

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1196 By: Howard of the Senate
3 and
4 Kannady of the House
5
6

7 Act relating to multiple versions of statutes;
8 amending, merging, consolidating, and repealing
9 multiple versions of statutes; repealing 12 O.S.
10 2021, Section 1439, as last amended by Section 15,
11 Chapter 190, O.S.L. 2022 (12 O.S. Supp. 2022, Section
12 1439); amending 22 O.S. 2021, Section 18, as last
13 amended by Section 1, Chapter 50, O.S.L. 2022 (22
14 O.S. Supp. 2022, Section 18); repealing 22 O.S. 2021,
15 Section 18, as last amended by Section 1, Chapter
16 143, O.S.L. 2022 (22 O.S. Supp. 2022, Section 18) * *
17 * amending 51 O.S. 2021, Section 152, as last amended
18 by Section 18, Chapter 228, O.S.L. 2022 (51 O.S.
19 Supp. 2022, Section 152); repealing 51 O.S. 2021,
20 Section 152, as last amended by Section 1, Chapter
21 183, O.S.L. 2022 (51 O.S. Supp. 2022, Section 152);
22 amending 51 O.S. 2021, Section 255, as last amended
23 by Section 12, Chapter 321, O.S.L. 2022 (51 O.S.
24 Supp. 2022, Section 255); repealing 51 O.S. 2021,
Section 255, as last amended by Section 16, Chapter
190, O.S.L. 2022 (51 O.S. Supp. 2022, Section 255) *
* * amending 74 O.S. 2021, Section 18b, as last
amended by Section 1, Chapter 100, O.S.L. 2022 (74
O.S. Supp. 2022, Section 18b); repealing 74 O.S.
2021, Section 18b, as last amended by Section 1,
Chapter 296, O.S.L. 2022 (74 O.S. Supp. 2022, Section
18b); amending 82 O.S. 2021, Section 1085.30, as last
amended by Section 6, Chapter 185, O.S.L. 2022 (82
O.S. Supp. 2022, Section 1085.30); repealing 82 O.S.
2021, Section 1085.30, as last amended by Section 4,
Chapter 113, O.S.L. 2022 (82 O.S. Supp. 2022, Section
1085.30); and declaring an emergency.

1 AUTHOR: Remove Representative Kannady as principal House author and
2 substitute with Representative Echols

3 AMENDMENT NO. 1. Strike the title, enacting clause, and entire bill
4 and insert:

5
6 "An Act relating to officers; amending 51 O.S. 2021,
7 Section 6, which relates to dual office holding;
8 adding exemptions; and declaring an emergency.

9
10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. AMENDATORY 51 O.S. 2021, Section 6, is
12 amended to read as follows:

13 Section 6. A. Except as may be otherwise provided, no person
14 holding an office under the laws of the state and no deputy of any
15 officer so holding any office shall, during the person's term of
16 office, hold any other office or be the deputy of any officer
17 holding any office, under the laws of the state. The provisions of
18 this section shall not apply to:

- 19 1. Notaries public;
20 2. Members of the State Textbook Committee;
21 3. County free fair board members;
22 4. Municipal and county law enforcement officers serving in
23 positions as law enforcement officers of both such governmental
24 entities upon such terms and conditions as are mutually approved by

1 resolutions adopted by the board of county commissioners and
2 governing body of the municipality employing such officers;

3 5. Any person holding a county or municipal office or position,
4 or membership on any public trust authority, who is a member of a
5 board or commission that relates to federal, state, county or
6 municipal government and is created by the United States government,
7 the State of Oklahoma or a political subdivision of the state,
8 except where the duties of the offices or positions conflict;

9 6. Any elected municipal officers and school board members who
10 are appointed to a state board, commission, or similar entity if
11 there is no compensation for such services other than reimbursement
12 for necessary travel expenses pursuant to the provisions of the
13 State Travel Reimbursement Act;

14 7. Any trustee of a public trust, who is appointed as a trustee
15 of a different public trust or any trustee of the Tulsa County
16 Public Facilities Authority who may also be employed by the
17 Department of Transportation;

18 8. Law enforcement officers employed by municipal or county law
19 enforcement departments or agencies, other than those law
20 enforcement officers elected or appointed as sheriff, chief of
21 police or some similar position in which they are the head of a
22 county or municipal law enforcement agency, who are elected to local
23 boards of education; provided, the provisions of this paragraph
24 shall not prohibit any law enforcement officer employed by a

1 municipality having a population of ten thousand (10,000) or fewer
2 people from serving as a member of a local board of education;

3 9. Any member of the Oklahoma Highway Patrol Division of the
4 Department of Public Safety who is elected to a local board of
5 education;

6 10. Any employee of the Oklahoma State Bureau of Investigation
7 who is elected to a local board of education;

8 11. Any District Supervisor, Assistant District Supervisor,
9 Team Supervisor, Parole Officer 1 or Parole Officer 2 of the
10 Department of Corrections who is elected or appointed to a city
11 council;

12 12. Any trustee or director of a rural electric cooperative, or
13 port authority who is appointed or elected to a state, county or
14 municipal board, commission or similar entity;

15 13. County employees who are elected as members of town or city
16 councils;

17 14. Municipal, county, state or tribal law enforcement or peace
18 officers operating under cross-deputization agreements with an
19 Indian tribe or branch of the federal government;

20 15. Municipal or county law enforcement or peace officers
21 serving in positions as campus police officers or campus public
22 safety officers pursuant to the provisions of the Oklahoma Campus
23 Security Act, upon such terms and conditions as are mutually
24 approved by resolution adopted by the governing body of the

1 municipality or county and the governing board of the institution of
2 higher education;

3 16. State law enforcement or peace officers serving in
4 positions as campus police officers or campus public safety officers
5 pursuant to the provisions of the Oklahoma Campus Security Act, upon
6 such terms and conditions as are mutually approved by written
7 agreement between the Commissioner of Public Safety and the
8 governing board of the institution of higher education;

9 17. Municipal, county and state law enforcement officers
10 serving in positions as part-time or seasonal rangers or peace
11 officers under the Oklahoma Tourism and Recreation Department or the
12 Grand River Dam Authority;

13 18. Members of the University Hospitals Authority;

14 19. Any person holding a state or county office or position who
15 is a reserve force deputy sheriff, or a reserve special agent with
16 the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
17 or a reserve municipal police officer;

18 20. Any person holding a state office or position who serves as
19 a special assistant district attorney without compensation;

20 21. Any elected or appointed member of a local school board who
21 is a member of a municipal planning commission;

22 22. Any elected or appointed member of a local school board who
23 is a member or an officer of a volunteer fire department;

24

1 23. Directors or officers of a rural water district and chiefs
2 of municipal fire departments or rural fire districts who are
3 appointed or elected to an unsalaried office in a state, county,
4 municipal, school, or technology center school board, commission, or
5 similar entity, except where the duties of the office would create a
6 conflict of interest;

7 24. Any person who is a dispatcher or confinement officer at a
8 municipal or county jail who is a noncompensated reserve municipal
9 police officer or a reserve deputy sheriff;

10 25. Any person who is an assistant district attorney serving as
11 a municipal judge or prosecutor;

12 26. Any park ranger under the Oklahoma Tourism and Recreation
13 Department or any game warden or reserve game warden employed by the
14 Department of Wildlife Conservation who is elected or appointed to a
15 local board of education or to a municipal governing body, board,
16 commission or similar entity;

17 27. Members of the Oklahoma State University Medical Center
18 Authority, the Oklahoma State University Medical Trust or the State
19 Board of Osteopathic Examiners;

20 28. Any member of the state Legislature or any state officer
21 who serves on the board of trustees of the Oklahoma School for the
22 Visual and Performing Arts;

23 29. Members of the Council on Judicial Complaints; ~~and~~

24

1 30. Any person who is a state employee but not a member of the
2 state military forces, including district attorneys, assistant
3 district attorneys, district court judges, associate district court
4 judges and special judges, when detailed as a military trial judge
5 pursuant to Section 826 of Title 44 of the Oklahoma Statutes or when
6 serving as an appellate military judge pursuant to Section 866 of
7 Title 44 of the Oklahoma Statutes when the Military Court of Appeals
8 is convened. The rules of procedure prescribed by the State Judge
9 Advocate pursuant to subsection L of Section 866 of Title 44 of the
10 Oklahoma Statutes shall define what constitutes the Military Court
11 of Appeals being "convened" for purposes of this paragraph.

12 The provisions of this section shall not prohibit any person
13 holding an office under the laws of the state or any deputy of any
14 officer so holding any office from serving upon the board of
15 Oklahoma Futures or upon the board of directors of the Oklahoma
16 Center for the Advancement of Science and Technology. The
17 provisions of this section shall not prohibit a member of the board
18 of directors of the Oklahoma Center for the Advancement of Science
19 and Technology from serving upon the board of Oklahoma Futures;

20 31. Any person serving as the Commissioner of Agriculture and
21 appointed as a Secretary in the cabinet of the Governor; and

22 32. Any person who is a member of a governing board or body of
23 an institution of higher education and appointed as a Secretary in
24 the cabinet of the Governor.

1 B. Except as provided in subsection C of this section,
2 salaries, emoluments or benefits that would otherwise be paid by the
3 agency or political subdivision to a loaned employee or officer
4 shall instead be paid to the regular employer of such employee. The
5 loaned employee shall in turn be paid regular salary and benefits
6 the same as if continuing regular employment with the permanent
7 employer.

8 C. Any person excepted pursuant to paragraph 30 of subsection A
9 of this section, when retained as a military trial judge or when
10 serving as a military appellate judge when the Military Court of
11 Appeals is convened, shall be entitled to military judicial leave in
12 accordance with Section 209 of Title 44 of the Oklahoma Statutes.

13 SECTION 2. It being immediately necessary for the preservation
14 of the public peace, health or safety, an emergency is hereby
15 declared to exist, by reason whereof this act shall take effect and
16 be in full force from and after its passage and approval."

