use the school district's logo or design. The
19 licensing agreement shall provide for a payment to the Stillwater
20 School District of not more than Twenty Dollars (\$20.00) for each
21 license plate issued;

22 103. Oklahoma Golf License Plate - such plates shall be
23 designed and issued to any person wishing to demonstrate support for
24 the sport of golf in Oklahoma. The license plates shall be designed

1 in consultation with the South Central Section of the Professional
2 Golfers' Association of America and issued to any person wishing to
3 demonstrate support for the sport of golf in Oklahoma. ~~The Tax~~
4 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
5 licensing agreement with the South Central Section of the
6 Professional Golfers' Association of America for any licensing fees
7 which may be required in order to use the organization's logo or
8 design. The licensing agreement shall provide for a payment to the
9 South Central Section of the Professional Golfers' Association of
10 America of not more than Twenty Dollars (\$20.00) for each license
11 plate issued;

12 104. Paramedic License Plate - such plates shall be designed
13 and issued to any person who is a paramedic. Such persons may apply
14 for a paramedic license plate for each vehicle with a rated carrying
15 capacity of one (1) ton or less upon proof of a paramedic license.
16 The license plates shall be designed in consultation with the
17 Oklahoma State University-Oklahoma City Paramedicine Program and the
18 Oklahoma Emergency Medical Technicians Association. ~~The Tax~~
19 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
20 licensing agreement with the Oklahoma Emergency Medical Technicians
21 Association for any licensing fees which may be required in order to
22 use the Association's logo or design. The licensing agreement shall
23 provide for deposit to the Emergency Medical Personnel Death Benefit
24 Revolving Fund created in Section 1-2505.2 of Title 63 of the

1 Oklahoma Statutes of not more than Twenty Dollars (\$20.00) for each
2 license plate issued;

3 105. National Defense Service Medal License Plate - such plates
4 shall be designed and issued to those persons who have received the
5 National Defense Service Medal and wish to demonstrate support for
6 the Oklahoma Department of Veterans Affairs. The license plates
7 shall be designed in consultation with the Oklahoma Department of
8 Veterans Affairs. ~~The Tax Commission~~ Service Oklahoma shall be
9 authorized to enter into a licensing agreement with the Oklahoma
10 Department of Veterans Affairs for any licensing fees which may be
11 required in order to use the Department's logo or design. The
12 licensing agreement shall provide for a payment to the Oklahoma
13 Department of Veterans Affairs of not more than Twenty Dollars
14 (\$20.00) for each license plate issued;

15 106. University of Oklahoma RUF/NEKS License Plate - such
16 plates shall be designed and issued to any past or present member of
17 the University of Oklahoma RUF/NEKS upon providing proof of
18 membership in the organization as may be required by ~~the Tax~~
19 ~~Commission~~ Service Oklahoma. The license plates shall be designed
20 in consultation with the University of Oklahoma RUF/NEKS. ~~The Tax~~
21 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
22 licensing agreement with the University of Oklahoma RUF/NEKS for any
23 licensing fees which may be required in order to use the
24 organization's logo or design. The licensing agreement shall

1 provide for a payment to the University of Oklahoma RUF/NEKS
2 Scholarship Fund of not more than Twenty Dollars (\$20.00) for each
3 license plate issued;

4 107. Tulsa Community College License Plate - such plates shall
5 be issued to persons wishing to support Tulsa Community College.
6 The plates shall be designed in consultation with Tulsa Community
7 College. ~~The Tax Commission~~ Service Oklahoma shall be authorized to
8 enter into a licensing agreement with Tulsa Community College for
9 any licensing fees which may be required in order to use the
10 organization's logo or design. The licensing agreement shall
11 provide for a payment to Tulsa Community College of not more than
12 Twenty Dollars (\$20.00) for each license plate issued;

13 108. Guthrie Street Kings License Plate - such plates shall be
14 designed and issued to any person wishing to demonstrate support for
15 the Guthrie Street Kings. The license plates shall be designed in
16 consultation with the Guthrie Street Kings. ~~The Tax Commission~~
17 Service Oklahoma shall be authorized to enter into a licensing
18 agreement with the Guthrie Street Kings for any licensing fees which
19 may be required in order to use the organization's logo or design.
20 The licensing agreement shall provide for a payment to the Guthrie
21 Street Kings of not more than Twenty Dollars (\$20.00) for each
22 license plate issued;

23 109. Epilepsy Foundation License Plate - such plates shall be
24 designed and issued to any person wishing to demonstrate support for

1 the Epilepsy Foundation. The license plates shall be designed in
2 consultation with the Epilepsy Foundation of Oklahoma. ~~The Tax~~
3 ~~Commission~~ Service Oklahoma shall be authorized to enter into
4 licensing agreements with the Epilepsy Foundation for any licensing
5 fees which may be required in order to use the organization's logo
6 or design. The licensing agreement shall provide for a payment to
7 the Epilepsy Foundation of not more than Twenty Dollars (\$20.00) for
8 each license plate issued; and

9 110. America First License Plate - such plates shall be
10 designed and issued to any person wishing to demonstrate support for
11 the proclamation of "America First". The license plates shall be
12 designed in consultation with Warriors for Freedom and the Honoring
13 America's Warriors Foundations. ~~The Tax Commission~~ Service Oklahoma
14 shall be authorized to enter into licensing agreements with the
15 Warriors for Freedom and Honoring America's Warriors Foundations for
16 any licensing fees which may be required in order to use the
17 Foundations' logos or designs. The licensing agreements shall
18 provide for a payment to the Honoring America's Warriors Foundation
19 of not more than Ten Dollars (\$10.00) and a payment to the Warriors
20 for Freedom Foundation of not more than Ten Dollars (\$10.00) for
21 each license plate issued.

22 C. The fee for such plates shall be Thirty-five Dollars
23 (\$35.00) per year of renewal and shall be in addition to all other
24

1 registration fees provided by the Oklahoma Vehicle License and
2 Registration Act. The fee shall be apportioned as follows:

3 1. Twenty Dollars (\$20.00) per year of renewal or any other
4 amount as provided in this title of the fee shall be apportioned as
5 provided or deposited in a fund as specified within the paragraph
6 authorizing the special license plate;

7 2. Eight Dollars (\$8.00) per year of renewal of the fee shall
8 be deposited in the Oklahoma Tax Commission Reimbursement Fund to be
9 used for the administration of the Oklahoma Vehicle License and
10 Registration Act. Beginning January 1, 2023, Eight Dollars (\$8.00)
11 per year of renewal of the fee shall be deposited in the Service
12 Oklahoma Reimbursement Fund to be used for the administration of the
13 Oklahoma Vehicle License and Registration Act; and

14 3. Any remaining amounts of the fee shall be apportioned as
15 provided in Section 1104 of this title.

16 SECTION 159. AMENDATORY 47 O.S. 2021, Section 1135.6, is
17 amended to read as follows:

18 Section 1135.6 ~~The Oklahoma Tax Commission~~ Service Oklahoma is
19 hereby authorized to design and issue National Association for Stock
20 Car Auto Racing Driver ("NASCAR") Theme License Plates. Such plates
21 shall be designed and issued to any person wishing to demonstrate
22 interest in NASCAR auto racing. The plates shall be of such design
23 as the supplier of the license plates in consultation with ~~the~~
24 ~~Oklahoma Tax Commission~~ Service Oklahoma may prescribe. The fee for

1 such plate shall be Forty Dollars (\$40.00) and shall be in addition
2 to all other registration fees required by the Oklahoma Vehicle
3 License and Registration Act. On and after January 1, 2022, if a
4 special license plate is issued pursuant to this section, any
5 registration fee required for such plate pursuant to this section
6 and the fee required pursuant to Section 1132 of this title shall be
7 remitted at the same time and subject to a single registration
8 period. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall
9 determine, by rule, a method for making required fee and
10 registration period adjustments if a special license plate is
11 obtained during a twelve-month period for which a registration fee
12 has already been remitted pursuant to Section 1132 of this title.
13 The combination of fees in a single remittance shall not alter the
14 apportionment otherwise provided for in this section. ~~The Tax~~
15 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
16 licensing agreement with the supplier of such NASCAR Driver license
17 plates or other entity for any required licensing fees. The
18 licensing agreement shall provide for a payment of not more than
19 Twenty-five Percent (25%) of the fee authorized for each license
20 plate issued. Five Dollars (\$5.00) of the forty-dollar fee shall be
21 apportioned to the General Revenue Fund. The remaining amount of
22 such fee shall be deposited in the Oklahoma Tax Commission
23 Reimbursement Fund. Beginning January 1, 2023, the remaining amount
24

1 of such fee shall be deposited in the Service Oklahoma Reimbursement
2 Fund.

3 For license plates numbered zero (0) through one hundred (100)
4 displaying a particular NASCAR Driver theme, ~~the Oklahoma Tax~~
5 ~~Commission~~ Service Oklahoma may establish an auction or similar
6 procedure for the purpose of determining the order in which such
7 distinctive license plates are sold and the amount of the additional
8 fee for the distinctive license plates. This amount shall be due at
9 the time the original application is submitted to ~~the Tax Commission~~
10 Service Oklahoma and Forty Dollars (\$40.00) thereafter annually at
11 the time of renewal registration.

12 SECTION 160. AMENDATORY 47 O.S. 2021, Section 1135.7, is
13 amended to read as follows:

14 Section 1135.7 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
15 or private vendor with whom ~~the Commission~~ Service Oklahoma has
16 contracted is authorized to design and issue special license plates
17 to any person that applies to ~~the Tax Commission~~ Service Oklahoma or
18 private vendor for the creation of a special license plate and meets
19 the minimum standards and qualifications specified in this section.

20 B. If the following standards and guidelines are satisfied, ~~the~~
21 ~~Tax Commission~~ Service Oklahoma shall authorize the issuance of a
22 special license plate to the person making application for the
23 special license plate:

24 1. The license plate is to:

1 a. show membership in or affiliation with an
2 organization, or

3 b. demonstrate support for an organization, group or
4 cause;

5 2. The license plate does not advertise or endorse a product,
6 brand or service that is provided for sale;

7 3. The license plate does not promote any philosophy based on
8 prejudice or that is contrary to state civil rights laws; and

9 4. Two hundred prepaid applications for the special license
10 plate are received by ~~the Tax Commission~~ Service Oklahoma or private
11 vendor.

12 C. The fee for special license plates shall be determined in
13 accordance with Section 1135.9 of this title. If the special
14 license plate does not provide financial assistance the fee shall be
15 no less than Fifteen Dollars (\$15.00) per year of renewal and shall
16 be in addition to all other registration fees provided by the
17 Oklahoma Vehicle License and Registration Act. Unless otherwise
18 provided in this section, Fifteen Dollars (\$15.00) of the fee shall
19 be apportioned as follows: Eight Dollars (\$8.00) of the special
20 license plate fee shall be deposited in the Oklahoma Tax Commission
21 Reimbursement Fund to be used for the administration of the Oklahoma
22 Vehicle License and Registration Act and the remaining amounts of
23 the special license plate fee shall be apportioned as provided in
24 Section 1104 of this title. Beginning January 1, 2023, Eight

1 Dollars (\$8.00) of the special license plate fee shall be deposited
2 in the Service Oklahoma Reimbursement Fund to be used for the
3 administration of the Oklahoma Vehicle License and Registration Act
4 and the remaining amounts of the special license plate fee shall be
5 apportioned as provided in Section 1104 of this title.

6 D. For special license plates that provide financial assistance
7 created pursuant to the provisions of this section, ~~the Tax~~
8 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
9 licensing agreement with an organization for any licensing fees that
10 may be required to use the organization's logo or design.

11 E. The fee for special license plates that provide financial
12 assistance shall be determined in accordance with Section 1135.9 of
13 this title. Provided, the fee shall be no less than Thirty-five
14 Dollars (\$35.00) and shall be in addition to all other registration
15 fees provided by the Oklahoma Vehicle License and Registration Act.
16 Thirty-five Dollars (\$35.00) per year of renewal of the fee shall be
17 apportioned as follows:

- 18 1. a. Twenty Dollars (\$20.00) of the fee shall be
19 apportioned to the License Plate Special Program
20 Assistance Revolving Fund created in Section 1135.8 of
21 this title to be used in the manner detailed in the
22 application for the special license plate, except as
23 provided in subparagraph b of this paragraph.

1 b. If ~~the Tax Commission~~ Service Oklahoma has entered
2 into a licensing agreement with an organization for
3 the use of its design or logo pursuant to Chapter 74
4 of this title, an amount to be determined in the
5 licensing agreement, but not to exceed Twenty Dollars
6 (\$20.00) per license plate issued, shall be
7 transferred monthly to that organization as payment of
8 licensing fees and no fee shall be apportioned to the
9 License Plate Special Program Assistance Revolving
10 Fund;

11 2. Eight Dollars (\$8.00) of the fee shall be deposited in the
12 Oklahoma Tax Commission Reimbursement Fund to be used for the
13 administration of the Oklahoma Vehicle License and Registration Act.
14 Beginning January 1, 2023, Eight Dollars (\$8.00) of the fee shall be
15 deposited in the Service Oklahoma Reimbursement Fund to be used for
16 the administration of the Oklahoma Vehicle License and Registration
17 Act; and

18 3. Any remaining amounts of the fee shall be apportioned as
19 provided in Section 1104 of this title.

20 F. Except as otherwise provided in subsection D and
21 subparagraph b of paragraph 1 of subsection E of this section, if a
22 person applies for a special license plate that provides financial
23 assistance, the application shall designate a state agency to be
24 responsible for expending the funds generated by the special license

1 plate and the application shall designate a specific public purpose
2 for which the funds are to be used. The application shall include
3 an acknowledgment from the designated state agency of their
4 agreement with acceptance of the designated funds.

5 G. Special license plates shall not be transferred to any other
6 person but shall be removed from the vehicle upon transfer of
7 ownership and retained. The special license plate may then be used
8 on another vehicle but only after such other vehicle has been
9 registered for the current year.

10 Special license plates shall be renewed each year by ~~the Tax~~
11 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
12 operator, unless authorized by ~~the Tax Commission~~ Service Oklahoma
13 to be renewed for a period greater than one (1) year. ~~The Tax~~
14 ~~Commission~~ Service Oklahoma shall notify all persons issued special
15 license plates of the renewal procedures prior to the expiration of
16 the special license plate. The notice shall contain all necessary
17 information and shall contain instructions for the renewal procedure
18 upon presentation to a ~~motor license agent~~ licensed operator or ~~the~~
19 ~~Tax Commission~~ Service Oklahoma. The license plates shall be issued
20 on a staggered system.

21 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
22 develop and implement a system whereby ~~motor license agents~~ licensed
23 operators are permitted to accept applications for special license
24 plates authorized under this section. The ~~motor license agent~~

1 licensed operator shall confirm the applicant's eligibility, if
2 applicable, collect and deposit any amount specifically authorized
3 by law, accept and process the necessary information directly into
4 such system and generate a receipt accordingly. For performance of
5 these duties, ~~motor license agents~~ licensed operators shall retain
6 the fee provided in Section 1141.1 of this title for registration of
7 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
8 acceptance of applications and renewals shall be paid out of the
9 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
10 2023, the licensed operator fees for acceptance of applications and
11 renewals shall be paid out of the Service Oklahoma Reimbursement
12 Fund.

13 H. All special plates issued by ~~the Tax Commission~~ Service
14 Oklahoma prior to November 1, 2005, shall not be subject to the
15 requirements and qualifications outlined in this section.

16 I. As used in this section, "person" includes an individual,
17 group, organization or not-for-profit corporation that is recognized
18 as such by the Internal Revenue Service.

19 SECTION 161. AMENDATORY 47 O.S. 2021, Section 1135.8, is
20 amended to read as follows:

21 Section 1135.8 A. 1. There is hereby created in the State
22 Treasury a revolving fund for the Oklahoma Tax Commission, to be
23 designated the "License Plate Special Program Assistance Revolving
24 Fund". The fund shall be a continuing fund, not subject to fiscal

1 year limitations, and shall consist of any monies transferred
2 thereto by paragraph 1 of subsection D of Section ~~€~~ 1135.7 of this
3 ~~act~~ title, except as provided by paragraph 2 of this section.

4 2. There is hereby created in the State Treasury a revolving
5 fund for Service Oklahoma, to be designated the "Service Oklahoma
6 License Plate Special Program Assistance Revolving Fund". The fund
7 shall be a continuing fund, not subject to fiscal year limitations,
8 and shall consist of any monies transferred thereto by paragraph 1
9 of subsection D of Section 1135.7 of this title, beginning January
10 1, 2023.

11 B. All monies accruing to the credit of said fund are hereby
12 appropriated and shall be expended by the Tax Commission on December
13 31 of each year. Beginning January 1, 2023, all monies accruing to
14 the credit of said fund are hereby appropriated and shall be
15 expended by Service Oklahoma on December 31 of each year. The
16 monies shall be distributed to the appropriate state agency to be
17 expended in accordance with the specifications contained in the
18 application for each special license plate that provides financial
19 support in an amount based on the number of special license plates
20 that are in circulation for that particular organization.

21 SECTION 162. AMENDATORY 47 O.S. 2021, Section 1135.9, is
22 amended to read as follows:
23
24

1 Section 1135.9 A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
2 is authorized to enter into a contract with a private vendor
3 experienced in the marketing and sale of:

4 1. Personalized license plates authorized under Section 1135.4
5 of Title 47 of the Oklahoma Statutes; and

6 2. Special license plates authorized under Sections 1135.3,
7 1135.5 and 1135.7 of Title 47 of the Oklahoma Statutes.

8 B. 1. ~~The Commission~~ Service Oklahoma shall establish by rule
9 administrative fees for license plates issued and renewed under the
10 provisions of subsection A of this section. The administrative fees
11 authorized by this paragraph shall be reasonable but not less than
12 the amounts necessary for ~~the Commission~~ Service Oklahoma to recover
13 costs to ~~the Commission~~ Service Oklahoma associated with the:

- 14 a. awarding of the contract authorized by this section,
15 b. implementation and enforcement of such contract, and
16 c. direct and indirect administrative costs associated
17 with administering the provisions of this section.

18 2. The fees authorized by this subsection shall be in addition
19 to all other registration fees provided by the Oklahoma Vehicle
20 License and Registration Act, including the fees required by
21 Sections 1135.3, 1135.4, 1135.5 and 1135.7 of Title 47 of the
22 Oklahoma Statutes.

23 C. The contracted amount payable to a private vendor related to
24 the marketing and sale of special license plates shall only be

1 payable from amounts derived from administrative fees associated
2 with the issuance and renewal of such personalized and special
3 license plates.

4 D. 1. ~~The Commission~~ Service Oklahoma may approve additional
5 designs and color combinations for personalized and special license
6 plates authorized under the provisions of Title 47 of the Oklahoma
7 Statutes, including for special license plates that may be
8 personalized, that may be marketed and sold by a private vendor
9 under a contract entered into under the provisions of this section.
10 Each approved license plate design and color combination shall
11 remain the property of ~~the Commission~~ Service Oklahoma.

12 2. This subsection shall not be interpreted to authorize:

- 13 a. ~~the Commission~~ Service Oklahoma to approve a design or
14 color combination for a specialty license plate, or
15 b. the private vendor to market or sell a special license
16 plate with a design or color combination,

17 that is inconsistent with the design or color combination specified
18 for the license plate in the special license plate's authorizing
19 statute.

20 E. ~~The Commission~~ Service Oklahoma shall not:

- 21 1. Restrict the background color, color combinations or color
22 alphanumeric license plate numbers of a special license plate,
23 except as determined by the Department of Public Safety as necessary
24 for law enforcement purposes;

1 2. Restrict the private vendor from conducting reasonable
2 events or auctions;

3 3. Restrict the right of the private vendor to offer a variety
4 of plate categories with both personalized and nonpersonalized
5 patterns; or

6 4. Unreasonably disapprove or limit the ability for the private
7 vendor to offer plate terms that exceed one (1) year.

8 F. ~~The Commission~~ Service Oklahoma may cancel a license plate
9 or require the discontinuation or redesign of a license plate design
10 or color combination that is marketed and sold by a private vendor
11 under contract at any time if ~~the Commission~~ Service Oklahoma
12 determines that the cancellation or discontinuation is in the best
13 interest of the state or the motoring public.

14 G. To the extent fees collected under the provisions of this
15 section are in excess of the total amounts provided in subparagraphs
16 a, b and c of paragraph 1 of subsection B of this section and other
17 apportionment provisions for personalized or specialized license
18 plates, the excess amount shall be deposited to the credit of the
19 General Revenue Fund.

20 H. 1. A contract entered into with a private vendor under the
21 provisions of this section shall provide for ~~the Commission~~ Service
22 Oklahoma to recover all costs incurred by ~~the Commission~~ Service
23 Oklahoma in implementing the provisions of this section. Under the
24 provisions of the contract, ~~the Commission~~ Service Oklahoma may

1 require the private vendor to reimburse ~~the Commission~~ Service
2 Oklahoma in advance for:

3 a. not more than one-half (1/2) of ~~the Commission's~~
4 Service Oklahoma's anticipated costs in initiating the
5 contract, and

6 b. ~~the Commission's~~ Service Oklahoma's anticipated costs
7 in coordinating the introduction of a new special
8 license plate.

9 2. The initial term of contract entered into under the
10 provisions of this section shall be no less than five (5) years in
11 duration. Such contract may provide for additional terms at least
12 equal in length to the initial term of the contract.

13 I. As applied to contracts entered under the provisions of this
14 section, ~~the Commission~~ Service Oklahoma shall not:

15 1. Unreasonably disapprove or limit any aspect of a private
16 vendor's marketing and sales plan; or

17 2. Unreasonably interfere with the selection, assignment or
18 management by the private vendor of the private vendor's employees,
19 agents or subcontractors.

20 J. A private vendor shall not market and sell license plates
21 that compete directly for sales with other special license plates
22 issued under the provisions of Title 47 of the Oklahoma Statutes,
23 unless ~~the Commission~~ Service Oklahoma and the agency or
24

1 organization associated with the special license plate authorizes
2 such marketing and sale.

3 K. ~~The Tax Commission~~ Service Oklahoma is hereby directed to
4 develop and implement a system whereby ~~motor license agents~~ licensed
5 operators are permitted to accept applications for special license
6 plates authorized under this section. The ~~motor license agent~~
7 licensed operator shall collect and deposit any amount specifically
8 authorized by law, accept and process the necessary information
9 directly into such system and generate a receipt accordingly. For
10 performance of these duties, ~~motor license agents~~ licensed operators
11 shall retain the fee provided in Section 1141.1 of Title 47 of the
12 Oklahoma Statutes for each year of registration of a motor vehicle.
13 The ~~motor license agent~~ licensed operator fees for acceptance of
14 applications and renewals shall be paid out of the ~~Oklahoma Tax~~
15 ~~Commission~~ Service Oklahoma Reimbursement Fund.

16 SECTION 163. AMENDATORY 47 O.S. 2021, Section 1136.2, is
17 amended to read as follows:

18 Section 1136.2 A. Except as provided in this section, former
19 military vehicles shall be exempt from the provisions of the
20 Oklahoma Vehicle License and Registration Act if:

21 1. The former military vehicle is used only for exhibitions,
22 club activities, parades, and other functions of public interest and
23 will not be used for regular transportation; and

24

1 2. The owner of the former military vehicle files with ~~the~~
2 ~~Oklahoma Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
3 licensed operator a sworn affidavit, signed by the owner, stating
4 that the vehicle is a former military vehicle and will be used
5 solely for the purposes listed in paragraph 1 of this subsection.

6 B. Upon each former military vehicle, the annual license fee
7 shall be Twenty Dollars (\$20.00). Upon initial registration, the
8 owner shall make application for the flat license fee which
9 application shall include the year of manufacture and a description
10 of the vehicle containing information as may be required by ~~the~~
11 ~~Commission~~ Service Oklahoma, including the information required in
12 paragraphs 1 and 2 of subsection A of this section.

13 C. A former military vehicle shall not be required to display a
14 license plate if current proof of registration for the vehicle, in a
15 form prescribed by ~~the Commission~~ Service Oklahoma, is carried in
16 the vehicle. In addition, the vehicle shall display in a prominent
17 location on the vehicle a registration mark prescribed by ~~the~~
18 ~~Commission~~ Service Oklahoma. ~~The Commission~~ Service Oklahoma shall
19 allow the use of a unique identification mark similar to the mark
20 assigned that vehicle by the branch of the armed forces in which the
21 vehicle was used. If such a mark is not used, ~~the Commission~~
22 Service Oklahoma shall designate a registration mark consisting of
23 numbers, letters, or numbers and letters in combination at least two
24 (2) inches in height. To the extent possible, the location and

1 design of the registration mark shall conform to the official
2 military design and markings of the vehicle.

3 D. A certificate of title shall be issued for a former military
4 vehicle, and the applicable fees for the issuance of a certificate
5 of title as provided pursuant to the Oklahoma Vehicle License and
6 Registration Act shall apply.

7 E. All penalties pursuant to the Oklahoma Vehicle License and
8 Registration Act relating to the failure to register a vehicle shall
9 apply to this section if the former military vehicle is not properly
10 registered or is used in a manner which violates the provisions of
11 paragraph 1 or 2 of subsection A of this section.

12 F. As used in this section, "former military vehicle" means a
13 vehicle which has been, but no longer is, used by the armed forces
14 of a national government and which displays markings indicating it
15 was a military vehicle.

16 SECTION 164. AMENDATORY 47 O.S. 2021, Section 1137.1, is
17 amended to read as follows:

18 Section 1137.1 A. Except for vehicles, travel trailers or
19 commercial trailers which display a current Oklahoma license tag,
20 upon the purchase or transfer of ownership of a used motor vehicle,
21 travel trailer or commercial trailer, including an out-of-state
22 purchase or transfer of the same, to a licensed used motor vehicle
23 dealer, wholesale used motor vehicle dealer, used travel trailer
24 dealer or used commercial trailer dealer, subsequently referred to

1 in this section as "dealer", the dealer shall affix a used dealer's
2 plate visible from the rear of the vehicle, travel trailer or
3 commercial trailer. Such license plate shall expire on December 31
4 of each year. When the vehicle, travel trailer or commercial
5 trailer is parked on the dealer's licensed place of business, it
6 shall not be required to have a license plate of any kind affixed.
7 A dealer shall obtain from ~~the Oklahoma Tax Commission~~ Service
8 Oklahoma at a cost of Ten Dollars (\$10.00) a dealer license plate
9 for demonstrating, transporting or any other normal business of a
10 dealer including use by an individual holding a valid salesperson's
11 license issued by the Oklahoma Used Motor Vehicle and Parts
12 Commission. Any dealer who operates a wrecker or towing service
13 licensed pursuant to Sections 951 through 957 of this title shall
14 register each wrecker vehicle and display a wrecker license plate on
15 each vehicle as required by Section 1134.3 of this title. A dealer
16 may obtain as many additional license plates as may be desired upon
17 the payment of Ten Dollars (\$10.00) for each additional license
18 plate. Use of the used dealer license plate by a licensed dealer
19 for other than the purposes as set forth herein shall constitute
20 grounds for revocation of the dealer's license. ~~The Oklahoma Tax~~
21 ~~Commission~~ Service Oklahoma shall design the official used dealer
22 license plate to include the used dealer's license number issued to
23 him or her each year by ~~the Commission~~ Service Oklahoma or the Used
24 Motor Vehicle and Parts Commission.

1 B. Upon the purchase or transfer of ownership of an out-of-
2 state used motor vehicle, travel trailer or commercial trailer to a
3 licensed dealer, the dealer shall make application for an Oklahoma
4 certificate of title pursuant to the Oklahoma Vehicle License and
5 Registration Act, Section 1101 et seq. of this title. Upon receipt
6 of the Oklahoma certificate of title, the dealer shall follow the
7 procedure as set forth in subsection A of this section. Provided,
8 nothing in this title shall be construed as requiring a dealer to
9 register a used motor vehicle, travel trailer or commercial trailer
10 purchased in another state which will not be operated or sold in
11 this state.

12 C. Upon sale or transfer of ownership of the used motor vehicle
13 or travel trailer, the dealer shall place upon the reassignment
14 portion of the certificate of title a tax stamp issued by the county
15 treasurer of the county in which the dealer has his or her primary
16 place of business. The tax stamp shall be issued upon payment of a
17 fee of Three Dollars and fifty cents (\$3.50) and shall be in lieu of
18 the dealer's ad valorem tax on the inventories of used motor
19 vehicles or travel trailers but shall not relieve any other property
20 of the dealer from ad valorem taxation.

21 D. Upon sale of a used motor vehicle or travel trailer to
22 another licensed dealer, the selling dealer shall place the tax
23 stamp required in subsection C of this section upon the certificate
24 of title. The used dealer license plate or wholesale dealer license

1 plate shall be removed by the selling dealer. The purchasing dealer
2 shall, at time of purchase, place his or her dealer license plate on
3 the used motor vehicle, travel trailer or commercial trailer as
4 provided in subsection A of this section; provided, for vehicles,
5 travel trailers or commercial trailers purchased by a licensed used
6 dealer at an auction, in lieu of such placement of the dealer
7 license plate, the auction may provide temporary documentation as
8 approved by the Director of the Motor Vehicle Division of ~~the~~
9 ~~Oklahoma Tax Commission~~ Service Oklahoma for the purpose of
10 transporting such vehicle to the purchaser's point of destination.
11 Such temporary documentation shall be valid for two (2) days
12 following the date of sale.

13 E. The purchaser of every used motor vehicle, travel trailer or
14 commercial trailer, except as otherwise provided by law, shall
15 obtain registration and title for the vehicle or trailer within
16 thirty (30) days from the date of purchase of same. It shall be the
17 responsibility of the selling dealer to place a temporary license
18 plate, in size similar to the permanent Oklahoma license plate but
19 of a weatherproof plastic-impregnated substance approved by the Used
20 Motor Vehicle and Parts Commission, upon a used motor vehicle,
21 travel trailer or commercial trailer when a transaction is completed
22 for the sale of said vehicle. The temporary license plate under
23 this subsection shall be placed at the location provided for the
24 permanent motor vehicle license plate. The temporary license plate

1 shall show the license number which is issued to the dealer each
2 year by ~~the Oklahoma Tax Commission~~ Service Oklahoma or the Used
3 Motor Vehicle and Parts Commission, the date the used motor vehicle,
4 travel trailer or commercial trailer was purchased and the company
5 name of the selling dealer. The Used Motor Vehicle and Parts
6 Commission is hereby directed to develop the temporary license plate
7 design to incorporate these requirements in a manner that will
8 permit law enforcement personnel to readily identify the dealer
9 license number and date of the vehicle purchase. The Used Motor
10 Vehicle and Parts Commission is hereby authorized to develop
11 additional requirements and parameters as deemed appropriate to
12 discourage or prevent illegal duplication and use of the temporary
13 license plate. Such temporary license plate shall be valid for a
14 period of thirty (30) days from the date of purchase. Use of the
15 temporary license by a dealer for other than the purposes set forth
16 herein shall constitute grounds for revocation of the dealer's
17 license to conduct business. Purchasers of a commercial trailer
18 shall affix the temporary license plate to the rear of the
19 commercial trailer. The purchaser shall display the temporary
20 license plate for a period not to exceed thirty (30) days or until
21 registration and title are obtained as provided in this section.

22 The provisions of this subsection on temporary licenses shall
23 apply to nonresidents who purchase a used motor vehicle, travel
24 trailer or commercial trailer within this state that is to be

1 licensed in another state. The nonresident purchaser shall be
2 allowed to operate the vehicle or trailer within the state with a
3 temporary license plate for a period not to exceed thirty (30) days
4 from date of purchase. Any nonresident purchaser found to be
5 operating a used motor vehicle, travel trailer or commercial trailer
6 within this state after thirty (30) days shall be subject to the
7 registration fees of this state upon the same terms and conditions
8 applying to residents of this state.

9 F. It shall be unlawful for any dealer to procure the
10 registration and licensing of any used motor vehicle, travel trailer
11 or commercial trailer sold by the dealer or to act as the agent for
12 the purchaser in the procurement of the registration and licensing
13 of the purchaser's used vehicle, travel trailer or commercial
14 trailer. A license of any dealer violating the provision of this
15 section may be revoked.

16 G. Dealers following the procedure set forth herein shall not
17 be required to register vehicles, travel trailers or commercial
18 trailers to which this section applies, nor will the registration
19 fee otherwise required be assessed. Provided, dealers shall not
20 purchase or trade for a used motor vehicle, travel trailer or
21 commercial trailer on which the registration therefor has been
22 expired for a period exceeding thirty (30) days without obtaining
23 current registration therefor.