17
18
19
20
21
22
23
24

1 ENGROSSED SENATE
2 BILL NO. 1196

By: Howard of the Senate

3 and

4 Kannady of the House

5
6 Act relating to multiple versions of statutes;
7 amending, merging, consolidating, and repealing
8 multiple versions of statutes; repealing 12 O.S.
9 2021, Section 1439, as last amended by Section 15,
10 Chapter 190, O.S.L. 2022 (12 O.S. Supp. 2022, Section
11 1439); amending 22 O.S. 2021, Section 18, as last
12 amended by Section 1, Chapter 50, O.S.L. 2022 (22
13 O.S. Supp. 2022, Section 18); repealing 22 O.S. 2021,
14 Section 18, as last amended by Section 1, Chapter
15 143, O.S.L. 2022 (22 O.S. Supp. 2022, Section 18);
16 amending 22 O.S. 2021, Section 60.1, as last amended
17 by Section 5, Chapter 318, O.S.L. 2022 (22 O.S. Supp.
18 2022, Section 60.1); repealing 22 O.S. 2021, Section
19 60.1, as last amended by Section 2, Chapter 246,
20 O.S.L. 2022 (22 O.S. Supp. 2022, Section 60.1);
21 repealing 26 O.S. 2021, Section 4-120.2, as last
22 amended by Section 19, Chapter 282, O.S.L. 2022 (26
23 O.S. Supp. 2022, Section 4-120.2); amending 26 O.S.
24 2021, Section 14-101.1, as last amended by Section 4,
Chapter 291, O.S.L. 2022 (26 O.S. Supp. 2022, Section
14-101.1); repealing 26 O.S. 2021, Section 14-101.1,
as last amended by Section 2, Chapter 83, O.S.L. 2022
(26 O.S. Supp. 2022, Section 14-101.1); amending 26
O.S. 2021, Section 14-115, as last amended by Section
1, Chapter 305, O.S.L. 2022 (26 O.S. Supp. 2022,
Section 14-115); repealing 26 O.S. 2021, Section 14-
115, as last amended by Section 4, Chapter 292,
O.S.L. 2022 (26 O.S. Supp. 2022, Section 14-115);
amending 26 O.S. 2021, Section 14-115.1, as last
amended by Section 2, Chapter 305, O.S.L. 2022 (26
O.S. Supp. 2022, Section 14-115.1); repealing 26 O.S.
2021, Section 14-115.1, as last amended by Section 5,
Chapter 292, O.S.L. 2022 (26 O.S. Supp. 2022, Section
14-115.1); amending 26 O.S. 2021, Section 14-115.6,
as last amended by Section 6, Chapter 292, O.S.L.
2022 (26 O.S. Supp. 2022, Section 14-115.6);
repealing 26 O.S. 2021, Section 14-115.6, as last

1 amended by Section 3, Chapter 305, O.S.L. 2022 (26
2 O.S. Supp. 2022, Section 14-115.6); amending 27A O.S.
3 2021, Section 2-6-103, as amended by Section 5,
4 Chapter 185, O.S.L. 2022; repealing 27A O.S. 2021,
5 Section 2-6-103, as last amended by Section 2,
6 Chapter 113, O.S.L. 2022 (27A O.S. Supp. 2022,
7 Section 2-6-103); amending 47 O.S. 2021, Section 6-
8 101, as last amended by Section 37, Chapter 282,
9 O.S.L. 2022 (47 O.S. Supp. 2022, Section 6-101);
10 repealing 47 O.S. 2021, Section 6-101, as last
11 amended by Section 1, Chapter 263, O.S.L. 2022 (47
12 O.S. Supp. 2022, Section 6-101); amending 47 O.S.
13 2021, Section 6-102, as last amended by Section 10,
14 Chapter 132, O.S.L. 2022 (47 O.S. Supp. 2022, Section
15 6-102); repealing 47 O.S. 2021, Section 6-102, as
16 last amended by Section 39, Chapter 282, O.S.L. 2022
17 (47 O.S. Supp. 2022, Section 6-102); amending 47 O.S.
18 2021, Section 6-105.3, as last amended by Section 44,
19 Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
20 6-105.3); repealing 47 O.S. 2021, Section 6-105.3, as
21 last amended by Section 1, Chapter 65, O.S.L. 2022
22 (47 O.S. Supp. 2022, Section 6-105.3); amending 47
23 O.S. 2021, Section 6-111, as last amended by Section
24 53, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022,
Section 6-111); repealing 47 O.S. 2021, Section 6-
111, as last amended by Section 1, Chapter 200,
O.S.L. 2022 (47 O.S. Supp. 2022, Section 6-111);
amending 47 O.S. 2021, Section 6-205.2, as last
amended by Section 2, Chapter 409, O.S.L. 2022 (47
O.S. Supp. 2022, Section 6-205.2); repealing 47 O.S.
2021, Section 6-205.2, as last amended by Section 1,
Chapter 175, O.S.L. 2022 (47 O.S. Supp. 2022, Section
6-205.2); repealing 47 O.S. 2021, Section 6-205.2, as
last amended by Section 68, Chapter 282, O.S.L. 2022
(47 O.S. Supp. 2022, Section 6-205.2); amending 47
O.S. 2021, Section 6-211, as last amended by Section
2, Chapter 376, O.S.L. 2022 (47 O.S. Supp. 2022,
Section 6-211); repealing 47 O.S. 2021, Section 6-
211, as last amended by Section 72, Chapter 282,
O.S.L. 2022 (47 O.S. Supp. 2022, Section 6-211);
amending 47 O.S. 2021, Section 584, as last amended
by Section 4, Chapter 192, O.S.L. 2022 (47 O.S. Supp.
2022, Section 584); repealing 47 O.S. 2021, Section
584, as last amended by Section 5, Chapter 107,
O.S.L. 2022 (47 O.S. Supp. 2022, Section 584);
amending 47 O.S. 2021, Section 1102, as last amended
by Section 106, Chapter 282, O.S.L. 2022 (47 O.S.

1 Supp. 2022, Section 1102); repealing 47 O.S. 2021,
2 Section 1102, as last amended by Section 19, Chapter
3 107, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1102);
4 amending 47 O.S. 2021, Section 1104, as last amended
5 by Section 1, Chapter 363, O.S.L. 2022 (47 O.S. Supp.
6 2022, Section 1104); repealing 47 O.S. 2021, Section
7 1104, as last amended by Section 107, Chapter 282,
8 O.S.L. 2022 (47 O.S. Supp. 2022, Section 1104);
9 amending 47 O.S. 2021, Section 1105, as last amended
10 by Section 110, Chapter 282, O.S.L. 2022 (47 O.S.
11 Supp. 2022, Section 1105); repealing 47 O.S. 2021,
12 Section 1105, as last amended by Section 1, Chapter
13 47, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1105);
14 amending 47 O.S. 2021, Section 1105A, as last amended
15 by Section 113, Chapter 282, O.S.L. 2022 (47 O.S.
16 Supp. 2022, Section 1105A); repealing 47 O.S. 2021,
17 Section 1105A, as last amended by Section 1, Chapter
18 179, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1105A);
19 amending 47 O.S. 2021, Section 1107, as last amended
20 by Section 115, Chapter 282, O.S.L. 2022 (47 O.S.
21 Supp. 2022, Section 1107); repealing 47 O.S. 2021,
22 Section 1107, as last amended by Section 20, Chapter
23 107, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1107);
24 amending 47 O.S. 2021, Section 1110, as last amended
by Section 122, Chapter 282, O.S.L. 2022 (47 O.S.
Supp. 2022, Section 1110); repealing 47 O.S. 2021,
Section 1110, as last amended by Section 1, Chapter
204, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1110);
amending 47 O.S. 2021, Section 1113, as last amended
by Section 127, Chapter 282, O.S.L. 2022 (47 O.S.
Supp. 2022, Section 1113); repealing 47 O.S. 2021,
Section 1113, as last amended by Section 3, Chapter
214, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1113);
amending 47 O.S. 2021, Section 1128, as last amended
by Section 142, Chapter 282, O.S.L. 2022 (47 O.S.
Supp. 2022, Section 1128); repealing 47 O.S. 2021,
Section 1128, as last amended by Section 21, Chapter
107, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1128);
amending 47 O.S. 2021, Section 1132, as last amended
by Section 146, Chapter 282, O.S.L. 2022 (47 O.S.
Supp. 2022, Section 1132); repealing 47 O.S. 2021,
Section 1132, as last amended by Section 14, Chapter
228, O.S.L. 2022 (47 O.S. Supp. 2022, Section 1132);
amending 47 O.S. 2021, Section 1135.1, as last
amended by Section 1, Chapter 392, O.S.L. 2022 (47
O.S. Supp. 2022, Section 1135.1); repealing 47 O.S.
2021, Section 1135.1, as last amended by Section 160,

1 Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
2 1135.1); repealing 47 O.S. 2021, Section 1135.1, as
3 amended by Section 2, Chapter 188, O.S.L. 2021;
4 amending 47 O.S. 2021, Section 1135.2, as last
5 amended by Section 161, Chapter 282, O.S.L. 2022 (47
6 O.S. Supp. 2022, Section 1135.2); repealing 47 O.S.
7 2021, Section 1135.2, as last amended by Section 2,
8 Chapter 397, O.S.L. 2022 (47 O.S. Supp. 2022, Section
9 1135.2); repealing 47 O.S. 2021, Section 1135.2, as
10 last amended by Section 2, Chapter 392, O.S.L. 2022
11 (47 O.S. Supp. 2022, Section 1135.2); repealing 47
12 O.S. 2021, Section 1135.2, as amended by Section 3,
13 Chapter 188, O.S.L. 2021; amending 47 O.S. 2021,
14 Section 1135.3, as amended by Section 162, Chapter
15 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
16 1135.3); repealing 47 O.S. 2021, Section 1135.3, as
17 amended by Section 5, Chapter 276, O.S.L. 2021;
18 repealing 47 O.S. 2021, Section 1135.3, as amended by
19 Section 4, Chapter 188, O.S.L. 2021; amending 47 O.S.
20 2021, Section 1135.4, as last amended by Section 163,
21 Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
22 1135.4); repealing 47 O.S. 2021, Section 1135.4, as
23 last amended by Section 3, Chapter 392, O.S.L. 2022
24 (47 O.S. Supp. 2022, Section 1135.4); repealing 47
O.S. 2021, Section 1135.4, as amended by Section 5,
Chapter 188, O.S.L. 2021; amending 47 O.S. 2021,
Section 1135.5, as last amended by Section 164,
Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
1135.5); repealing 47 O.S. 2021, Section 1135.5, as
amended by Section 4, Chapter 143, O.S.L. 2021;
repealing 47 O.S. 2021, Section 1135.5, as amended by
Section 6, Chapter 188, O.S.L. 2021; repealing 47
O.S. 2021, Section 1135.5, as amended by Section 7,
Chapter 276, O.S.L. 2021; repealing 47 O.S. 2021,
Section 1135.5, as last amended by Section 3, Chapter
397, O.S.L. 2022 (47 O.S. Supp. 2022, Section
1135.5); repealing 47 O.S. 2021, Section 1135.6, as
amended by Section 7, Chapter 188, O.S.L. 2021;
amending 47 O.S. 2021, Section 1135.7, as amended by
Section 166, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
2022, Section 1135.7); repealing 47 O.S. 2021,
Section 1135.7, as amended by Section 8, Chapter 188,
O.S.L. 2021; repealing 47 O.S. 2021, Section 1135.7,
as amended by Section 9, Chapter 276, O.S.L. 2021;
amending 47 O.S. 2021, Section 1137.1, as last
amended by Section 22, Chapter 107, O.S.L. 2022 (47
O.S. Supp. 2022, Section 1137.1); repealing 47 O.S.