24

1 H. A nonprofit charitable organization which is exempt from
2 taxation pursuant to the provisions of the Internal Revenue Code, 26
3 U.S.C., Section 501(c)(3), and which accepts donations of used motor
4 vehicles previously titled in Oklahoma to be subsequently
5 transferred to another owner, upon the qualifying organization
6 providing sufficient documentation of its tax-exempt status, may
7 obtain from ~~the Oklahoma Tax Commission~~ Service Oklahoma charitable
8 nonprofit organization license plates for demonstrating,
9 transporting or test-driving donated vehicles, provided that no
10 organization shall possess or use at any one time more than eight
11 such plates. ~~The Tax Commission~~ Service Oklahoma shall design
12 distinctive license plates for that purpose. The cost for said
13 plates shall be the same as provided in subsection A of this section
14 for dealer plates.

15 I. The transfer of ownership from the vehicle donor to the
16 qualifying nonprofit organization described in subsection H of this
17 section shall be made without the payment of motor vehicle excise
18 tax levied pursuant to Section 2103 of Title 68 of the Oklahoma
19 Statutes.

20 SECTION 165. AMENDATORY 47 O.S. 2021, Section 1137.2, is
21 amended to read as follows:

22 Section 1137.2 ~~The Oklahoma Tax Commission~~ Service Oklahoma
23 shall have the sole authority to issue the dealer license plate
24 specified in subsection A of Section 1137.1 of this title.

1 SECTION 166. AMENDATORY 47 O.S. 2021, Section 1137.3, is
2 amended to read as follows:

3 Section 1137.3 The purchaser of every new motor vehicle, travel
4 trailer or commercial trailer shall register or license the same
5 within thirty (30) days from the date of purchase. It shall be the
6 responsibility of the selling dealer to place a temporary license
7 plate, in size similar to the permanent Oklahoma license plate but
8 of a weatherproof plastic-impregnated substance approved by the
9 Oklahoma Motor Vehicle Commission, upon a new motor vehicle, travel
10 trailer or commercial trailer when a transaction is completed for
11 the sale of said vehicle or trailer. Except for cab and chassis
12 trucks, the temporary license plate under this section shall be
13 placed at the location provided for the permanent motor vehicle
14 license plate. The purchaser of a new cab and chassis truck may
15 place the temporary license plate under this section in the rear
16 window. Said temporary license plate shall show the dealer's
17 license number which is issued to him or her each year by ~~the~~
18 ~~Oklahoma Tax Commission~~ Service Oklahoma, the date the new motor
19 vehicle, travel trailer or commercial trailer was purchased and the
20 company name of the selling dealer. The Oklahoma Motor Vehicle
21 Commission is hereby directed to develop a temporary license plate
22 design to incorporate these requirements in a manner that will
23 permit law enforcement personnel to readily identify the dealer
24 license number and date of the vehicle purchase. The Motor Vehicle

1 Commission is further authorized to develop additional requirements
2 and parameters designed to discourage or prevent illegal duplication
3 and use of the temporary license plate. On or before thirty (30)
4 days from the date of purchase of a new motor vehicle, travel
5 trailer or commercial trailer, said temporary license plate shall be
6 removed and replaced with a permanent, current Oklahoma license
7 plate. Use of said temporary license plate by a licensed dealer for
8 other than the purpose of normally doing business shall constitute
9 grounds for revocation of the dealer's license.

10 It shall be unlawful for any licensed dealer of new motor
11 vehicles, travel trailers or commercial trailers to procure the
12 registration and licensing of any new motor vehicle, travel trailer
13 or commercial trailer sold by such licensed dealer or to act as the
14 agent for such purchaser in the procurement of said registration and
15 licensing. The license of any licensed dealer of new motor
16 vehicles, travel trailers or commercial trailers violating the
17 provisions of this section shall be revoked.

18 SECTION 167. AMENDATORY 47 O.S. 2021, Section 1139.1, is
19 amended to read as follows:

20 Section 1139.1 At the time required for payment of any fee
21 imposed pursuant to the provisions of the Oklahoma Vehicle License
22 and Registration Act, any vehicle which is the subject of a lease or
23 lease-purchase agreement between the owner of such vehicle and any
24 county of this state shall be exempt from the fees so imposed.

1 Owners of vehicles claiming the exemption provided by this section
2 shall present adequate proof that the vehicle for which exemption is
3 sought is the subject of a lease or lease-purchase agreement with a
4 county of this state at the time any fee imposed by such act would
5 otherwise be due. ~~The Oklahoma Tax Commission~~ Service Oklahoma
6 shall have the authority to determine what constitutes adequate
7 proof as required by this section.

8 SECTION 168. AMENDATORY 47 O.S. 2021, Section 1140, is
9 amended to read as follows:

10 Section 1140. A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
11 Operator Board shall adopt rules prescribing minimum qualifications
12 and requirements for locating ~~motor license agencies~~ Service
13 Oklahoma locations and for persons applying for ~~appointment as a~~
14 ~~motor license agent~~ a license to operate a designated Service
15 Oklahoma location. Such qualifications and requirements shall
16 include, but not be limited to, the following:

- 17 1. Necessary job skills and experience;
- 18 2. Minimum office hours;
- 19 3. Provision for sufficient staffing, equipment, office space
20 and parking to provide maximum efficiency and maximum convenience to
21 the public;
- 22 4. Obtainment of a faithful performance surety bond as provided
23 for by law;

24

1 5. ~~In counties with a population in excess of thirty thousand~~
2 ~~(30,000) persons according to the latest Federal Decennial Census, a~~
3 ~~requirement that operation of a motor license agency be the primary~~
4 ~~source of income for the agent;~~

5 6. That the applicant has not been convicted of a felony and
6 that no felony charges are pending against the applicant;

7 7. ~~That a complete financial statement be submitted by the~~
8 ~~applicant on forms provided by the Tax Commission;~~

9 8. ~~That a report of the applicant's credit history be obtained~~
10 ~~through the appropriate credit bureau; and~~

11 9. 6. That the location specified in the individual's
12 application for ~~appointment as a motor license agent~~ a license to
13 operate a designated Service Oklahoma location not be owned by a
14 member of ~~the Oklahoma Tax Commission~~ Service Oklahoma or an
15 employee of ~~the Oklahoma Tax Commission~~ Service Oklahoma or any
16 person related to a member of ~~the Oklahoma Tax Commission~~ Service
17 Oklahoma or an employee of ~~the Tax Commission~~ Service Oklahoma
18 within the third degree by consanguinity ~~or affinity~~ and that the
19 location not be within a three-mile radius of an existing motor
20 license agency unless the applicant is assuming the location of an
21 operating agency. If the applicant is assuming the location of an
22 existing or operating agency, the current agent may submit a letter
23 of resignation contingent upon the appointment of the applicant
24 regardless of the population of the municipality in which the agency

1 ~~is located. The Tax Commission may, at its discretion, approve the~~
2 ~~relocation of an existing agency within a three-mile radius of~~
3 ~~another existing agency only if a naturally intervening geographic~~
4 ~~barrier within that radius causes the locations to be separated by~~
5 ~~not less than three (3) miles of roadway by the most direct route,~~
6 marriage or adoption;

7 7. That a single website, designated by Service Oklahoma, will
8 be used for the distribution of services provided by Service
9 Oklahoma with motor vehicle services to be fulfilled by licensed
10 operators;

11 8. That licensed operators will attend all required training
12 provided by Service Oklahoma;

13 9. That there should be at least one Service Oklahoma location
14 in each county, House of Representatives District and Senate
15 District.

16 ~~B. After the necessary information has been forwarded to the~~
17 ~~Tax Commission, the Tax Commission or its designees may select~~
18 ~~applicants to be interviewed and each item of information shall be~~
19 ~~reviewed.~~

20 1. Any person making application to the ~~Tax Commission~~ Service
21 Oklahoma Operator Board for the purpose of becoming a motor license
22 agent obtaining a license to operate a designated Service Oklahoma
23 location shall pay, when submitting the application, a nonrefundable
24 application fee of One Hundred Dollars (\$100.00). All such

1 application fees shall be deposited in the Oklahoma Tax Commission
2 Revolving Fund. Beginning January 1, 2023, all such application
3 fees shall be deposited in the Service Oklahoma Revolving Fund.

4 2. Any person making application to the Service Oklahoma
5 Operator Board for the purpose of obtaining a license to operate a
6 designated Service Oklahoma location must meet standardization and
7 branding requirements established by the Service Oklahoma Operator
8 Board, upon recommendations from Service Oklahoma. Upon approval,
9 the person must either pay a fee to Service Oklahoma for all costs
10 related to meeting the standardization and branding requirements or
11 obtain approval from the Service Oklahoma Operator Board that the
12 location meets all standardization and branding requirements. All
13 such fees shall be deposited in the Service Oklahoma Revolving Fund.
14 The amount of the license fee will be determined by the Service
15 Oklahoma Operator Board. This provision shall not apply to any
16 existing Service Oklahoma location.

17 C. Upon application by a person to serve as a ~~motor license~~
18 ~~agent, in such counties, the Tax Commission~~ licensed operator, the
19 Service Oklahoma Operator Board is authorized to make a
20 determination whether such person and such location meets the
21 ~~qualifications and requirements prescribed herein~~ criteria and
22 guidelines established by the Service Oklahoma Operator Board and,
23 if such be the case, may ~~appoint such person to serve as a motor~~
24

1 ~~license agent~~ issue a license to operate a designated Service
2 Oklahoma location.

3 D. ~~A motor license agent, appointed pursuant to this~~
4 ~~subsection, shall be permitted to operate a motor license agency at~~
5 ~~a single location and shall be prohibited from operating subagencies~~
6 ~~or branch agencies.~~

7 ~~Motor license agents appointed pursuant to this section 1. A~~
8 licensed operator may be permitted, upon application, to sell or
9 transfer an existing license to operate a designated Service
10 Oklahoma location. Any sale or transfer of a license is subject to
11 approval of the Service Oklahoma Operator Board. In order to sell
12 or transfer an existing licensed operator license, the licensed
13 operator shall meet the following guidelines and requirements:

- 14 a. the licensed operator shall be in good standing with
15 the Service Oklahoma Operator Board,
- 16 b. the licensed operator shall have held a licensed
17 operator license, issued by the Service Oklahoma
18 Operator Board, for a minimum of five (5) years, and
- 19 c. the licensed operator shall provide the Service
20 Oklahoma Operator Board evidence that the proposed
21 buyer or transferee of the licensed operator licensee
22 meets the qualifications and requirements set forth in
23 subsection A of this section, has the ability to meet
24 all financial requirements and terms of any current

1 existing contract between the licensed operator and
2 Service Oklahoma, and agrees to the onboarding and
3 training requirements of Service Oklahoma, as
4 established by Service Oklahoma and the Service
5 Oklahoma Operator Board.

6 2. The purchase price of a licensed operator license shall be
7 agreed upon by the licensed operator and the individual purchasing
8 the license to operate a designated Service Oklahoma location.

9 However, the purchaser or transferee agrees to pay a transfer fee to
10 Service Oklahoma in the amount of three percent (3%) of the last
11 annual gross revenue from fees retained at the Service Oklahoma
12 location to be purchased, not to exceed Fifteen Thousand Dollars
13 (\$15,000.00). The transfer fee shall be deposited in the Service
14 Oklahoma Revolving Fund.

15 3. Upon receipt of the application to see or transfer an
16 existing licensed operator license, the Service Oklahoma Operator
17 Board will determine whether the licensed operator license may be
18 sold or transferred on the condition that the existing location is
19 in good standing and the new licensee meets the requirements
20 outlined in Section 1140 et seq. of this title.

21 4. The Service Oklahoma Operator Board may, at its discretion,
22 buy back a licensed operator license from a licensed operator who
23 desires to sell or transfer its license operator license but has
24 held a licensed operator license issued by Service Oklahoma for less

1 than five (5) years. The purchase price for such a license will be
2 at one-half (1/2) times the most recent annual gross revenue from
3 fees retained of that Service Oklahoma location, not to exceed Two
4 Hundred Thousand Dollars (\$200,000.00).

5 E. 1. Licensed operators shall be subject to all laws relating
6 ~~to motor license agents~~ licensed operators and shall be subject to
7 removal for cause by the ~~Tax Commission~~ Service Oklahoma Operator
8 Board. Any action taken by the ~~Tax Commission~~ Service Oklahoma to
9 ~~remove~~ revoke a ~~motor license agent from his or her position~~ license
10 shall be pursuant to and in accordance with the provisions of the
11 Administrative Procedures Act. For the purposes of this section,
12 "for cause" shall be defined as follows:

13 ~~1. Repeated~~

14 a. repeated violations of written contracts, rules,
15 regulations and statutes pertaining to ~~motor license~~
16 ~~agents~~ licensed operators after written warning by the
17 ~~Tax Commission~~ Service Oklahoma Operator Board and an
18 opportunity to correct such violations~~;~~,

19 ~~2. Failure~~

20 b. failure of the ~~motor license agent~~ licensed operator
21 to promptly remit funds owed to the ~~Tax Commission~~
22 Service Oklahoma upon written demand~~;~~,

23 ~~3. Being~~

24

1 c. being charged with a felony crime involving dishonesty
2 or moral turpitude~~†,~~

3 ~~4.~~ ~~Failure~~

4 d. failure to timely file state and federal income tax
5 returns~~†,~~ or

6 ~~5.~~ ~~Any~~

7 e. any act of official misconduct as set forth in Section
8 93 of Title 51 of the Oklahoma Statutes.

9 ~~The Tax Commission shall appoint as many motor license agents as~~
10 ~~it deems necessary to carry out the provisions of the Motor Vehicle~~
11 ~~License and Registration Act. There shall be no less than one (1)~~
12 ~~motor license agent located in a county of this state. Provided,~~
13 ~~that in counties with a population in excess of twenty-five thousand~~
14 ~~(25,000) persons, according to the latest Federal Decennial Census,~~
15 ~~having only one motor license agent serving the county, the Tax~~
16 ~~Commission may establish at least one additional agency to serve the~~
17 ~~county.~~

18 E. In the event a license is revoked by the Service Oklahoma
19 Operator Board for cause, the Service Oklahoma location operated by
20 the licensed operator will be permanently closed and the licensed
21 operator shall not be entitled to any compensation.

22 Motor license agents and licensed operators in good standing as
23 of November 1, 2022, shall be exempt from the branding and physical
24 standardization requirements to be established by the Service

1 Oklahoma Operator Board, with the recommendation of the Director of
2 Service Oklahoma.

3 2. A license to operate a designated Service Oklahoma location
4 may be revoked by the Service Oklahoma Operator Board for failure to
5 meet the standards for customer satisfaction established by the
6 Service Oklahoma Operator Board. In the event of revocation, the
7 licensed operator shall sell his or her license to operate a Service
8 Oklahoma location to Service Oklahoma at a rate of one-half (1/2)
9 times the most recent annual gross revenue from fees retained of
10 that Service Oklahoma location, not to exceed Two Hundred Thousand
11 Dollars (\$200,000.00).

12 F. All ~~motor license agents~~ licensed operators shall be self-
13 employed independent contractors and shall be licensed by and under
14 the supervision of the ~~Tax Commission; provided, any agent~~
15 authorized to issue registrations pursuant to the International
16 Registration Plan shall also be under the supervision of the
17 Corporation Commission, subject to rules promulgated by the
18 Corporation Commission pursuant to the provisions of subsection E of
19 Section 1166 of this title Service Oklahoma. Any Service Oklahoma
20 shall be the holder of all licenses and has the right to approve and
21 revoke such licenses. After obtaining a license any such agent,
22 upon being appointed, licensed operator shall furnish and file with
23 the ~~Tax Commission~~ Service Oklahoma a bond in such amount as may be
24 fixed by the ~~Tax Commission~~ Service Oklahoma. Such agent licensed

1 operator shall be removable at the will of ~~the Tax Commission~~
2 Service Oklahoma. Such ~~agent~~ licensed operator shall perform all
3 duties and do such things in the administration of the laws of this
4 state as shall be enjoined upon and required by the ~~Tax Commission~~
5 ~~or the Corporation Commission~~ Service Oklahoma Operator Board.
6 Provided, ~~the Tax Commission~~ Service Oklahoma may operate a ~~motor~~
7 ~~license agency~~ Service Oklahoma location in any county where a
8 vacancy occurs, as determined by Service Oklahoma.

9 F. ~~In the event of a vacancy existing by reason of resignation,~~
10 ~~removal, death or otherwise, in the position of any motor license~~
11 ~~agent, the Tax Commission is hereby empowered and authorized to take~~
12 ~~any and all actions it deems appropriate in order to provide for the~~
13 ~~orderly transition and for the maintenance of operations of the~~
14 ~~motor license agency including but not limited to the designation of~~
15 ~~one of its regular employees to serve as "acting agent" without~~
16 ~~bond, and to receive and expend all fees or charges authorized or~~
17 ~~provided by law and exercise the same powers and authority as a~~
18 ~~regularly appointed motor license agent. An acting agent may be~~
19 ~~authorized by the Tax Commission equally as the preceding agent to~~
20 ~~make disbursements from any balances in the preceding motor license~~
21 ~~agent's operating account and the agent's operating funds for the~~
22 ~~payment of expenses of operations and salaries and other overhead.~~
23 ~~If such funds are insufficient, the Tax Commission is authorized to~~
24 ~~expend from funds appropriated for the operation of the Tax~~

1 ~~Commission such amounts as are necessary to maintain and continue~~
2 ~~the operation of any such motor license agency until a successor~~
3 ~~agent is appointed and qualified. The Tax Commission may require a~~
4 ~~blanket fiduciary bond of the agency employees.~~

5 G. In the event of a vacancy due to the death of a licensed
6 operator, the licensed operator's designee or a licensed operator
7 location employee shall immediately notify Service Oklahoma. A
8 licensed operator may designate an individual to continue to operate
9 the Service Oklahoma location upon the death of the licensed
10 operator. The designee shall apply to obtain a license to operate
11 the vacant licensed operator location with Service Oklahoma Operator
12 Board within thirty (30) days of the licensed operator's death. In
13 the event that no designee is designated or that the designee fails
14 to apply to be a licensed operator with Service Oklahoma within
15 thirty (30) days, Service Oklahoma may take any and all action it
16 deems appropriate in order to provide for the orderly transition and
17 the maintenance of operations of the Service Oklahoma location, as
18 permitted by law.

19 H. When an application for registration is made with ~~the Tax~~
20 ~~Commission~~ Service Oklahoma, the Corporation Commission or a motor
21 ~~license agent~~ licensed operator, a registration fee of One Dollar
22 and seventy-five cents (\$1.75) shall be collected for each license
23 plate or decal issued. Such fees shall be in addition to the
24 registration fees on motor vehicles and when an application for

1 registration is made to the ~~motor license agent~~ licensed operator,
2 such ~~motor license agent~~ licensed operator shall retain a fee as
3 provided in Section 1141.1 of this title. When the fee is paid by a
4 person making application directly with ~~the Tax Commission~~ Service
5 Oklahoma or the Corporation Commission, as applicable, the
6 registration fees shall be in the same amount as provided for ~~motor~~
7 ~~license agents~~ licensed operators and the fee provided by Section
8 1141.1 of this title shall be deposited in the Oklahoma Tax
9 Commission Revolving Fund or as provided in Section 1167 of this
10 title, as applicable. ~~The Tax Commission~~ Beginning January 1, 2023,
11 the fee provided by Section 1141.1 of this title shall be deposited
12 in the Service Oklahoma Revolving Fund or as provided in Section
13 1167 of this title, as applicable. Service Oklahoma shall prepare
14 schedules of registration fees and charges for titles which shall
15 include the fees for such ~~agents~~ licensed operators and all fees and
16 charges paid by a person shall be listed separately on the
17 application and registration and totaled on the application and
18 registration. The ~~motor license agents~~ licensed operators shall
19 charge only such fees as are specifically provided for by law, and
20 all such authorized fees shall be posted in such a manner that any
21 person shall have notice of all fees that are imposed by law.

22 ~~H. No person shall be appointed as a motor license agent unless~~
23 ~~the person has attested under oath that the person is not related by~~
24 ~~affinity or consanguinity within the third degree to:~~

1 ~~1. Any member of the Oklahoma Tax Commission; or~~

2 ~~2. Any employee of the Tax Commission.~~

3 I. ~~Any motor license agent appointed under the provisions of~~
4 ~~this title~~ licensed operator shall be responsible for all costs
5 incurred by ~~the Tax Commission~~ Service Oklahoma when relocating an
6 existing ~~motor license agency.~~ ~~The Tax Commission~~ Service Oklahoma
7 location. The Service Oklahoma Operator Board may waive payment of
8 such costs in case of unforeseen business or emergency conditions
9 beyond the control of the ~~agent~~ licensed operator.

10 J. Any existing contracts by or between any motor license agent
11 and the Oklahoma Tax Commission shall be assigned to Service
12 Oklahoma. All existing motor license agents in good standing with
13 the Oklahoma Tax Commission will be offered a subsequent contract
14 from Service Oklahoma to become a licensed operator to take effect
15 on January 1, 2023. The contract between existing motor license
16 agents and Service Oklahoma shall be agreed to no later than
17 December 31, 2022. In the event an existing motor license agent
18 declines to enter into the subsequent contract with Service Oklahoma
19 to become a licensed operator, that motor license agent may continue
20 to conduct business pursuant to the existing contract through
21 December 31, 2025, so long as that motor license agent remains in
22 good standing with Service Oklahoma in accordance with the terms of
23 the existing contract.

1 SECTION 169. AMENDATORY 47 O.S. 2021, Section 1140.2, is
2 amended to read as follows:

3 Section 1140.2 A. There is hereby created in the State
4 Treasury a revolving fund for the Oklahoma Tax Commission to be
5 designated the "License and ID Apportionment Reimbursement Revolving
6 Fund". The fund shall be a continuing fund, not subject to fiscal
7 year limitations, and shall consist of all monies appropriated to
8 the fund by law. All monies accruing to the credit of the fund are
9 hereby appropriated and may be expended by the Oklahoma Tax
10 Commission to offset the increased fees retained by ~~motor license~~
11 ~~agents~~ licensed operators, pursuant to the provisions of Section 6-
12 101 of Title 47 of the Oklahoma Statutes, beginning upon the
13 effective date of this act and ending on ~~February 28, 2023~~ December
14 31, 2022.

15 B. There is hereby created in the State Treasury a revolving
16 fund for Service Oklahoma to be designated the "Service Oklahoma
17 License and ID Apportionment Reimbursement Revolving Fund". The
18 fund shall be a continuing fund, not subject to fiscal year
19 limitations, and shall consist of all monies appropriated to the
20 fund by law. All monies accruing to the credit of the fund are
21 hereby appropriated and may be expended by Service Oklahoma to
22 offset the increased fees retained by licensed operators, pursuant
23 to the provisions of Section 6-101 of Title 47 of the Oklahoma
24

1 Statutes, beginning January 1, 2023, and ending on February 28,
2 2023.

3 SECTION 170. AMENDATORY 47 O.S. 2021, Section 1141, is
4 amended to read as follows:

5 Section 1141. It shall be unlawful for any person to display
6 any sign or to advertise in any manner representing to the public
7 that he or she is an official or authorized ~~motor license agent~~
8 licensed operator of the state, or that he or she has authority to
9 register motor vehicles and issue license plates therefor, unless
10 such person is a duly ~~appointed~~ licensed and qualified ~~motor license~~
11 ~~agent~~ licensed operator under the provisions of Section 1140 of this
12 title; and it shall be unlawful for any person to solicit, accept or
13 receive any gratuity or compensation for acting as a messenger or
14 for acting as the agent or representative of another person in
15 applying for the registration of a motor vehicle and obtaining the
16 license plate therefor from ~~the Oklahoma Tax Commission Service~~
17 Oklahoma or from any official and authorized ~~motor license agent~~
18 licensed operator, or to advertise, solicit, or in any manner offer
19 to render such services for hire or compensation unless the ~~motor~~
20 ~~license agent~~ licensed operator has appointed, authorized and
21 approved said person to perform such acts and said person shall
22 furnish to the ~~motor license agent~~ licensed operator of the county
23 in which such service is performed a surety bond in such amount as
24 said ~~motor license agent~~ licensed operator shall determine to be

1 commensurate with the amount of money which may be involved at any
2 one time.

3 Any person violating the provisions hereof shall be deemed
4 guilty of a misdemeanor and upon conviction shall be punished by a
5 fine of not more than Five Hundred Dollars (\$500.00), or by
6 imprisonment in the county jail for not exceeding one (1) year, or
7 both. Each day that any such person advertises or in any manner
8 offers to render such services to the public or to any person shall
9 constitute a separate offense.

10 Nothing herein shall be construed as affecting or diminishing
11 the responsibility and liability to ~~the Commission~~ Service Oklahoma
12 of the official ~~motor license agent~~ licensed operator or of his or
13 her bond made to ~~the Commission~~ Service Oklahoma.

14 SECTION 171. AMENDATORY 47 O.S. 2021, Section 1141.1, is
15 amended to read as follows:

16 Section 1141.1 A. Each ~~motor license agent~~ licensed operator
17 shall be entitled to retain the following amounts from the taxes and
18 fees collected by such ~~agent~~ licensed operator to be used to fund
19 the operation of the office of such ~~motor license agent~~ licensed
20 operator subject to the provisions of Sections 1140 through 1147 of
21 this title:

22 1. Beginning July 1, 2006, through December 31, 2021, Three
23 Dollars and fifty-six cents (\$3.56) for each vehicle registered and
24

1 for each special license plate issued pursuant to the Oklahoma
2 Vehicle License and Registration Act;

3 2. Beginning on or after January 1, 2022, and for all
4 subsequent years, if a special or personalized license plate is
5 issued pursuant to Sections 1135.1 through 1135.7 of this title and
6 remittance is combined with the registration required pursuant to
7 Section 1132 of this title, Seven Dollars and twelve cents (\$7.12);

8 3. One Dollar and twenty-five cents (\$1.25) for each
9 certificate of title issued for boats and motors pursuant to the
10 Oklahoma Statutes;

11 4. For each certificate of registration issued for boats and
12 motors pursuant to the Oklahoma Statutes, an amount determined
13 pursuant to the provisions of subsection B of this section;

14 5. Two Dollars and twenty-five cents (\$2.25) for each
15 certificate of title issued pursuant to the Oklahoma Vehicle License
16 and Registration Act. Provided, the fee retention amount for
17 certificates of title issued pursuant to the provisions of
18 subsection H of Section 1105 of this title, in which an insurer pays
19 the optional twenty-two-dollar-fee amount, is Four Dollars and fifty
20 cents (\$4.50);

21 6. Beginning October 1, 2000, three percent (3%) of the vehicle
22 excise tax collected pursuant to Section 2103 of Title 68 of the
23 Oklahoma Statutes. Beginning July 1, 2001, each ~~motor license agent~~
24 licensed operator shall be entitled to retain three and one hundred

1 twenty-five one-thousandths percent (3.125%) of the vehicle excise
2 tax collected pursuant to Section 2103 of Title 68 of the Oklahoma
3 Statutes. Beginning July 1, 2002, and for all subsequent years,
4 each ~~motor license agent~~ licensed operator shall be entitled to
5 retain three and twenty-five one-hundredths percent (3.25%) of the
6 vehicle excise tax collected pursuant to Section 2103 of Title 68 of
7 the Oklahoma Statutes. However, beginning July 1, 2003, the
8 Legislature shall annually review the percentage to be retained by
9 the ~~motor license agents~~ licensed operators pursuant to this
10 paragraph to determine whether such percentage should be adjusted;

11 7. Four percent (4%) of the excise tax collected on the
12 transfer of boats and motors pursuant to the Oklahoma Statutes;

13 8. Two Dollars (\$2.00) for each driver license, endorsement,
14 identification license, or renewal or duplicate issued pursuant to
15 Section 6-101 et seq. of this title;

16 9. Two Dollars (\$2.00) for the recording of security interests
17 as provided in Section 1110 of this title;

18 10. Two Dollars (\$2.00) for each inspection conducted pursuant
19 to subsection L of Section 1105 of this title;

20 11. Three Dollars (\$3.00) for each inspection conducted
21 pursuant to subsection M of Section 1105 of this title;

22 12. One Dollar (\$1.00) for each certificate of ownership filed
23 pursuant to subsection R of Section 1105 of this title;

24

- 1 13. One Dollar (\$1.00) for each temporary permit issued
2 pursuant to Section 1124 of this title;
- 3 14. One Dollar and fifty cents (\$1.50) for processing each
4 proof of financial responsibility, driver license information,
5 insurance verification information, and other additional information
6 as provided in Section 7-602 of this title;
- 7 15. The mailing fees and registration fees provided in Sections
8 1131 and 1140 of this title;
- 9 16. The notary fee provided in Section 1143 of this title;
- 10 17. Three Dollars (\$3.00) for each lien entry form completed
11 and recorded on a certificate of title pursuant to subsection G of
12 Section 1105 of this title;
- 13 18. Seven Dollars (\$7.00) for each notice of transfer as
14 provided by subsection B of Section 1107.4 of this title;
- 15 19. Seven Dollars (\$7.00) for each certificate of title or each
16 certificate of registration issued for repossessed vehicles pursuant
17 to Section 1126 of this title;
- 18 20. Any amount specifically authorized by law to be retained by
19 the ~~motor license agent~~ licensed operator for the furnishing of a
20 summary of a traffic record; ~~and~~
- 21 21. Beginning July 1, 2009, each ~~motor license agent~~ licensed
22 operator shall also be entitled to a portion of the penalties for
23 delinquent registration or payment of excise tax as provided for in
24 subsection C of Section 1115, subsection F of Section 1132 and

1 subsection C of Section 1151 of this title and of subsection A of
2 Section 2103 of Title 68 of the Oklahoma Statutes;

3 22. Beginning January 1, 2023, each licensed operator shall be
4 entitled to retain Three Dollars and fifty-six cents (\$3.56) for
5 each electric vehicle registered pursuant to the provisions of this
6 act and such amount shall be in addition to any other amount
7 otherwise authorized by this section to be retained with respect to
8 a vehicle; and

9 23. Beginning January 1, 2023, each licensed operator shall be
10 entitled to retain three and twenty-five one-hundredths percent
11 (3.25%) of the vehicle excise tax collected pursuant to Section 2103
12 of Title 68 of the Oklahoma Statutes for each electric vehicle but
13 such amount shall not be in addition to any other amount otherwise
14 authorized by this section to be retained with respect to a vehicle.

15 The balance of the funds collected shall be remitted to ~~the~~
16 ~~Oklahoma Tax Commission~~ Service Oklahoma as provided in Section 1142
17 of this title to be apportioned pursuant to Section 1104 of this
18 title.

19 B. For each certificate of registration issued for boats and
20 motors, each ~~motor license agent~~ licensed operator shall be entitled
21 to retain the greater of One Dollar and twenty-five cents (\$1.25) or
22 an amount to be determined by ~~the Tax Commission~~ Service Oklahoma
23 according to the provisions of this subsection. At the end of
24 fiscal year 1997 and each fiscal year thereafter, ~~the Tax Commission~~

1 Service Oklahoma shall compute the average amount of registration
2 fees for all boats and motors registered in this state during the
3 fiscal year and shall multiply the result by six and twenty-two one-
4 hundredths percent (6.22%). The resulting product shall be the
5 amount which may be retained by each ~~motor license agent~~ licensed
6 operator for each certificate of registration for boats and motors
7 issued during the following calendar year.

8 C. When an application for registration is made with Service
9 Oklahoma, the Corporation Commission or a licensed operator, a
10 registration fee of One Dollar and seventy-five cents (\$1.75) shall
11 be collected for each license plate or decal issued. Such fees
12 shall be in addition to the registration fees on motor vehicles and
13 when an application for registration is made to the licensed
14 operator such licensed operator shall retain a fee as provided in
15 Section 1141.1 of this title. When the fee is paid by a person
16 making application directly with Service Oklahoma or the Corporation
17 Commission, as applicable, the registration fees shall be in the
18 same amount as provided for licensed operators and the fee provided
19 by Section 1141.1 of this title shall be deposited in the Service
20 Oklahoma Revolving Fund or as provided in Section 1167 of this
21 title, as applicable. Service Oklahoma shall prepare schedules of
22 registration fees and charges for titles which shall include the
23 fees for licensed operators and all fees and charges paid by a
24 person shall be listed separately on the application and

1 registration and totaled on the application and registration. The
2 licensed operators shall charge only such fees as are specifically
3 provided for by law, and all such authorized fees shall be posted in
4 such a manner that any person shall have notice of all fees that are
5 imposed by law.