1 2021, Section 1137.1, as last amended by Section 170,
2 Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
3 1137.1); repealing 47 O.S. 2021, Section 1141.1, as
4 last amended by Section 16, Chapter 228, O.S.L. 2022
5 (47 O.S. Supp. 2022, Section 1141.1); amending 47
6 O.S. 2021, Section 1151, as last amended by Section
7 189, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022,
8 Section 1151); repealing 47 O.S. 2021, Section 1151,
9 as last amended by Section 2, Chapter 221, O.S.L.
10 2022 (47 O.S. Supp. 2022, Section 1151); amending 51
11 O.S. 2021, Section 152, as last amended by Section
12 18, Chapter 228, O.S.L. 2022 (51 O.S. Supp. 2022,
13 Section 152); repealing 51 O.S. 2021, Section 152, as
14 last amended by Section 1, Chapter 183, O.S.L. 2022
15 (51 O.S. Supp. 2022, Section 152); amending 51 O.S.
16 2021, Section 255, as last amended by Section 12,
17 Chapter 321, O.S.L. 2022 (51 O.S. Supp. 2022, Section
18 255); repealing 51 O.S. 2021, Section 255, as last
19 amended by Section 16, Chapter 190, O.S.L. 2022 (51
20 O.S. Supp. 2022, Section 255); amending 59 O.S. 2021,
21 Section 15.1A, as last amended by Section 1, Chapter
22 26, O.S.L. 2022 (59 O.S. Supp. 2022, Section 15.1A);
23 repealing 59 O.S. 2021, Section 15.1A, as last
24 amended by Section 1, Chapter 22, O.S.L. 2022 (59
O.S. Supp. 2022, Section 15.1A); amending 61 O.S.
2021, Section 60, as last amended by Section 6,
Chapter 238, O.S.L. 2022 (61 O.S. Supp. 2022, Section
60); repealing 61 O.S. 2021, Section 60, as last
amended by Section 1, Chapter 223, O.S.L. 2022 (61
O.S. Supp. 2022, Section 60); amending 61 O.S. 2021,
Section 202, as last amended by Section 28, Chapter
238, O.S.L. 2022 (61 O.S. Supp. 2022, Section 202);
repealing 61 O.S. 2021, Section 202, as last amended
by Section 3, Chapter 223, O.S.L. 2022 (61 O.S. Supp.
2022, Section 202); amending 62 O.S. 2021, Section
3103, as last amended by Section 1, Chapter 255,
O.S.L. 2022 (62 O.S. Supp. 2022, Section 3103);
repealing 62 O.S. 2021, Section 3103, as last amended
by Section 1, Chapter 96, O.S.L. 2022 (62 O.S. Supp.
2022, Section 3103); repealing 62 O.S. 2021, Section
3103, as last amended by Section 1, Chapter 232,
O.S.L. 2022 (62 O.S. Supp. 2022, Section 3103);
repealing 62 O.S. 2021, Section 3103, as last amended
by Section 1, Chapter 306, O.S.L. 2022 (62 O.S. Supp.
2022, Section 3103); amending 63 O.S. 2021, Section
1-311, as last amended by Section 1, Chapter 87,
O.S.L. 2022 (63 O.S. Supp. 2022, Section 1-311);

1 repealing 63 O.S. 2021, Section 1-311, as last
2 amended by Section 1, Chapter 215, O.S.L. 2022 (63
3 O.S. Supp. 2022, Section 1-311); amending 63 O.S.
4 2021, Section 1-317, as last amended by Section 1,
5 Chapter 184, O.S.L. 2022 (63 O.S. Supp. 2022, Section
6 1-317); repealing 63 O.S. 2021, Section 1-317, as
7 last amended by Section 36, Chapter 228, O.S.L. 2022
8 (63 O.S. Supp. 2022, Section 1-317); amending 63 O.S.
9 2021, Section 427.3, as last amended by Section 8,
10 Chapter 251, O.S.L. 2022 (63 O.S. Supp. 2022, Section
11 427.3); repealing 63 O.S. 2021, Section 427.3, as
12 last amended by Section 1, Chapter 342, O.S.L. 2022
13 (63 O.S. Supp. 2022, Section 427.3); amending 63 O.S.
14 2021, Section 427.4, as last amended by Section 9,
15 Chapter 251, O.S.L. 2022 (63 O.S. Supp. 2022, Section
16 427.4); repealing 63 O.S. 2021, Section 427.4, as
17 last amended by Section 32, Chapter 228, O.S.L. 2022
18 (63 O.S. Supp. 2022, Section 427.4); amending 63 O.S.
19 2021, Section 427.16, as last amended by Section 16,
20 Chapter 251, O.S.L. 2022 (63 O.S. Supp. 2022, Section
21 427.16); repealing 63 O.S. 2021, Section 427.16, as
22 last amended by Section 34, Chapter 228, O.S.L. 2022
23 (63 O.S. Supp. 2022, Section 427.16); amending 63
24 O.S. 2021, Section 427.17, as last amended by Section
1, Chapter 351, O.S.L. 2022 (63 O.S. Supp. 2022,
Section 427.17); repealing 63 O.S. 2021, Section
427.17, as last amended by Section 1, Chapter 353,
O.S.L. 2022 (63 O.S. Supp. 2022, Section 427.17);
amending 63 O.S. 2021, Section 427.18, as last
amended by Section 2, Chapter 141, O.S.L. 2022 (63
O.S. Supp. 2022, Section 427.18); repealing 63 O.S.
2021, Section 427.18, as last amended by Section 18,
Chapter 251, O.S.L. 2022 (63 O.S. Supp. 2022, Section
427.18); amending 68 O.S. 2021, Section 1353, as last
amended by Section 3, Chapter 412, O.S.L. 2022 (68
O.S. Supp. 2022, Section 1353); repealing 68 O.S.
2021, Section 1353, as last amended by Section 1,
Chapter 240, O.S.L. 2022 (68 O.S. Supp. 2022, Section
1353); amending 68 O.S. 2021, Section 1356, as last
amended by Section 1, Chapter 314, O.S.L. 2022 (68
O.S. Supp. 2022, Section 1356); repealing 68 O.S.
2021, Section 1356, as last amended by Section 1,
Chapter 295, O.S.L. 2022 (68 O.S. Supp. 2022, Section
1356); repealing 68 O.S. 2021, Section 1356, as last
amended by Section 1, Chapter 394, O.S.L. 2022 (68
O.S. Supp. 2022, Section 1356); amending 68 O.S.
2021, Section 2101, as last amended by Section 235,

1 Chapter 282, O.S.L. 2022 (68 O.S. Supp. 2022, Section
2 2101); repealing 68 O.S. 2021, Section 2101, as last
3 amended by Section 23, Chapter 107, O.S.L. 2022 (68
4 O.S. Supp. 2022, Section 2101); amending 68 O.S.
5 2021, Section 2358, as last amended by Section 2,
6 Chapter 341, O.S.L. 2022 (68 O.S. Supp. 2022, Section
7 2358); repealing 68 O.S. 2021, Section 2358, as last
8 amended by Section 1, Chapter 377, O.S.L. 2022 (68
9 O.S. Supp. 2022, Section 2358); amending 70 O.S.
10 2021, Section 6-122.3, as last amended by Section 1,
11 Chapter 121, O.S.L. 2022 (70 O.S. Supp. 2022, Section
12 6-122.3); repealing 70 O.S. 2021, Section 6-122.3, as
13 last amended by Section 1, Chapter 220, O.S.L. 2022
14 (70 O.S. Supp. 2022, Section 6-122.3); amending 70
15 O.S. 2021, Section 6-187, as last amended by Section
16 49, Chapter 228, O.S.L. 2022 (70 O.S. Supp. 2022,
17 Section 6-187); repealing 70 O.S. 2021, Section 6-
18 187, as last amended by Section 4, Chapter 220,
19 O.S.L. 2022 (70 O.S. Supp. 2022, Section 6-187);
20 amending 70 O.S. 2021, Section 11-103.6, as last
21 amended by Section 51, Chapter 228, O.S.L. 2022 (70
22 O.S. Supp. 2022, Section 11-103.6); repealing 70 O.S.
23 2021, Section 11-103.6, as last amended by Section 1,
24 Chapter 122, O.S.L. 2022 (70 O.S. Supp. 2022, Section
11-103.6); amending 70 O.S. 2021, Section 3247, as
last amended by Section 1, Chapter 23, O.S.L. 2022
(70 O.S. Supp. 2022, Section 3247); repealing 70 O.S.
2021, Section 3247, as last amended by Section 1,
Chapter 210, O.S.L. 2022 (70 O.S. Supp. 2022, Section
3247); amending 74 O.S. 2021, Section 18b, as last
amended by Section 1, Chapter 100, O.S.L. 2022 (74
O.S. Supp. 2022, Section 18b); repealing 74 O.S.
2021, Section 18b, as last amended by Section 1,
Chapter 296, O.S.L. 2022 (74 O.S. Supp. 2022, Section
18b); amending 82 O.S. 2021, Section 1085.30, as last
amended by Section 6, Chapter 185, O.S.L. 2022 (82
O.S. Supp. 2022, Section 1085.30); repealing 82 O.S.
2021, Section 1085.30, as last amended by Section 4,
Chapter 113, O.S.L. 2022 (82 O.S. Supp. 2022, Section
1085.30); and declaring an emergency.

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

1 SECTION 3. REPEALER 12 O.S. 2021, Section 1439, as last
2 amended by Section 15, Chapter 190, O.S.L. 2022 (12 O.S. Supp. 2022,
3 Section 1439), is hereby repealed.

4 SECTION 4. AMENDATORY 22 O.S. 2021, Section 18, as last
5 amended by Section 1, Chapter 50, O.S.L. 2022 (22 O.S. Supp. 2022,
6 Section 18), is amended to read as follows:

7 Section 18. A. Persons authorized to file a motion for
8 expungement, as provided herein, must be within one of the following
9 categories:

10 1. The person has been acquitted;

11 2. The conviction was reversed with instructions to dismiss by
12 an appellate court of competent jurisdiction, or an appellate court
13 of competent jurisdiction reversed the conviction and the
14 prosecuting agency subsequently dismissed the charge;

15 3. The factual innocence of the person was established by the
16 use of deoxyribonucleic acid (DNA) evidence subsequent to
17 conviction, including a person who has been released from prison at
18 the time innocence was established;

19 4. The person has received a full pardon by the Governor for
20 the crime for which the person was sentenced;

21 5. The person was arrested and no charges of any type,
22 including charges for an offense different than that for which the
23 person was originally arrested, are filed and the statute of
24

1 limitations has expired or the prosecuting agency has declined to
2 file charges;

3 6. The person was under eighteen (18) years of age at the time
4 the offense was committed and the person has received a full pardon
5 for the offense;

6 7. The person was charged with one or more misdemeanor or
7 felony crimes, all charges have been dismissed, the person has never
8 been convicted of a felony, no misdemeanor or felony charges are
9 pending against the person and the statute of limitations for
10 refiling the charge or charges has expired or the prosecuting agency
11 confirms that the charge or charges will not be refiled; provided,
12 however, this category shall not apply to charges that have been
13 dismissed following the completion of a deferred judgment or delayed
14 sentence;

15 8. The person was charged with a misdemeanor, the charge was
16 dismissed following the successful completion of a deferred judgment
17 or delayed sentence, the person has never been convicted of a
18 felony, no misdemeanor or felony charges are pending against the
19 person and at least one (1) year has passed since the charge was
20 dismissed;

21 9. The person was charged with a nonviolent felony offense not
22 listed in Section 571 of Title 57 of the Oklahoma Statutes, the
23 charge was dismissed following the successful completion of a
24 deferred judgment or delayed sentence, the person has never been

1 convicted of a felony, no misdemeanor or felony charges are pending
2 against the person and at least five (5) years have passed since the
3 charge was dismissed;

4 10. The person was convicted of a misdemeanor offense, the
5 person was sentenced to a fine of less than Five Hundred One Dollars
6 (\$501.00) without a term of imprisonment or a suspended sentence,
7 the fine has been paid or satisfied by time served in lieu of the
8 fine, the person has not been convicted of a felony and no felony or
9 misdemeanor charges are pending against the person;

10 11. The person was convicted of a misdemeanor offense, the
11 person was sentenced to a term of imprisonment, a suspended sentence
12 or a fine in an amount greater than Five Hundred Dollars (\$500.00),
13 the person has not been convicted of a felony, no felony or
14 misdemeanor charges are pending against the person and at least five
15 (5) years have passed since the end of the last misdemeanor
16 sentence;

17 12. The person was convicted of a nonviolent felony offense not
18 listed in Section 571 of Title 57 of the Oklahoma Statutes, the
19 person has not been convicted of any other felony, the person has
20 not been convicted of a separate misdemeanor in the last seven (7)
21 years, no felony or misdemeanor charges are pending against the
22 person and at least five (5) years have passed since the completion
23 of the sentence for the felony conviction;

24

1 13. The person was convicted of not more than two felony
2 offenses, none of which is a felony offense listed in Section 13.1
3 of Title 21 of the Oklahoma Statutes or any offense that would
4 require the person to register pursuant to the provisions of the Sex
5 Offenders Registration Act, no felony or misdemeanor charges are
6 pending against the person, and at least ten (10) years have passed
7 since the completion of the sentence for the felony conviction;

8 14. The person was charged with not more than two felony
9 offenses and the charges were dismissed following the successful
10 completion of a deferred judgment or delayed sentence, none of which
11 were felony offenses listed in Section 13.1 of Title 21 of the
12 Oklahoma Statutes or would require the person to register pursuant
13 to the provisions of the Sex Offenders Registration Act, no felony
14 or misdemeanor charges are pending against the person, and at least
15 ten (10) years have passed since the charges were dismissed;

16 15. The person has been charged or arrested or is the subject
17 of an arrest warrant for a crime that was committed by another
18 person who has appropriated or used the person's name or other
19 identification without the person's consent or authorization; or

20 16. The person was convicted of a nonviolent felony offense not
21 listed in Section 571 of Title 57 of the Oklahoma Statutes which was
22 subsequently reclassified as a misdemeanor under Oklahoma law, the
23 person is not currently serving a sentence for a crime in this state
24 or another state, at least thirty (30) days have passed since the

1 completion or commutation of the sentence for the crime that was
2 reclassified as a misdemeanor, any restitution ordered by the court
3 to be paid by the person has been satisfied in full, and any
4 treatment program ordered by the court has been successfully
5 completed by the person, including any person who failed a treatment
6 program which resulted in an accelerated or revoked sentence that
7 has since been successfully completed by the person or the person
8 can show successful completion of a treatment program at a later
9 date. Persons seeking an expungement of records under the
10 provisions of this paragraph may utilize the expungement forms
11 provided in Section 18a of this title.

12 B. For purposes of Section 18 et seq. of this title,
13 "expungement" shall mean the sealing of criminal records, as well as
14 any public civil record, involving actions brought by and against
15 the State of Oklahoma arising from the same arrest, transaction or
16 occurrence.

17 C. Beginning three (3) years after the effective date of this
18 act and subject to the availability of funds, individuals with clean
19 slate eligible cases shall be eligible to have their criminal
20 records sealed automatically. For purposes of Section 18 et seq. of
21 this title, "clean slate eligible case" shall mean a case where each
22 charge within the case is pursuant to paragraph 1, 2, 3, 5, 6, 7, 8,
23 10, 11, 14 or 15, or 16 of subsection A of this section.

24

1 D. For purposes of seeking an expungement under the provisions
2 of paragraph 10, 11, 12 or 13 of subsection A of this section,
3 offenses arising out of the same transaction or occurrence shall be
4 treated as one conviction and offense.

5 ~~D.~~ E. Records expunged pursuant to paragraphs 4, 8, 9, 10, 11,
6 12, 13, 14, 15 and 16 of subsection A of this section shall be
7 sealed to the public but not to law enforcement agencies for law
8 enforcement purposes. Records expunged pursuant to paragraphs 8, 9,
9 10, 11, 12, 13 and 14 of subsection A of this section shall be
10 admissible in any subsequent criminal prosecution to prove the
11 existence of a prior conviction or prior deferred judgment without
12 the necessity of a court order requesting the unsealing of the
13 records. Records expunged pursuant to paragraph 4 or 6 of
14 subsection A of this section may also include the sealing of Pardon
15 and Parole Board records related to an application for a pardon.
16 Such records shall be sealed to the public but not to the Pardon and
17 Parole Board.

18 SECTION 5. REPEALER 22 O.S. 2021, Section 18, as last
19 amended by Section 1, Chapter 143, O.S.L. 2022 (22 O.S. Supp. 2022,
20 Section 18), is hereby repealed.

21 SECTION 6. AMENDATORY 22 O.S. 2021, Section 60.1, as
22 last amended by Section 5, Chapter 318, O.S.L. 2022 (22 O.S. Supp.
23 2022, Section 60.1), is amended to read as follows:
24

1 Section 60.1. As used in the Protection from Domestic Abuse Act
2 and in the Domestic Abuse Reporting Act, Sections 40.5 through 40.7
3 of this title, and Section 150.12B of Title 74 of the Oklahoma
4 Statutes:

5 1. "Dating relationship" means intimate association, primarily
6 characterized by affectionate or sexual involvement. For purposes
7 of this act, a casual acquaintance or ordinary fraternization
8 between persons in a business or social context shall not constitute
9 a dating relationship;

10 2. "Domestic abuse" means any act of physical harm or the
11 threat of imminent physical harm which is committed by an adult,
12 emancipated minor, or minor child thirteen (13) years of age or
13 older against another adult, emancipated minor or minor child who is
14 currently or was previously an intimate partner or family or
15 household member;

16 3. "Family or household members" means:

- 17 a. parents, including grandparents, stepparents, adoptive
18 parents and foster parents,
 - 19 b. children, including grandchildren, stepchildren,
20 adopted children and foster children,
 - 21 c. persons otherwise related by blood or marriage living
22 in the same household, ~~and~~
 - 23 d. persons otherwise related by blood or marriage, or
- 24

1 e. persons not related by blood or marriage living in the
2 same household;

3 4. "Foreign protective order" means any valid order of
4 protection issued by a court of another state or a tribal court;

5 5. "Harassment" means a knowing and willful course or pattern
6 of conduct by a family or household member or an individual who is
7 or has been involved in a dating relationship with the person,
8 directed at a specific person which seriously alarms or annoys the
9 person, and which serves no legitimate purpose. The course of
10 conduct must be such as would cause a reasonable person to suffer
11 substantial emotional distress and must actually cause substantial
12 distress to the person. "Harassment" shall include, but not be
13 limited to, harassing or obscene telephone calls in violation of
14 Section 1172 of Title 21 of the Oklahoma Statutes and fear of death
15 or bodily injury;

16 6. "Intimate partner" means:

- 17 a. current or former spouses,
18 b. persons who are or were in a dating relationship,
19 c. persons who are the biological parents of the same
20 child, regardless of their marital status or whether
21 they have lived together at any time, and
22 d. persons who currently or formerly lived together in an
23 intimate way, primarily characterized by affectionate
24 or sexual involvement. A sexual relationship may be

1 an indicator that a person is an intimate partner, but
2 is never a necessary condition;

3 7. "Living in the same household" means:

4 a. persons who regularly reside in the same single-
5 dwelling unit,

6 b. persons who resided in the same single-dwelling unit
7 within the past year, or

8 c. persons who have individual lease agreements whereby
9 each person has his or her own private bedroom and
10 shares the common areas;

11 8. "Mutual protective order" means a final protective order or
12 orders issued to both a plaintiff who has filed a petition for a
13 protective order and a defendant included as the defendant in the
14 plaintiff's petition restraining the parties from committing
15 domestic violence, stalking, harassment or rape against each other.
16 If both parties allege domestic abuse, violence, stalking,
17 harassment or rape against each other, the parties shall do so by
18 separate petition pursuant to Section 60.4 of this title;

19 ~~8.~~ 9. "Rape" means rape and rape by instrumentation in
20 violation of Sections 1111 and 1111.1 of Title 21 of the Oklahoma
21 Statutes;

22 ~~9.~~ 10. "Stalking" means the willful, malicious, and repeated
23 following or harassment of a person by an adult, emancipated minor,
24 or minor thirteen (13) years of age or older, in a manner that would