6 SECTION 172. AMENDATORY 47 O.S. 2021, Section 1142, is
7 amended to read as follows:

8 Section 1142. A. There is hereby created as an official
9 depository of ~~the Oklahoma Tax Commission~~ Service Oklahoma a special
10 agency account. ~~The Tax Commission~~ Service Oklahoma is hereby
11 authorized and directed to assign an appropriate and distinctive
12 number or designation for the account herein created which shall be
13 designated the ~~Oklahoma Tax Commission Motor License Agent~~ Service
14 Oklahoma Licensed Operator Account. ~~The Tax Commission~~ Service
15 Oklahoma shall assign an appropriate and distinctive subaccount
16 number or designation for each ~~motor license agent~~ licensed
17 operator. Every ~~motor license agent~~ licensed operator appointed
18 under the provisions of the Oklahoma Vehicle License and
19 Registration Act shall safeguard and preserve, in the manner herein
20 required, all monies paid to such ~~agent~~ licensed operator which the
21 ~~agent~~ licensed operator is bound to account for and pay over to ~~the~~
22 ~~Tax Commission~~ Service Oklahoma.

23 B. Each ~~motor license agent~~ licensed operator shall establish,
24 in a bank or banks authorized to do a banking business in the state,

1 such special ~~agency~~ licensed operator account and at any time that
2 the ~~motor license agent~~ licensed operator accumulates a total amount
3 of receipts of One Hundred Dollars (\$100.00) or more then such ~~motor~~
4 ~~license agent~~ licensed operator shall deposit within a period of one
5 (1) banking business day after the close of business, all receipts
6 which the ~~agent~~ licensed operator is obligated to account for and
7 remit to ~~the Tax Commission~~ Service Oklahoma in the designated
8 ~~Oklahoma Tax Commission Motor License Agent~~ Service Oklahoma
9 Licensed Operator Account and no such monies shall be deposited in
10 any other banks or other depositories unless the said bank accounts
11 are maintained by ~~the Tax Commission~~ Service Oklahoma. Provided
12 that, where a ~~motor license agent~~ licensed operator is doing
13 business in a municipality where there is no bank located, such
14 ~~motor license agent~~ licensed operator shall have a period of three
15 (3) banking business days after the close of business to make such
16 deposits. Advice of deposit receipts or duplicate deposit receipts,
17 in a form and in an amount prescribed by ~~the Tax Commission~~ Service
18 Oklahoma, shall be obtained and preserved as directed by ~~the Tax~~
19 ~~Commission~~ Service Oklahoma. One shall be retained by the ~~agent~~
20 licensed operator, and one shall be immediately forwarded to ~~the Tax~~
21 ~~Commission~~ Service Oklahoma. Withdrawals or transfers from such
22 ~~Oklahoma Tax Commission Motor License Agent~~ Licensed Operator
23 Service Oklahoma Account shall be made only by the duly authorized
24 agent of ~~the Tax Commission~~ Service Oklahoma. That part of the

1 ~~agent's~~ licensed operator's fees to be retained by the ~~agent~~
2 licensed operator as the ~~agent's~~ licensed operator's personal
3 compensation shall not be deposited in said ~~Oklahoma Tax Commission~~
4 ~~Motor License Agent Service~~ Oklahoma Licensed Operator Account.

5 Each ~~motor license agent~~ licensed operator shall submit the
6 appropriate reports designated by ~~the Tax Commission~~ Service
7 Oklahoma to properly account for all funds, regardless of source,
8 received by a ~~motor license agent~~ licensed operator in the
9 performance of the ~~agent's~~ licensed operator's duties. Reports
10 shall cover a period from the first day of the month to the
11 fifteenth day of the month and from the sixteenth day of the month
12 to the last day of the month. It shall be the responsibility of the
13 ~~motor license agent~~ licensed operator to mail or deliver such
14 reports and all documents of all transactions to ~~the Tax Commission~~
15 Service Oklahoma within a time period to be established by ~~the Tax~~
16 ~~Commission~~ Service Oklahoma. Service Oklahoma shall be responsible
17 to mail or deliver such reports and documents and transferred funds
18 from all transactions received from the licensed operators to the
19 Oklahoma Tax Commission within a time period agreed to between the
20 Oklahoma Tax Commission and Service Oklahoma.

21 C. ~~Motor license agents~~ Licensed operators shall deposit in
22 such account all monies, taxes and fees collected and received by
23 them as such ~~agents~~ licensed operators, which they are obligated to
24 account for and remit to ~~the Tax Commission~~ Service Oklahoma, and it

1 is specifically required that checks or similar instruments accepted
2 or received by such ~~agents~~ licensed operators for taxes or fees must
3 be deposited in such account, less any amount provided by this act
4 that the ~~agents~~ licensed operators are entitled to retain as fees.

5 No ~~motor license agent~~ licensed operator shall withdraw any
6 funds from the ~~agent's motor license agent~~ licensed operator's
7 licensed operator account. All checks, drafts, orders and vouchers
8 so deposited shall bear an endorsement to the ~~motor license agent~~
9 licensed operator account which endorsement shall include the
10 assigned account number and the ~~agent's~~ licensed operator's
11 subaccount number. Items deposited shall be credited at par and
12 should payment be refused on any such check, draft, order or
13 voucher, or should the same prove otherwise worthless, the amount
14 thereof shall not be charged by ~~the Tax Commission~~ Service Oklahoma
15 against the individual subaccounts of the ~~agent~~ licensed operator.
16 The ~~agent~~ licensed operator shall continue to attempt to require
17 proper payment of all such worthless items, but shall not be
18 personally liable to ~~the Tax Commission~~ Service Oklahoma for ~~their~~
19 his or her payment. ~~The Tax Commission~~ Service Oklahoma or ~~agent~~
20 the licensed operator shall charge the person issuing the check a
21 fee of Twenty-five Dollars (\$25.00) for each check to cover the
22 costs of the processing of each returned check, and all necessary
23 travel expenses of collection, as provided by the State Travel
24 Reimbursement Act; provided, such charge shall not be made unless

1 efforts have been made to present such check, draft, order or
2 voucher for payment a second time. Any ~~motor license agent~~ licensed
3 operator who collects a dishonored check pursuant to the provisions
4 of Section 1121 of this title shall also collect a fee of Twenty-
5 five Dollars (\$25.00) and shall be entitled to retain such fee.

6 D. ~~Notwithstanding anything to the contrary, the Tax Commission~~
7 ~~shall continue to have the exclusive authority and standing to~~
8 ~~collect any taxes or other revenues owed to the State of Oklahoma or~~
9 ~~any political subdivision thereof pursuant to the provisions of the~~
10 ~~Motor Vehicle License and Registration Act.~~

11 E. It is specifically provided that nothing in this section
12 shall be considered or construed as in any way affecting, relieving
13 or relinquishing the liability of such ~~agent~~ licensed operator to
14 ~~the Tax Commission~~ Service Oklahoma for any monies collected by the
15 ~~agent~~ licensed operator and due the state or the liability of such
16 ~~agent~~ licensed operator or any surety on or under the ~~agent's~~
17 licensed operator's bond made to ~~the Tax Commission~~ Service
18 Oklahoma.

19 Unless provided otherwise, any ~~motor license agent~~ licensed
20 operator who fails to comply with any provision of this section
21 shall pay a penalty to be imposed by ~~the Tax Commission~~ Service
22 Oklahoma. Monies collected for payment of the penalty shall be
23 deposited to the credit of the General Revenue Fund of the State
24 Treasury. Any ~~motor license agent~~ licensed operator who pays a

1 penalty pursuant to this section shall not allocate his or her
2 payment thereof as a part of his or her operating expenses, but
3 shall use his or her personal funds for payment of the penalty.
4 Such penalty shall be equal to one percent (1%) of the gross amount
5 of the receipts received by the ~~motor license agent~~ licensed
6 operator for that particular day that the ~~agent~~ licensed operator
7 fails to deposit all such funds required by this section or one
8 percent (1%) of the gross amount of the receipts received by the
9 ~~motor license agent~~ licensed operator for the report period that the
10 ~~agent~~ licensed operator fails to timely mail the required report or
11 remit any excess ~~agent~~ licensed operator funds as provided in
12 subsection B of this section. Such penalty shall be increased to
13 three percent (3%) of the gross amount of the receipts received for
14 that particular day if the ~~motor license agent~~ licensed operator
15 fails to fulfill any of said requirements within a period of five
16 (5) days. Provided that such penalty shall be three percent (3%) of
17 the gross amount of the receipts received by the ~~motor license agent~~
18 licensed operator for the report period that the ~~agent~~ licensed
19 operator fails to timely mail the required report or remit any
20 excess ~~agent~~ licensed operator funds as provided in subsection B of
21 this section if the ~~motor license agent~~ licensed operator fails to
22 fulfill these requirements within five (5) days.

23 The ~~Tax Commission~~ Service Oklahoma Operator Board may waive the
24 penalty for failing to timely file the accounting report required by

1 this section if the ~~Tax Commission~~ Service Oklahoma Operator Board
2 finds that:

3 1. The funds to which the report applies have been properly
4 deposited;

5 2. The failure to timely file the report was due to emergency
6 conditions beyond the control of the ~~agent~~ licensed operator; and

7 3. The report has been filed within a week of the date on which
8 it was required to be filed.

9 SECTION 173. AMENDATORY 47 O.S. 2021, Section 1142.1, is
10 amended to read as follows:

11 Section 1142.1 A. It shall be unlawful for any ~~motor license~~
12 ~~agent~~ licensed operator or any employee of such ~~motor license agent~~
13 licensed operator to carry on a messenger service, courier service
14 or pick up and delivery service for the recording of a security
15 interest or for the registration of a motor vehicle or boat or a
16 motor, or obtaining license plates and decals, or for the issuance
17 of a certificate of title for any motor vehicle or boat or motor.
18 Provided, nothing in this subsection shall be construed to prevent a
19 ~~motor license agent~~ licensed operator or any employee of such ~~motor~~
20 ~~license agent~~ licensed operator from performing such services for
21 the ~~motor license agent's~~ licensed operator's depository bank, when
22 the ~~motor license agent~~ licensed operator or his or her employee
23 goes to the ~~agent's~~ licensed operator's depository bank to deposit
24 tax monies into the ~~agent's~~ licensed operator's designated ~~Oklahoma~~

1 ~~Tax Commission Motor License Agent Service Oklahoma Licensed~~
2 ~~Operator Account. After September 1, 1991, the Oklahoma Tax~~
3 ~~Commission Service Oklahoma~~ shall not designate or assign a ~~motor~~
4 ~~license agent licensed operator~~ more than one active ~~Oklahoma Tax~~
5 ~~Commission Motor License Agent Service Oklahoma Licensed Operator~~
6 Account. Accounts designated prior to September 1, 1991, may remain
7 active.

8 B. It shall be unlawful for any ~~motor license agent licensed~~
9 ~~operator~~ to compensate in any manner a messenger service, courier
10 service or pick up and delivery service or any one attempting to
11 provide messenger service, courier service or pick up and delivery
12 service for recording a security interest or for the registration of
13 a motor vehicle or boat or motor, or obtaining license plates and
14 decals, or for the issuance of a certificate of title for any motor
15 vehicle or boat or motor.

16 C. A ~~motor license agent licensed operator~~ who violates the
17 provisions of this section shall be subject to a fine of Two
18 Thousand Dollars (\$2,000.00) per occurrence.

19 SECTION 174. AMENDATORY 47 O.S. 2021, Section 1143, is
20 amended to read as follows:

21 Section 1143. A. A ~~motor license agent appointed under the~~
22 ~~provisions of this title licensed operator~~ shall retain as
23 compensation those taxes and fees collected and retained pursuant to
24 Section 1141.1 of this title, and shall additionally retain:

1 1. All amounts remaining from notary and mailing fees received
2 by such ~~agent~~ licensed operator, after payment of all costs of
3 handling and mailing;

4 2. All profits from any concessions operated in the ~~agent's~~
5 licensed operator's office; and

6 3. All amounts collected pursuant to subsection H of Section
7 1111 of this title.

8 B. A ~~motor license agent~~ licensed operator shall receive a fee
9 as regulated in Title 49 of the Oklahoma Statutes for each document
10 notarized.

11 C. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall initiate
12 a mail order vehicle registration notification program, which shall
13 consist of notification annually to all vehicle owners in this state
14 of such time an owner shall register and license a vehicle as
15 provided for in Section 1101 et seq. of this title. The
16 notification issued by ~~the Tax Commission~~ Service Oklahoma shall
17 include a breakdown of all charges to be paid by the owner, other
18 items deemed necessary by ~~the Tax Commission~~ Service Oklahoma and
19 shall notify the owner of the option of paying registration fees and
20 receiving the license plate or decal through the mail directly from
21 ~~the Tax Commission~~ Service Oklahoma or of registering and receiving
22 the license plate or decal from a ~~motor license agent~~ licensed
23 operator. On the back of such registration notification forms there
24 shall be the address of ~~the Oklahoma Tax Commission~~ Service Oklahoma

1 in large black type and an explanation of the apportionment of all
2 license fees and penalties collected and their disposition. Such
3 explanation shall include information as to all charges included in
4 the total license fee and any fees or charges incident to the
5 registration of a motor vehicle, to include all fees that a ~~motor~~
6 ~~license agent~~ licensed operator is authorized to collect. If the
7 owner chooses the option of receiving these services through the
8 mail, either from ~~the Tax Commission~~ Service Oklahoma or the ~~motor~~
9 ~~license agent~~ licensed operator, the owner shall then be instructed
10 to pay the final total listed. The costs of mailing shall be the
11 cost of postage plus One Dollar and twenty-five cents (\$1.25) for
12 license plates, the cost of postage plus One Dollar (\$1.00) for
13 decals and for the mailing of any other form, title, decal or device
14 provided for in the Oklahoma Vehicle License and Registration Act.
15 Provided however, ~~the Tax Commission~~ Service Oklahoma may adjust any
16 mailing costs from time to time as it deems appropriate and as will
17 allow for additional fees the U.S. Postal Service may charge.

18 D. Money received by ~~the Tax Commission~~ Service Oklahoma for
19 the issuance of any registrations, license plates or otherwise shall
20 be apportioned to the schools in accordance with other laws
21 controlling such distributions.

22 E. Failure by an owner of a vehicle to receive registration
23 notification as provided for in the Motor Vehicle License and
24 Registration Act shall not in any manner relieve such person from

1 the obligation of proper and timely registration and licensing of
2 such vehicle, and such person shall be subject to any penalties
3 prescribed by the Oklahoma Vehicle License and Registration Act.

4 F. A ~~motor license agent~~ licensed operator, out of the taxes
5 and fees collected and retained pursuant to Section 1141.1 of this
6 title, shall obtain a faithful performance surety bond or cash bond
7 in the amount of Thirty Thousand Dollars (\$30,000.00) or in such
8 additional amount and form required by ~~the Tax Commission~~ Service
9 Oklahoma or by the Oklahoma Vehicle License and Registration Act, a
10 blanket surety bond or cash bond covering adequately all office
11 personnel, necessary insurance, necessary office equipment and
12 furniture, and other goods and services essential to the proper
13 operation of the ~~motor license agency~~ Service Oklahoma location.
14 Provided that ~~the Tax Commission~~ Service Oklahoma shall have the
15 authority to lower such required surety bond to an amount that is
16 commensurate with the amount of business conducted by the ~~motor~~
17 ~~license agent~~ licensed operator, but in no event shall that amount
18 be less than Five Thousand Dollars (\$5,000.00). ~~Motor license~~
19 ~~agents~~ Licensed operators shall obtain the surety bond or cash bond
20 required by this section only during their first year of operation.
21 Thereafter, the ~~motor license agents~~ licensed operators shall be
22 subject to the provisions of Section 1143.1 of this title.

23 SECTION 175. AMENDATORY 47 O.S. 2021, Section 1143.1, is
24 amended to read as follows:

1 Section 1143.1 A. 1. There is hereby created the Oklahoma
2 Motor License Agent Indemnity Fund. The fund shall be a continuing
3 fund, not subject to fiscal year limitations, and shall consist of
4 annual assessments levied on ~~motor license agencies~~ licensed
5 operators. All monies accruing to the credit of the funds are
6 hereby appropriated and may be expended, in amounts and as
7 authorized by the Legislature, by the Office of Management and
8 Enterprise Services. The purpose of the fund is to ensure that ~~the~~
9 ~~Oklahoma Tax Commission~~ Service Oklahoma recovers tax revenue and
10 the Corporation Commission recovers apportioned vehicle registration
11 fees, not remitted to either ~~Commission~~ because of negligence,
12 malfeasance or fraud by a ~~motor license agent~~ licensed operator. In
13 addition, claims arising from ~~tag agent~~ licensed operator errors and
14 omissions may be paid from monies in the fund in excess of Five
15 Hundred Thousand Dollars (\$500,000.00). Upon final determination by
16 ~~the Tax Commission~~ Service Oklahoma of a tax revenue shortage or
17 liability of a ~~motor license agent~~ licensed operator whose ~~agency~~
18 Service Oklahoma location has been closed, or by the Corporation
19 Commission of apportioned vehicle registration fee shortage, a claim
20 in the amount of such liability may be made by either Service
21 Oklahoma or the Corporation Commission against the fund. The claim
22 shall be paid out of the fund by the Office of Management and
23 Enterprise Services. At least sixty (60) days' written notice shall
24 be given to the delinquent ~~motor license agent~~ licensed operator

1 before any such claim is paid. The Office shall have the power to
2 seek restitution to the fund from any ~~motor license agent~~ licensed
3 operator whose liability was paid out of the fund. The monies in
4 the fund shall be invested by the State Treasurer and the interest
5 shall be deposited in the fund. Beginning January 1, 2023, all
6 funds to be deposited in the Oklahoma Motor License Agent Indemnity
7 Fund shall be deposited in the Oklahoma Licensed Operator Indemnity
8 Fund.

9 2. There is hereby created the Oklahoma Licensed Operator
10 Indemnity Fund. The fund shall be a continuing fund, not subject to
11 fiscal year limitations, and shall consist of annual assessments
12 levied on licensed operators. Beginning January 1, 2023, all monies
13 accruing to the credit of the funds are hereby appropriated and may
14 be expended in amounts and as authorized by the Legislature and by
15 the Office of Management and Enterprise Services. The purpose of
16 the fund is to ensure that Service Oklahoma recovers revenue fees
17 not remitted to it because of negligence, malfeasance, or fraud by a
18 licensed operator. In addition, claims arising from licensed
19 operator errors and omissions may be paid from monies in the fund in
20 excess of Five Hundred Thousand Dollars (\$500,000.00). Upon final
21 determination by Service Oklahoma of a tax revenue shortage or
22 liability of a licensed operator whose Service Oklahoma location has
23 been closed, or by the Corporation Commission of apportioned vehicle
24 registration fee shortage, a claim in the amount of such liability

1 may be made by either Service Oklahoma or the Corporation Commission
2 against the fund. The claim shall be paid out of the fund by the
3 Office of Management and Enterprise Services. At least sixty (60)
4 days' written notice shall be given to the delinquent licensed
5 operator before any such claim is paid. The Office of Management
6 and Enterprise Services shall have the power to seek restitution to
7 the fund from any licensed operator whose liability was paid out of
8 the fund. The monies in the fund shall be invested by the State
9 Treasurer and the interest shall be deposited in the fund.

10 B. Each fiscal year, the Office of Management and Enterprise
11 Services shall collect and deposit into the fund an annual
12 assessment from all ~~motor license agencies~~ licensed operators that
13 have been operating for a period of not less than one (1) year.
14 Such assessments shall be payable by each ~~motor license agency~~
15 licensed operator on a quarterly basis. The amount on which the
16 assessment shall be based shall be determined annually for each
17 ~~motor license agency~~ licensed operator by ~~the Tax Commission~~ Service
18 Oklahoma by dividing the volume of tax monies collected each fiscal
19 year by the ~~agency~~ licensed operator by the number of reporting
20 periods required by ~~the Tax Commission~~ Service Oklahoma. The
21 assessments shall be in the following amounts:

22 1. Each ~~motor license agency~~ licensed operator which has been
23 in operation for more than three (3) years and subject to the
24

1 assessment pursuant to this subsection shall pay such assessment as
2 follows:

- 3 a. when the fund contains less than Five Hundred Thousand
4 Dollars (\$500,000.00) on June 30 of any year, the
5 assessment shall be one percent (1%) of the amount
6 determined for the ~~motor license agency~~ licensed
7 operator by ~~the Tax Commission~~ Service Oklahoma, and
- 8 b. when the fund contains Five Hundred Thousand Dollars
9 (\$500,000.00) or more on June 30 of any year, ~~the Tax~~
10 ~~Commission~~ Service Oklahoma shall reduce or suspend
11 the assessment for such ~~agencies~~ licensed operators if
12 ~~the Commission~~ Service Oklahoma determines that the
13 fund is fiscally sound and meets the needs for which
14 the fund is established.

15 Provided, however, if the fund contains less than Five Hundred
16 Thousand Dollars (\$500,000.00) at any time during the fiscal year
17 for which ~~the Tax Commission~~ Service Oklahoma has reduced or
18 suspended the assessment hereunder, ~~the Tax Commission~~ Service
19 Oklahoma shall immediately issue an assessment pursuant to
20 subparagraph a of this paragraph in an amount equal to the amount
21 which would have been paid during the remaining quarters of the
22 fiscal year; and

23 2. Each ~~motor license agency~~ licensed operator which has been
24 in operation for less than three (3) years but more than one (1)

1 year shall pay the assessment in an amount equal to one percent (1%)
2 of the amount determined for the ~~motor license agency~~ licensed
3 operator by ~~the Tax Commission~~ Service Oklahoma until the ~~agency~~
4 licensed operator reaches the end of its third year of operation.
5 At such time, such ~~agency~~ licensed operator shall be subject to the
6 assessment specified in subparagraph a of paragraph 1 of this
7 subsection.

8 C. Any assessments required by subsection B of this section,
9 shall be paid in quarterly amounts and due on September 30, December
10 30, March 30 and June 30 of each year. Such payments shall be
11 deemed delinquent after October 15, January 15, April 15 and July 15
12 of each year. ~~Motor license agents~~ Licensed operators who are
13 delinquent in remitting any quarterly payment for their operating
14 ~~agencies~~ Service Oklahoma locations in excess of fifteen (15) days
15 after the date of the delinquency shall be subject to dismissal.

16 D. No annual assessment shall exceed One Thousand Two Hundred
17 Dollars (\$1,200.00).

18 SECTION 176. AMENDATORY 47 O.S. 2021, Section 1143.2, is
19 amended to read as follows:

20 Section 1143.2 A. In addition to the duties and functions
21 authorized to be performed by ~~motor license agents~~ licensed
22 operators pursuant to the provisions of the Oklahoma Vehicle License
23 and Registration Act, ~~the Oklahoma Tax Commission~~ Service Oklahoma
24

1 is authorized to utilize ~~motor license agents~~ licensed operators to
2 perform the following duties:

3 1. Process, receive, and issue permits, licenses, and
4 registration relating to any tax which is payable to, collectible
5 by, or administered by ~~the Tax Commission~~ Service Oklahoma;

6 2. Accept documents, reports, or returns required to be filed
7 with ~~the Tax Commission~~ Service Oklahoma and accept payment of
8 remittances required to be made to ~~the Tax Commission~~ Service
9 Oklahoma as provided by the tax laws of this state;

10 3. Provide information regarding the status of any permit or
11 license issued by ~~the Tax Commission~~ Service Oklahoma, or the
12 franchise tax status of any corporation, upon written request and
13 subject to the provisions of Section 205 of Title 68 of the Oklahoma
14 Statutes and any other provision of law relating to the
15 confidentiality of records or information; and

16 4. Perform any other duties specified by ~~the Tax Commission~~
17 Service Oklahoma relating to the enforcement or administration of
18 any state tax law.

19 B. Any permit, license, or registration issued by a ~~motor~~
20 ~~license agent~~ licensed operator, and any document, report, return,
21 or remittance accepted by a ~~motor license agent~~ licensed operator,
22 pursuant to the provisions of subsection A of this section, shall be
23 deemed on the date of such issuance or acceptance to have been
24 issued or accepted by ~~the Tax Commission~~ Service Oklahoma.

1 C. In addition to the amounts authorized to be retained by
2 ~~motor license agents~~ licensed operators pursuant to the provisions
3 of Section 1141.1 of Title 47 of the Oklahoma Statutes, ~~motor~~
4 ~~license agents~~ licensed operators shall be entitled to charge and
5 receive fees for duties performed pursuant to the provisions of this
6 section as provided by law.

7 SECTION 177. AMENDATORY 47 O.S. 2021, Section 1144, is
8 amended to read as follows:

9 Section 1144. A. Payments for any required registration fees,
10 license plates or decals or excise taxes, except as otherwise
11 provided by law, may be made as follows:

12 1. By the applicant's personal or company check if presented
13 within the period of time required for purchase or renewal of the
14 registration and license plates or decals. At the time of
15 presentment, the ~~motor license agent~~ licensed operator may utilize a
16 check verification system ~~provided by the Oklahoma Tax Commission~~ to
17 confirm that there are sufficient funds to pay the check. Upon
18 notification that there are insufficient funds, the ~~agent~~ licensed
19 operator shall refuse to accept the check or deliver the license
20 plate or decal. If ~~an agent~~ a licensed operator fails to utilize
21 the check verification system and the check is returned for
22 nonpayment, the ~~agent~~ licensed operator shall not receive any fees
23 for the transaction. No ~~motor license agent~~ licensed operator shall
24

1 be required to accept any check from any person during any penalty
2 period relating to that person's registration; or

3 2. By a nationally recognized credit or debit card issued to
4 the applicant. ~~The Tax Commission~~ Service Oklahoma may add an
5 amount equal to the amount of the service charge incurred as a
6 service charge for the acceptance of such credit card. For purposes
7 of this paragraph, "nationally recognized credit or debit card"
8 means any instrument or device, whether known as a credit card,
9 credit plate, charge plate, debit card or by any other name, issued
10 with or without fee by an issuer for the use of the cardholder in
11 obtaining goods, services or anything else of value on credit which
12 is accepted by over one thousand merchants in this state. ~~The Tax~~
13 ~~Commission~~ Service Oklahoma shall determine which nationally
14 recognized credit or debit cards will be accepted by a ~~motor license~~
15 ~~agent~~ licensed operator as payment for any required motor vehicle
16 registration fees, license plates or decals or excise taxes.

17 Provided however ~~the Tax Commission~~ Service Oklahoma must ensure
18 that no loss of state revenue will occur by the use of such card.

19 B. Each ~~motor license agent's office~~ licensed operator location
20 shall be open a minimum of forty (40) hours per week, of which four
21 (4) such hours per week shall be in the evening hours or on
22 Saturday, subject to the approval of ~~the Tax Commission~~ Service
23 Oklahoma, except during such weeks that contain a legal holiday
24 prescribed by the statutes of this state. Provided that ~~the Tax~~

1 ~~Commission~~ Service Oklahoma may authorize a ~~motor license agent~~
2 licensed operator to stay open a lesser period of time if the ~~Tax~~
3 ~~Commission~~ Service Oklahoma is satisfied that the public is being
4 properly served. Provided further, that there shall be at least one
5 ~~motor license agent~~ licensed operator in each county open the hours
6 designated in this section. All ~~motor license agents~~ licensed
7 operators shall post their hours in a conspicuous place for the
8 public's information.

9 SECTION 178. AMENDATORY 47 O.S. 2021, Section 1146, is
10 amended to read as follows:

11 Section 1146. A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
12 shall audit all ~~motor license agents~~ licensed operators at least
13 once during each calendar year and shall have the power to require
14 any changes it deems necessary in the operation of ~~motor license~~
15 ~~agents~~ licensed operators. ~~The Tax Commission~~ Service Oklahoma
16 shall issue such rules as it deems necessary for the proper control
17 of all fiscal matters involving ~~motor license agents~~ licensed
18 operators.

19 B. Any review or audit of a ~~motor license agency~~ licensed
20 operator performed by ~~the Tax Commission~~ Service Oklahoma pursuant
21 to the provisions of Sections 1140 through 1147 of this title shall
22 be an open record and shall be made available for public inspection
23 at ~~the Tax Commission~~ Service Oklahoma, notwithstanding the
24 provisions of Section 205 of Title 68 of the Oklahoma Statutes.

1 C. Any and all records, files, books or otherwise of a ~~motor~~
2 ~~license agent~~ licensed operator relating to the operation of the
3 ~~motor license agency~~ Service Oklahoma location shall be public
4 record which shall be open to public inspection at reasonable times,
5 regardless of their location.

6 SECTION 179. AMENDATORY 47 O.S. 2021, Section 1146.2, is
7 amended to read as follows:

8 Section 1146.2 The State Auditor and Inspector, or his or her
9 designee, shall advise all ~~motor vehicle agents~~ licensed operators
10 on procedural and technical matters relating to accounting and
11 budget procedures. It shall be the duty of the ~~motor vehicle agents~~
12 licensed operators with notice of such advice to follow the
13 instructions or advice of the State Auditor and Inspector until
14 relieved of such duty by a court of competent jurisdiction or until
15 the Supreme Court shall hold otherwise.

16 SECTION 180. AMENDATORY 47 O.S. 2021, Section 1147, is
17 amended to read as follows:

18 Section 1147. ~~The Commission~~ Service Oklahoma may designate the
19 office of county treasurer of any county within the state as a ~~motor~~
20 ~~license agent~~ licensed operator.

21 SECTION 181. AMENDATORY 47 O.S. 2021, Section 1149, is
22 amended to read as follows:

23 Section 1149. It shall be the duty of ~~the Oklahoma Tax~~
24 ~~Commission~~ Service Oklahoma, and ~~the Tax Commission~~ Service Oklahoma

1 is hereby granted authority and jurisdiction to administer this act
2 with the aid of its ~~motor license agents~~ licensed operators, the
3 Department of Public Safety, the Highway Patrol, county sheriffs and
4 all other duly authorized peace officers. ~~The Tax Commission~~
5 Service Oklahoma is hereby authorized to promulgate all necessary
6 rules and prepare forms and records to carry this act into effect
7 and to enforce the provisions thereof. ~~The Tax Commission~~ Service
8 Oklahoma shall have the authority in cases of dispute to determine
9 the actual sales price of any vehicle. ~~The Tax Commission~~ Service
10 Oklahoma shall periodically cause to be prepared and shall
11 distribute to each authorized ~~motor license agent~~ licensed operator
12 a manual of procedure containing instructions, directions and
13 guidelines to be followed by all ~~motor license agents~~ licensed
14 operators in the performance of their duties.

15 SECTION 182. AMENDATORY 47 O.S. 2021, Section 1150, is
16 amended to read as follows:

17 Section 1150. Any employee of ~~the Oklahoma Tax Commission~~
18 Service Oklahoma charged with the duty of administering or assisting
19 in the administration of this act shall, when designated by ~~the~~
20 ~~Oklahoma Tax Commission~~ Service Oklahoma, have the power and
21 authority to administer oaths to taxpayers with the same force and
22 effect as if the oath had been administered by any other officer of
23 the state authorized by the statutes to administer oaths.