1 cause a reasonable person to feel frightened, intimidated,
2 threatened, harassed, or molested and actually causes the person
3 being followed or harassed to feel terrorized, frightened,
4 intimidated, threatened, harassed or molested. Stalking also means
5 a course of conduct composed of a series of two or more separate
6 acts over a period of time, however short, evidencing a continuity
7 of purpose or unconsented contact with a person that is initiated or
8 continued without the consent of the individual or in disregard of
9 the expressed desire of the individual that the contact be avoided
10 or discontinued. Unconsented contact or course of conduct includes,
11 but is not limited to:

- 12 a. maintaining a visual or physical proximity to the
13 individual,
- 14 b. approaching or confronting that individual in a public
15 place or on private property,
- 16 c. appearing at the workplace of the individual or
17 contacting the employer or coworkers of the
18 individual,
- 19 d. appearing at the residence of the individual or
20 contacting the neighbors of the individual,
- 21 e. entering onto or remaining on property owned, leased
22 or occupied by the individual,
- 23 f. contacting the individual by telephone, text message,
24 electronic message, electronic mail, or other means of

1 electronic communication or causing the telephone or
2 electronic device of the individual or the telephone
3 or electronic device of any other person to ring or
4 generate notifications repeatedly or continuously,
5 regardless of whether a conversation ensues,

6 g. photographing, videotaping, audiotaping, or, through
7 any other electronic means, monitoring or recording
8 the activities of the individual. This subparagraph
9 applies regardless of where the act occurs,

10 h. sending any physical or electronic material or
11 contacting the individual by any means, including any
12 message, comment, or other content posted on any
13 Internet site or web application,

14 i. sending to a family member or member of the household
15 of the individual, or any current or former employer
16 of the individual, or any current or former coworker
17 of the individual, or any friend of the individual,
18 any physical or electronic material or contacting such
19 person by any means, including any message, comment,
20 or other content posted on any Internet site or web
21 application, for the purpose of obtaining information
22 about, disseminating information about, or
23 communicating with the individual,
24

- 1 j. placing an object on, or delivering an object to,
2 property owned, leased or occupied by the individual,
3 k. delivering an object to a family member or member of
4 the household of the individual, or an employer,
5 coworker, or friend of the individual, or placing an
6 object on, or delivering an object to, property owned,
7 leased, or occupied by such a person with the intent
8 that the object be delivered to the individual, or
9 l. causing a person to engage in any of the acts
10 described in subparagraphs a through k of this
11 paragraph; and

12 ~~10.~~ 11. "Victim support person" means a person affiliated with
13 a domestic violence, sexual assault or adult human sex trafficking
14 program, certified by the Attorney General or operating under a
15 tribal government, who provides support and assistance for a person
16 who files a petition under the Protection from Domestic Abuse Act.

17 SECTION 7. REPEALER 22 O.S. 2021, Section 60.1, as last
18 amended by Section 2, Chapter 246, O.S.L. 2022 (22 O.S. Supp. 2022,
19 Section 60.1), is hereby repealed.

20 SECTION 8. REPEALER 26 O.S. 2021, Section 4-120.2, as
21 last amended by Section 19, Chapter 282, O.S.L. 2022 (26 O.S. Supp.
22 2022, Section 4-120.2), is hereby repealed.

1 SECTION 9. AMENDATORY 26 O.S. 2021, Section 14-101.1, as
2 last amended by Section 4, Chapter 291, O.S.L. 2022 (26 O.S. Supp.
3 2022, Section 14-101.1), is amended to read as follows:

4 Section 14-101.1. A. For the purposes of this section,
5 "absentee ballot harvesting" means:

6 1. Collecting or obtaining an absentee ballot from another
7 person with the intent to submit, transmit or return the ballot to
8 election officials on behalf of that person;

9 2. Submitting, returning or transmitting an absentee ballot to
10 election officials on behalf of another person;

11 3. Collecting or obtaining an absentee ballot from another
12 person under a false pretense or promise of transmitting, returning
13 or submitting it to election officials on behalf of that person;

14 4. Requesting or receiving an absentee ballot on behalf of
15 another person;

16 5. Distributing an absentee ballot application or request to a
17 voter using the official letterhead of a candidate or elected
18 official;

19 6. Partially or fully completing an application for an absentee
20 ballot on behalf of another person without that person's prior
21 consent; or

22 7. Notarizing or witnessing more absentee ballots than allowed
23 by law.

24

1 B. Absentee ballot harvesting shall be unlawful at any election
2 conducted by a county election board, the State Election Board or
3 any political subdivision of this state; provided, the following
4 shall not be deemed to be ballot harvesting:

5 1. A voter's assistant or agent acting pursuant to law as
6 otherwise allowed by this title;

7 2. An absentee voting board member, as described in this title,
8 who assists a voter confined to a nursing home or ~~veterans center~~
9 State Veterans Home pursuant to law;

10 3. An employee of the Federal Voting Assistance Program, the
11 United States Department of Defense or the Oklahoma National Guard
12 who assists a uniformed-services voter in returning or transmitting
13 an absentee ballot;

14 4. A spouse, relative in the first or second degree of
15 consanguinity or affinity or cohabitant of a voter who forwards an
16 absentee ballot to the voter when absent from the home;

17 5. A voter's spouse who, with the voter's consent, returns the
18 voter's absentee ballot by mail; or

19 6. An official action by an election official that is required
20 or authorized by law.

21 SECTION 10. REPEALER 26 O.S. 2021, Section 14-101.1, as
22 last amended by Section 2, Chapter 83, O.S.L. 2022 (26 O.S. Supp.
23 2022, Section 14-101.1), is hereby repealed.

1 SECTION 11. AMENDATORY 26 O.S. 2021, Section 14-115, as
2 last amended by Section 1, Chapter 305, O.S.L. 2022 (26 O.S. Supp.
3 2022, Section 14-115), is amended to read as follows:

4 Section 14-115. A. If the secretary of a county election board
5 receives a request from an incapacitated elector confined to a
6 nursing facility, as defined in Section 1-1902 of Title 63 of the
7 Oklahoma Statutes, or a State Veterans Home established pursuant to
8 Title 72 of the Oklahoma Statutes within the county of the
9 jurisdiction of the secretary, and such request satisfies the
10 requirements for matching of name, birth date, and identification
11 number established pursuant to Section 14-105 of this title, the
12 secretary shall cause to be implemented the following procedures:

13 1. On any day following the deadline to request an absentee
14 ballot as provided in Section 14-103 of this title, but prior to the
15 date of the election, the absentee voting board shall deliver to
16 each registered voter who is confined to a nursing facility, as
17 defined in Section 1-1902 of Title 63 of the Oklahoma Statutes, or a
18 State Veterans Home established pursuant to Title 72 of the Oklahoma
19 Statutes and who requested ballots for an incapacitated voter the
20 ballots and materials as may be necessary to vote same.

21 2. The voter must mark the ballots in the manner hereinbefore
22 provided in the presence of the absentee voting board, but in such a
23 manner as to make it impossible for any person other than the voter
24 to ascertain how the ballots are marked. Insofar as is possible,

1 the voting procedure shall be the same as if the voter were casting
2 a vote in person at a precinct.

3 3. The voter shall then seal the ballots in the plain opaque
4 envelope and shall seal the plain opaque envelope in the envelope
5 bearing an affidavit. The voter must complete the affidavit, and
6 the signature of the voter on same must be witnessed by both members
7 of the absentee voting board.

8 4. The envelope bearing an affidavit then must be sealed in the
9 return envelope, which shall be returned by the absentee voting
10 board to the secretary of the county election board on the same day
11 the affidavit was executed.

12 5. Ballots cast in such manner shall be counted in the same
13 manner as regular mail absentee ballots.

14 B. The voter may request the assistance of the absentee voting
15 board members to mark a ballot, complete the affidavit or seal the
16 envelopes as described in this section.

17 C. 1. An administrator or employee of a nursing facility or
18 State Veterans Home who attempts to coerce or influence the vote of
19 a person residing in or confined to that facility shall be deemed to
20 be in violation of Section 16-109 of this title.

21 2. An administrator or employee of a nursing facility or State
22 Veterans Home who prevents or attempts to prevent a person residing
23 in or confined to that facility from voting pursuant to this section
24 shall be deemed to be in violation of Section 16-113 of this title.

1 SECTION 12. REPEALER 26 O.S. 2021, Section 14-115, as
2 last amended by Section 4, Chapter 292, O.S.L. 2022 (26 O.S. Supp.
3 2022, Section 14-115), is hereby repealed.

4 SECTION 13. AMENDATORY 26 O.S. 2021, Section 14-115.1,
5 as last amended by Section 2, Chapter 305, O.S.L. 2022 (26 O.S.
6 Supp. 2022, Section 14-115.1), is amended to read as follows:

7 Section 14-115.1. A. A registered voter who becomes physically
8 incapacitated after the deadline to request an absentee ballot as
9 provided in Section 14-103 of this title and is unable to vote in
10 person at the appropriate precinct on the day of the election may
11 make a written request for an absentee ballot. Requirements for
12 matching of name, birth date, and identification number established
13 pursuant to Section 14-105 of this title shall apply to a request
14 for absentee ballots under this section.

15 B. 1. The request shall be signed by the voter or signed by a
16 witness at the voter's direction if the voter is unable to sign his
17 or her name, and shall be transmitted to the secretary of the county
18 election board.

19 2. The person transmitting the request on behalf of the voter
20 may be anyone of the voter's choosing who is at least sixteen (16)
21 years of age; provided, the person is not employed by nor related
22 within the third degree of consanguinity or affinity to any person
23 whose name appears on the ballot.

24

1 3. The person becomes the voter's agent for purposes of voting
2 by absentee ballot. The voter's request must be accompanied by a
3 sworn statement by a duly licensed physician. Expected or likely
4 confinement for childbirth on election day is sufficient cause to
5 entitle a voter to vote absentee pursuant to this section. The
6 physician's statement must attest to the fact that the voter is in
7 fact unable to vote in person at the appropriate precinct on the day
8 of the election because of a physical incapacity and that the
9 physical incapacity originated after the deadline to request an
10 absentee ballot as provided in Section 14-103 of this title.

11 4. Upon receipt of the voter's request and accompanying sworn
12 statement, the secretary of the county election board shall issue to
13 the voter's agent the appropriate ballots and envelopes required for
14 voting by incapacitated voters.