24

1 SECTION 183. AMENDATORY 47 O.S. 2021, Section 1151, is
2 amended to read as follows:

3 Section 1151. A. It shall be unlawful for any person to commit
4 any of the following acts:

5 1. To lend or to sell to, or knowingly permit the use of by,
6 one not entitled thereto any certificate of title, license plate or
7 decal issued to or in the custody of the person so lending or
8 permitting the use thereof;

9 2. To alter or in any manner change a certificate of title,
10 registration certificate, license plate or decal issued under the
11 laws of this or any other state;

12 3. To procure from another state or country, or display upon
13 any vehicle owned by such person within this state, except as
14 otherwise provided in the Oklahoma Vehicle License and Registration
15 Act, any license plate issued by any state or country other than
16 this state, unless there shall be displayed upon such vehicle at all
17 times the current license plate and decal assigned to it by ~~the~~
18 ~~Oklahoma Tax Commission~~ Service Oklahoma or the Corporation
19 Commission or the vehicle shall display evidence that the vehicle is
20 registered as a nonresident vehicle pursuant to rules promulgated by
21 ~~the Tax Commission~~ Service Oklahoma, with the concurrence of the
22 Department of Public Safety. A violation of the provisions of this
23 paragraph shall be presumed to have occurred if a person who is the
24 holder of an Oklahoma driver license operates a vehicle owned by

1 such person on the public roads or highways of this state and there
2 is not displayed on the vehicle a current Oklahoma license plate and
3 decal, unless the vehicle is owned by a member of the Armed Forces
4 of the United States assigned to duty in this state in compliance
5 with official military or naval orders or the spouse of such a
6 member of the Armed Forces;

7 4. To drive, operate or move, or for the owner to cause or
8 permit to be driven or moved, upon the roads, streets or highways of
9 this state, any vehicle loaded in excess of its registered laden
10 weight, or which is licensed for a capacity less than the
11 manufacturer's rated capacity as provided for in the Oklahoma
12 Vehicle License and Registration Act;

13 5. To operate a vehicle without proper license plate or decal
14 or on which all taxes due the state have not been paid. No citation
15 may be issued by any state, county or municipal law enforcement
16 officer during the thirty-day period immediately succeeding the last
17 day of the month during which a vehicle registration should have
18 been renewed and a current license plate decal obtained and
19 displayed on the license plate of the vehicle;

20 6. To buy, sell or dispose of, or possess for sale, use or
21 storage, any secondhand or used vehicle on which the registration or
22 license fee has not been paid, as required by law, and on which
23 vehicle the person neglects, fails or refuses to display at all
24 times the license plate or decal assigned to it;

1 7. To give a fictitious name or fictitious address or make any
2 misstatement of facts in application for certificate of title and
3 registration of a vehicle;

4 8. To purchase a license plate on an assigned certificate of
5 title. This particular paragraph shall be applicable to all persons
6 except a bona fide registered dealer in used cars who are holders of
7 a current and valid used car dealer license;

8 9. To operate a vehicle upon the highways of this state after
9 the registration deadline for that vehicle without a proper license
10 plate, as prescribed by the Oklahoma Vehicle License and
11 Registration Act, for the current year;

12 10. For any owner of a vehicle registered on the basis of laden
13 weight to fail or refuse to weigh or reweigh it when requested to do
14 so by any enforcement officer charged with the duty of enforcing
15 this law;

16 11. To operate or possess any vehicle which bears a motor
17 number or serial number other than the original number placed
18 thereon by the factory except a number duly assigned and authorized
19 by the state;

20 12. For any ~~motor license agent~~ licensed operator to release a
21 license plate, a manufactured home registration receipt, decal or
22 excise tax receipt to any unauthorized person or source including
23 any dealer in new or used motor vehicles. Violation of this
24 paragraph shall constitute sufficient grounds for discharge of a

1 ~~motor license agent~~ licensed operator by the ~~Tax Commission~~ Service
2 Oklahoma;

3 13. To operate any vehicle registered as a commercial vehicle
4 without the lettering requirements of Section 1102 of this title; or

5 14. To operate any vehicle in violation of the provisions of
6 Sections 7-600 through 7-606 of this title while displaying a yearly
7 decal issued to the owner who has filed an affidavit with the
8 appropriate ~~motor license agent~~ licensed operator in accordance with
9 Section 7-607 of this title.

10 Any person convicted of violating any provision of this
11 subsection, other than paragraph 3 of this subsection, shall be
12 deemed guilty of a misdemeanor and upon conviction shall be punished
13 by a fine not to exceed Five Hundred Dollars (\$500.00). Any person
14 convicted of violating the provisions of paragraph 3 of this
15 subsection shall be deemed guilty of a misdemeanor and, upon
16 conviction, shall be punished by a fine of not less than One Hundred
17 Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00)
18 and shall be required to obtain an Oklahoma license plate.

19 Employees of the Corporation Commission may be authorized by the
20 Corporation Commission to issue citations to motor carriers or
21 operators of commercial motor vehicles, pursuant to the jurisdiction
22 of the Corporation Commission, for a violation of this subsection.

23 If a person convicted of violating the provisions of this subsection
24 was issued a citation by a duly authorized employee of the

1 Corporation Commission, the fine herein levied shall be apportioned
2 as provided in Section 1167 of this title.

3 B. Except as otherwise authorized by law, it shall be unlawful
4 to:

5 1. Lend or sell to, or knowingly permit the use of by, one not
6 entitled thereto any certificate of title issued for a manufactured
7 home, manufactured home registration receipt, manufactured home
8 registration decal or excise tax receipt;

9 2. Alter or in any manner change a certificate of title issued
10 for a manufactured home under the laws of this state or any other
11 state;

12 3. Remove or alter a manufactured home registration receipt,
13 manufactured home registration decal or excise tax receipt attached
14 to a certificate of title or attach such receipts to a certificate
15 of title with the intent to misrepresent the payment of the required
16 excise tax and registration fees;

17 4. Buy, sell or dispose of, or possess for sale, use or storage
18 any used manufactured home on which the registration fees or excise
19 taxes have not been paid as required by law; or

20 5. Purchase identification, manufactured home registration
21 receipt, manufactured home registration decal or excise tax receipt
22 on an assigned certificate of title.

23 Anyone violating the provisions of this subsection, upon
24 conviction, shall be guilty of a felony.

1 C. In the event a new vehicle is not registered within thirty
2 (30) days from date of purchase, the penalty for the failure of the
3 owner of the vehicle to register the vehicle within thirty (30) days
4 shall be One Dollar (\$1.00) per day; provided, that in no event
5 shall the penalty exceed One Hundred Dollars (\$100.00). No penalty
6 shall be waived by ~~the Oklahoma Tax Commission~~ Service Oklahoma or
7 any ~~motor license agent~~ licensed operator except as provided in
8 subsection C of Section 1127 of this title. Of each dollar penalty
9 collected pursuant to this subsection:

10 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
11 Section 1104 of this title;

12 2. Twenty-one cents (\$0.21) shall be retained by the ~~motor~~
13 ~~license agent~~ licensed operator; and

14 3. Fifty-eight cents (\$0.58) shall be deposited in the General
15 Revenue Fund. The penalty for new commercial vehicles shall be
16 equal to the license fee for such vehicles.

17 If a used vehicle is brought into Oklahoma by a resident of this
18 state and is not registered within thirty (30) days, a penalty of
19 One Dollar (\$1.00) per day shall be charged from the date of entry
20 to the date of registration; provided, that in no event shall the
21 penalty exceed One Hundred Dollars (\$100.00). No penalty shall be
22 waived by ~~the Oklahoma Tax Commission~~ Service Oklahoma or any ~~motor~~
23 ~~license agent~~ licensed operator except as provided in subsection C
24

1 of Section 1127 of this title. Of each dollar penalty collected
2 pursuant to this subsection:

3 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
4 Section 1104 of this title;

5 2. Twenty-one cents (\$0.21) shall be retained by the ~~motor~~
6 ~~license agent~~ licensed operator; and

7 3. Fifty-eight cents (\$0.58) shall be deposited in the General
8 Revenue Fund. The penalty for used commercial vehicles shall be
9 equal to the license fee for such vehicles.

10 D. Any owner who knowingly makes or causes to be made any false
11 statement of a fact required in this section to be shown in an
12 application for the registration of one or more vehicles shall be
13 deemed guilty of a misdemeanor and, upon conviction, shall be fined
14 not more than One Thousand Dollars (\$1,000.00), or shall be
15 imprisoned in the county jail for not more than one (1) year, or by
16 both such fine and imprisonment.

17 E. The following self-propelled or motor-driven and operated
18 vehicles shall not be registered under the provisions of the
19 Oklahoma Vehicle License and Registration Act or, except as provided
20 for in Section 11-1116 of this title, be permitted to be operated on
21 the streets or highways of this state:

22 1. Vehicles known and commonly referred to as "minibikes" and
23 other similar trade names; provided, minibikes may be registered and
24

1 operated in this state by food vendor services upon streets having a
2 speed limit of thirty (30) miles per hour or less;

3 2. Golf carts;

4 3. Go-carts; and

5 4. Other motor vehicles, except motorcycles, which are
6 manufactured principally for use off the streets and highways.

7 Transfers and sales of such vehicles shall be subject to sales
8 tax and not motor vehicle excise taxes.

9 F. Any person violating paragraph 3 or 6 of subsection A of
10 this section, in addition to the penal provisions provided in this
11 section, shall pay as additional penalty a sum equal to the amount
12 of license fees due on such vehicle or registration fees due on a
13 manufactured home known to be in violation and such amount is hereby
14 declared to be a lien upon the vehicle as provided in the Oklahoma
15 Vehicle License and Registration Act. In addition to the penalty
16 provisions provided in this section, any person violating paragraph
17 3 of subsection A of this section shall be deemed guilty of a
18 misdemeanor and shall, upon conviction, be punished by a fine of One
19 Hundred Dollars (\$100.00).

20 G. Each violation of any provision of the Oklahoma Vehicle
21 License and Registration Act for each and every day such violation
22 has occurred shall constitute a separate offense.

23 H. Anyone violating any of the provisions heretofore enumerated
24 in this section shall be guilty of a misdemeanor and upon conviction

1 shall be fined not less than Ten Dollars (\$10.00) and not to exceed
2 Three Hundred Dollars (\$300.00).

3 I. Any violation of any portion of the Oklahoma Vehicle License
4 and Registration Act where a specific penalty has not been imposed
5 shall constitute a misdemeanor and upon conviction thereof the
6 person having violated it shall be fined not less than Ten Dollars
7 (\$10.00) and not to exceed Three Hundred Dollars (\$300.00).

8 J. Any provision of the Oklahoma Vehicle License and
9 Registration Act providing for proportional registration under
10 reciprocal agreements and the International Registration Plan that
11 relates to the promulgation of rules and regulations shall not be
12 subject to the provisions of this section.

13 SECTION 184. AMENDATORY 47 O.S. 2021, Section 1151.3, is
14 amended to read as follows:

15 Section 1151.3 A. Mini-trucks shall be registered pursuant to
16 the provisions of the Oklahoma Vehicle License and Registration Act.
17 ~~The Oklahoma Tax Commission~~ Service Oklahoma shall promulgate rules
18 for the titling and registration of mini-trucks.

19 B. Mini-trucks which have been titled and registered pursuant
20 to the provisions of the Oklahoma Vehicle License and Registration
21 Act may be operated on the roadways of this state; provided,
22 however, mini-trucks shall not be permitted to travel upon any
23 highway in this state which is a part of the National System of
24 Interstate and Defense Highways. Operators of mini-trucks shall

1 comply with all traffic regulations and rules of conduct for the
2 operation of motor vehicles on the roadways of this state provided
3 by law.

4 SECTION 185. AMENDATORY 47 O.S. 2021, Section 1151.4, is
5 amended to read as follows:

6 Section 1151.4 A. Medium-speed electrical vehicles shall be
7 registered pursuant to the provisions of the Oklahoma Vehicle
8 License and Registration Act. ~~The Oklahoma Tax Commission~~ Service
9 Oklahoma shall promulgate rules for the titling and registration of
10 medium-speed electric vehicles.

11 B. Medium-speed electrical vehicles which have been titled and
12 registered pursuant to the provisions of the Oklahoma Vehicle
13 License and Registration Act may be operated on the roadways of this
14 state with a posted speed limit of forty-five (45) miles per hour or
15 less; provided, however, medium-speed electrical vehicles shall not
16 be permitted to travel upon any highway in this state which is a
17 part of the National System of Interstate and Defense Highways and
18 which otherwise meets or exceeds the National Highway Traffic Safety
19 Administration regulations set forth in 49 C.F.R. 571.500.

20 Operators of medium-speed electrical vehicles shall comply with all
21 traffic regulations and rules of conduct for the operation of motor
22 vehicles on the roadways of this state provided by law.

23 SECTION 186. AMENDATORY 47 O.S. 2021, Section 1166, is
24 amended to read as follows:

1 Section 1166. A. Effective July 1, 2004, all powers, duties
2 and responsibilities exercised by the Motor Vehicle Enforcement
3 Section shall be transferred from the Oklahoma Tax Commission to the
4 Corporation Commission. Beginning July 1, 2004, and effective July
5 1, 2005, all powers, duties and responsibilities exercised by the
6 International Registration Plan Section and the International Fuel
7 Tax Agreement Section shall be transferred from the Tax Commission
8 to the Corporation Commission. All records, property and matters
9 pending of the sections shall be transferred to the Corporation
10 Commission. Funds sufficient to administer the powers, duties and
11 responsibilities exercised by these sections shall be appropriated
12 or allocated to the Corporation Commission for fiscal year 2005 as
13 provided herein. Such funds appropriated or allocated to the
14 Corporation Commission shall not be subject to budgetary
15 limitations. ~~The Director of State Finance~~ Office of Management and
16 Enterprise Services is hereby authorized to transfer such funds as
17 may be necessary to effect such allocations.

18 B. The period of July 1, 2004, through June 30, 2005, shall be
19 a transitional period in which the Corporation Commission shall
20 gradually assume complete administration and management over the
21 powers, duties, responsibilities and staff currently carrying out
22 the administration of the International Registration Plan Section
23 and the International Fuel Tax Agreement Section. During this
24 transition period, the employees assigned to the International

1 Registration Plan Section and the International Fuel Tax Agreement
2 Section shall continue to be employees of the Tax Commission unless
3 otherwise agreed to by the Tax Commission and the Corporation
4 Commission. Effective July 1, 2005, the International Registration
5 Plan Section and the International Fuel Tax Agreement Section shall
6 be administered solely by the Corporation Commission. For the
7 period of July 1, 2004, through June 30, 2005, the Corporation
8 Commission and the Tax Commission shall enter into a contract
9 whereby funds shall be paid to the Tax Commission by the Corporation
10 Commission in exchange for the Tax Commission's agreement to
11 continue to operate the International Registration Plan Section and
12 the International Fuel Tax Agreement Section.

13 C. The powers, duties and responsibilities exercised by the
14 Motor Vehicle Enforcement Section of the Tax Commission shall be
15 fully transferred to the Corporation Commission on July 1, 2004.

16 D. All employees of the Tax Commission whose duties are
17 transferred under this act shall be transferred to the Corporation
18 Commission. Personnel transferred pursuant to the provisions of
19 this section shall not be required to accept a lesser salary than
20 presently received; provided, the provisions of this section shall
21 not operate to prohibit the Corporation Commission or the Tax
22 Commission from imposing furloughs or reductions-in-force with
23 respect to such personnel as allowed by law. Personnel transferred
24 shall be placed within the classification level in which they meet

1 qualifications without an entrance exam. All such persons shall
2 retain seniority, leave, sick and annual time earned and any
3 retirement benefits which have accrued during their tenure with the
4 Tax Commission. The transfer of personnel among the agencies shall
5 be coordinated with the Office of Personnel Management.

6 E. Effective July 1, 2004, any administrative rules promulgated
7 by the Tax Commission related to the administration of the
8 International Registration Plan authorized by Section 1120 of Title
9 47 of the Oklahoma Statutes, the International Fuel Tax Agreement
10 authorized by Section 607 of Title 68 of the Oklahoma Statutes, or
11 the enforcement of Section 1115.1 of Title 47 of the Oklahoma
12 Statutes shall be transferred to and become a part of the
13 administrative rules of the Corporation Commission. The Office of
14 Administrative Rules in the Secretary of State's office shall
15 provide adequate notice in the Oklahoma Register of the transfer of
16 rules, and shall place the transferred rules under the
17 Administrative Code section of the Corporation Commission. From and
18 after July 1, 2004, any amendment, repeal or addition to the
19 transferred rules shall be under the jurisdiction of the Corporation
20 Commission. All documents issued by the sections transferred to the
21 Corporation Commission, including, but not limited to, vehicle
22 registrations and permits, shall be deemed to have been issued by
23 the Corporation Commission.

24

1 F. The Corporation Commission may promulgate rules necessary
2 for the utilization of ~~motor license agents~~ licensed operators in
3 the registration of vehicles pursuant to Section 1120 of Title 47 of
4 the Oklahoma Statutes.

5 SECTION 187. AMENDATORY 47 O.S. 2021, Section 1167, is
6 amended to read as follows:

7 Section 1167. A. The Corporation Commission is hereby
8 authorized to promulgate rules pursuant to the Administrative
9 Procedures Act to establish the amounts of fees, fines and penalties
10 as set forth in Section 1166 et seq. of this title. The Corporation
11 Commission shall notify all interested parties of any proposed rules
12 to be promulgated as provided herein and shall provide such parties
13 an opportunity to be heard prior to promulgation.

14 B. The Corporation Commission shall adjudicate enforcement
15 actions initiated by Corporation Commission personnel.

16 C. Revenue derived from all fines and penalties collected or
17 received by the Corporation Commission pursuant to the provisions of
18 the Trucking One-Stop Shop Act shall be apportioned as follows:

19 1. For the period beginning August 23, 2013, the first Three
20 Hundred Thousand Dollars (\$300,000.00) collected or received each
21 fiscal year shall be remitted to the Department of Public Safety for
22 the purpose of staffing the port of entry weigh stations to conduct
23 safety inspections. The next Five Hundred Fifty Thousand Dollars
24

1 (\$550,000.00) shall be remitted to the Oklahoma Tax Commission and
2 apportioned as provided in Section 1104 of this title; and

3 2. The remaining amount shall be deposited to the Trucking One-
4 Stop Shop Fund created in subsection D of this section

5 D. There is hereby created in the State Treasury a revolving
6 fund for the Corporation Commission to be known and designated as
7 the "Trucking One-Stop Shop Fund". The Trucking One-Stop Shop Fund
8 shall consist of:

9 1. All funds apportioned thereto in subsection C of this
10 section;

11 2. Fees collected by the Commission to be retained as a ~~motor~~
12 ~~license agent~~ licensed operator or other Corporation Commission
13 registration or motor fuel fees as allowed by statute or rule; and

14 3. Any other monies to be utilized for the Trucking One-Stop
15 Shop Act.

16 The fund shall be a continuing fund, not subject to fiscal year
17 limitations, and shall not be subject to legislative appropriation.
18 Monies in the Trucking One-Stop Shop Fund shall only be expended for
19 direct expenses relating to the Trucking One-Stop Shop Act.

20 Expenditures from the revolving fund shall be made pursuant to the
21 laws of this state. In addition, expenditures from the revolving
22 fund may be made pursuant to the Oklahoma Central Purchasing Act for
23 the purpose of immediately responding to emergency situations,
24 within the Commission's jurisdiction, having potentially critical

1 environmental or public safety impact. Warrants for expenditures
2 from the fund shall be drawn by the State Treasurer against claims
3 filed as prescribed by law with the Director of the Office of
4 Management and Enterprise Services for approval and payment.

5 E. There is hereby created in the State Treasury a revolving
6 fund for the Department of Transportation to be designated the
7 "Weigh Station Improvement Revolving Fund". The fund shall be a
8 continuing fund, not subject to fiscal year limitations, and shall
9 consist of all monies deposited thereto. All monies accruing to the
10 credit of the fund are hereby appropriated and may be budgeted and
11 expended by the Department for the purpose of constructing,
12 equipping and maintaining facilities to determine the weight of
13 vehicles traveling on the roads and highways of this state.
14 Expenditures from the fund shall be made upon warrants issued by the
15 State Treasurer against claims filed as prescribed by law with the
16 Director of the Office of Management and Enterprise Services for
17 approval and payment.

18 SECTION 188. AMENDATORY 47 O.S. 2021, Section 1502, is
19 amended to read as follows:

20 Section 1502. As used in the Motor Vehicle Chop Shop, Stolen
21 and Altered Property Act:

22 1. "Chop shop" means any building, lot or other premise where
23 one or more persons are or have been knowingly engaged in altering,
24 destroying, disassembling, dismantling, reassembling, or knowingly

1 storing any motor vehicle, or motor vehicle part known to be
2 illegally obtained by theft, fraud or conspiracy to defraud, in
3 order to either:

4 a. alter, counterfeit, deface, destroy, disguise,
5 falsify, forge, obliterate, or remove the identity,
6 including the vehicle identification number of such
7 motor vehicle or motor vehicle part, in order to
8 misrepresent the identity of such motor vehicle or
9 motor vehicle part, or to prevent the identification
10 of such motor vehicle or motor vehicle part; or

11 b. sell or dispose of such motor vehicle or motor vehicle
12 part.

13 2. "Motor vehicle" means and includes every device in, upon, or
14 by which any person or property is or may be transported or drawn
15 upon a highway, which is self-propelled or which may be connected to
16 and towed by a self-propelled device, and also includes any and all
17 other land-based devices which are self-propelled but which are not
18 designed for use upon a highway, including but not limited to, farm
19 machinery and construction equipment.

20 3. "Person" means and includes a natural person, company,
21 corporation, unincorporated association, partnership, professional
22 corporation, and any other legal entity.

23 4. "Unidentifiable" means that the uniqueness of a motor
24 vehicle or motor vehicle part cannot be established by either expert

1 law enforcement investigative personnel specially trained and
2 experienced in motor vehicle theft investigative procedures and
3 motor vehicle identification examination techniques, or by expert
4 employees of not-for-profit motor vehicle theft prevention agencies
5 specially trained and experienced in motor vehicle theft
6 investigation procedures and motor vehicle identification
7 examination techniques.

8 5. "Vehicle identification number" means a number or numbers, a
9 letter or letters, a character or characters, a datum or data, a
10 derivative or derivatives, or a combination or combinations thereof,
11 used by the manufacturer or ~~the Oklahoma Tax Commission~~ Service
12 Oklahoma for the purpose of uniquely identifying a motor vehicle or
13 motor vehicle part. The term shall include, but not be limited to,
14 a number or numbers, a letter or letters, a character or characters,
15 a datum or data, a derivative or derivatives, or a combination or
16 combinations thereof.

17 SECTION 189. AMENDATORY 47 O.S. 2021, Section 1505, is
18 amended to read as follows:

19 Section 1505. A. The following are subject to forfeiture
20 unless obtained by theft, fraud or conspiracy to defraud and the
21 rightful owner is known or can be identified and located:

- 22 1. Any tool;
- 23 2. Any implement; or

24

1 3. Any instrumentality, including but not limited to, real
2 estate, any motor vehicle or motor vehicle part, whether owned or
3 unowned by the person from whose possession or control it was
4 seized, which is used or possessed either in violation of Section
5 1503 of this title or to promote or facilitate a violation of
6 Section 1503 of this title.

7 B. Any motor vehicle, other conveyance, or motor vehicle part
8 used by any person as a common carrier is subject to forfeiture
9 under this section where the owner or other person in charge of the
10 motor vehicle, other conveyance, or motor vehicle part is a
11 consenting party to a violation of Section 1503 of this title.

12 C. Any motor vehicle, motor vehicle part, other conveyance,
13 tool, implement, or instrumentality is not subject to forfeiture
14 under this section by reason of any act or omission which the owner
15 proves to have been committed or omitted without the owner's
16 knowledge or consent.

17 D. 1. Seizing agencies will utilize their best efforts to
18 identify any seized motor vehicle or motor vehicle part to determine
19 ownership or the identity of any other person having a right or
20 interest in a seized motor vehicle or motor vehicle part. In its
21 reasonable identification and owner location attempts, the seizing
22 agency will cause the stolen motor vehicle files of the state police
23 to be searched for stolen or wanted information on motor vehicles
24

1 similar to the seized motor vehicle or consistent with the seized
2 motor vehicle part.

3 2. Where a motor vehicle or motor vehicle part has an apparent
4 value in excess of One Thousand Dollars (\$1,000.00),

5 a. the seizing agency shall consult with an expert of the
6 type specified in paragraph 4 of Section 1502 of this
7 title,

8 b. the seizing agency shall also request searches of the
9 on-line and off-line files of the National Crime
10 Information Center (NCIC) and the National Automobile
11 Theft Bureau (NATB) when the state police files have
12 been searched with negative results.

13 E. A forfeiture of a motor vehicle, motor vehicle part, or
14 other conveyance encumbered by a bona fide security interest is
15 subject to the interest of the secured party where the secured party
16 neither had knowledge of nor consented to the act or omission
17 forming the ground for the forfeiture.

18 F. Property, described in subsection A of this section, seized
19 and held for forfeiture, shall not be subject to replevin and is
20 subject only to the order and judgments of a court of competent
21 jurisdiction hearing the forfeiture proceedings.

22 G. 1. The district attorney in the county where the seizure
23 occurs, or the attorney for the Oklahoma State Bureau of
24 Investigation (OSBI) in cases investigated by the OSBI, or the

1 attorney for the Department of Public Safety in cases investigated
2 by the Department shall bring an action for forfeiture in a court of
3 competent jurisdiction. The forfeiture action shall be brought
4 within sixty (60) days from the date of seizure except where the
5 attorney prosecuting the forfeiture in the sound exercise of
6 discretion determines that no forfeiture action should be brought
7 because of the rights of property owners, lienholders, or secured
8 creditors, or because of exculpatory, exonerating, or mitigating
9 facts and circumstances.

10 2. The attorney prosecuting the forfeiture shall give notice of
11 the forfeiture proceeding by mailing a copy of the complaint in the
12 forfeiture proceeding to each person whose right, title, or interest
13 is of record in ~~the Oklahoma Tax Commission~~ Service Oklahoma, the
14 Department of Public Safety, the Federal Aviation Agency, or any
15 other department of the state, or any other state or territory of
16 the United States, or of the federal government if such property is
17 required to be registered in any such department.

18 3. Notice of the proceeding shall be given to any such other
19 person as may appear, from the facts and circumstances, to have any
20 right, title, or interest in or to the property.

21 4. The owner of the property, or any person having, or
22 claiming, right, title, or interest in the property may within sixty
23 (60) days after the mailing of such notice file a verified answer to
24

1 the complaint and may appear at the hearing on the action for
2 forfeiture.

3 5. The attorney prosecuting the forfeiture shall show at a
4 forfeiture hearing, by a preponderance of the evidence, that such
5 property was used in the commission of a violation of Section 1503
6 of this title, or was used or possessed to facilitate such
7 violation.

8 6. The owner of property may show by a preponderance of the
9 evidence that the owner did not know, and did not have reason to
10 know, that the property was to be used or possessed in the
11 commission of any violation or that any of the exceptions to
12 forfeiture are applicable.

13 7. Unless the attorney prosecuting the forfeiture shall make
14 the showing required of it, the court shall order the property
15 released to the owner. Where the attorney prosecuting the
16 forfeiture has made such a showing, the court may order:

- 17 a. the property be destroyed by the agency which seized
18 it or some other agency designated by the court,
19 b. the property be delivered and retained for use by the
20 agency which seized it or some other agency designated
21 by the court, or
22 c. the property be sold at public sale.

23 H. A copy of a forfeiture order shall be filed with the sheriff
24 of the county in which the forfeiture occurs and with each federal

1 or state department with which such property is required to be
2 registered. Such order, when filed, constitutes authority for the
3 issuance to the agency to whom the property is delivered and
4 retained for use or to any purchaser of the property of a title
5 certificate, registration certificate, or other special certificate
6 as may be required by law considering the condition of the property.

7 I. Proceeds from sale at public auction, after payment of all
8 reasonable charges and expenses incurred by the agency designated by
9 the court to conduct the sale in storing and selling the property,
10 shall be paid to the general fund of the county of seizure, the
11 special agency account of the Oklahoma State Bureau of
12 Investigation, or treasury of the governmental unit employing the
13 seizing agency.

14 J. No motor vehicle, either seized under Section 1504 of this
15 title or forfeited under this section, shall be released by the
16 seizing agency or used or sold by an agency designated by the court
17 unless any altered, counterfeited, defaced, destroyed, disguised,
18 falsified, forged, obliterated, or removed vehicle identification
19 number is corrected by the issuance and affixing of either an
20 assigned or replacement vehicle identification number plate as may
21 be appropriate under laws or regulations of this state.

22 K. No motor vehicle part having any altered, counterfeited,
23 defaced, destroyed, disguised, falsified, forged, obliterated, or
24 removed vehicle identification number shall be disposed of upon

1 forfeiture except by destruction thereof, except that this provision
2 shall not apply to any such motor vehicle part which is assembled
3 with and constitutes part of a motor vehicle.

4 L. No motor vehicle or motor vehicle part shall be forfeited
5 under this section solely on the basis that it is unidentifiable.
6 Instead of forfeiture, any seized motor vehicle or motor vehicle
7 part which is unidentifiable shall be the subject of a written
8 report sent by the seizing agency to the Department of Public Safety
9 which report shall include a description of the motor vehicle or
10 motor vehicle part, its color, if any, the date, time and place of
11 its seizure, the name of the person from whose possession or control
12 it was seized, the grounds for its seizure, and the location where
13 the same is held or stored.

14 M. When a seized unidentifiable motor vehicle or motor vehicle
15 part has been held for sixty (60) days or more after the notice to
16 the Department of Public Safety specified in subsection L of this
17 section, has been given, the seizing agency, or its agent, shall
18 cause the motor vehicle or motor vehicle part to be sold at public
19 sale to the highest bidder. Notice of the time and place of sale
20 shall be posted in a conspicuous place for at least thirty (30) days
21 prior to the sale on the premises where the motor vehicle or motor
22 vehicle part has been stored.

23 N. When a seized unidentifiable motor vehicle or motor vehicle
24 part has an apparent value of One Thousand Dollars (\$1,000.00) or

1 less, the seizing agency shall authorize the disposal of the motor
2 vehicle or motor vehicle part, provided that no such disposition
3 shall be made less than sixty (60) days after the date of seizure.

4 O. The proceeds of the public sale of an unidentifiable motor
5 vehicle or motor vehicle part shall be deposited in the special
6 agency account of the Oklahoma State Bureau of Investigation, or
7 treasury of the governmental unit employing the seizing agency after
8 deduction of any reasonable and necessary towing and storage
9 charges.

10 P. Seizing agencies will utilize their best efforts to arrange
11 for the towing and storing of motor vehicles and motor vehicle parts
12 in the most economical manner possible. In no event shall the owner
13 of a motor vehicle or a motor vehicle part be required to pay more
14 than the minimum reasonable costs of towing and storage.

15 Q. A seized motor vehicle or motor vehicle part that is neither
16 forfeited nor unidentifiable shall be held subject to the order of
17 the court in which the criminal action is pending or, if a request
18 for its release from such custody is made until the district
19 attorney has notified the defendant or the defendant's attorney of
20 such request and both the prosecution and defense have been afforded
21 a reasonable opportunity for an examination of the property to
22 determine its true value and to produce or reproduce, by photographs
23 or other identifying techniques, legally sufficient evidence for
24 introduction at trial or other criminal proceedings. Upon

1 expiration of a reasonable time for the completion of the
2 examination which in no event shall exceed fourteen (14) days from
3 the date of service upon the defense of the notice of request for
4 return of property as provided herein, the property shall be
5 released to the person making such request after satisfactory proof
6 of such person's entitlement to the possession thereof.
7 Notwithstanding the foregoing, upon application by either party with
8 notice to the other, the court may order retention of the property
9 if it determines that retention is necessary in the furtherance of
10 justice.

11 R. When a seized vehicle is forfeited, restored to its owner,
12 or disposed of as unidentifiable, the seizing agency shall retain a
13 report of the transaction for a period of at least one (1) year from
14 the date of the transaction.

15 S. When an applicant for a certificate of title or salvage
16 certificate presents to ~~the Oklahoma Tax Commission~~ Service Oklahoma
17 proof that the applicant purchased or acquired a motor vehicle at a
18 public sale conducted pursuant to this section and such fact is
19 attested to by the seizing agency, ~~the Oklahoma Tax Commission~~
20 Service Oklahoma shall issue a certificate of title, salvage
21 certificate for the motor vehicle upon receipt of the statutory fee,
22 properly executed application for a certificate of title, or other
23 certificate of ownership, and the affidavit of the seizing agency
24 that a state-assigned number was applied for and affixed to the

1 motor vehicle prior to the time that the motor vehicle was released
2 by the seizing agency to the purchaser.

3 SECTION 190. AMENDATORY 63 O.S. 2021, Section 2211, is
4 amended to read as follows:

5 Section 2211. In order to provide an expeditious procedure for
6 a person to make a gift of all or part of the body of the person
7 pursuant to the provisions of the Uniform Anatomical Gift Act, ~~the~~
8 ~~Department of Public Safety~~ Service Oklahoma shall make space
9 available on the front and back of the driver license and the
10 identification card for an organ and tissue donor notation. The
11 donor notation shall identify the licensee or cardholder as an organ
12 and tissue donor for the purposes of the Uniform Anatomical Gift
13 Act. Any person may have the organ and tissue donor notation
14 removed from the records of the person maintained by ~~the Department~~
15 Service Oklahoma by notifying ~~the Department~~ Service Oklahoma in
16 writing or by presenting the license or identification card to ~~the~~
17 ~~Department~~ Service Oklahoma or a ~~motor license agent~~ licensed
18 operator for replacement and payment of the appropriate fee,
19 pursuant to the provisions of Section 6-114 or subsection H of
20 Section 6-105 of Title 47 of the Oklahoma Statutes, and informing
21 ~~the Department~~ Service Oklahoma or ~~motor license agent~~ the licensed
22 operator that the person desires to have the organ and tissue donor
23 notation removed from the license or identification card.