15 5. The ballots must be returned by the agent to the secretary
16 of the county election board no later than 7:00 p.m. on the day of
17 the election. No person may be the agent for more than one voter at
18 any election. Upon return of the absentee ballots, the secretary of
19 the county election board shall cause the ballots to be processed in
20 the same manner as is prescribed for other absentee ballots.

21 SECTION 14. REPEALER 26 O.S. 2021, Section 14-115.1, as
22 last amended by Section 5, Chapter 292, O.S.L. 2022 (26 O.S. Supp.
23 2022, Section 14-115.1), is hereby repealed.

24

1 SECTION 15. AMENDATORY 26 O.S. 2021, Section 14-115.6,
2 as last amended by Section 6, Chapter 292, O.S.L. 2022 (26 O.S.
3 Supp. 2022, Section 14-115.6), is amended to read as follows:

4 Section 14-115.6. A. A registered voter who, ~~within ten (10)~~
5 ~~days preceding an election~~ after the deadline to request an absentee
6 ballot as provided in Section 14-103 of this title, is deployed as a
7 first responder or emergency worker to assist with the rescue,
8 recovery, or relief efforts of a declared natural disaster or state
9 of emergency, may make a written request for an emergency absentee
10 ballot in a form prescribed by the Secretary of the State Election
11 Board. The request shall be signed by the voter and shall be
12 provided by the voter to the secretary of the county election board
13 in the county where the voter is registered. Requirements for
14 matching of name, birth date, and identification number established
15 pursuant to Section 14-105 of this title shall apply to a request
16 for an absentee ballot under this section.

17 B. Upon receipt of the voter's request, the secretary of the
18 county election board shall issue to the voter the appropriate
19 ballots and envelopes required for voting an emergency absentee
20 ballot. Provided, the voter shall present proof of identity as
21 required by Section 7-114 of this title.

22 C. The ballots must be returned in person by the voter, by
23 United States mail, or by other means of delivery approved by the
24 Secretary of the State Election Board, to the secretary of the

1 county election board no later than 7:00 p.m. on the day of the
2 election.

3 D. Upon return of the absentee ballots, the secretary of the
4 county election board shall cause the ballots to be processed in the
5 same manner as is prescribed for other absentee ballots.

6 E. The Secretary of the State Election Board shall promulgate
7 rules to implement the procedures described in this section.

8 SECTION 16. REPEALER 26 O.S. 2021, Section 14-115.6, as
9 last amended by Section 3, Chapter 305, O.S.L. 2022 (26 O.S. Supp.
10 2022, Section 14-115.6), is hereby repealed.

11 SECTION 17. AMENDATORY 27A O.S. 2021, Section 2-6-103,
12 as last amended by Section 5, Chapter 185, O.S.L. 2022 (27A O.S.
13 Supp. 2022, Section 2-6-103), is amended to read as follows:

14 Section 2-6-103. A. The Department of Environmental Quality
15 shall have and is hereby authorized to exercise the power and duty
16 to:

17 1. Develop comprehensive programs for the prevention, control
18 and abatement of new or existing pollution of the waters of this
19 state;

20 2. Encourage, participate in, or conduct studies,
21 investigations, research and demonstrations relating to water
22 pollution and causes, prevention, control and abatement thereof as
23 it may deem advisable and necessary in the public interest for the
24 discharge of its duties under Section 2-6-101 et seq. of this title;

1 3. Collect and disseminate information relating to water
2 pollution and the prevention, control and abatement thereof;

3 4. Require the submission of and review plans, specifications
4 and other data relative to disposal or treatment systems or any part
5 thereof in connection with the issuance of such permits as are
6 required by this article;

7 5. Enforce the provisions of this article, rules promulgated
8 thereunder, and permits, licenses, and certifications issued
9 pursuant thereto and Oklahoma Water Quality Standards;

10 6. Establish, implement, amend and enforce the Water Quality
11 Management Plan, the continuing planning process documents, and
12 total maximum daily loads;

13 7. Require the submission of reports or laboratory analyses
14 performed by certified laboratories or operators for purposes of
15 compliance monitoring and testing or other purposes for which
16 laboratory reports or analyses are required pursuant to this
17 article;

18 8. Coordinate the preparation of the continuing planning
19 process documents and total maximum daily loads with other
20 environmental agencies and natural resource agencies; and

21 9. Issue swimming and fishing advisories related to human and
22 animal health hazards for waters of the state, based on available
23 data.

24

1 B. 1. The Environmental Quality Board shall have the authority
2 to promulgate such rules as may be necessary to implement the
3 policies and duties set forth in this article including, but not
4 limited to, rules pertaining to services, permits, licenses and
5 certifications including certifications under Section 401 of the
6 Clean Water Act, and, pursuant to Section 2-3-402 of this title, fee
7 schedules for such services, permits, licenses and certifications.

8 2. The Board may adopt by reference standards of quality of the
9 waters of the state and classifications of such waters as are
10 lawfully established by the Department of Environmental Quality and
11 the United States Environmental Protection Agency as Oklahoma Water
12 Quality Standards, may directly adopt variances and site-specific
13 criteria to such water quality standards, and promulgate other rules
14 to protect, maintain and improve the best uses of waters in this
15 state in the interest of the public under such conditions as may be
16 necessary or appropriate for the prevention, control and abatement
17 of pollution.

18 3. The Board shall promulgate rules which describe procedures
19 for amending and updating the Water Quality Management Plan or which
20 are otherwise consistent with the Continuing Planning Process and
21 its components. Such rules shall:

22 a. be in substantial conformance with any applicable
23 federal requirements and may incorporate appropriate
24

1 U.S. Environmental Protection Agency regulations by
2 reference, and

- 3 b. require public notice to be given of any major
4 amendment and of any update of the Water Quality
5 Management Plan and allow not less than a forty-five-
6 day opportunity for public comment thereon. Such
7 rules shall also authorize the Department, if it
8 determines public interest in the proposed amendment
9 or update is significant, to give notice of and
10 conduct a public meeting on the proposals in
11 accordance with federal requirements. The rules shall
12 provide that the notice, comment period, and public
13 meeting if any, related to an amendment or update
14 proposed in conjunction with the issuance,
15 modification or renewal of a discharge permit or
16 permits, may be combined with the notice, comment
17 period, and public meeting if any, held on the
18 proposed permit action or actions.

19 C. The Executive Director may:

20 1. Issue, modify, or revoke orders:

- 21 a. prohibiting or abating pollution of the waters of the
22 state,
23 b. requiring the construction of new disposal or
24 treatment systems or any parts thereof or the

1 modification, extension or alteration of existing
2 disposal or treatment systems or any part thereof, or
3 the adoption of other remedial measures to prevent,
4 control or abate pollution, and

5 c. requiring other actions such as the Executive Director
6 may deem necessary to enforce the provisions of this
7 article and rules promulgated thereunder;

8 2. Issue, continue in effect, revoke, amend, modify or deny,
9 renew, or refuse to renew under such conditions as the Department
10 may prescribe, permits, licenses and certifications including
11 certifications under Section 401 of the Clean Water Act, to prevent,
12 control or abate pollution of waters of the state; and

13 3. Exercise all incidental powers which are necessary and
14 proper to carry out the purposes of this article.

15 SECTION 18. REPEALER 27A O.S. 2021, Section 2-6-103, as
16 last amended by Section 2, Chapter 113, O.S.L. 2022 (27A O.S. Supp.
17 2022, Section 2-6-103), is hereby repealed.

18 SECTION 19. AMENDATORY 47 O.S. 2021, Section 6-101, as
19 last amended by Section 37, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
20 2022, Section 6-101), is amended to read as follows:

21 Section 6-101. A. No person, except those hereinafter
22 expressly exempted in Sections 6-102 and 6-102.1 of this title,
23 shall operate any motor vehicle upon a highway in this state unless
24 the person has a valid Oklahoma driver license for the class of

1 vehicle being operated under the provisions of this title. No
2 person shall be permitted to possess more than one valid license at
3 any time, except as provided in paragraph 4 of subsection F of this
4 section.

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

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

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

1 4. No person under twenty-one (21) years of age shall be
2 licensed to operate any motor vehicle which is required to be
3 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,
4 subpart F, except as provided in subsection F of this section;
5 provided, a person eighteen (18) years of age or older may be
6 licensed to operate a farm vehicle which is required to be placarded
7 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,
8 except as provided in subsection F of this section.

9 5. A person at least seventeen (17) years of age who
10 successfully completes all examinations required by law may be
11 issued by Service Oklahoma:

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

16 b. a restricted Class B commercial license which shall
17 grant to the licensee the privilege to operate a Class
18 B commercial motor vehicle for harvest purposes or a
19 Class D motor vehicle.

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

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

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

19 E. Except as otherwise provided by law, any person who lawfully
20 possesses a valid Oklahoma driver license which is eligible for
21 renewal shall be required to successfully complete a written
22 examination, vision examination and driving examination for a
23 motorcycle as prescribed by the Department, in conjunction with
24 Service Oklahoma, and a certified state-approved motorcycle basic

1 rider course approved by the Department, in conjunction with Service
2 Oklahoma, if the person is seventeen (17) years of age or younger to
3 be eligible for a motorcycle endorsement. The written examination
4 and driving examination for a motorcycle shall be waived by Service
5 Oklahoma upon verification that the person has successfully
6 completed a certified Motorcycle Safety Foundation rider course
7 approved by the Department, in conjunction with Service Oklahoma.

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

21 2. This commercial learner permit shall be issued for a period
22 as provided in Section 6-115 of this title of one hundred eighty
23 (180) days, which may be renewed one time for an additional one
24 hundred eighty (180) days; provided, such commercial learner permit

1 may be suspended, revoked, canceled, denied or disqualified at the
2 discretion of the Department, with notice to Service Oklahoma, for
3 violation of the restrictions, for failing to give the required or
4 correct information on the application or for violation of any
5 traffic laws of this state pertaining to the operation of a motor
6 vehicle. Except as otherwise provided, the lawful possessor of a
7 commercial learner permit who has been issued a commercial learner
8 permit for a minimum of fourteen (14) days may have the restriction
9 requiring an accompanying driver removed by satisfactorily
10 completing a driver's examination; provided, the removal of a
11 restriction shall not authorize the operation of a Class A, B or C
12 commercial motor vehicle if such operation is otherwise prohibited
13 by law.

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

1 apply for a commercial learner permit and to hold the permit for at
2 least fourteen (14) days before applying for the endorsement.