24

1 SECTION 191. AMENDATORY 63 O.S. 2021, Section 2220.3, is
2 amended to read as follows:

3 Section 2220.3 A. There is hereby created in the State
4 Treasury a revolving fund for the State Department of Health, to be
5 designated the "Oklahoma Organ Donor Education and Awareness Program
6 Revolving Fund". The fund shall be a continuing fund, not subject
7 to fiscal year limitations, and shall consist of all monies received
8 by the State Department of Health from:

9 1. Any state monies appropriated for the purpose of
10 implementing the provisions of the Oklahoma Organ Donor Education
11 and Awareness Program Act; and

12 2. Any monies collected pursuant to this section or any other
13 monies available to the State Department of Health to implement the
14 provisions of the Oklahoma Organ Donor Education and Awareness
15 Program Act.

16 B. All monies accruing to the credit of the fund are hereby
17 appropriated and shall be budgeted and expended to promote and
18 encourage organ donor education and awareness.

19 C. Monies credited to the fund, excluding administrative fees
20 paid to the Oklahoma Tax Commission, may be used for, but are not
21 limited to:

22 1. Administration of the Oklahoma Organ Donor Education and
23 Awareness Program Act;

24

1 2. Development and promotion of organ donor public education
2 and awareness programs in cooperation with the Oklahoma Organ
3 Sharing Network including, but not limited to, the American Red
4 Cross and the Oklahoma Lions Eye Bank;

5 3. To assist in the publication of information pamphlets or
6 booklets by the State Department of Health and the State
7 Superintendent of Public Instruction regarding organ donation and
8 donations to the Oklahoma Organ Donor Education and Awareness
9 Program Revolving Fund. The State Department of Health shall
10 distribute such informational pamphlets or booklets to ~~the~~
11 ~~Department of Public Safety~~ Service Oklahoma for distribution to
12 applicants for original, renewal, or replacement driver licenses and
13 identification cards when making a voluntary contribution pursuant
14 to Section 2220.5 of this title and to the Oklahoma Tax Commission
15 for distribution to individuals when making a voluntary contribution
16 pursuant to the state income tax check off provided for in Section
17 2220.4 of this title;

18 4. Implementation of organ donor education and awareness
19 programs in the elementary and secondary schools of this state by
20 the State Department of Education;

21 5. Grants by the State Department of Health to certified organ
22 procurement organizations for the development and implementation of
23 organ donor education and awareness programs in this state;

24

1 6. Encouraging the incorporation of organ donor information
2 into the medical and nursing school curriculums of the state's
3 medical and nursing schools. If funds are provided to a university
4 for this educational purpose, the university shall annually evaluate
5 the extent to which the curriculum has affected the attitudes of its
6 students and graduates with regard to organ donation and shall
7 forward the evaluation results to the State Department of Health;
8 and

9 7. A reserve fund in an interest-bearing account with five
10 percent (5%) of the monies received by the fund annually to be
11 placed in this account. No funds may be expended from the reserve
12 fund account until the required balance has reached One Hundred
13 Thousand Dollars (\$100,000.00) and then these funds may only be used
14 in years when donations do not meet the average normal operating fee
15 incurred by the fund, and funds are expended to meet expenses. Once
16 the balance in the reserve fund account reaches One Hundred Thousand
17 Dollars (\$100,000.00), excess funds earned by interest, and yearly
18 allocations may be used at the discretion of the State Department of
19 Health to cover operating costs and to provide additional funds.

20 D. The fund may accept bequests and grants from individuals,
21 corporations, organizations, associations, and any other source.
22 The fund supplements and augments services provided by state
23 agencies and does not take the place of such services.

24

1 E. Expenditures from the fund shall be made upon warrants
2 issued by the State Treasurer against claims filed as prescribed by
3 law with the Director of the Office of Management and Enterprise
4 Services for approval and payment.

5 SECTION 192. AMENDATORY 63 O.S. 2021, Section 2220.5, is
6 amended to read as follows:

7 Section 2220.5 A. 1. An applicant for an original or
8 replacement driver license or identification card shall be given an
9 opportunity to make a voluntary contribution of One Dollar (\$1.00)
10 to be credited to the Oklahoma Organ Donor Education and Awareness
11 Program Revolving Fund established in Section 2220.3 of this title.
12 Any voluntary contribution shall be added to the driver license or
13 identification card fee and then be referred to the State Treasurer
14 and credited to the Oklahoma Organ Donor Education and Awareness
15 Program Revolving Fund as provided in Section 2220.3 of this title.

16 2. An applicant for a vehicle title or transfer of title or for
17 a vehicle license plate shall be given an opportunity to make a
18 minimum voluntary contribution of One Dollar (\$1.00) to be credited
19 to the Oklahoma Organ Donor Education and Awareness Program
20 Revolving Fund established in Section 2220.3 of this title. Any
21 voluntary contribution shall be added to the title or license plate
22 fee and then be referred to the State Treasurer and credited to the
23 Oklahoma Organ Donor Education and Awareness Program Revolving Fund
24 as provided in Section 2220.3 of this title.

1 3. The contribution prescribed in this section is voluntary and
2 may be refused by the applicant. ~~The Department of Public Safety~~
3 ~~and the Oklahoma Tax Commission~~ Service Oklahoma shall make
4 available an information booklet or other informational sources on
5 the importance of organ donation to applicants for licensure, as
6 designed and provided by the State Department of Health and the
7 State Superintendent of Public Instruction.

8 B. ~~The Department of Public Safety~~ Service Oklahoma and ~~motor~~
9 ~~license agents~~ licensed operators shall inquire of each applicant at
10 the time of presentation of a completed application for an original
11 driver license or identification card whether the applicant is
12 interested in making the One Dollar (\$1.00) contribution prescribed
13 in subsection A of this section and whether the applicant is
14 interested in being an organ and tissue donor. ~~The Department of~~
15 ~~Public Safety~~ Service Oklahoma or ~~motor license agents~~ licensed
16 operators shall also specifically inform the applicant of the
17 ability to make an organ and tissue donation. ~~The Department of~~
18 ~~Public Safety~~ Service Oklahoma shall notify the State Commissioner
19 of Health of the name, address, date of birth, and driver license
20 number or identification card number of applicants who indicate that
21 they are interested in being an organ donor.

22 C. The incremental cost of administration of contributions to
23 the fund, not to exceed one percent (1%) of the monies received
24 pursuant to the provisions of this section, shall be paid by the

1 fund to ~~the Department of Public Safety or the Oklahoma Tax~~
2 ~~Commission, as applicable,~~ Service Oklahoma from amounts received
3 pursuant to the provisions of this section before funds are expended
4 for the purposes of the fund.

5 SECTION 193. AMENDATORY 63 O.S. 2021, Section 4002, is
6 amended to read as follows:

7 Section 4002. As used in the Oklahoma Vessel and Motor
8 Registration Act:

9 1. "Boat livery" means a business establishment engaged in
10 renting or hiring out vessels for profit;

11 2. "Canoe" means a light narrow vessel with both ends typically
12 tapered to a sharp point which is propelled solely by its occupants,
13 using a single-bladed paddle as a lever without the aid of a fulcrum
14 provided by oarlocks, thole pins, crutches or similar arrangements;

15 3. "Certificate of documentation" means a document issued by
16 the United States Coast Guard which is legal proof of ownership of a
17 vessel;

18 4. "Certificate of registration" means a document which is
19 legal proof of registration of a vessel or motor;

20 5. "Certificate of title" means a document which is proof of
21 legal ownership of a vessel and/or motor;

22 6. "~~Commission~~ Service Oklahoma" means:

23 a. ~~the Oklahoma Tax Commission~~ Service Oklahoma, or
24

1 b. the equivalent vessel registration and licensing
2 agency of a federally recognized Indian tribe in this
3 state;

4 7. "Dealer" means any person engaged in the business of
5 selling, trading, renting with option to purchase, or attempting to
6 negotiate or negotiating sales or exchanges of interests in new or
7 used vessels or motors, or new and used vessels or motors, or any
8 combination thereof;

9 8. "Dealer agreement" means the agreement, authorization or
10 written contract between a manufacturer and distributor and a new
11 vessel dealer which purports to establish the legal rights and
12 obligations of the parties to the agreement, authorization or
13 written contract with regard to the purchase and sale of new vessels
14 or new motors;

15 9. "Designated successor" means one or more persons nominated
16 by the new vessel dealer, in a written document filed by the dealer
17 with the manufacturer or distributor at the time the dealer
18 agreement is executed, to succeed the dealer in the event of the
19 dealer's death or incapacity. If a designated successor is not able
20 to succeed the new vessel dealer because of the designated
21 successor's death or legal incapacity, the dealer shall execute a
22 new document nominating a designated successor within sixty (60)
23 calendar days after the date of the death or incapacity;

1 10. "Distributor" means a person, resident or nonresident, who
2 in whole or in part offers for sale, sells, or distributes a new
3 vessel or new motor to a new vessel dealer or who maintains a
4 factory representative, resident or nonresident, or who controls a
5 person, resident or nonresident, who in whole or in part offers for
6 sale, sells, or distributes a new vessel or new motor to a new
7 vessel dealer;

8 11. "Distributor branch" means a branch office similarly
9 maintained by a distributor or wholesaler for the same purposes a
10 factory branch is maintained;

11 12. "Distributor representative" means any person, firm,
12 association, corporation or trust and each officer and employee
13 thereof engaged as a representative of a distributor or distributor
14 branch of vessels or motors, for the purpose of making or promoting
15 the sale of his or her, its or their vessels or motors, or for
16 supervising or contacting his, its or their dealers or prospective
17 dealers;

18 13. "Documented vessel" means any vessel in this state which
19 shall have and carry on board the original certificate of
20 documentation in legible form as issued by the United States Coast
21 Guard or federal agency successor thereto. All documented vessels
22 shall be required to display a current State of Oklahoma annual
23 registration decal;

24

1 14. "Factory branch" means a branch office maintained by a
2 person, firm, association, corporation or trust who manufactures or
3 assembles vessels or motors for the sale of vessels or motors to
4 distributors, or for the sale of vessels or motors to dealers, or
5 for directing or supervising, in whole or in part, its
6 representatives;

7 15. "Factory representative" means any person, firm,
8 association, corporation or trust and each officer and employee
9 thereof engaged as a representative of a manufacturer of vessels or
10 motors or by a factory branch, for the purpose of making or
11 promoting the sale of his, her, its or their vessels or motors, or
12 for supervising or contacting his, its or their dealers or
13 prospective dealers;

14 16. "Hull identification number" means the serial number
15 affixed to the outside of the hull of a vessel on the upper
16 starboard side (right) corner of the transom (back wall) which is
17 assigned by the manufacturer or ~~the Commission~~ Service Oklahoma;

18 17. "Inboard motor" means an internal combustion engine mounted
19 inside a vessel which provides the transfer of power to move a
20 vessel through the water;

21 18. "Inboard/outboard motor" means an internal combustion
22 engine mounted inside a vessel and an external stern drive attached
23 through the transom of the vessel providing the transfer of power to
24 move the vessel through the water;

1 19. "John boat" means a narrow, flat bottomed square-ended
2 vessel propelled by a pole, paddle or a motor of less than ten (10)
3 horsepower;

4 20. "Kayak" means a light narrow vessel with both ends
5 typically tapered to a sharp point and propelled by double-bladed
6 paddles as a lever without the aid of a fulcrum provided by
7 oarlocks, thole pins, crutches or similar arrangements by one or
8 more individuals seated inside or on top of the vessel and facing
9 the direction of travel;

10 21. "Kiteboard" means a vessel, similar in appearance to a
11 surfboard, with or without foot straps or bindings, combined with a
12 large controllable kite to propel the rider and board across the
13 water;

14 22. "Lifeboat" means a vessel carried on another vessel in
15 excess of sixty-five (65) feet for use if such other vessel has to
16 be abandoned;

17 23. "Manufacturer" means a person who manufactures or assembles
18 new vessels or new motors, or a distributor, factory branch, or
19 factory representative;

20 24. "Motor" means any internal combustion engine mounted at the
21 stern of a vessel or placed inside a vessel which provides the
22 transfer of power to move the vessel through the water;

23 25. "New vessel dealer" means a person who holds a dealer
24 agreement granted by a manufacturer or distributor for the sale of

1 the manufacturer's or distributor's vessels or motors, who is
2 engaged in the business of purchasing, selling, exchanging, or
3 dealing in new vessels or new motors, and who has an established
4 place of business;

5 26. "Operate" means to navigate or be in actual physical
6 control of a vessel or otherwise use a vessel or motor;

7 27. "Outboard motor" means an internal combustion engine
8 capable of being externally mounted at the stern of a vessel which
9 provides the transfer of power to move a vessel through the water;

10 28. "Owner" means a person, other than a lienholder, having a
11 property interest in or title to a vessel or motor. The term
12 includes a person entitled to the use or possession of a vessel or
13 motor subject to an interest in another person, reserved or created
14 by agreement and securing payment or performance of an obligation,
15 but the term excludes a lessee under a lease not intended as
16 security;

17 29. "Paddleboard" means a vessel, similar in appearance to a
18 surfboard, intended to be propelled only by its occupants using a
19 single- or double-bladed paddle as a lever without the aid of a
20 fulcrum provided by oarlocks, thole pins, crutches or similar
21 arrangements;

22 30. "Paddleboat" means a vessel less than eight (8) feet in
23 length designed to be propelled solely by human power through a
24 belt, chain or gears;

1 31. "Permanent number" means the distinctive and unique number
2 which:

- 3 a. ~~the Commission~~ Service Oklahoma permanently assigns to
4 a vessel, irrespective of any change of ownership of
5 said vessel. The permanent number shall begin with
6 the letters "OK", followed by four numerals, and then
7 followed by two letters, or
8 b. any federally recognized Indian tribe in this state
9 assigns to a vessel;

10 provided, the number is configured as prescribed in 33 C.F.R., Parts
11 173 and 174;

12 32. "Person" means a natural person, partnership, corporation,
13 association, trust, estate or other legal entity;

14 33. "Proposed new vessel dealer" means a person who has an
15 application pending for a new dealer agreement with a manufacturer
16 or distributor. Proposed new vessel dealer does not include a
17 person whose dealer agreement is being renewed or continued;

18 34. "Purchase date" means the purchase date on a bill of sale
19 or the date of complete assignment of title by the current owner;

20 35. "Sailboard" means a vessel, similar in appearance to a
21 surfboard, equipped with a swivel-mounted mast and sail not secured
22 to a hull by guys or stays;

23 36. "State" means the State of Oklahoma;

1 37. "State of principal use" means the state where the vessel
2 or motor is used, is to be used, or remains for any period in excess
3 of sixty (60) calendar days;

4 38. "Vessel" means every device, other than a seaplane on the
5 water, used or capable of being used as a means of transportation on
6 water;

7 39. "Waters of this state" means and includes all waters within
8 the territorial limits of this state; provided, such phrase shall
9 not mean or include waters which are entirely owned by a private
10 person or persons, and to which the public is not permitted access;
11 and

12 40. "Water-thrust device" means a device tethered to the water
13 jet mechanism of a vessel in a manner so that the water jet of the
14 powering vessel provides propulsion for the attached device. Such
15 devices shall be considered a component of the powering vessel.

16 SECTION 194. AMENDATORY 63 O.S. 2021, Section 4003, is
17 amended to read as follows:

18 Section 4003. A. 1. Except as otherwise provided in Sections
19 4005 and 4024 of this title, every vessel in this state,
20 irrespective of whether used on waters of this state, is required to
21 be titled within thirty (30) calendar days from the purchase date or
22 from the date the owner becomes a resident of this state and
23 annually registered under the provisions of the Oklahoma Vessel and
24 Motor Registration Act, Section 4002 et seq. of this title. The

1 owner of any such vessel shall file an application as required by
2 the Oklahoma Vessel and Motor Registration Act with ~~the Oklahoma Tax~~
3 ~~Commission~~ Service Oklahoma for a certificate of title, a number,
4 and for the annual registration for such vessel on forms prescribed
5 and furnished by ~~the Commission~~ Service Oklahoma.

6 2. The provisions of this subsection shall not apply to new
7 vessels in the inventory or stock of licensed dealers for resale
8 which new vessels shall be subject to ad valorem taxation.

9 3. Said provisions shall apply to and cover all used vessels in
10 the possession and inventory of a dealer except as provided for in
11 Section 4036 of this title.

12 B. 1. Except as otherwise provided in Sections 4005 and 4024
13 of this title, every outboard motor in excess of ten (10) horsepower
14 in this state, irrespective of whether used on waters of this state,
15 is required to be titled within thirty (30) calendar days from the
16 purchase date, or from the expiration of registration, or from the
17 date the owner becomes a resident of this state and registered under
18 the provisions of the Oklahoma Vessel and Motor Registration Act.

19 The owner of any such motor shall file an application as
20 required by the Oklahoma Vessel and Motor Registration Act for a
21 certificate of title and for an annual registration for such vessel
22 on forms prescribed and furnished by ~~the Commission~~ Service
23 Oklahoma.

24

1 2. The provisions of this subsection shall not apply to new
2 motors in the inventory or stock of licensed dealers for resale
3 which such new motors shall be subject to ad valorem taxation.

4 3. Said provisions shall apply to and cover all used motors in
5 the possession and inventory of a dealer except as provided for in
6 Section 4036 of this title.

7 C. Any person engaged in the business of selling, trading,
8 renting with option to purchase, or attempting to or negotiating
9 sales or exchanges of interests in new or used vessels or motors, or
10 new and used vessels or motors, or any combination thereof shall be
11 licensed pursuant to Section 4033 of this title.

12 SECTION 195. AMENDATORY 63 O.S. 2021, Section 4004, is
13 amended to read as follows:

14 Section 4004. A. It shall be the duty of ~~the Oklahoma Tax~~
15 ~~Commission~~ Service Oklahoma, and ~~the Commission~~ Service Oklahoma is
16 hereby granted authority and jurisdiction to administer the Oklahoma
17 Vessel and Motor Registration Act, Section 4002 et seq. of this
18 title, with the aid of its ~~motor license agents~~ licensed operators
19 and all duly authorized peace officers of this state.

20 B. ~~The Commission~~ Service Oklahoma is hereby authorized to
21 promulgate all necessary rules and prepare forms and records to
22 enact and enforce the provisions of the Oklahoma Vessel and Motor
23 Registration Act.

1 C. All duly authorized peace officers of this state are hereby
2 granted authority and jurisdiction to enforce the provisions of and
3 any rules pertaining to the Oklahoma Vessel and Motor Registration
4 Act within their jurisdiction.

5 D. ~~The Commission~~ Service Oklahoma shall have the authority in
6 cases of dispute to determine the factory-delivered price of any
7 vessel or motor.

8 E. ~~The Commission~~ Service Oklahoma shall periodically cause to
9 be prepared and shall distribute to each authorized ~~motor license~~
10 ~~agent~~ licensed operator a manual of procedure containing
11 instructions, directions and guidelines to be followed by all ~~motor~~
12 ~~license agents~~ licensed operators in the performance of their duties
13 regarding vessels and motors.

14 F. All rules promulgated pursuant to the provisions of this act
15 shall comply with Article 1 of the Administrative Procedures Act,
16 Section 250 et seq. of Title 75 of the Oklahoma Statutes. In
17 addition to other filing requirements of law, such rules shall be
18 filed with the Commissioner of Public Safety.

19 SECTION 196. AMENDATORY 63 O.S. 2021, Section 4006, is
20 amended to read as follows:

21 Section 4006. ~~The Commission~~ Service Oklahoma is hereby
22 authorized and directed to utilize its ~~motor license agents~~ licensed
23 operators appointed under the Oklahoma Vehicle License and
24

1 Registration Laws in the administration of the Oklahoma Vessel and
2 Motor Registration Act.

3 SECTION 197. AMENDATORY 63 O.S. 2021, Section 4007, is
4 amended to read as follows:

5 Section 4007. A. Except as otherwise provided by this section,
6 all information contained in the certificate of title or the
7 registration of any vessel or motor shall be confidential and
8 privileged, subject only to disclosure to the following:

9 1. Any duly authorized peace officer of this state in the
10 regular course of the peace officer's duties;

11 2. Any official person or body of any other state or of the
12 United States, when required in their governmental functions;

13 3. Any person or firm, when ~~the Oklahoma Tax Commission Service~~
14 Oklahoma is satisfied the request for information is reasonable and
15 is related primarily to boating safety;

16 4. Any filer of a mechanics, storage or abandoned vessel
17 possessory lien under the applicable provisions of Sections 91
18 through 200 of Title 42, Section 908 of Title 47 or Section 4217.4
19 of Title 63 of the Oklahoma Statutes, when such information is
20 required to fulfill the notification requirements contained therein;

21 5. Any vessel or motor manufacturer or an authorized
22 representative thereof in connection with matters of vessel or motor
23 safety and theft, vessel motor emissions, vessel or motor product
24 alterations, recalls or advisories, performance monitoring of vessel

1 or motor parts and dealers, vessel or motor market research
2 activities, including survey research, and removal of non-owner
3 records from the original owner records of vessel or motor
4 manufacturers. The confidentiality of the information shall be
5 protected, as set out above, and used only for the purpose stated;
6 provided, further, that ~~the Tax Commission~~ Service Oklahoma shall be
7 authorized to review the use of and the measures employed to
8 safeguard the information; and provided, further, that the
9 manufacturer or representative shall bear the cost incurred by ~~the~~
10 ~~Tax Commission~~ Service Oklahoma in the production of the information
11 requested. If the confidentiality provisions, pursuant to this
12 section, are violated, the provisions of subsection D of Section 205
13 of Title 68 of the Oklahoma Statutes shall apply and the privilege
14 of obtaining information shall be terminated. Any manufacturer or
15 representative violating the provisions of this section, upon
16 conviction, shall be punishable by a fine not to exceed Fifty
17 Thousand Dollars (\$50,000.00); and

18 6. Any person compiling and publishing vessel or motor
19 statistics, provided that such statistics do not disclose the names
20 or addresses of individuals. Such information shall be provided
21 upon payment of a fee as determined by ~~the Tax Commission~~ Service
22 Oklahoma.

23 B. ~~The Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
24 licensed operator may furnish the holder of a security interest in a

1 specific vessel or motor upon payment of the fee specified by
2 Section 4014 of this title, a copy or certified copy of the
3 certificate of title or registration information for such vessel.

4 SECTION 198. AMENDATORY 63 O.S. 2021, Section 4008, is
5 amended to read as follows:

6 Section 4008. Except as otherwise provided in Section 4005 of
7 this title, the owner of every vessel or motor in this state shall
8 possess a certificate of title as proof of ownership of such vessel
9 or motor. Application for a certificate of title, whether an
10 original or duplicate, may be made to ~~the Oklahoma Tax Commission~~ or
11 any ~~motor license agent~~ licensed operator. When application is made
12 with a ~~motor license agent~~ licensed operator, the application
13 information shall be transmitted either electronically or by mail to
14 ~~the Commission~~ Service Oklahoma by the ~~motor license agent~~ licensed
15 operator. If the application information is transmitted
16 electronically, the ~~motor license agent~~ licensed operator shall
17 forward the required application along with evidence of ownership,
18 where required, by mail. Where the transmission of application
19 information cannot be performed electronically, ~~the Commission~~
20 Service Oklahoma is authorized to provide postage-paid envelopes to
21 ~~motor license agents~~ licensed operators for the purpose of mailing
22 the application along with evidence of ownership, where required.
23 ~~The Commission~~ Service Oklahoma shall upon receipt of proper
24 application information issue an Oklahoma certificate of title.

1 Such certificates may be mailed to the applicant. Upon issuance of
2 a certificate of title, ~~the Commission~~ Service Oklahoma shall
3 provide the appropriate ~~motor license agent~~ licensed operator with
4 confirmation of such issuance.

5 SECTION 199. AMENDATORY 63 O.S. 2021, Section 4009, is
6 amended to read as follows:

7 Section 4009. A. The application for a certificate of title
8 and registration for a vessel or an outboard motor shall be upon a
9 form furnished by ~~the Oklahoma Tax Commission~~ Service Oklahoma and
10 shall contain:

- 11 1. A full description of the vessel or outboard motor;
- 12 2. The manufacturer's serial and model number or other
13 identification number;
- 14 3. The length of the vessel;
- 15 4. The date on which first sold by the manufacturer or dealer
16 to the owner;
- 17 5. Any distinguishing marks;
- 18 6. A statement of the applicant's source of title;
- 19 7. Whether the vessel is a documented vessel and the number
20 assigned to such vessel;
- 21 8. Any security interest upon said vessel or outboard motor, or
22 vessel and motor; and
- 23 9. Such other information as ~~the Commission~~ Service Oklahoma
24 may require.

1 Every original or duplicate certificate of title and
2 registration for a vessel or an outboard motor shall contain all
3 items listed in this subsection.

4 B. To obtain an original certificate of title for a vessel or
5 outboard motor that is being registered for the first time in this
6 state or for a vessel or outboard motor that has not been previously
7 registered in any other state, the applicant shall be required to
8 deliver, as evidence of ownership, a manufacturer's certificate of
9 origin or at the discretion of ~~the Commission~~ Service Oklahoma a
10 copy of the manufacturer's certificate of origin properly assigned
11 by the manufacturer, distributor, or dealer licensed in this or any
12 other state shown thereon to be the last transferee to the applicant
13 upon a form to be prescribed and approved by ~~the Commission~~ Service
14 Oklahoma. A manufacturer's certificate of origin shall contain:

- 15 1. The manufacturer's serial or other identification number;
- 16 2. Date on which first sold by the manufacturer to the dealer;
- 17 3. Any distinguishing marks including model and the year same
18 was made;
- 19 4. A statement of any security interests upon said vessel or
20 outboard motor, or vessel and motor; and
- 21 5. Such other information as ~~the Commission~~ Service Oklahoma
22 may require.

23 C. In the absence of a dealer's or manufacturer's number, ~~the~~
24 ~~Commission~~ Service Oklahoma may assign such identifying number to

1 the vessel or outboard motor, which shall be permanently stamped,
2 burned or pressed into or attached onto such vessel or outboard
3 motor.

4 D. Every dealer selling new or used vessels or outboard motors
5 and every individual not licensed as a dealer who sells a new or
6 used vessel or outboard motor shall verify the hull identification
7 number or serial number is the same as the number on the current
8 registration of the vessel or outboard motor. The seller of the
9 vessel or outboard motor shall sign a notarized affidavit, under
10 penalty of perjury, affirming the numbers are the same.

11 E. 1. Before a homemade vessel is issued a hull identification
12 number from ~~the Commission~~ Service Oklahoma, the vessel and the
13 motor shall be inspected by a commissioned officer of the Oklahoma
14 Highway Patrol Division of the Department of Public Safety or by any
15 other employee of the Department or any other law enforcement
16 officer of the state as the Commissioner of Public Safety may
17 designate, pursuant to the rules promulgated by the Commissioner of
18 Public Safety. For the purposes of this act, "homemade vessel"
19 means any vessel not allotted a hull identification number (HIN) by
20 a manufacturer, and specifically excludes any vessel upon which the
21 hull identification number has been covered, altered, defaced,
22 destroyed, or removed.

23 2. The Department of Public Safety is hereby granted authority
24 and jurisdiction, pursuant to Article 1 of the Administrative

1 Procedures Act, Section 250 et seq. of Title 75 of the Oklahoma
2 Statutes, to promulgate, administer and enforce all necessary rules
3 deemed necessary to implement the provisions of this section.

4 3. The Department of Public Safety shall prescribe all forms
5 deemed necessary to implement the provisions of this section.

6 F. It shall be unlawful to:

7 1. Improperly display or fail to display a vessel's hull
8 identification number;

9 2. Operate or possess a vessel on which the hull identification
10 number has been removed; or

11 3. Operate or possess a motor on which the serial number has
12 been removed.

13 G. When registering in this state a vessel which was titled in
14 another state and which title contains the name of a secured party
15 on the face of the other state certificate of title, ~~the Oklahoma~~
16 ~~Tax Commission~~ Service Oklahoma or the ~~motor license agent~~ licensed
17 operator shall complete a lien entry form as prescribed by ~~said~~
18 ~~Commission~~ Service Oklahoma. A statement of the lien or encumbrance
19 shall be included on the Oklahoma certificate of title and the lien
20 or encumbrance shall be deemed continuously perfected as though it
21 had been perfected pursuant to Section 4013 of this title. For
22 completing the lien entry form and recording the security interest
23 on the certificate of title, ~~the Commission~~ Service Oklahoma or the
24 ~~motor license agent~~ licensed operator shall collect a fee of Three

1 Dollars (\$3.00) which shall be in addition to other fees provided by
2 the Oklahoma Vessel and Motor Registration Act.

3 H. Upon payment of all fees and taxes, a certificate of title,
4 a certificate of registration and, for a vessel, two registration
5 decals or, for an outboard motor, one registration decal shall be
6 delivered to the applicant. Provided, yearly decals shall be issued
7 for vessels and motors titled and registered to the Department of
8 Public Safety.

9 SECTION 200. AMENDATORY 63 O.S. 2021, Section 4009.1, is
10 amended to read as follows:

11 Section 4009.1 A. 1. ~~The Department of Public Safety Service~~
12 Oklahoma shall promulgate rules specifying the location and manner
13 in which serial numbers for outboard motors shall be affixed. In
14 promulgating such rules, ~~the Department~~ Service Oklahoma shall
15 consider the existence of voluntary industry standards, the current
16 state of technology and the overall process of reducing vessel and
17 motor thefts in this state.

18 2. Any outboard motor manufactured on or after October 1, 1985,
19 which is for sale in this state shall comply with the rules
20 promulgated pursuant to this section.

21 3. Any person, firm or corporation which sells or offers to
22 sell any outboard motor or outboard motor part manufactured on or
23 after October 1, 1985, which does not comply with this subsection
24 shall be, upon conviction, guilty of a misdemeanor, punishable by a

1 fine of up to Five Hundred Dollars (\$500.00), imprisonment in the
2 county jail for a period of up to one (1) year, or both such fine
3 and imprisonment.

4 B. 1. It is unlawful for any person to knowingly possess any
5 outboard motor or outboard motor part upon which the serial number
6 required by subsection A of this section has been removed, erased,
7 defaced or otherwise altered to prevent identification.

8 2. It is unlawful for any person to knowingly possess,
9 manufacture, sell or exchange, offer to sell or exchange, aid in
10 sale or exchange, supply in blank, authorize or direct, give away,
11 or to conspire to or attempt to commit any of the previously
12 mentioned acts, any counterfeit manufacturer's outboard motor or
13 outboard motor part serial number plate or decal, used for the
14 purpose of identification of any outboard motor or outboard motor
15 part, or to conspire or attempt to commit any of these acts.

16 3. Any person violating any provision of this subsection shall
17 be, upon conviction, guilty of a felony.

18 C. If any serial number required by this section to identify
19 ownership of an outboard motor or outboard motor part does not exist
20 or has been removed, erased, defaced or otherwise altered to prevent
21 identification, and the true identity cannot be determined, the
22 outboard motor or outboard motor part may be seized by any peace
23 officer in this state and shall be subject to forfeiture pursuant to
24 the procedures established for the law enforcement agency by which

1 the seizing officer is employed. Such outboard motor or outboard
2 motor part may not be sold or used to propel a vessel on the waters
3 of this state unless and until ~~the Department of Public Safety is~~
4 ~~directed by the Oklahoma Tax Commission to issue~~ Service Oklahoma
5 issues to the outboard motor or outboard motor part a replacement
6 identifying number which shall be affixed to the motor or part and
7 shall thereafter be used for identification purposes of the motor or
8 part.

9 SECTION 201. AMENDATORY 63 O.S. 2021, Section 4012, is
10 amended to read as follows:

11 Section 4012. A. In the event of the sale or transfer of the
12 ownership of a vessel or motor for which a certificate of title has
13 been issued, the holder of such certificate shall endorse on the
14 back of same a complete assignment thereof with warranty of title in
15 form printed thereon with a statement of all liens or encumbrances
16 on said vessel or motor sworn to before a notary public or some
17 other person authorized by law to take acknowledgments, and deliver
18 same to the purchaser or transferee at the time of delivery to him
19 of such vessel or motor. The purchaser or transferee, unless such
20 person is a bona fide dealer licensed by the State of Oklahoma,
21 shall, within thirty (30) calendar days from the time of delivery to
22 him of such vessel or motor, present the assigned certificate of
23 title to ~~the Oklahoma Tax Commission~~ Service Oklahoma, or one of its
24 ~~motor license agents~~ licensed operators, accompanied by the fee

1 required pursuant to Section 4014 of this title, together with any
2 excise tax or registration fee that may be due, whereupon a new
3 certificate of title, shall be issued to the assignee.

4 B. A licensed dealer shall, on selling or otherwise disposing
5 of a vessel or motor, execute and deliver to the purchaser thereof
6 the certificate of title properly and completely reassigned.

7 C. Said certificate, when so assigned and returned to ~~the~~
8 ~~Commission~~ Service Oklahoma, together with any subsequent assignment
9 or reissue thereof, shall be appropriately filed and indexed so that
10 at all times it will be possible to trace title to the vessel or
11 motor designated therein. Provided, when the ownership of any
12 vessel or motor shall pass by operation of law, the person owning
13 such vessel or motor may, upon furnishing satisfactory proof to ~~the~~
14 ~~Commission~~ Service Oklahoma of such ownership, procure a title to
15 said vessel or motor, regardless of whether a certificate of title
16 has ever been issued. Provided, however, all homemade vessels shall
17 first comply with the provisions of subsection D of Section 4009 of
18 this title.

19 D. The dealer shall execute and deliver to the purchaser bills
20 of sale for all new vessels or new motors sold by him. On
21 presentation of a bill of sale by a dealer for a new vessel or motor
22 sold in this state, accompanied by any fee required by Section 4014
23 of this title and any excise tax that may be due, a certificate of
24 title shall be issued.

1 E. Upon proper proof of a lost certificate of title being made
2 to ~~the Commission~~ Service Oklahoma or one of its ~~motor license~~
3 ~~agents~~ licensed operators, accompanied by an application therefor
4 and payment of the fees required by Section 4014 of this title, a
5 duplicate certificate of title shall be issued to said applicant.

6 SECTION 202. AMENDATORY 63 O.S. 2021, Section 4013, is
7 amended to read as follows:

8 Section 4013. A. 1. Except for a security interest in vessels
9 or motors held by a dealer for sale or lease, a security interest,
10 as defined in paragraph (37) of Section 1-201 of Title 12A of the
11 Oklahoma Statutes, in a vessel or motor as to which a certificate of
12 title may be properly issued by ~~the Oklahoma Tax Commission~~ Service
13 Oklahoma shall be perfected only when a lien entry form prescribed
14 by ~~the Tax Commission~~ Service Oklahoma, and the existing certificate
15 of title, if any, or application for a certificate of title and
16 manufacturer's certificate of origin or other identification number
17 containing the name and address of the secured party and the date
18 of the security agreement and the required fee are delivered to ~~the~~
19 ~~Tax Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
20 operator. The filing and duration of perfection of a security
21 interest, pursuant to the provisions of Title 12A of the Oklahoma
22 Statutes, including, but not limited to, Section 1-9-311 of Title
23 12A of the Oklahoma Statutes, shall not be applicable to perfection
24 of security interests in vessels or motors as to which a certificate

1 of title may be properly issued by ~~the Tax Commission~~ Service
2 Oklahoma, except as to vessels or motors held by a dealer for sale
3 or lease and except as provided in subsection D of this section. In
4 all other respects Title 12A of the Oklahoma Statutes shall be
5 applicable to such security interests in vessels or motors as to
6 which a certificate of title may be properly issued by ~~the Tax~~
7 ~~Commission~~ Service Oklahoma.

8 2. Whenever a person creates a security interest in a vessel or
9 motor, such person shall surrender to the secured party the
10 certificate of title or the signed application for a new certificate
11 of title, on the form prescribed by ~~the Tax Commission~~ Service
12 Oklahoma, and the manufacturer's certificate of origin or other
13 identification number. The secured party shall deliver the lien
14 entry form and the required lien filing fee within twenty-five (25)
15 calendar days as provided hereafter with certificate of title or the
16 application for certificate of title, and the manufacturer's
17 certificate of origin or other identification number to ~~the Tax~~
18 ~~Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
19 operator. Perfection of the security interest shall begin from the
20 date of the delivery to ~~the Tax Commission~~ Service Oklahoma or to a
21 ~~motor license agent~~ licensed operator of (i) the lien entry form,
22 (ii) the lien filing fee, and (iii) the certificate of title or
23 application for certificate of title and the manufacturer's
24 certificate of origin or other identification number. When a vessel

1 or motor title is presented to a ~~motor license agent~~ licensed
2 operator for transfer or registration and the documents reflect a
3 lienholder, the ~~motor license agent~~ licensed operator shall perfect
4 the lien as provided for in subsection G of Section 1105 of Title 47
5 of the Oklahoma Statutes.

6 3. Upon the receipt of the lien entry form and the required
7 fees with either the certificate of title or an application for
8 certificate of title and manufacturer's certificate of origin or
9 other identification number, a ~~motor license agent~~ licensed operator
10 shall, by placement of a clearly distinguishing mark, record the
11 date and number shown in a conspicuous place, on each of these
12 instruments.

13 4. The certificate of title or the application for certificate
14 of title and manufacturer's certificate of origin or other
15 identification number with the record of the date of receipt clearly
16 marked thereon shall be returned to the debtor together with a
17 notice that the debtor is required to register and pay all
18 additional fees and taxes due within thirty (30) calendar days from
19 the date of purchase of said vessel or motor.

20 5. Any person creating a security interest in a vessel or motor
21 that has been previously registered in the debtor's name and on
22 which all taxes due the state have been paid shall surrender the
23 certificate of ownership to the secured party. The secured party
24 shall have the duty to record the security interest as provided in

1 this section and shall, at the same time, obtain a new certificate
2 of title which shall show the secured interest on the face of such
3 certificate of title.

4 6. The lien entry form with the date and assigned number
5 thereof clearly marked thereon shall be returned to the secured
6 party. If the lien entry form is received and authenticated, as
7 herein provided, by a ~~motor license agent~~ licensed operator, such
8 ~~agent~~ licensed operator shall make a report thereof to ~~the Tax~~
9 ~~Commission~~ Service Oklahoma upon the forms and in the manner as may
10 be prescribed by ~~the Tax Commission~~ Service Oklahoma.

11 7. ~~The Tax Commission~~ Service Oklahoma shall have the duty to
12 record the lien upon the face of the certificate of title issued at
13 the time of registering and paying all fees and taxes due on such
14 vessel or motor.

15 B. 1. A secured party shall, within seven (7) business days
16 after the satisfaction of such security interest, furnish directly
17 or by mail a release of a security interest to ~~the Tax Commission~~
18 Service Oklahoma and mail a copy thereof to the last-known address
19 of the debtor. If the security interest has been satisfied by
20 payment from a licensed used boat dealer to whom the used vessel or
21 motor has been transferred, the secured party shall also, within
22 seven (7) business days after such satisfaction, mail a certified
23 copy of copy number one of the release of security interest to such
24 dealer. If the secured party fails to furnish such release as

1 herein required, the secured party shall be liable to the debtor for
2 a penalty of One Hundred Dollars (\$100.00) and, in addition, any
3 loss caused to the debtor by such failure.

4 2. Upon release of a security interest the owner may obtain a
5 new certificate of title omitting reference to the security
6 interest, by submitting to ~~the Tax Commission~~ Service Oklahoma or to
7 a ~~motor license agent~~ licensed operator:

- 8 a. a release signed by the secured party, an application
9 for new certificate of title and the proper fees, or
10 b. by submitting to ~~the Tax Commission~~ Service Oklahoma
11 or the ~~motor license agent~~ licensed operator an
12 affidavit, supported by such documentation as ~~the Tax~~
13 ~~Commission~~ Service Oklahoma may require, by the owner
14 on a form prescribed by ~~the Tax Commission~~ Service
15 Oklahoma stating that the security interest has been
16 satisfied and stating the reasons why a release cannot
17 be obtained, an application for a new certificate of
18 title and the proper fees.

19 Upon receiving such affidavit that the security interest has
20 been satisfied, ~~the Tax Commission~~ Service Oklahoma shall issue a
21 new certificate of title eliminating the satisfied security interest
22 and the name and address of the secured parties who have been paid
23 and satisfied. ~~The Tax Commission~~ Service Oklahoma shall accept a
24 release of a security interest in any form that identifies the

1 debtor, the secured party, and the vessel or motor and contains the
2 signature of the secured party. ~~The Tax Commission~~ Service Oklahoma
3 shall not require any particular form for the release of a security
4 interest.

5 The words "security interest" when used in the Oklahoma Vessel
6 and Motor Registration Act do not include liens dependent upon
7 possession.

8 C. ~~The Tax Commission~~ Service Oklahoma shall file and index
9 certificates of title so that at all times it will be possible to
10 trace a certificate of title to the vessel or motor designated
11 therein, identify the lien entry form, and the names and addresses
12 of secured parties, or their assignees, so that all or any part of
13 such information may be made readily available to those who make
14 legitimate inquiry of ~~the Tax Commission~~ Service Oklahoma as to the
15 existence or nonexistence of security interest in the vessel or
16 motor.

17 D. 1. Any security interest in a vessel or motor properly
18 perfected prior to January 1, 1990, may be continued as to its
19 effectiveness or duration as provided by Section 1-9-515 of Title
20 12A of the Oklahoma Statutes, or may be terminated, assigned or
21 released as provided by Sections 1-9-513 and 1-9-514 of Title 12A of
22 the Oklahoma Statutes, as fully as if this section had not been
23 enacted, or, at the option of the secured party, may also be
24 perfected under this section, and, if so perfected, the time of

1 perfection under this section shall be the date said security
2 interest was originally perfected under the prior law.

3 2. Upon request of the secured party, the debtor or any other
4 holder of the certificate of title shall surrender said certificate
5 of title to the secured party and shall do such other acts as may be
6 required to perfect said security interest under this section.

7 SECTION 203. AMENDATORY 63 O.S. 2021, Section 4014, is
8 amended to read as follows:

9 Section 4014. A. The charge for each certificate of title for
10 any vessel or motor issued shall be Two Dollars and twenty-five
11 cents (\$2.25), which charge shall be in addition to any excise taxes
12 or fees imposed by law for such vessel or motor. One Dollar (\$1.00)
13 of each such fee shall be deposited in the ~~Oklahoma Tax Commission~~
14 Service Oklahoma Reimbursement Fund.

15 B. The charge for a duplicate certificate of title shall be Two
16 Dollars and twenty-five cents (\$2.25) which charge shall be in
17 addition to any other fees imposed by this section for any such
18 vessel or motor. One Dollar (\$1.00) of such fee shall be deposited
19 in the ~~Oklahoma Tax Commission~~ Service Oklahoma Reimbursement Fund.

20 C. For each security interest recorded on a certificate of
21 title, or manufacturer's certificate of origin or other
22 identification number, such person shall pay a fee of Eight Dollars
23 (\$8.00), which shall be in addition to other fees provided for in
24 this section.

1 D. 1. When an application for a new certificate of title or
2 duplicate certificate of title for a vessel or motor is made to ~~the~~
3 ~~Commission~~ Service Oklahoma or one of its ~~motor license agents~~
4 licensed operators, an application fee in the amount of One Dollar
5 and twenty-five cents (\$1.25) for the issuance of such certificate
6 of title shall be charged and collected.

7 2. For recording a security interest on a certificate of title
8 or manufacturer's certificate of origin or other identification
9 number, ~~the Commission~~ Service Oklahoma or a ~~motor license agent~~
10 licensed operator shall charge Two Dollars (\$2.00) for each security
11 interest so recorded.

12 E. 1. The charge for a copy of certificate of title
13 information is One Dollar (\$1.00) for each instrument.

14 2. The charge for a certified copy of certificate of title
15 information is Two Dollars (\$2.00) for each instrument.

16 SECTION 204. AMENDATORY 63 O.S. 2021, Section 4015, is
17 amended to read as follows:

18 Section 4015. Except as otherwise provided by Sections 4005 and
19 4024 of this title, every owner of a vessel or motor possessing a
20 certificate of title shall make an application for the registration
21 of such vessel or motor with ~~the Oklahoma Tax Commission~~ Service
22 Oklahoma or with a ~~motor license agent~~ licensed operator within
23 thirty (30) calendar days from the purchase date, or from the
24 expiration of registration, or from the date the owner becomes a

1 resident of this state. The application shall contain such
2 information as shall be required by ~~the Commission~~ Service Oklahoma
3 pursuant to the provisions of the Oklahoma Vessel and Motor
4 Registration Act, Section 4002 et seq. of this title.

5 SECTION 205. AMENDATORY 63 O.S. 2021, Section 4016, is
6 amended to read as follows:

7 Section 4016. A. Every owner of a vessel, when making
8 application for registration, shall furnish the following
9 information:

10 1. A full description of the vessel including the
11 manufacturer's serial, model, or other identification number, the
12 manufacturer's factory delivered price, and the total delivered
13 price of said vessel;

14 2. The correct name and address, the name of the city, county
15 and state in which the person in whose name the vessel is to be
16 registered resides;

17 3. The county of location of the vessel; and

18 4. Such other information as may be prescribed by ~~the~~
19 ~~Commission~~ Service Oklahoma.

20 B. Upon the filing of a registration application for a vessel
21 and the payment of the fees provided for in the Oklahoma Vessel and
22 Motor Registration Act, Section 4002 et seq. of this title, ~~the~~
23 ~~Oklahoma Tax Commission~~ Service Oklahoma shall issue the owner of
24 the vessel a certificate of registration and two registration decals

1 and shall also assign a permanent number for the vessel described in
2 the application. The registration decals and the permanent number
3 shall be recorded on the annual registration certificate covering
4 such vessel. The permanent number shall be displayed upon the
5 vessel as required by Section 4030 of this title.

6 C. The current certificate of registration shall be legible and
7 available for inspection at all times.

8 D. On all new and used vessels, prior to receipt of the
9 certificate of registration and the registration decals, the
10 dealer's bill of sale shall be available for inspection at all times
11 for the first thirty (30) calendar days from the date of purchase.
12 Thereafter, prior to receipt of the certificate of registration and
13 the registration decals, the official registration receipt from ~~the~~
14 Commission Service Oklahoma or a ~~motor license agent~~ licensed
15 operator shall be available for inspection at all times.

16 SECTION 206. AMENDATORY 63 O.S. 2021, Section 4017, is
17 amended to read as follows:

18 Section 4017. A. Every owner of an outboard motor in excess of
19 ten (10) horsepower, when making application for registration, shall
20 furnish the following information:

21 1. A full description of the outboard motor including the
22 manufacturer's serial, model, or other identification number, the
23 manufacturer's factory delivered price, and the total delivered
24 price of said outboard motor;

1 2. The correct name and address, and the name of the city,
2 county and state in which the person in whose name the outboard
3 motor is to be registered resides;

4 3. The county of location of such outboard motor; and

5 4. Such other information as may be prescribed by ~~the Oklahoma~~
6 ~~Tax Commission~~ Service Oklahoma.

7 B. Upon the filing of a registration application for an
8 outboard motor and the payment of the fees provided for in the
9 Oklahoma Vessel and Motor Registration Act, ~~the Commission~~ Service
10 Oklahoma shall issue the owner of the outboard motor a certificate
11 of registration and a registration decal.

12 C. The current certificate of registration shall be legible and
13 available for inspection at all times.

14 D. On all new and used outboard motors, prior to receipt of the
15 certificate of registration and the registration decal, the dealer's
16 bill of sale shall be available for inspection at all times for the
17 first thirty (30) calendar days from the date of purchase.

18 Thereafter, prior to receipt of the certificate of registration and
19 the registration decal, the official registration receipt from ~~the~~
20 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
21 operator shall be available for inspection at all times.

22 SECTION 207. AMENDATORY 63 O.S. 2021, Section 4019, is
23 amended to read as follows:

1 Section 4019. A. 1. The registration fees herein levied upon
2 vessels and motors located within this state shall be due on the
3 first day of July each year and shall become delinquent on the first
4 day of August thereafter.

5 2. Any person owning a vessel or motor subject to the
6 provisions of this subsection and failing or refusing to file
7 application for the registration of such vessel or motor and to pay
8 the annual registration fee as provided by the Oklahoma Vessel and
9 Motor Registration Act, on or before the 31st day of July each year,
10 shall be deemed delinquent.

11 B. On the registration of new vessels or new motors purchased
12 in this state and on new or used vessels or motors used in this
13 state or brought into this state between July 1 and September 30,
14 inclusive, of any year the payment of the full annual registration
15 and license fee shall be collected; and between October 1 and
16 December 31, inclusive, of any year the payment of three-fourths
17 (3/4) the annual registration and license fee shall be collected;
18 and between January 1 and March 31, inclusive, of any year the
19 payment of one-half (1/2) the annual registration and license fee
20 shall be collected; and between April 1 and June 30, inclusive, of
21 any year the payment of one-fourth (1/4) of the annual registration
22 and license fee shall be collected.

23 C. Any person registering a vessel or motor under the
24 provisions of the Oklahoma Vessel and Motor Registration Act may

1 elect to have the vessel or motor registered for a three-year
2 period. If a person elects to register the vessel or motor for a
3 three-year period, the person shall pay ninety percent (90%) of the
4 registration fees that the person would have otherwise paid if the
5 person had registered the vessel or a motor on an annual basis over
6 the three-year period. If a person is registering a vessel or motor
7 pursuant to the provisions of subsection B of this section and
8 elects to register the vessel or motor for a three-year period, the
9 partial year registration shall count as one of the three (3) years
10 of registration. The ~~motor license agent~~ licensed operator
11 registering the vessel or motor for a three-year period shall
12 receive one hundred percent (100%) of the fees the ~~motor license~~
13 ~~agent~~ licensed operator would have otherwise received pursuant to
14 subsection B of Section 1141.1 of Title 47 of the Oklahoma Statutes
15 if the vessel or motor had been registered on an annual basis over
16 the three-year period.

17 SECTION 208. AMENDATORY 63 O.S. 2021, Section 4020, is
18 amended to read as follows:

19 Section 4020. ~~The Oklahoma Tax Commission~~ Service Oklahoma
20 shall notify through the mail, or via electronic mail, all persons
21 who have not opted out of the notification system within the state
22 who have previous vessel or motor registrations on record of the
23 period for registration that are due to be registered in July of
24 that year. Persons choosing to receive such annual notification

1 through the mail shall be assessed an annual fee of fifty cents
2 (\$0.50), notwithstanding the provisions of Section 1114.1 of Title
3 47 of the Oklahoma Statutes, which shall be used by ~~the Tax~~
4 ~~Commission~~ Service Oklahoma for printing and mailing of renewal
5 notifications. Members of the armed forces of the United States,
6 the Reserve Corps of the armed forces of the United States, and the
7 Oklahoma National Guard and their spouses eligible for the military
8 registration fee, as provided in Section 4021 of this title, shall
9 receive a renewal notification without payment of such fee. The
10 printed notice shall contain all necessary information for such
11 registration including a breakdown of all charges to be paid by the
12 owner. The breakdown of the charges to be paid by the owner shall
13 include the charges an owner would pay to register the vessel or
14 motor for a one-year period and the charges an owner would pay to
15 register the vessel or motor for a three-year period. Use of a
16 postcard or electronic mail-type renewal notice is specifically
17 permitted. The content and form of the notice shall also contain
18 instructions as to the procedure for renewal upon presentation to a
19 ~~motor license agent~~ licensed operator or by return mail to ~~the Tax~~
20 ~~Commission's~~ Service Oklahoma's state office. ~~The Tax Commission~~
21 Service Oklahoma shall provide information on its public website
22 instructing persons on the procedure for obtaining an annual
23 notification via electronic mail, free of charge, outlining all
24 charges and fees associated with the registration of vessels and

1 motors, as well as an explanation of the apportionment of vessel and
2 motor registration fees and penalties. The cost of mailing shall be
3 One Dollar (\$1.00) for titles or other forms or devices required by
4 the Oklahoma Vessel and Motor Registration Act. Provided, that ~~the~~
5 ~~Tax Commission~~ Service Oklahoma may adjust any mailing costs as
6 deemed appropriate to allow for increased or additional fees charged
7 by the United States Postal Service.

8 Failure by any applicant to receive notification of renewal as
9 provided by this section shall not excuse the applicant from
10 properly obtaining any registration at the proper time by presenting
11 proof of ownership to ~~the Tax Commission's~~ Service Oklahoma's state
12 office or to a ~~motor license agent~~ licensed operator.

13 SECTION 209. AMENDATORY 63 O.S. 2021, Section 4021, is
14 amended to read as follows:

15 Section 4021. A. The application required for the initial and
16 subsequent registration of a vessel or a motor shall be accompanied
17 by payment of the following fees:

18 1. Where the manufacturer's factory delivered price, or in the
19 absence of such price being published in a recognized publication
20 for the use of marine dealers and/or for purposes of insurance and
21 financing firms, where the provable original or new cost of all
22 materials, is One Hundred Fifty Dollars (\$150.00) or less, the
23 registration and license fee for the first and for each succeeding
24 year's registration shall be One Dollar (\$1.00);

1 2. Where the manufacturer's factory delivered price, or in the
2 absence of such price being published as provided in paragraph 1 of
3 this section, where the value of such vessel or motor is determined
4 and fixed as above required and, is in excess of One Hundred Fifty
5 Dollars (\$150.00), there shall be added to the fee of One Dollar
6 (\$1.00), the sum of One Dollar (\$1.00) for each One Hundred Dollars
7 (\$100.00) or any fraction thereof, in excess of One Hundred Fifty
8 Dollars (\$150.00) provided such fee shall not exceed One Hundred
9 Fifty Dollars (\$150.00);

10 3. After the first year's registration in this state under the
11 Oklahoma Vessel and Motor Registration Act of any new vessel or new
12 motor under paragraph 2 of this subsection, the registration for the
13 second year shall be ninety percent (90%) of the fee computed and
14 assessed hereunder for the first year, and thereafter, such fee
15 shall be computed and assessed at ninety percent (90%) of the
16 previous year's fee and shall be so computed and assessed for the
17 next nine (9) successive years provided such fee shall not exceed
18 One Hundred Fifty Dollars (\$150.00);

19 4. The initial and subsequent registration fee for any vessel
20 which is a part of a fleet used for lodging and for which a rental
21 fee and sales tax are collected shall be Forty Dollars (\$40.00) in
22 lieu of the fees required by paragraphs 1 through 3 of this
23 subsection. For the purpose of this paragraph, "fleet" means twenty
24 or more vessels operated by a business organization from a single

1 anchorage. The fee provided for in this paragraph may be reduced
2 annually to zero until the total reduction equals the difference
3 between the sum of the fees paid pursuant to paragraphs 1 through 3
4 of this subsection for the two registration years preceding January
5 1, 1990, and the fee provided for in this paragraph;

6 5. For any vessel or motor owned and numbered, registered or
7 licensed prior to January 1, 1990, in this or any other state, or in
8 the absence of such registration upon proof of the year, model and
9 age of same, the registration fee shall be computed and assessed at
10 the rate hereinabove provided for a new vessel or motor based on the
11 value thereof determined as provided in this subsection, but reduced
12 as though same had been registered for each prior year of its
13 existence. Except as provided in paragraph 1 of this subsection,
14 the registration fee for the eleventh year computed in accordance
15 with the provisions of this subsection shall be the amount of the
16 fee to be assessed for such eleventh year and shall be the minimum
17 annual registration fee for such vessel or motor for any subsequent
18 year; and

19 6. The initial and subsequent registration fee for any vessel
20 or motor which is not being used in a trade or business or for any
21 commercial purpose and is owned by:

22 a. a nonresident member of the Armed Forces of the United
23 States assigned to duty in this state in compliance
24 with official military or naval orders,

- 1 b. a resident member of the Armed Forces of the United
2 States assigned to duty in this state in compliance
3 with official military or naval orders,
4 c. the spouse, who resides in Oklahoma, of a resident or
5 nonresident member of the Armed Forces of the United
6 States serving in a foreign country, or
7 d. any Oklahoma resident who is stationed out of state
8 due to an official assignment of the Armed Forces of
9 the United States,

10 shall be the lesser of either a Fifteen Dollar (\$15.00) registration
11 fee or the fee computed and assessed for vessels or motors of
12 similar age and model pursuant to this section.

13 B. As used in this section, the term "manufacturer's factory
14 delivered price" shall represent the recommended retail selling
15 price and shall not mean the wholesale price to a dealer.

16 C. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall assess
17 the registration fees and penalties for the year or years a vessel
18 or motor was not registered as provided in the Oklahoma Vessel and
19 Motor Registration Act. For vessels or motors not registered for
20 two (2) or more years, the registration fees and penalties shall be
21 due only for the current year and one (1) previous year.

22 D. Upon each vessel or motor repossessed by a mortgagee, a fee
23 of Forty-six Dollars (\$46.00) shall be assessed. This fee shall be
24 in lieu of any applicable vessel or motor excise tax and

1 registration fees. Each ~~motor license agent~~ licensed operator
2 accepting applications for certificates of title for such vessel or
3 motors shall receive Seven Dollars (\$7.00) to be deducted from the
4 license fee specified in this paragraph for each application
5 accepted.

6 E. All vessels or motors owned by the State of Oklahoma, its
7 agencies or departments, or political subdivisions thereof, or which
8 under the law would be exempt from direct ad valorem taxation, shall
9 be registered pursuant to the provisions of the Oklahoma Vessel and
10 Motor Registration Act for an annual fee of Two Dollars and twenty-
11 five cents (\$2.25) irrespective of whether registered by a ~~motor~~
12 ~~license agent~~ licensed operator or ~~the Tax Commission~~ Service
13 Oklahoma.

14 F. All vessels and motors owned:

15 1. By the Boy Scouts of America, the Girl Scouts of U.S.A., and
16 the Camp Fire USA, devoted exclusively to youth programs emphasizing
17 physical fitness, character development and citizenship training;

18 2. By the Department of Public Safety; and

19 3. By organizations which are exempt from taxation pursuant to
20 the provisions of Section 501(c)(3) of the Internal Revenue Code, 26
21 U.S.C., Section 501(c)(3), and which are primarily devoted to the
22 establishment, development, operation, promotion, and participation
23 in, alone or in conjunction with others, educational and training
24 programs and competitive events to provide knowledge, information,

1 or comprehensive skills related to the sports of sailing, fishing,
2 boating, and other aquatic related activities;
3 are hereby exempt from the payment of registration fees required by
4 this section. Provided all of such vessels or motors shall be
5 registered and shall otherwise comply with the provisions of the
6 Oklahoma Vessel and Motor Registration Act.

7 G. A credit shall be allowed with respect to the fee for
8 registration of any new vessel or new motor, when such new vessel or
9 motor is a replacement for:

10 1. A new original vessel or new original motor which is stolen
11 from the purchaser/registrant within ninety (90) days of the date of
12 purchase of the original vessel or new original motor as certified
13 by a police report or other documentation as required by ~~the Tax~~
14 ~~Commission~~ Service Oklahoma; or

15 2. A defective new original vessel or new original motor
16 returned by the purchaser/registrant to the seller within six (6)
17 months of the date of purchase of the defective new original vessel
18 or new original motor as certified by the manufacturer.

19 Such credit shall be in the amount of the fee for registration
20 which was paid for the new original vessel or new original motor and
21 shall be applied to the registration fee for the replacement vessel
22 or motor. In no event will said credit be refunded.

23 H. Upon proper proof of a lost certificate of registration
24 being made to ~~the Tax Commission~~ Service Oklahoma or one of its

1 ~~motor license agents~~ licensed operators, accompanied by an
2 application therefor and payment of the fees required by the
3 Oklahoma Vessel and Motor Registration Act, a duplicate certificate
4 of registration shall be issued to the applicant. The charge for
5 such duplicate certificate of registration shall be Two Dollars and
6 twenty-five cents (\$2.25), which charge shall be in addition to any
7 other fees imposed by Section 4022 of this title for any such vessel
8 or motor.

9 I. In addition to any other fees levied by the Oklahoma Vessel
10 and Motor Registration Act, there is levied and there shall be paid
11 to ~~the Tax Commission~~ Service Oklahoma, for each year a vessel or
12 motor is registered, a fee of One Dollar (\$1.00) for each vessel or
13 motor for which a registration or license fee is required pursuant
14 to the provisions of this section. The fee shall accrue and shall
15 be collected upon each vessel or motor under the same circumstances
16 and shall be payable in the same manner and times as apply to vessel
17 and motor licenses and registrations under the provisions of the
18 Oklahoma Vessel and Motor Registration Act; provided, the fee shall
19 be paid in full for the then current year at the time any vehicle is
20 first registered in a calendar year.

21 Monies collected pursuant to this subsection shall be
22 apportioned by ~~the Tax Commission~~ Service Oklahoma to the State
23 Treasurer for deposit in the Trauma Care Assistance Revolving Fund
24 created in Section 330.97 of this title.

1 The collection and payment of the fee shall be a prerequisite to
2 license or registration of any vessel or motor.

3 J. If a vessel or motor is donated to a nonprofit charitable
4 organization, the nonprofit charitable organization shall be exempt
5 from paying any current or past due registration fees, excise tax,
6 transfer fees, and penalties and interest; provided, subsequent to
7 such donation, if the person, entity or party acting on another's
8 behalf who donated the vessel or motor, purchases the same vessel or
9 motor from the nonprofit charitable organization receiving the
10 original donation, such person, entity or party acting on another's
11 behalf shall be liable for all current and past due registration
12 fees, excise tax, transfer fees, and penalties and interest on such
13 vehicle.

14 SECTION 210. AMENDATORY 63 O.S. 2021, Section 4022, is
15 amended to read as follows:

16 Section 4022. A. In addition to the registration fees required
17 by Section 4021 of this title, when any such application for
18 registration is made directly to ~~the Commission~~ Service Oklahoma or
19 to any ~~motor vehicle agent~~ licensed operator, a One Dollar and
20 twenty-five cents (\$1.25) fee for each year the vessel or motor is
21 registered shall be collected and apportioned as provided by the
22 provisions of the Oklahoma Vessel and Motor Registration Act.

23 B. 1. The charge for a copy of certificate of registration
24 information is One Dollar (\$1.00) for each instrument.

1 2. The charge for a certified copy of certificate of
2 registration information is Two Dollars (\$2.00) for each instrument.

3 SECTION 211. AMENDATORY 63 O.S. 2021, Section 4028, is
4 amended to read as follows:

5 Section 4028. All titling and registration fees, taxes and
6 penalties collected by ~~the Oklahoma Tax Commission~~ Service Oklahoma
7 pursuant to the provisions of Sections 4014 and 4021 of this title
8 shall be apportioned as provided in Section 1104 of Title 47 of the
9 Oklahoma Statutes.

10 SECTION 212. AMENDATORY 63 O.S. 2021, Section 4029, is
11 amended to read as follows:

12 Section 4029. A. If ~~the Oklahoma Tax Commission~~ Service
13 Oklahoma shall determine at any time that an applicant for a
14 certificate of title of or registration for a vessel or motor is not
15 entitled thereto, it may refuse to issue such certificate or to
16 register such vessel or motor. ~~The Commission~~ Service Oklahoma may
17 for a similar reason, after ten (10) calendar days' notice and a
18 hearing, revoke the certificate of title and registration already
19 acquired. Said notice may be served in person or by registered
20 mail.

21 B. In addition, in every case where a vessel or motor has been
22 titled or registered upon an application containing any false
23 statement of a fact required in this section to be shown in an
24 application for the title or registration thereof, ~~the Commission~~

1 Service Oklahoma shall give written notice of at least ten (10)
2 calendar days to the owner of the vessel or motor and shall require
3 the owner to appear before it for the purpose of showing cause why
4 said title or registration should not be canceled. Unless
5 satisfactory explanation is given by the owner concerning such false
6 statement, ~~the Commission~~ Service Oklahoma shall cancel the title or
7 registration. The owner of the vessel or motor shall then be
8 required to immediately retitle or reregister the vessel or motor
9 and pay the required fees. The owner shall not be entitled to
10 refund or credit for the fees paid for titling and registration of
11 the vessel or motor made under the application which contained any
12 false statement of fact.

13 C. ~~The Commission~~ Service Oklahoma shall insert in said
14 application forms appropriate notice to the applicant that any false
15 statement of a fact required to be shown in such application for
16 title or registration subjects the applicant to prosecution.

17 SECTION 213. AMENDATORY 63 O.S. 2021, Section 4030, is
18 amended to read as follows:

19 Section 4030. A. 1. ~~The Oklahoma Tax Commission~~ Service
20 Oklahoma shall, and each federally recognized Indian tribe of this
21 state may, develop and implement a permanent number system for
22 vessels which is consistent with United States Coast Guard statutes
23 and regulations. The system shall be effective upon the effective
24 date of this act.