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

10 5. After one renewal of a commercial learner permit, as
11 provided in paragraph 2 of this subsection, a commercial permit
12 shall not be renewed again. Any person who has held a commercial
13 learner permit for the initial issuance period and one renewal
14 period shall not be eligible for and Service Oklahoma shall not
15 issue another renewal of the permit; provided, the person may
16 reapply for a new commercial learner permit, as provided for in this
17 subsection.

18 G. 1. For purposes of this title:

19 a. "REAL ID Compliant Driver License" or "Identification
20 Card" means a driver license or identification card
21 issued by the State of Oklahoma that has been
22 certified by the United States Department of Homeland
23 Security (USDHS) as compliant with the requirements of
24 the REAL ID Act of 2005, Public Law No. 109-13. A

1 REAL ID Compliant Driver License or Identification
2 Card and the process through which it is issued
3 incorporate a variety of security measures designed to
4 protect the integrity and trustworthiness of the
5 license or card. A REAL ID Compliant Driver License
6 or Identification Card will be clearly marked on the
7 face indicating that it is a compliant document, and

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

21 2. Original Driver License and Identification Card Issuance:

22 a. Application for an original REAL ID Compliant or REAL
23 ID Noncompliant Driver License or Identification Card
24 shall be made to Service Oklahoma through December 31,

1 2022. Beginning January 1, 2023, application for an
2 original REAL ID Compliant Driver License or
3 Identification Card may be made to Service Oklahoma or
4 a licensed operator provided such licensed operator is
5 authorized to process application for REAL ID
6 Compliant Driver Licenses and Identification Cards.
7 Application for a REAL ID Noncompliant Driver License
8 or Identification Card shall be made to Service
9 Oklahoma.

10 b. Service Oklahoma employees shall perform all document
11 recognition and other requirements needed for approval
12 of an original REAL ID Compliant or REAL ID
13 Noncompliant Driver License or Identification Card
14 application through December 31, 2022. Beginning
15 January 1, 2023, Service Oklahoma employees or
16 authorized licensed operators shall perform all
17 document recognition and other requirements needed for
18 approval of an original REAL ID Compliant Driver
19 License or Identification Card application. Service
20 Oklahoma employees shall perform all document
21 recognition and other requirements needed for approval
22 of a REAL ID Noncompliant Driver License or
23 Identification Card application.

1 c. Upon approval of an original REAL ID Compliant or REAL
2 ID Noncompliant Driver License or Identification Card
3 application, the applicant may take the approved
4 application document to a licensed operator to receive
5 a temporary driver license or identification card.

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

19 3. REAL ID Compliant Driver License and Identification Card

20 Renewal and Replacement:

21 a. Application for renewal or replacement of a REAL ID
22 Compliant Driver License or Identification Card may be
23 made to Service Oklahoma or to a licensed operator;
24 provided, such licensed operator is authorized to

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

8 b. Service Oklahoma employees or authorized licensed
9 operators shall perform all document recognition and
10 other requirements needed for approval of a renewal or
11 replacement REAL ID Compliant Driver License or
12 Identification Card application.

13 c. Upon approval of a renewal or replacement REAL ID
14 Compliant Driver License or Identification Card
15 application, the applicant may receive a temporary
16 driver license or identification card from Service
17 Oklahoma or an authorized 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 Service Oklahoma or to a licensed operator.
15 A licensed operator may process the voluntary
16 downgrade of a REAL ID Noncompliant Commercial Driver
17 License to any lower class license upon request of the
18 licensee; provided, no additional endorsements or
19 restrictions are added to the license.
- 20 b. Service Oklahoma employees or licensed operators shall
21 perform all document recognition and other
22 requirements needed for approval of a renewal or
23 replacement REAL ID Noncompliant Driver License or
24 Identification Card application.

1 c. Upon approval of a renewal or replacement REAL ID
2 Noncompliant Driver License or Identification Card
3 application, the applicant may receive a temporary
4 driver license or identification card from Service
5 Oklahoma or a licensed operator.

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

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

22	Class A Commercial Learner	
23	Permit	\$25.00
24	Class A Commercial License	\$25.00

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

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

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

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

24	License Class	4-year	8-year
----	---------------	--------	--------

1	Class A Commercial Learner		
2	Permit	\$56.50	\$113.00
3	Class A Commercial License	\$56.50	\$113.00
4	Class B Commercial Learner		
5	Permit	\$56.50	\$113.00
6	Class B Commercial License	\$56.50	\$113.00
7	Class C Commercial Learner		
8	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 through October 31, 2022.

1 Beginning November 1, 2022, Six Dollars and seventy-five cents
2 (\$6.75) of a 4-year license or Thirteen Dollars and fifty cents
3 (\$13.50) of an 8-year license shall be deposited to the Service
4 Oklahoma Computer Imaging System Revolving Fund to be used solely
5 for the purpose of administration and maintenance of the
6 computerized imaging system of Service Oklahoma;

7 3. Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
8 (\$20.00) of an 8-year license shall be deposited to the Department
9 of Public Safety Revolving Fund for all original or renewal
10 issuances of licenses through October 31, 2022. Beginning November
11 1, 2022, Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
12 (\$20.00) of an 8-year license shall be deposited to the Service
13 Oklahoma Revolving Fund for all original or renewal issuances of
14 licenses; and

15 4. Five Dollars (\$5.00) of a 4-year license or Six Dollars
16 (\$6.00) of an 8-year license shall be deposited to the State Public
17 Safety Fund created in Section 2-147 of this title.

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

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

	4-year	8-year
23		
24 Age 62	\$21.25	\$42.50

1	Age 63	\$17.50	\$35.00
2	Age 64	\$13.75	\$27.50
3	Age 65	-0-	

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

18 Q. In accordance with the provisions of subsection G of this
19 section, Service Oklahoma is authorized to promulgate rules for the
20 issuance and renewal of driver licenses authorized pursuant to the
21 provisions of Sections 6-101 through 6-309 of this title; provided,
22 that no such rules applicable to the issuance or renewal of REAL ID
23 Noncompliant Driver Licenses shall create more stringent standards
24 than such rules applicable as of January 1, 2017, unless directly

1 related to a specific change in statutory law concerning standards
2 for REAL ID Noncompliant Driver Licenses. Applications, upon forms
3 approved by Service Oklahoma, for such licenses shall be handled, in
4 accordance with the provisions of subsection G of this section, by
5 the licensed operator; provided, Service Oklahoma is authorized to
6 assume these duties in any county of this state. Each licensed
7 operator accepting applications for driver licenses shall receive
8 Six Dollars (\$6.00) for a 4-year REAL ID Noncompliant Driver License
9 or Twelve Dollars (\$12.00) for an 8-year REAL ID Noncompliant Driver
10 License or Ten Dollars (\$10.00) for a 4-year REAL ID Compliant
11 Driver License or Twenty Dollars (\$20.00) for an 8-year REAL ID
12 Compliant Driver License to be deducted from the total collected for
13 each license or renewal application accepted. Beginning July 1,
14 2022, and ending on May 31, 2023, each motor license agent or
15 licensed operator accepting applications for driver licenses for
16 individuals over the age of sixty-five (65) years or for
17 applications for drivers pursuant to subsection P of this section
18 shall receive Six Dollars (\$6.00) for a 4-year driver license or
19 Twelve Dollars (\$12.00) for an 8-year driver license to be deducted
20 daily by the motor license agent or licensed operator receipts. The
21 amount retained pursuant to this subsection shall not be retained by
22 any state agency. The fees received by the licensed operator,
23 authorized by this subsection, shall be used for operating expenses.
24 For purposes of this subsection, "licensed operator" shall mean an

1 individual who obtains a license from the Service Oklahoma Operator
2 Board to operate a designated Service Oklahoma location and offers
3 third-party fulfillment of designated services to be rendered by
4 Service Oklahoma.

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

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

22 S. Service Oklahoma shall retain the images displayed on
23 licenses and identification cards issued pursuant to the provisions
24

1 of Sections 6-101 through 6-309 of this title which may be used
2 only:

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

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

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

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

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

20 T. No person may hold more than one state-issued or territory-
21 issued REAL ID Compliant Driver License or REAL ID Compliant
22 Identification Card from Oklahoma or any other state or territory.
23 Service Oklahoma shall not issue a REAL ID Compliant Driver License
24 to a person who has been previously issued a REAL ID Compliant

1 Driver License or REAL ID Compliant Identification Card until such
2 license or identification card has been surrendered to Service
3 Oklahoma by the applicant. Service Oklahoma may promulgate rules
4 related to the issuance of replacement REAL ID Compliant Driver
5 Licenses in the event of loss or theft.

6 U. ~~Upon the effective date of this act~~ Beginning May 24, 2021,
7 and ending on April 30, 2023, in addition to the amounts provided in
8 subsection Q of this section, a licensed operator shall receive Five
9 Dollars (\$5.00) for each processed application for a REAL ID
10 Compliant 4-year Driver License and Ten Dollars (\$10.00) for each
11 processed application for a REAL ID Compliant 8-year Driver License.
12 Any additional amounts provided pursuant to this subsection shall
13 not be retained by Service Oklahoma.

14 SECTION 20. REPEALER 47 O.S. 2021, Section 6-101, as
15 last amended by Section 1, Chapter 263, O.S.L. 2022 (47 O.S. Supp.
16 2022, Section 6-101), is hereby repealed.

17 SECTION 21. AMENDATORY 47 O.S. 2021, Section 6-102, as
18 last amended by Section 10, Chapter 132, O.S.L. 2022 (47 O.S. Supp.
19 2022, Section 6-102), is amended to read as follows:

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

24

1 1. Properly licensed in the home state or country to operate a
2 commercial or noncommercial motor vehicle and who has immediate
3 possession of a valid driver license issued by the home state or
4 country; or

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

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

12 1. Operating a vehicle pursuant to subsection B of Section 6-
13 105 of this title; or

14 2. Taking the driving skills examination as required by Section
15 6-110 of this title, when accompanied by a Driver License Examiner
16 of ~~the Department of Public Safety~~ Service Oklahoma or by a
17 designated examiner approved and certified by ~~the Department~~ Service
18 Oklahoma.

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

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

1 2. A member of the military reserves, not including United
2 States reserve technicians;

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

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

7 5. A member of the United States Coast Guard who is on active
8 duty.

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

18 E. When an automated driving system, as defined by Section 1701
19 of this title, installed on a motor vehicle is engaged, the
20 following shall apply:

21 1. The automated driving system is considered the driver or
22 operator, for the purpose of assessing compliance with applicable
23 traffic or motor vehicle laws, and shall be deemed to satisfy

24

1 electronically all physical acts required by a driver or operator of
2 the vehicle; and

3 2. The automated driving system is considered to be licensed to
4 operate the vehicle.