1 2. Except as otherwise provided by this section, every vessel
2 on the waters of this state shall display the permanent number
3 assigned to it by ~~the Tax Commission~~ Service Oklahoma or by a
4 federally recognized Indian tribe of this state, which number shall
5 not be obliterated, erased, mutilated, removed or missing.

6 3. In order to ensure that:

7 a. a permanent number issued by a federally recognized
8 Indian tribe of this state conforms to federal
9 statutory and regulatory requirements of the United
10 States Coast Guard, and

11 b. the rights prescribed in paragraph 2 of this
12 subsection are extended to every federally recognized
13 Indian tribe of this state,

14 every vessel on the waters of this state assigned a permanent number
15 by a federally recognized Indian tribe of this state which issues
16 permanent numbers shall be recorded and maintained by ~~the Tax~~
17 ~~Commission~~ Service Oklahoma in the same manner as ~~the Tax Commission~~
18 Service Oklahoma records and maintains the permanent number of
19 vessels on the waters of this state which are assigned by ~~the Tax~~
20 ~~Commission~~ Service Oklahoma.

21 B. The vessels authorized to display a number other than that
22 required by the provisions of the Oklahoma Vessel and Motor
23 Registration Act are:

24

1 1. A documented vessel, provided that such vessel is currently
2 registered, is displaying both current registration decals, and the
3 name, hailing port and official federal documentation number
4 assigned to it are displayed on the vessel according to federal law
5 or federal rules and regulations;

6 2. A vessel from a country other than the United States
7 temporarily using the waters of this state;

8 3. A vessel from another state owned by an out-of-state
9 resident using the waters of this state;

10 4. A vessel whose owner is the United States, a state or a
11 subdivision thereof; provided, however, if such vessel is used for
12 recreational or rental purposes on the public waters of this state,
13 that vessel shall display the permanent number assigned to it by ~~the~~
14 Tax-Commission Service Oklahoma;

15 5. A vessel that is used exclusively and solely for racing
16 purposes;

17 6. A vessel that is used exclusively and solely as a lifeboat;
18 and

19 7. A commercial flotation device which is assigned a permit by
20 the Scenic Rivers Commission pursuant to the provisions of Sections
21 1461 et seq. of Title 82 of the Oklahoma Statutes.

22 C. Except as otherwise provided for in this section, every
23 vessel and every outboard motor on the waters of this state shall
24 display the current registration decals or decal assigned to it by

1 ~~the Tax Commission~~ Service Oklahoma. The outboard motor
2 registration decal shall be affixed to the upper portion of the
3 motor cowling in such a manner that approximately one-half (1/2) of
4 the decal is displayed on the left side of the motor cowling
5 extending toward the rear of the motor cowling. Vessel registration
6 decals shall be:

- 7 1. Affixed on each side of the forward half of the vessel; and
- 8 2. In line with and within six (6) inches aft of the permanent
9 number.

10 D. The owner of any vessel issued a permanent number pursuant
11 to the provisions of the Oklahoma Vessel and Motor Registration Act,
12 Section 4002 et seq. of this title, shall place on or attach to the
13 vessel the permanent number in such manner that it may be clearly
14 visible. The permanent number shall:

- 15 1. Be maintained in legible condition;
- 16 2. Be painted, applied as a decal, or otherwise affixed to each
17 side of the forward half of the vessel in contrasting color to the
18 background, as high above the waterline as is practical;
- 19 3. Read from left to right;
- 20 4. Be comprised of numbers and letters printed in block style
21 of at least three (3) inches in height and one-half (1/2) inch in
22 stroke width; and

23
24

1 5. Have spaces or hyphens that are equal to the width of a
2 letter other than "I" or a number other than "1" between the letter
3 and number groupings.

4 No other similar numbers shall be displayed on either side of
5 the forward half of the vessel.

6 E. The provisions of this section shall not apply to sailboards
7 or fishing tubes.

8 F. ~~The Tax Commission~~ Service Oklahoma shall adopt rules for
9 the placement of the registration decal in an alternate location for
10 antique boats. In this subsection, "antique boat" means a boat
11 that:

- 12 1. Is used primarily for recreational purposes; and
- 13 2. Was manufactured before 1968.

14 Such rules shall allow vessels registered as antique boats to
15 display the registration decal on the left portion of the
16 windshield. In the absence of a windshield, the rules shall allow
17 operators of antique boats to attach the registration decal to the
18 certificate of registration and make such decal and certificate
19 available for inspection when the boat is operated on public water.

20 SECTION 214. AMENDATORY 63 O.S. 2021, Section 4032, is
21 amended to read as follows:

22 Section 4032. A. It shall be unlawful for any person to:

- 23 1. Lend or to sell to, or knowingly permit the use of by one
24 not entitled thereto, any certificate of title or registration

1 issued to or in the custody of the person so lending or permitting
2 the use thereof;

3 2. Alter or in any manner change a certificate of title or
4 registration certificate issued under the laws of this or any other
5 state;

6 3. Procure from another state or country or display upon any
7 vessel owned by the person within this state, except as otherwise
8 provided by the Oklahoma Vessel and Motor Registration Act, Section
9 4002 et seq. of this title, any number issued by any state or
10 country other than this state, unless there shall be displayed upon
11 such vessel at all times the permanent number assigned to it by ~~the~~
12 ~~Commission~~ Service Oklahoma;

13 4. Buy, sell or dispose of, or have in the person's possession
14 for sale, use or storage, any secondhand or used vessel or motor on
15 which the registration fee has not been paid, as required by law,
16 and on which vessel or motor said person neglects, fails or refuses
17 to display at all times the permanent number assigned to it;

18 5. Register a vessel or motor on an assigned certificate of
19 title. This particular paragraph shall be applicable to all persons
20 except bona fide dealers who are holders of current and valid
21 dealers' licenses;

22 6. Operate a vessel or motor upon the waters of this state
23 after the registration deadline for that vessel or motor without a
24

1 proper title and registration, as prescribed by the Oklahoma Vessel
2 and Motor Registration Act, for the current year;

3 7. Release a certificate of title or excise tax receipt to any
4 unauthorized person or source, including any dealer. Violation of
5 this paragraph shall constitute sufficient grounds for discharge of
6 a ~~motor license agent~~ licensed operator by the ~~Commission~~ Service
7 Oklahoma;

8 8. Alter or in any manner change a permanent number issued for
9 a vessel under the laws of this state or any other state; or

10 9. Offer for sale any used vessel, used motor, or any used
11 vessel or motor part if the vessel, motor, or part:

12 a. is not currently registered, if required,

13 b. has had the hull identification number or serial
14 number removed,

15 c. has a hull identification number or serial number
16 which does not match the number listed on the current
17 title or registration, or

18 d. appears, is suspected, or is known to be stolen.

19 Anyone violating the provisions of this subsection shall be
20 guilty of a misdemeanor and, upon conviction, shall be subject to a
21 fine not to exceed Fifty Dollars (\$50.00) for each such violation.

22 B. Any owner who knowingly makes or causes to be made any false
23 statement of a fact required in this section to be shown in an
24 application for the title or registration of one or more vessels or

1 motors shall be deemed guilty of a misdemeanor and, upon conviction
2 thereof, shall be fined not more than One Thousand Dollars
3 (\$1,000.00), or shall be imprisoned in the county jail for not more
4 than one (1) year, or both such fine and imprisonment.

5 C. A violation of this section and any of the provisions of
6 Sections 4002 through 4031 of this title where a specific penalty
7 has not been imposed shall constitute a misdemeanor and upon
8 conviction thereof the person having violated it shall be fined not
9 less than Ten Dollars (\$10.00) and not more than One Hundred Dollars
10 (\$100.00).

11 D. In addition thereto, it is specifically provided that any
12 person stating or giving or causing to be stated or given any false
13 information as to the location of any vessel or motor shall be
14 deemed guilty of a misdemeanor, and, upon conviction, shall be
15 punished by a fine of not more than Five Hundred Dollars (\$500.00),
16 or by imprisonment in the county jail for a period not to exceed one
17 (1) year, or by both such fine and imprisonment.

18 SECTION 215. AMENDATORY 63 O.S. 2021, Section 4033, is
19 amended to read as follows:

20 Section 4033. A. It shall be unlawful for any person to engage
21 in the business of selling, or to serve in the capacity of, or act
22 as a dealer of new or used vessels, or motors, or new and used
23 vessels, and motors or any combination thereof in this state without
24 first obtaining a license therefor as provided for by the Oklahoma

1 Vessel and Motor Registration Act. Any person having more than one
2 location where such business is carried on or conducted shall be
3 required to obtain and hold a current license for each such
4 location.

5 B. 1. Dealer licenses issued pursuant to this section shall be
6 issued only to persons that prove to the satisfaction of ~~the~~
7 ~~Oklahoma Tax Commission~~ Service Oklahoma that they are clearly
8 recognizable as bona fide dealers. Proof of bona fide dealer status
9 shall include, but need not be limited to, the following:

- 10 a. Maintenance of a display area capable of regularly
11 displaying at least three vessels or motors, or a
12 minimum of one thousand two hundred (1,200) square
13 feet, indoors or outdoors,
- 14 b. Annual sales of substantial numbers of new or used
15 vessels or motors. "Substantial sales" normally means
16 sale of five or more vessels or motors unless the
17 applicant can show unusual circumstances justifying
18 lesser sales,
- 19 c. Consistent identification of the business as a dealer
20 or mercantile establishment in advertising, signs,
21 telephone book listings, and the like. The dealership
22 must be clearly identifiable as such by any person who
23 visits or deals with it,

24

- 1 d. Location of dealership in areas where zoning permits
2 such sales and commercial operations,
3 e. Regular hours of operation from May 1 to September 1,
4 inclusive, at least five (5) days per week, and
5 f. a picture, upon application for a new license, of the
6 business location which includes the selling lot and
7 the office and business sign.

8 2. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall issue a
9 license to sell new vessels or motors only to those persons having a
10 dealer agreement to sell new vessels or new motors in this state.

11 C. 1. Applications for licenses required to be obtained
12 pursuant to the provisions of this section shall be verified by the
13 oath or affirmation of the applicant and shall be on forms
14 prescribed by ~~the Commission~~ Service Oklahoma and furnished to such
15 applicants, and shall contain such information as ~~the Commission~~
16 Service Oklahoma deems necessary to enable it to fully determine the
17 qualifications and eligibility of the applicant to receive the
18 license requested. ~~The Commission~~ Service Oklahoma shall require in
19 such application, or otherwise, information relating to:

- 20 a. the applicant's financial standing,
21 b. the applicant's business integrity,
22 c. whether the applicant has an established place of
23 business and is primarily engaged in the pursuit,
24

1 avocation or business for which a license or licenses
2 have been requested,

3 d. whether the applicant is able to properly conduct the
4 business for which a license or licenses have been
5 requested, and

6 e. such other pertinent information consistent with the
7 safeguarding of the public interest and the public
8 welfare.

9 All such applications for license or licenses shall be
10 accompanied by the appropriate fee or fees therefor in accordance
11 with the schedule set out in Section 4034 of this title.

12 2. In the event any such application is denied and the license
13 for which requested is not issued, the entire license fee shall be
14 returned to the applicant.

15 3. All licenses issued under the provisions of the Oklahoma
16 Vessel and Motor Registration Act shall expire on December 31
17 following the date of issue and shall be nontransferable. All
18 applications for renewal of a license issued pursuant to the
19 provisions of this section shall be submitted by December 1 of each
20 year, and such license will be issued by January 1. If applications
21 have not been made for renewal of licenses by December 31 of each
22 year it shall be illegal for any person to sell or to serve in the
23 capacity or act as a dealer. If after January 31 of each year the
24 license has not been renewed or the renewal paid, then such licensee

1 shall be required to apply for a license as a new applicant. ~~Motor~~
2 ~~vehicle license agents~~ Licensed operators will be notified not to
3 accept such dealers' titles until such time as licenses have been
4 issued by ~~the Commission~~ Service Oklahoma. Provided, however, such
5 dealers may transfer titles to vessels or motors purchased for
6 resale prior to the expiration of their license. Such dealer shall
7 provide the purchaser with a copy of the invoice showing purchase of
8 the vessel or motor prior to the expiration of the dealer's license.
9 Such transfers shall only be allowed within two (2) years of the
10 license expiration.

11 D. Application for a dealer's license must show that such
12 dealer has not violated any of the provisions of this section.

13 E. ~~The Oklahoma Tax Commission~~ Service Oklahoma may require
14 every person licensed as a dealer, pursuant to the provisions of
15 this subsection, to make a report to ~~the Commission~~ Service Oklahoma
16 within a period of seven (7) days after the transfer by such person
17 of the legal ownership of every vessel or motor upon a form
18 prescribed and furnished by ~~the Commission~~ Service Oklahoma, showing
19 the name and address of the purchaser, a description of the vessel
20 or motor, including but not limited to the make, model, year made,
21 permanent vessel number or motor number, as the case might be, the
22 date of the transfer and such other information as the Commission
23 may require, and containing a certificate signed by the seller that
24 the purchaser was given notice at the time of the sale or transfer

1 that the purchaser is required by law to obtain a certificate of
2 title for such vessel or motor from ~~the Commission~~ Service Oklahoma
3 within thirty (30) calendar days after such sale or transfer. ~~The~~
4 Commission Service Oklahoma may cancel or suspend, in the manner
5 provided by law, the license of any person licensed as a dealer
6 pursuant to the provisions of this section who fails or refuses to
7 comply with the provisions of this section. Dealers failing to
8 comply with provisions of this section shall be responsible for all
9 taxes due on such sales or on such vessels or motors.

10 F. The license of each dealer shall be posted in a conspicuous
11 place in the dealer's place or places of business.

12 G. 1. A new dealer's license authorizes a dealer to transfer,
13 purchase and sell new and used vessels and motors.

14 2. A used dealer's license authorizes a dealer to transfer,
15 purchase and sell used vessels and motors.

16 3. A new dealer's license or a used dealer's license authorizes
17 a dealer to transfer and assign titles and purchase new and used
18 vessels and motors without paying excise tax.

19 H. Any dealer agreement executed or renewed on and after the
20 effective date of this act shall comply with the provisions of the
21 Oklahoma Vessel and Motor Registration Act.

22 SECTION 216. AMENDATORY 63 O.S. 2021, Section 4034, is
23 amended to read as follows:

24

1 Section 4034. The schedule of license fees to be charged and
2 received by ~~the Oklahoma Tax Commission~~ Service Oklahoma for the
3 licenses issued pursuant to Section 4033 of this title shall be as
4 follows:

5 1. For the license issued initially to each dealer of new
6 vessels or new motors, the fee shall be Two Hundred Dollars
7 (\$200.00) per location licensed. In addition to the license fee, a
8 Ten Dollar (\$10.00) fee per dealer agreement for each such vessel or
9 motor sold at each location licensed shall be charged. The annual
10 renewal fee shall be One Hundred Dollars (\$100.00) per location per
11 year. Any changes in the make of vessels or motors sold at any
12 location licensed shall be specified in the renewal application. A
13 fee of Ten Dollars (\$10.00) per location shall be charged for such
14 additional dealer agreement for each such vessel or motor sold; and

15 2. For the license issued initially to each dealer of used
16 vessels or motors, the fee shall be Fifty Dollars (\$50.00) per each
17 location licensed with an annual renewal fee of Fifty Dollars
18 (\$50.00) per location per year.

19 SECTION 217. AMENDATORY 63 O.S. 2021, Section 4035, is
20 amended to read as follows:

21 Section 4035. A. Upon issuance of a license to sell new
22 vessels or new motors, there shall be assigned and issued to such
23 dealer three demonstration permits for vessels, three demonstration
24 permits for motors, or three demonstration permits for each such

1 class the dealer has been authorized to sell. Such permits shall be
2 displayed upon each vessel or motor owned by the dealer when the
3 vessel or motor is driven or displayed on any water of this state.
4 No such demonstration permit issued to any dealer shall be used or
5 displayed upon any secondhand or used vessel or motor, or upon any
6 new vessel or motor which is for private use, or for hire. Any
7 dealer or agent thereof for purposes of demonstrating a vessel or
8 motor for a sale, or any other person, with consent of the dealer,
9 while contemplating purchase, may operate a new vessel or motor with
10 the dealer's demonstration permit affixed so long as this intent is
11 limited to a consecutive seventy-two-hour period, or a weekend. For
12 the purposes of this subsection, "driven or displayed on any water
13 of this state" does not include the use of a vessel or motor for
14 participation in a contest.

15 B. Each dealer of new and used vessels or motors, shall keep a
16 record of the purchase and sale of each vessel or motor he buys or
17 sells, which shall show the name of the seller or buyer as the case
18 may be, and a complete description of the vessel or motor purchased
19 or sold, and such other information as ~~the Commission~~ Service
20 Oklahoma may prescribe.

21 SECTION 218. AMENDATORY 63 O.S. 2021, Section 4037.1, is
22 amended to read as follows:

23 Section 4037.1 In the event that a dealer seeks to establish a
24 new vessel or new motor dealership or relocate an existing vessel or

1 motor dealership within or into a relevant market area where the
2 same product line is then represented, the dealer shall notify ~~the~~
3 ~~Tax Commission~~ Service Oklahoma and each new vessel or new motor
4 dealer of such product line in the relevant market area of the
5 intention to establish or relocate a dealership within or into that
6 market area. The relevant market area is the area within a radius
7 of fifteen (15) miles of the site of the proposed new vessel or new
8 motor dealership. Within fifteen (15) days of receiving such notice
9 such new vessel or new motor dealer may file with ~~the Commission~~
10 Service Oklahoma a protest to the establishing or relocating of the
11 proposed new vessel or new motor dealership. When such a protest is
12 filed, ~~the Commission~~ Service Oklahoma shall inform the dealer that
13 a timely protest has been filed, and that the dealer shall not
14 establish or relocate the proposed new vessel or new motor
15 dealership until ~~the Commission~~ Service Oklahoma has held a hearing,
16 nor thereafter, if ~~the Commission~~ Service Oklahoma has determined
17 that there is good cause for not permitting such new vessel or new
18 motor dealership. The manufacturer or factory representative of the
19 same product line may obtain a waiver of protest from each new
20 vessel or new motor dealer of the same product line within that
21 relevant market area. If a waiver of protest from each dealer
22 within the relevant market area is not attached to the application
23 for the new dealer seeking to establish, ~~the Commission~~ Service
24 Oklahoma shall render a final decision no later than sixty (60) days

1 after ~~the Commission's~~ Service Oklahoma's receipt of the notice of
2 protest. In any hearing held pursuant to this section on additional
3 dealerships or relocation of dealerships the new dealer or existing
4 dealer relocating shall have the burden of proof. For the purposes
5 of this section, the reopening in a relevant market area of a new
6 vessel or new motor dealership that has not been in operation for
7 two (2) years or more shall be deemed the establishment of a new
8 vessel or new motor dealership. For the purpose of this section,
9 the designation of an additional location in an existing dealership
10 agreement shall be deemed to be the establishment of a new vessel or
11 new motor dealership.

12 SECTION 219. AMENDATORY 63 O.S. 2021, Section 4037.2, is
13 amended to read as follows:

14 Section 4037.2 In determining whether good cause has been
15 established for not entering into or relocating an additional
16 dealership for the same product line, ~~the Tax Commission~~ Service
17 Oklahoma shall take into consideration the existing circumstances,
18 including, but not limited to:

- 19 1. Permanency of the investment of the proposed dealership;
- 20 2. Effect on the retail new vessel or new motor business and
21 the consuming public in the relevant market area;
- 22 3. Whether it is injurious to the public welfare for an
23 additional new vessel or new motor dealership to be established;

24

1 4. Whether the new vessel or new motor dealers of the same
2 line-make in that relevant market area are providing adequate
3 competition and convenient consumer care for the new vessel or new
4 motor and service facilities, equipment, supply of new vessel or new
5 motor parts, and qualified service personnel; and

6 5. Whether the establishment of an additional new vessel or new
7 motor dealership would increase competition, and therefore be in the
8 public interest.

9 SECTION 220. AMENDATORY 63 O.S. 2021, Section 4041, is
10 amended to read as follows:

11 Section 4041. ~~The Oklahoma Tax Commission~~ Service Oklahoma may
12 deny an application for a license, or revoke or suspend a license or
13 impose a fine not to exceed Five Hundred Dollars (\$500.00) against a
14 dealer for each day that any provision of this section or Sections
15 4033 through 4040 of this title is violated or for any of the
16 following reasons:

17 1. On satisfactory proof of unfitness of the applicant in any
18 application for any license pursuant to the provisions of the
19 Oklahoma Vessel and Motor Registration Act;

20 2. For any material misstatement made by an applicant in any
21 application for any license pursuant to the provisions of the
22 Oklahoma Vessel and Motor Registration Act;

23 3. For any failure to comply with any provision of the Oklahoma
24 Vessel and Motor Registration Act or any rule promulgated by ~~the~~

1 ~~Commission~~ Service Oklahoma under authority vested in it by the
2 Oklahoma Vessel and Motor Registration Act, Section 4002 et seq. of
3 this title;

4 4. A change of condition after license is granted resulting in
5 failure to maintain the qualifications for license;

6 5. Being a dealer who:

7 a. has required a purchaser of a new vessel or motor, as
8 a condition of sale and delivery thereof, to also
9 purchase special features, appliances, accessories or
10 equipment not desired or requested by the purchaser
11 and installed by the dealer,

12 b. uses any false or misleading advertising in connection
13 with his business as such a dealer,

14 c. has committed any unlawful act which resulted in the
15 revocation of any similar license in another state,

16 d. has failed or refused to perform any written agreement
17 with any retail buyer involving the sale of a vessel
18 or motor,

19 e. has been convicted of a crime involving moral
20 turpitude,

21 f. has committed a fraudulent act in selling, purchasing,
22 or otherwise dealing in vessels or motors or has
23 misrepresented the terms and conditions of a sale,
24 purchase, or contract for sale or purchase of a vessel

1 or motor or any interest therein including an option
2 to purchase such vessel or motor, or

3 g. has failed to meet or maintain the conditions and
4 requirements necessary to qualify for the issuance of
5 a license;

6 6. Being a dealer who does not have an established place of
7 business;

8 7. Being a new vessel or new motor dealer who:

9 a. does not provide for a suitable repair shop separate
10 from the display room with ample space to repair or
11 recondition one or more vessels or motors at the same
12 time, and which is equipped with such parts, tools and
13 equipment as may be requisite for the servicing of
14 vessels or motors in such a manner as to make them
15 comply with the safety laws of this state and to
16 properly fulfill the dealer's or manufacturer's
17 warranty obligation. Provided that the provisions of
18 this subparagraph shall not apply to:

19 (1) mercantile establishments engaged in the selling
20 of vessels and motors if:

21 (a) such vessel and motor business does not
22 constitute more than ten percent (10%) of
23 the business of such establishment,
24

1 (b) the vessels sold at such establishment are
2 under fourteen (14) feet in length, and

3 (c) the outboard motors sold at such
4 establishment are under ten (10) horsepower,
5 or

6 (2) dealers which are engaged solely in the business
7 of selling canoes. For the purposes of this
8 subsection, "canoe" shall mean a vessel that is
9 long relative to its width, that has curved sides
10 and is tapered to two (2) pointed ends, or is
11 tapered to one (1) pointed end and blunt on the
12 other end, and is generally of traditional shape,

13 b. does not hold a dealer agreement in effect with a
14 manufacturer or distributor of new vessels or motors
15 for the sale of the same and is not authorized by the
16 manufacturer or distributor to render predelivery
17 preparation of such vessels or motors sold to
18 purchasers and to perform any authorized post-sale
19 work pursuant to the manufacturer's or distributor's
20 warranty, or

21 c. does not properly service a new vessel or motor before
22 delivery of same to the original purchaser thereof.

23 SECTION 221. AMENDATORY 63 O.S. 2021, Section 4042, is
24 amended to read as follows:

1 Section 4042. ~~The Commission~~ Service Oklahoma may deny any
2 application for license, or suspend or revoke a license issued or
3 impose a fine, only after a hearing of which the applicant, or
4 licensee affected, shall be given at least ten (10) days' written
5 notice specifying the reason for denying the applicant a license,
6 or, in the case of a revocation or suspension or imposition of a
7 fine, the offenses of which the licensee is charged. Such notices
8 may be served as provided by law for the service of notices, or by
9 mailing a copy by registered mail to the last-known residence or
10 business address of such applicant or licensee. The hearing on such
11 charges shall be at such time and place as ~~the Commission~~ Service
12 Oklahoma may prescribe and the aforementioned notice shall further
13 specify the time and place. ~~The Commission~~ Service Oklahoma shall
14 have the power to compel the production of all records, papers and
15 other documents which may be deemed relevant to the proceeding
16 bearing upon the complaints. ~~The Commission~~ Service Oklahoma shall
17 have the power to subpoena and bring before it any person, or take
18 testimony of any such person by deposition, with the same fees and
19 mileage and in the same manner as prescribed in proceedings before
20 courts of the state in civil cases. Any party to such hearing shall
21 have the right to the attendance of witnesses in his behalf upon
22 designating to ~~the Commission~~ Service Oklahoma the person or persons
23 sought to be subpoenaed.

24

1 SECTION 222. AMENDATORY 63 O.S. 2021, Section 4043, is
2 amended to read as follows:

3 Section 4043. ~~The Commission~~ Service Oklahoma is hereby
4 authorized, without cost, bond or deposit, to institute injunctive
5 actions in courts of competent jurisdiction, in the name of the
6 State of Oklahoma on the relation of ~~said Commission~~ Service
7 Oklahoma, to enforce the provisions of Sections 4033 through 4042 of
8 this title. Any licensee or other person who violates or threatens
9 to violate any provision of Sections 4033 through 4042 of this title
10 or rule or regulation enacted thereunder or order of ~~the Commission~~
11 Service Oklahoma may be enjoined from so doing.

12 SECTION 223. AMENDATORY 63 O.S. 2021, Section 4044, is
13 amended to read as follows:

14 Section 4044. ~~The Oklahoma Tax Commission~~ Service Oklahoma
15 shall issue permits for displays and sales of new vessels or motors
16 which are held off the premises of a licensed dealer thereof as
17 follows:

18 1. A promotion by an individual new vessel or motor dealer
19 which is held off the premises of such dealer and at which sales
20 activities are conducted may be held only under the following
21 conditions:

22 a. the dealer participates in an advertised vessel or
23 motor show in which at least two other vessel or motor
24 dealers are participating,

- 1 b. application for a permit for a sales promotion by an
2 individual dealer shall be made to ~~the Commission~~
3 Service Oklahoma at least seven (7) calendar days
4 prior to such promotion, and such permit shall be
5 issued by ~~the Commission~~ Service Oklahoma upon payment
6 of a fee of Fifty Dollars (\$50.00) per event,
7 c. the permit shall be valid for a period not to exceed
8 fourteen (14) consecutive days, and
9 d. ~~the Commission~~ Service Oklahoma shall not issue a
10 permit to a dealer if he has obtained a permit within
11 the past forty-five (45) calendar days for the same
12 location;

13 2. A dealer may not be denied a permit on the grounds that the
14 sales promotion is to be held within the relevant market area of
15 another dealer of the same product line;

16 3. A dealer who fails to obtain such a permit shall be subject
17 to the penalties and fines provided for in Section 4041 of Title 63
18 of the Oklahoma Statutes.

19 Provided, a permit shall not be required pursuant to the
20 provisions of this section for a display or sale of new vessels or
21 motors which is held off the premises of a licensed dealer if the
22 display or sale is held within a twenty-five (25) mile radius of the
23 location of the dealership; and
24

1 4. Prior to the completion of a sale at an off-premises
2 location, the dealer shall be required to disclose in writing to any
3 person purchasing a new vessel or motor the following information:

4 a. that location of the dealership making the sale, and

5 b. that other dealers may not be willing to do repair or
6 warranty work on vessels not purchased at their
7 dealership.

8 Any salesperson working at an off-premises location shall not wear
9 any identification or clothing indicating an affiliation with
10 another retailer.

11 SECTION 224. AMENDATORY 63 O.S. 2021, Section 4103, is
12 amended to read as follows:

13 Section 4103. A. There is hereby levied an excise tax of three
14 and one-fourth percent (3 1/4%) of the value of each vessel and
15 motor upon the transfer of legal ownership of any such vessel or
16 motor registered in this state and upon the use of any such vessel
17 or motor registered in this state, and upon the use of any such
18 vessel or motor registered for the first time in this state required
19 to be registered pursuant to the Oklahoma Vessel and Motor
20 Registration Act. The tax hereby levied shall be due at the time of
21 the transfer of legal ownership or first registration in this state
22 of such vessel or motor and shall be collected by ~~the Oklahoma Tax~~
23 ~~Commission~~ Service Oklahoma at the time of the issuance of a
24 certificate of title for any such vessel or motor. The excise tax

1 levied by the Oklahoma Vessel and Motor Excise Tax Act shall be
2 delinquent from and after the thirtieth day after the legal
3 ownership or possession of any vessel or motor is obtained. Any
4 person failing or refusing to pay the tax as herein provided on or
5 before the date of delinquency shall pay, in addition to the tax, a
6 penalty of twenty-five cents (\$0.25) per day for each day of
7 delinquency, but such penalty shall in no event exceed the amount of
8 the tax.

9 B. The provisions of this section shall not apply to transfers
10 made without consideration between husband and wife or parent and
11 child.

12 C. There shall be a credit allowed with respect to the excise
13 tax paid for a new vessel or motor which is a replacement for:

- 14 a. a new original vessel or motor which is stolen from
15 the purchaser/registrant within ninety (90) days of
16 the date of purchase of the original vessel or motor
17 as certified by a police report or other documentation
18 as required by ~~the Commission~~ Service Oklahoma, or
19 b. a defective new original vessel or motor returned by
20 the purchaser/registrant to the seller within six (6)
21 months of the date of purchase of the defective new
22 original vessel or motor as certified by the
23 manufacturer.

24

1 Said credit shall be in the amount of the excise tax which was
2 paid for the new original vessel or motor and shall be applied to
3 the excise tax due on the replacement vessel or motor. In no event
4 will said credit be refunded.

5 SECTION 225. AMENDATORY 63 O.S. 2021, Section 4105, is
6 amended to read as follows:

7 Section 4105. A. The value of any vessel or motor for the
8 purposes of the excise tax levied by Section 4103 of this title
9 shall be determined as of the time the person applying for a
10 certificate of title thereto obtained either legal ownership or
11 possession of the vessel or motor which shall be the actual date of
12 the sale or other transfer of legal ownership, which date shall be
13 shown by the assignment on the certificate of title or, in the case
14 of a new vessel or motor on the manufacturer's certificate or
15 statement of origin hereby required, and by the application for
16 registration, required to be furnished by the licensed dealer for
17 use by the purchaser. The value of a new vessel or new motor for
18 excise tax purposes shall be the manufacturer's price of such vessel
19 or motor delivered at the factory. As used herein, the
20 manufacturer's factory-delivered price shall represent the
21 recommended retail selling price and shall not mean the wholesale
22 price to a dealer. Further, for purposes of the Oklahoma Vessel and
23 Motor Excise Tax Act, Section 4102 et seq. of this title, a new
24 vessel or new motor used by a licensed dealer for demonstration

1 purposes shall be considered a new vessel or new motor upon the
2 first time sale and registration of such vessel or motor. The value
3 of a used vessel or used motor shall be sixty-five percent (65%) of
4 the manufacturer's price of such vessel or motor delivered at the
5 factory for subsequent transfers for the first year and for the
6 second year and sixty-five percent (65%) of the value of the
7 previous year so fixed for each successive year for which such
8 vessel or motor is registered and licensed in this or any other
9 state, until such vessel or motor reaches a minimum value of Two
10 Hundred Fifty Dollars (\$250.00).

11 B. ~~The Commission~~ Service Oklahoma shall have the authority in
12 cases of dispute to determine the factory delivered price or price
13 of any vessel or motor.

14 C. In computing the excise tax, the fees collected shall be
15 rounded to the nearest dollar.

16 SECTION 226. AMENDATORY 63 O.S. 2021, Section 4108, is
17 amended to read as follows:

18 Section 4108. A. In any case where the owner of a vessel or
19 motor subject to the tax levied by the Oklahoma Vessel and Motor
20 Excise Tax Act fails or refuses to pay the same, after proper demand
21 therefor by an officer or agent of ~~the Oklahoma Tax Commission~~
22 Service Oklahoma, such officer or agent shall immediately report
23 such failure to ~~the Commission~~ Service Oklahoma and shall, at the
24 same time in case of failure to pay, seize and hold said vessel or

1 motor, as provided by law in case of failure to pay the annual
2 vessel or motor registration fee.

3 B. ~~The Commission~~ Service Oklahoma shall, upon demand of the
4 owner of the vessel or motor, accord a hearing to said owner as
5 provided by law and enter its findings and order accordingly. If it
6 is determined by ~~the Commission~~ Service Oklahoma that said tax is
7 due and payable, then it shall issue its warrant, directly to the
8 sheriff of the county, ordering and directing the sale of such
9 vessel or motor according to the same procedure provided by law for
10 the sale of vessels and motors for failure to pay the required
11 registration fee. Such seizure and sale may, at the time, include
12 both the registration fee due and the excise tax levied by the
13 Oklahoma Vessel and Motor Excise Tax Act, together with all costs of
14 an advertisement and sale. The sale shall be conducted in the
15 manner provided by law for the sale of personal property under
16 execution.

17 SECTION 227. AMENDATORY 63 O.S. 2021, Section 4204, is
18 amended to read as follows:

19 Section 4204. A. The provisions of the Oklahoma Boating Safety
20 Regulation Act shall apply to the waters of this state under the
21 jurisdiction of the Grand River Dam Authority, provided, the
22 Department of Public Safety may have jurisdiction to administer and
23 enforce the provisions of the Oklahoma Boating Safety Regulation Act
24 upon waters of this state under the jurisdiction of the Grand River

1 Dam Authority. The administration and enforcement of the Oklahoma
2 Boating Safety Regulation Act upon the waters under the jurisdiction
3 of the Grand River Dam Authority are vested in the Grand River Dam
4 Authority. Said Authority, and its employees, shall, except as
5 otherwise provided in this section, have the same authority with
6 respect to the enforcement and administration of the Oklahoma
7 Boating Safety Regulation Act upon such waters as are vested by the
8 Oklahoma Boating Safety Regulation Act in ~~the Department of Public~~
9 ~~Safety~~ Service Oklahoma with respect to the other waters of this
10 state.

11 B. The Authority may be designated by ~~the Oklahoma Tax~~
12 ~~Commission~~ Service Oklahoma as a ~~motor license agent~~ licensed
13 operator to award numbers and issue certificates of title and
14 registration for vessels and motors in accordance with the
15 provisions of the Oklahoma Vessel and Motor Registration Act and
16 with any rules and regulations of ~~the said Oklahoma Tax Commission~~
17 Service Oklahoma either from blocks of numbers and certificates
18 assigned to said Authority by ~~said Oklahoma Tax Commission~~ Service
19 Oklahoma or such other method as shall be prescribed by ~~the Oklahoma~~
20 ~~Tax Commission~~ Service Oklahoma. The Authority shall remit all fees
21 collected by it pursuant to this section to ~~the Oklahoma Tax~~
22 ~~Commission~~ Service Oklahoma to be apportioned and deposited in
23 accordance with the provisions of the Oklahoma Vessel and Motor
24 Registration Act.

1 SECTION 228. AMENDATORY 68 O.S. 2021, Section 113, is
2 amended to read as follows:

3 Section 113. A. There is hereby created in the State Treasury
4 a revolving fund for the Oklahoma Tax Commission to be known as the
5 "Tax Commission Reimbursement Fund". Said revolving fund shall
6 consist of any funds received by the Tax Commission for data
7 processing services or equipment rental and any funds received by
8 the Tax Commission from any incorporated city, town, or county
9 pursuant to a contractual agreement for the augmentation of the
10 enforcement and collection of municipal or county taxes entered into
11 pursuant to the provisions of Sections 1371 or 2702 of this title.
12 The Tax Commission is authorized to hire full-time-equivalent
13 employees as necessary to perform such duties as to fulfill
14 contractual agreements authorized pursuant to Sections 1371 and 2702
15 of this title, however, such employees hired to perform such
16 contractual duties shall be supported solely by funds in the Tax
17 Commission Reimbursement Fund which are collected by the Tax
18 Commission from incorporated cities, towns, and counties pursuant to
19 such contractual agreements and such employees shall be terminated
20 upon the discontinuation of such funds or inadequate funds to
21 support such positions. Such full-time-equivalent employees shall
22 be in the unclassified service and shall not be subject to any
23 provisions of the Oklahoma Personnel Act or to the Merit Rules for
24 Employment except leave regulations. All fees collected and

1 apportioned to this fund under the Oklahoma Vehicle License and
2 Registration Act, Section 1101 et seq. of Title 47 of the Oklahoma
3 Statutes, may be used by the Motor Vehicle Division of the Oklahoma
4 Tax Commission to pay all costs incurred in the issuance of
5 certificates of title and inspection of vehicles, including, but not
6 limited to, additional computer costs for the Tax Commission and
7 ~~motor license agents~~ licensed operators and the check verification
8 system authorized pursuant to the provisions of paragraph 1 of
9 subsection A of Section 1144 of Title 47 of the Oklahoma Statutes or
10 be used for capital expenditures as authorized by the Oklahoma State
11 Legislature. For the fiscal year beginning July 1, 2004,
12 disbursements from the fund shall be exempt from all agency budget
13 limits.

14 B. Notwithstanding any other provision in the Oklahoma Statutes
15 except subsection F of Section 316 and subsection D of Section 418
16 of this title, beginning July 1, 2009, all revenue from fees and
17 penalties collected pursuant to Sections 304, 316, 415 and 418 of
18 this title shall be apportioned to the Tax Commission Reimbursement
19 Fund for administrative expenses incurred in connection with
20 enforcement of the provisions of Section 301 et seq., Section 346 et
21 seq., Section 401 et seq. and Section 424 et seq. of this title.

22 SECTION 229. AMENDATORY 68 O.S. 2021, Section 2101, is
23 amended to read as follows:

24 Section 2101. For the purpose of this article:

1 1. The term "motor vehicle" means and includes every
2 automobile, truck, truck-tractor, all-terrain vehicle, utility
3 vehicle or any motor bus or any self-propelled vehicle not operated
4 or driven upon fixed rails or tracks or in the air or on water;

5 2. The term "vehicle" means and includes every device in, upon,
6 or by which any person or property is, or may be, transported or
7 drawn, excepting devices moved by human or animal power, when not
8 used upon fixed rails or tracks, or in the air or on water;

9 3. The term "low-speed electrical vehicle" means and includes
10 any four-wheeled electrical vehicle that is powered by an electric
11 motor that draws current from rechargeable storage batteries or
12 other sources of electrical current and whose top speed is greater
13 than twenty (20) miles per hour but not greater than twenty-five
14 (25) miles per hour and is manufactured in compliance with the
15 National Highway Traffic Safety Administration standards for low-
16 speed vehicles in 49 C.F.R. 571.500;

17 4. The term "automobile" means and includes every motor vehicle
18 constructed and used solely for the transportation of persons for
19 purposes other than for hire or compensation;

20 5. The term "motorcycle" means and includes every motor vehicle
21 designed to travel on not more than three wheels other than an all-
22 terrain vehicle;

23 6. The term "truck" means and includes every motor vehicle
24 constructed or used for the transportation of property not falling

1 within the definition of truck-tractor, trailer or semitrailer, as
2 herein defined;

3 7. The term "truck-tractor" means and includes every motor
4 vehicle of the truck type designed to draw or support the front end
5 of a semitrailer;

6 8. The term "trailer" means and includes any vehicle designed
7 to be drawn by a truck, tractor or a truck-tractor, but supported
8 upon its own wheels;

9 9. The term "semitrailer" means and includes any vehicle
10 designed to be attached to, and having its front end supported by a
11 truck, tractor, or truck-tractor;

12 10. The term "motor bus" means and includes every motor vehicle
13 constructed so as to carry persons, and which is used or rented to
14 carry persons for compensation;

15 11. The term "manufactured home" means a residential dwelling
16 built in accordance with the National Manufactured Housing
17 Construction and Safety Standards Act of 1974, 42 U.S.C., Section
18 5401 et seq., and rules promulgated pursuant thereto and the rules
19 promulgated by the Oklahoma Used Motor Vehicle and Parts Commission
20 pursuant to Section 582 of Title 47 of the Oklahoma Statutes.

21 Manufactured home shall not mean a park model recreational vehicle
22 as defined in Section 1102 of Title 47 of the Oklahoma Statutes;

23

24

1 12. The term "farm tractor" means and includes any vehicle of
2 tractor type owned and operated by the purchaser and used
3 exclusively for agricultural purposes;

4 13. The term "all-terrain vehicle" means and includes every
5 vehicle defined as an all-terrain vehicle in Section 1102 of Title
6 47 of the Oklahoma Statutes;

7 14. The terms "legal ownership" and "legally owned" mean the
8 right to possession, whether acquired by purchase, barter, exchange,
9 assignment, gift, operation of law, or in any other manner;

10 15. The term "person" means and includes natural persons,
11 individuals, partnerships, firms, associations, limited liability
12 companies, corporations, estates, trustees, business trusts,
13 syndicates, this state, any county, city, municipality, school
14 district or other political subdivision of the state, or any
15 corporation or combination acting as a unit or any receiver
16 appointed by any state or federal court; and the use of the singular
17 number shall include the plural number;

18 16. ~~The term "Tax Commission" means the Oklahoma Tax~~
19 ~~Commission;~~

20 17. The term "utility vehicle" means every vehicle defined as a
21 utility vehicle in Section 1102 of Title 47 of the Oklahoma
22 Statutes; and

23 ~~18.~~ 17. The term "medium-speed electrical vehicle" means any
24 self-propelled, electrically powered four-wheeled motor vehicle,

1 equipped with a roll cage or crush-proof body design, whose speed
2 attainable in one (1) mile is more than thirty (30) miles per hour
3 but not greater than thirty-five (35) miles per hour.

4 SECTION 230. AMENDATORY 68 O.S. 2021, Section 2103, is
5 amended to read as follows:

6 Section 2103. A. 1. Except as otherwise provided in Sections
7 2101 through 2108 of this title, there shall be levied an excise tax
8 upon the transfer of legal ownership of any vehicle registered in
9 this state and upon the use of any vehicle registered in this state
10 and upon the use of any vehicle registered for the first time in
11 this state. Except for persons that possess an agricultural
12 exemption pursuant to Section 1358.1 of this title, the excise tax
13 shall be levied upon transfers of legal ownership of all-terrain
14 vehicles and motorcycles used exclusively off roads and highways
15 which occur on or after July 1, 2005, and upon transfers of legal
16 ownership of utility vehicles used exclusively off roads and
17 highways which occur on or after July 1, 2008. The excise tax for
18 new and used all-terrain vehicles, utility vehicles and motorcycles
19 used exclusively off roads and highways shall be levied at four and
20 one-half percent (4 1/2%) of the actual sales price of each new and
21 used all-terrain vehicle and motorcycle used exclusively off roads
22 and highways before any discounts or credits are given for a trade-
23 in. Provided, the minimum excise tax assessment for such all-
24 terrain vehicles, utility vehicles and motorcycles used exclusively

1 off roads and highways shall be Five Dollars (\$5.00). The excise
2 tax for new vehicles shall be levied at three and one-fourth percent
3 (3 1/4%) of the value of each new vehicle. The excise tax for used
4 vehicles shall be as follows:

5 a. from October 1, 2000, until June 30, 2001, Twenty
6 Dollars (\$20.00) on the first One Thousand Dollars
7 (\$1,000.00) or less of value of such vehicle, and
8 three and one-fourth percent (3 1/4%) of the remaining
9 value of such vehicle,

10 b. for the year beginning July 1, 2001, and ending June
11 30, 2002, Twenty Dollars (\$20.00) on the first One
12 Thousand Two Hundred Fifty Dollars (\$1,250.00) or less
13 of value of such vehicle, and three and one-fourth
14 percent (3 1/4%) of the remaining value of such
15 vehicle, and

16 c. for the year beginning July 1, 2002, and all
17 subsequent years, Twenty Dollars (\$20.00) on the first
18 One Thousand Five Hundred Dollars (\$1,500.00) or less
19 of value of such vehicle, and three and one-fourth
20 percent (3 1/4%) of the remaining value of such
21 vehicle.

22 2. There shall be levied an excise tax of Ten Dollars (\$10.00)
23 for any:

24

- 1 a. truck or truck-tractor registered under the provisions
2 of subsection A of Section 1133 of Title 47 of the
3 Oklahoma Statutes, for a laden weight or combined
4 laden weight of fifty-five thousand (55,000) pounds or
5 more,
- 6 b. trailer or semitrailer registered under subsection C
7 of Section 1133 of Title 47 of the Oklahoma Statutes,
8 which is primarily designed to transport cargo over
9 the highways of this state and generally recognized as
10 such, and
- 11 c. frac tank, as defined by Section 54 of Title 17 of the
12 Oklahoma Statutes, and registered under subsection C
13 of Section 1133 of Title 47 of the Oklahoma Statutes.

14 Except for frac tanks, the excise tax levied pursuant to this
15 paragraph shall not apply to special mobilized machinery, trailers,
16 or semitrailers manufactured, modified or remanufactured for the
17 purpose of providing services other than transporting cargo over the
18 highways of this state. The excise tax levied pursuant to this
19 paragraph shall also not apply to pickup trucks, vans, or sport
20 utility vehicles.

21 3. The tax levied pursuant to this section shall be due at the
22 time of the transfer of legal ownership or first registration in
23 this state of such vehicle; provided, the tax shall not be due at
24 the time of the issuance of a certificate of title for an all-

1 terrain vehicle, utility vehicle or motorcycle used exclusively off
2 roads and highways which is not required to be registered but which
3 the owner chooses to register pursuant to the provisions of
4 subsection B of Section 1115.3 of Title 47 of the Oklahoma Statutes,
5 and shall be collected by ~~the Oklahoma Tax Commission~~ Service
6 Oklahoma or the Corporation Commission, as applicable, or an
7 appointed ~~motor license agent~~ licensed operator, at the time of the
8 issuance of a certificate of title for any such vehicle. In the
9 event an excise tax is collected on the transfer of legal ownership
10 or use of the vehicle during any calendar year, then an additional
11 excise tax must be collected upon all subsequent transfers of legal
12 ownership. In computing the motor vehicle excise tax, the amount
13 collected shall be rounded to the nearest dollar. The excise tax
14 levied by this section shall be delinquent from and after the
15 thirtieth day after the legal ownership or possession of any vehicle
16 is obtained. Any person failing or refusing to pay the tax as
17 herein provided on or before date of delinquency shall pay in
18 addition to the tax a penalty of One Dollar (\$1.00) per day for each
19 day of delinquency, but such penalty shall in no event exceed the
20 amount of the tax. Of each dollar penalty collected pursuant to
21 this subsection:

22 a. twenty-five cents (\$0.25) shall be apportioned as
23 provided in Section 1104 of this title,
24

1 b. twenty-five cents (\$0.25) shall be retained by the
2 ~~motor license agent~~ licensed operator, and

3 c. fifty cents (\$0.50) shall be deposited in the General
4 Revenue Fund for the fiscal year beginning on July 1,
5 2011, and for all subsequent fiscal years, shall be
6 deposited in the State Highway Construction and
7 Maintenance Fund.

8 B. The excise tax levied in subsection A of this section and
9 assessed on all commercial vehicles registered pursuant to Section
10 1120 of Title 47 of the Oklahoma Statutes and trailers and
11 semitrailers registered under subsection C of Section 1133 of Title
12 47 of the Oklahoma Statutes to transport cargo over the highways of
13 this state shall be in lieu of all sales and use taxes levied
14 pursuant to the Sales Tax Code or the Use Tax Code. The transfer of
15 legal ownership of any motor vehicle as used in this section and the
16 Sales Tax Code and the Use Tax Code shall include the lease, lease
17 purchase or lease finance agreement involving any truck in excess of
18 eight thousand (8,000) pounds combined laden weight or any truck-
19 tractor provided the vehicle is registered in Oklahoma pursuant to
20 Section 1120 of Title 47 of the Oklahoma Statutes or any frac tank,
21 trailer, semitrailer or open commercial vehicle registered pursuant
22 to Section 1133 of Title 47 of the Oklahoma Statutes. The excise
23 tax levied pursuant to this section shall not be subsequently
24

1 collected at the end of the lease period if the lessee acquires
2 complete legal title of the vehicle.

3 C. The provisions of this section shall not apply to transfers
4 made without consideration between:

5 1. Husband and wife;

6 2. Parent and child; or

7 3. An individual and an express trust which that individual or
8 the spouse, child or parent of that individual has a right to
9 revoke.

10 D. 1. There shall be a credit allowed with respect to the
11 excise tax paid for a new vehicle which is a replacement for:

12 a. a new original vehicle which is stolen from the
13 purchaser/registrant within ninety (90) days of the
14 date of purchase of the original vehicle as certified
15 by a police report or other documentation as required
16 by ~~the Tax Commission~~ Service Oklahoma, or

17 b. a defective new original vehicle returned by the
18 purchaser/registrant to the seller within six (6)
19 months of the date of purchase of the defective new
20 original vehicle as certified by the manufacturer.

21 2. The credit allowed pursuant to paragraph 1 of this
22 subsection shall be in the amount of the excise tax which was paid
23 for the new original vehicle and shall be applied to the excise tax

24

1 due on the replacement vehicle. In no event shall the credit be
2 refunded.

3 E. Despite any other definitions of the terms "new vehicle" and
4 "used vehicle", to the contrary, contained in any other law, the
5 term "new vehicle" as used in this section shall also include any
6 vehicle of the latest manufactured model which is owned or acquired
7 by a licensed used motor vehicle dealer which has not previously
8 been registered in this state and upon which the motor vehicle
9 excise tax as set forth in this section has not been paid. However,
10 upon the sale or transfer by a licensed used motor vehicle dealer
11 located in this state of any such vehicle which is the latest
12 manufactured model, the vehicle shall be considered a used vehicle
13 for purposes of determining excise tax.

14 F. The provisions of this section shall not apply to state
15 government entities.

16 SECTION 231. AMENDATORY 68 O.S. 2021, Section 2104, is
17 amended to read as follows:

18 Section 2104. A. The value of any motor vehicle, except a
19 manufactured home, for the purposes of the excise tax levied by
20 Section 2103 of this title, shall be determined as of the time the
21 person applying for a certificate of title thereto obtained either
22 ownership or possession of the vehicle, which shall be presumed to
23 be the actual date of the sale or other transfer of ownership, and
24 assignment of the certificate of title.

1 B. The value of any vehicle, for purposes of the excise tax
2 levied by Section 2103 of this title, shall be the actual sales
3 price of such a vehicle before any discounts or credits are given
4 for a trade-in. However, the value of the vehicle prior to the
5 subtraction of such discounts or credits for a trade-in shall be
6 required to be within twenty percent (20%) of the average retail
7 price value of such vehicle as listed in the automotive reference
8 material prescribed by ~~the Oklahoma Tax Commission~~ Service Oklahoma.
9 The actual sales price of the vehicle, which total shall be the
10 basis of the motor vehicle excise tax, as well as the number of
11 tires on the vehicle and the tire rim diameters, shall be entered on
12 the bill of sale furnished by the seller to the purchaser, or on
13 such other form as may be prescribed by ~~the Tax Commission~~ Service
14 Oklahoma.

15 Upon receipt of the properly completed bill of sale or other
16 form as prescribed by ~~the Tax Commission~~ Service Oklahoma, and the
17 payment of all applicable taxes and fees, ~~the Tax Commission~~ Service
18 Oklahoma or an appointed ~~motor license agent~~ licensed operator shall
19 issue a vehicle certificate of title in accordance with the
20 provisions of the Oklahoma Vehicle License and Registration Act.

21 SECTION 232. AMENDATORY 68 O.S. 2021, Section 2813, is
22 amended to read as follows:

23 Section 2813. A. On the first day of January of each year, the
24 county assessor of the county in which a manufactured home is

1 located shall list, assess and tax such manufactured home as
2 required by the provisions of Section 2812 of this title and the Ad
3 Valorem Tax Code.

4 B. In addition to the other requirements prescribed by law for
5 the listing and assessing of real property pursuant to the
6 provisions of the Ad Valorem Tax Code, when listing the value of
7 real property on which a manufactured home is located and owned by
8 the person owning the manufactured home and when listing the value
9 of the improvements thereon, the county assessor shall separately
10 describe and identify the value of the manufactured home apart from
11 other real property and the value of the other improvements thereon.
12 The value of the real property, the manufactured home, and the other
13 improvements shall be shown separately.

14 C. Except as authorized by subsection E of this section, when a
15 manufactured home is moved, or whenever title to a manufactured home
16 is transferred, any county treasurer shall collect all ad valorem
17 taxes due for the current calendar year and all delinquent taxes due
18 and owing prior to the change of title or location and shall issue a
19 receipt of taxes paid, which shall be a Form 936, and a tax payment
20 decal. These transactions may be handled by mail or facsimile
21 transmission at the option of the taxpayer, except for tax payments
22 which shall be handled either by mail or in person.

23 D. After issuance of a receipt of taxes paid and a decal
24 pursuant to the provisions of subsection C of this section and after

1 notification by the county treasurer of such payment, the county
2 assessor of the county in which the manufactured home is located
3 shall furnish to the county assessor of the county where the
4 manufactured home is to be located, the following information:

5 1. The name of the owner of the manufactured home;

6 2. The serial number or identification number of the
7 manufactured home;

8 3. The registration number given to the manufactured home by
9 ~~the Oklahoma Tax Commission~~ Service Oklahoma;

10 4. The address or legal description where the manufactured home
11 is to be located;

12 5. The actual retail selling price of the manufactured home,
13 excluding Oklahoma state taxes; and

14 6. Any other information necessary to enable the county
15 assessor to list and assess the proper ad valorem taxes for the
16 manufactured home for the following year.

17 E. 1. When lawfully repossessing a manufactured home which has
18 been listed and assessed as real property pursuant to the provisions
19 of subsection A of Section 2812 of this title, a holder of a
20 perfected security interest in the home is authorized to pay the ad
21 valorem taxes for the full current year and any registration fees or
22 ad valorem taxes which may be due for any prior year on the
23 manufactured home based on the assessed value of the home pursuant
24 to the provisions of subsection B of this section apart from other

1 real property and the other improvements thereon. When lawfully
2 repossessing a manufactured home which has been listed and assessed
3 as personal property pursuant to the provisions of subsection B of
4 Section 2812 of this title, a holder of a perfected security
5 interest in the home is authorized to pay the ad valorem taxes for
6 the full current year and any registration fees or ad valorem taxes
7 which may be due for any prior years. The county treasurer shall
8 issue a receipt of taxes paid to said holder and a decal showing the
9 payment of such taxes. Such receipt shall be issued notwithstanding
10 the existence of a tax sale certificate issued as a result of a tax
11 sale to a purchaser of property upon which a manufactured home is
12 located and for which the holder of a perfected security interest
13 makes payment as authorized by this subsection. Such receipt shall
14 be issued if the procedures prescribed by Section 3106 of this title
15 are followed. If a tax sale certificate has been issued as required
16 by law and the notice of sale contained the statement concerning the
17 right of a secured party to repossess the manufactured home, the
18 amount of taxes paid by the holder of the security interest shall be
19 refunded to the holder of the tax sale certificate. The receipt
20 shall be evidence of payment of the ad valorem taxes for purposes of
21 obtaining a permit. ~~The Department~~ Service Oklahoma shall issue a
22 permit immediately to the holder of a perfected security interest or
23 licensed representative thereof, if the holder or representative is
24 bonded by the state, to move the manufactured home to a secure

1 location with a repossession affidavit. However, all excise taxes
2 and ad valorem taxes due on such a manufactured home shall be
3 required to be paid within thirty (30) days of the issuance of the
4 permit. A certificate of title for a manufactured home shall not be
5 issued pursuant to a repossession prior to the furnishing of proof
6 satisfactory to ~~the Oklahoma Tax Commission~~ Service Oklahoma or
7 ~~motor license agent~~ the licensed operator that all ad valorem taxes
8 due have been paid. If the home is subject to registration pursuant
9 to the provisions of the Oklahoma Vehicle License and Registration
10 Act, the holder of a perfected security interest in a manufactured
11 home may repossess the manufactured home and transport the
12 manufactured home within the state for the purpose of securing the
13 property after registering the manufactured home pursuant to the
14 provisions of Section 1113 or 1117 of Title 47 of the Oklahoma
15 Statutes.

16 2. The county assessor shall issue a special waiver and a
17 commercial move affidavit for the second through the sixth day of
18 the first month of the following year to allow a manufactured home
19 which is used for commercial purposes to be moved during the first
20 five (5) days in January without a Form 936 or a tax decal. All
21 registration fees, excise taxes or ad valorem taxes due on the
22 manufactured home shall be required to be paid within thirty (30)
23 days of the issuance of the special waiver and commercial move
24 affidavit. A business entity applying for a special waiver and a

1 commercial move affidavit pursuant to this paragraph shall provide
2 the county assessor with the information required by subsection B of
3 Section 14-103D of Title 47 of the Oklahoma Statutes. No individual
4 county assessor shall issue any business entity more than ten
5 special waivers and commercial move affidavits in a calendar year.
6 As used in this paragraph, "manufactured home used for commercial
7 purposes" means a manufactured home owned by any lawfully recognized
8 business entity the primary purpose of which is to provide temporary
9 housing for the employees or contractors of such business entity.

10 F. 1. The decal shall be affixed to the manufactured home
11 license plate as evidence of the ad valorem tax paid and shall
12 remain on the license plate, which shall be affixed to the exterior
13 of the manufactured home, while the manufactured home is in transit.

14 2. It shall be a misdemeanor for any person to transport or
15 cause to be transported a manufactured home without the decal
16 affixed as required by this section or without a special waiver and
17 affidavit as provided in subsection E of this section.

18 3. The decal issued pursuant to subsection C of this section
19 shall be of such size, color, design and numbering as ~~the Tax~~
20 ~~Commission~~ Service Oklahoma may direct. The tax payment decals
21 shall be made with reflectionized material so as to provide
22 effective and dependable brighteners during the service period for
23 which the tax payment decal is issued. ~~The Tax Commission~~ Service
24 Oklahoma shall issue such tax payment decals to the various county

1 treasurers of the state in order for a manufactured home owner or
2 reposessor to move the manufactured home.

3 SECTION 233. AMENDATORY 68 O.S. 2021, Section 5302, is
4 amended to read as follows:

5 Section 5302. A. The in-lieu tax imposed in Section 5301 of
6 this title shall be evidenced by a tax stamp affixed by said dealer
7 to the Manufacturer's Certificate or Statement of Origin covering
8 each new automobile, truck, travel trailer, manufactured home,
9 recreational vehicle, motorcycle, vessel, watercraft, motorboat, or
10 other boats and motor before the dealer executes the assignment on
11 such Certificate of Origin transferring the ownership of such
12 vehicle to the purchaser. The tax stamp shall be in the amount of
13 Three Dollars and fifty cents (\$3.50).

14 B. It shall be unlawful for a licensed new vehicle,
15 manufactured home, recreational vehicle, or motorboat and vessel
16 dealer to sell or assign a Certificate of Origin to any new
17 automobile, truck, travel trailer, manufactured home, recreational
18 vehicle, motorcycle, vessel, watercraft, motorboat, or other boat or
19 motor sold by the manufacturer of such vehicle to such dealer for
20 delivery and registration in Oklahoma without his having first
21 obtained and affixed to such Certificate of Origin a proper tax
22 stamp as required by the provisions of this section, except to
23 assign such Certificate of Origin to another authorized licensed
24 dealer franchised to sell such new items of the same manufacturer.

1 C. No new automobile, manufactured home, recreational vehicle,
2 truck, travel trailer, motorcycle, vessel, watercraft, motorboat, or
3 other boat or motor shall be registered and licensed by ~~the Oklahoma~~
4 ~~Tax Commission~~ Service Oklahoma or one of its ~~motor license agents~~
5 licensed operators unless the Manufacturer's Certificate or
6 Statement of Origin covering such new vehicle, manufactured home,
7 recreational vehicle, vessel, watercraft, motorboat, or other boat
8 and motor shall have the tax stamp provided for in this section
9 affixed on such Manufacturer's Certificate or Statement of Origin.

10 SECTION 234. AMENDATORY 74 O.S. 2021, Section 85.58H, is
11 amended to read as follows:

12 Section 85.58H A. Upon written certification by the Director
13 of the Office of Management and Enterprise Services that errors and
14 omissions liability insurance for ~~motor license agents~~ licensed
15 operators and their employees is not reasonably available in the
16 private market at competitive rates, after taking into account the
17 administrative costs associated with such insurance, the Risk
18 Management Administrator pursuant to Section 85.34 of this title may
19 obtain or provide limited indemnity coverage for ~~motor license~~
20 ~~agents~~ licensed operators and the employees who are employed by such
21 ~~agents~~ licensed operators for any errors and omissions liability
22 risks arising from the performance of their official duties pursuant
23 to law. Any such certification by the Director of the Office of
24 Management and Enterprise Services shall be effective for a period

1 of two (2) years. Any such limited indemnity coverage shall be
2 obtained or provided solely from funds available in the shared risk
3 pool authorized by this section and subject to the limitations set
4 out herein. The Risk Management Administrator shall establish
5 liability limits for such errors and omissions coverage on an annual
6 basis. Any such limits shall be based on the liquidity of the
7 shared risk pool resulting from the annual payments made pursuant to
8 subsection C of this section and any interest accrued thereon, after
9 deduction of such sums as may be necessary to pay all overhead and
10 administrative expenses associated with administering the pool.

11 B. The Risk Management Administrator is authorized to determine
12 eligibility criteria for participation in the Risk Management
13 Program for such ~~motor license agents~~ licensed operators and
14 employees of such ~~agents~~ licensed operators. Any limited indemnity
15 coverage provided for errors and omissions pursuant to the
16 provisions of this subsection shall only cover errors or omissions
17 made by a ~~motor license agent~~ licensed operator or any employee of
18 such ~~agent~~ licensed operator occurring after July 1, 1990.

19 C. Except as otherwise provided in subsection G of this
20 section, ~~motor license agents~~ licensed operators shall be required
21 to make annual payments of Forty Dollars (\$40.00) per ~~motor license~~
22 ~~agent~~ licensed operator and Forty Dollars (\$40.00) per employee of
23 the ~~motor license agent~~ licensed operator for such limited indemnity
24 coverage. The Risk Management Administrator is authorized to assess

1 an additional payment per year, not to exceed Forty Dollars (\$40.00)
2 per ~~motor license agent~~ licensed operator and per employee of such
3 ~~agent~~ licensed operator, if the shared risk pool resulting from the
4 payment of the fees made pursuant to this subsection is not adequate
5 to cover any liability incurred.

6 D. Requests for the limited indemnity coverage provided
7 pursuant to the provisions of this section shall be submitted in
8 writing to the Risk Management Administrator by the ~~motor license~~
9 ~~agents~~ licensed operators.

10 E. All fees collected in accordance with the provisions of this
11 section shall be deposited in the Oklahoma ~~Motor License Agent~~
12 Licensed Operator Indemnity Fund.

13 F. In providing risk management services for any ~~motor license~~
14 ~~agent~~ licensed operator or employee of such ~~agent~~ licensed operator,
15 it is the intention of the Legislature to provide limited
16 indemnification of ~~motor license agents~~ licensed operators or
17 employees of such ~~agents~~ licensed operators for errors and
18 omissions, solely to the extent of assets in the shared risk pool
19 created by this section. The State of Oklahoma is not liable,
20 directly or indirectly, for the errors and omissions of any ~~motor~~
21 ~~license agent~~ licensed operator or any employee of such ~~agent~~
22 licensed operator in the performance of official duties pursuant to
23 law. The Risk Management Administrator shall determine the extent
24 of indemnification for losses incurred by any such ~~motor license~~

1 ~~agent~~ licensed operator or employee of such ~~agent~~ licensed operator
2 based upon the liquidity of the shared risk pool.

3 G. The Risk Management Administrator is authorized to establish
4 a system under which the extent of indemnity coverage may be
5 extended or reduced based upon an increase or decrease in the amount
6 of the payment required in subsection C of this section. Said
7 system shall only be established when the liquidity of the shared
8 risk pool is such that the system is feasible in the judgment of the
9 Administrator. Upon establishment of such a system, a ~~motor license~~
10 ~~agent~~ licensed operator may elect to increase or decrease the amount
11 of the payment required in subsection C of this section and
12 correspondingly extend or reduce coverage for losses incurred by the
13 ~~motor license~~ ~~agent~~ licensed operator or employee of such ~~agent~~
14 licensed operator.

15 SECTION 235. REPEALER 47 O.S. 2021, Sections 6-107.4, 6-
16 107.5 and 1140.1, are hereby repealed.

17 SECTION 236. It being immediately necessary for the
18 preservation of the public peace, health or safety, an emergency is
19 hereby declared to exist, by reason whereof this act shall take
20 effect and be in full force from and after its passage and approval.

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