5 SECTION 22. REPEALER 47 O.S. 2021, Section 6-102, as
6 last amended by Section 39, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
7 2022, Section 6-102), is hereby repealed.

8 SECTION 23. AMENDATORY 47 O.S. 2021, Section 6-105.3, as
9 last amended by Section 44, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
10 2022, Section 6-105.3), is amended to read as follows:

11 Section 6-105.3. A. In addition to the licenses to operate
12 motor vehicles, Service Oklahoma may issue cards to Oklahoma
13 residents for purposes of identification only. The identification
14 cards shall be issued, renewed, replaced, canceled and denied in the
15 same manner as driver licenses in this state. A licensee whose
16 record reflects a notation of the person's proof of legal presence,
17 verified by the U.S. Department of Homeland Security, or proof of
18 U.S. citizenship, may obtain a REAL ID Compliant Identification Card
19 or a Noncompliant Identification Card from a licensed operator or
20 Service Oklahoma, regardless of the status of the license held by
21 the licensee. Provided, the licensee must comply with all REAL ID
22 documentation requirements to obtain a REAL ID Compliant
23 Identification Card. A person shall not apply for or possess more
24 than one state-issued or territory-issued REAL ID Compliant

1 Identification Card pursuant to the provisions of Section 6-101 of
2 this title.

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

16 B. 1. The Department of Corrections shall coordinate with
17 Service Oklahoma to provide REAL ID Noncompliant Identification
18 Cards to all inmates who do not have a current state-issued
19 identification card or driver license upon their release from
20 custody. The identification cards shall be issued, replaced,
21 canceled and denied in the same manner as driver licenses in this
22 state.

23 2. ~~If an inmate is unable to provide a valid identification~~
24 ~~document and no other form of identification is available,~~ Service

1 Oklahoma shall allow the use of a certified copy of a birth
2 certificate coupled with a Department of Corrections-issued
3 consolidated record card to serve as a valid form of photo
4 identification ~~document~~ documentation to obtain a REAL ID
5 Noncompliant Identification Card.

6 3. REAL ID Noncompliant Identification Cards issued with a
7 consolidated record card from the Department of Corrections for
8 inmates shall be valid for a period of four (4) years from the month
9 of issuance for an allowable fee to be determined by Service
10 Oklahoma and are nonrenewable and nontransferable.

11 4. The fee charged for the issuance or replacement of a REAL ID
12 Noncompliant Identification Card pursuant to this subsection shall
13 be deposited in the Department of Public Safety Revolving Fund
14 through October 31, 2022. Beginning November 1, 2022, this fee
15 shall be deposited in the Service Oklahoma Revolving Fund.
16 Provided, however, REAL ID Noncompliant Identification Cards issued
17 to individuals required to register pursuant to the Sex Offenders
18 Registration Act shall only be valid for a period of one (1) year.
19 No person sixty-five (65) years of age or older shall be charged a
20 fee for a REAL ID Noncompliant Identification Card.

21 5. Service Oklahoma is authorized to promulgate rules and
22 procedures to implement the provisions of this subsection.

23 C. No person shall hold more than one state-issued or
24 territory-issued REAL ID Compliant Driver License or REAL ID

1 Compliant Identification Card, as defined in subsection G of Section
2 6-101 of this title. Service Oklahoma shall not issue a REAL ID
3 Compliant Identification Card to any applicant who has been
4 previously issued a REAL ID Compliant Driver License or REAL ID
5 Compliant Identification Card unless such license or identification
6 card has been surrendered to the Department by the applicant.
7 Service Oklahoma may promulgate rules related to the issuance of
8 replacement REAL ID Compliant Identification Cards in the event of
9 loss or theft.

10 D. The fee charged for the issuance or renewal of a REAL ID
11 Compliant Identification Card shall be Twenty-five Dollars (\$25.00)
12 for a 4-year card and Fifty Dollars (\$50.00) for an 8-year card.
13 The fee charged for the issuance or renewal of a REAL ID
14 Noncompliant Identification Card pursuant to this section shall be
15 Twenty-five Dollars (\$25.00) for a 4-year card and Fifty Dollars
16 (\$50.00) for an 8-year card; however, no person sixty-five (65)
17 years of age or older, or one hundred percent (100%) disabled
18 veteran described in subsection P of Section 6-101 of this title
19 shall be charged a fee for an identification card. Of each fee
20 charged pursuant to the provisions of this subsection:

21 1. Seven Dollars (\$7.00) of a 4-year card and Fourteen Dollars
22 (\$14.00) of an 8-year card shall be apportioned as provided in
23 Section 1104 of this title;

24

1 2. Three Dollars (\$3.00) of a 4-year card and Six Dollars
2 (\$6.00) of an 8-year card shall be credited to the Department of
3 Public Safety Computer Imaging System Revolving Fund to be used
4 solely for the purpose of the administration and maintenance of the
5 computerized imaging system of the Department through October 31,
6 2022. Beginning November 1, 2022, Three Dollars (\$3.00) of a 4-year
7 card and Six Dollars (\$6.00) of an 8-year card shall be credited to
8 the Service Oklahoma Computer Imaging System Revolving Fund to be
9 used solely for the purpose of administration and maintenance of the
10 computerized imaging system of Service Oklahoma;

11 3. Ten Dollars (\$10.00) of a 4-year card and Twenty Dollars
12 (\$20.00) of an 8-year card shall be deposited in the Department of
13 Public Safety Revolving Fund through October 31, 2022. Beginning
14 November 1, 2022, this fee shall be deposited in the Service
15 Oklahoma Revolving Fund;

16 4. Three Dollars (\$3.00) of a 4-year card and Six Dollars
17 (\$6.00) of an 8-year card shall be deposited to the State Public
18 Safety Fund created in Section 2-147 of this title; and

19 5. Two Dollars (\$2.00) for a 4-year card and Four Dollars
20 (\$4.00) for an 8-year card of the fee authorized by this subsection
21 related to the issuance or renewal of an identification card by a
22 licensed operator that does process approved applications or
23 renewals for REAL ID Compliant and REAL ID Noncompliant Driver
24

1 Licenses or Identification Cards shall be retained by the licensed
2 operator.

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

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

11 2. Three Dollars (\$3.00) 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 through October 31,
15 2022. Beginning November 1, 2022, Three Dollars (\$3.00) shall be
16 credited to the Service Oklahoma Computer Imaging System Revolving
17 Fund to be used solely for the purpose of administration and
18 maintenance of the computerized imaging system of Service Oklahoma;

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

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

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

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

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

22 H. Nothing in this section requires or authorizes the
23 Department of Public Safety to issue a REAL ID Noncompliant
24 Identification Card without the documentation required by the

1 provisions of paragraph 9 of subsection A of Section 6-103 of this
2 title.

3 SECTION 24. REPEALER 47 O.S. 2021, Section 6-105.3, as
4 last amended by Section 1, Chapter 65, O.S.L. 2022 (47 O.S. Supp.
5 2022, Section 6-105.3), is hereby repealed.

6 SECTION 25. AMENDATORY 47 O.S. 2021, Section 6-111, as
7 last amended by Section 53, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
8 2022, Section 6-111), is amended to read as follows:

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

1 on both the license and the card are the same, unless otherwise
2 provided by law.

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

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

11 4. Service Oklahoma may promulgate rules for inclusion of the
12 height and a brief description of the licensee or cardholder on the
13 face of the card or license identifying the licensee or cardholder
14 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,
21 Service Oklahoma, and the State of Oklahoma shall be immune from any
22 liability for any loss suffered by the licensee, cardholder, or the
23 owner of the decal, sticker, label, or other attachment caused by

24

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

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

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

17 2. Service Oklahoma may issue or authorize the issuance of a
18 temporary identification card to an applicant, permitting the holder
19 the privileges otherwise granted by identification cards, while a
20 permanent driver license is being provided and delivered to the
21 applicant. Such card shall be invalid when the applicant's
22 permanent identification card has been issued and delivered, or for
23 good cause has been refused.

24

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

- 4 a. farm retail outlets and suppliers,
- 5 b. agri-chemical businesses,
- 6 c. custom harvesters, and
- 7 d. livestock feeders.

8 The applicant shall ~~hold~~ have held a valid ~~Oklahoma~~ driver
9 license for at least one year. Applicants with more than two (2)
10 years of driving experience shall have a good driving record for the
11 most recent two (2) years and shall meet all the requirements for a
12 commercial driver license. The restricted commercial driver license
13 shall not exceed ~~a total of one hundred eighty (180) days within any~~
14 ~~twelve-month period~~ the maximum total days that federal law allows.
15 Applicants for the restricted commercial driver license shall be
16 exempt from the knowledge and skills test. Application of the
17 restricted commercial driver license does not have to be used in
18 consecutive days; use of permit shall be declared at application.

19 2. A "good driving record" as used in this subsection shall
20 mean an applicant:

- 21 a. has not had more than one license,
- 22 b. has not had any license suspended, revoked, or
23 canceled,

1 c. has not had any conviction for any type of
2 disqualifying offenses or serious traffic violations,
3 or

4 d. has not had any conviction for a violation of state or
5 local law relating to motor vehicle traffic control,
6 other than a parking violation, arising in connection
7 with any traffic accident, and has no record of an
8 accident in which they were at fault.

9 3. The restricted commercial driver license shall not be valid
10 for operators of commercial motor vehicles beyond one hundred fifty
11 (150) miles from the place of business or the farm currently being
12 served. Such license shall be limited to Class B or C vehicles.
13 Holders of such licenses who transport hazardous materials which are
14 required to be placarded shall be limited to the following:

- 15 a. diesel fuel in quantities of one thousand (1,000)
16 gallons or less,
17 b. liquid fertilizers in vehicles with total capacities
18 of three thousand (3,000) gallons or less, and
19 c. solid fertilizers that are not mixed with any organic
20 substance.

21 No other placarded hazardous materials shall be transported by
22 holders of such licenses.

23 D. Service Oklahoma may issue a non-domiciled commercial
24 learner permit or a non-domiciled commercial driver license to:

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

5 2. A J-1 Exchange Visitor Program participant lawfully present
6 in the United States as indicated on a valid and unexpired J-1
7 Visitor Visa issued by the United States Customs and Immigration
8 Service and who is enrolled in an agricultural education training
9 program.

10 A person applying for such permit or license must comply with
11 all testing and licensing requirements in accordance with applicable
12 federal regulations, state laws and Service Oklahoma rules. The
13 issued license shall be valid until the expiration of the visa for
14 the non-domiciled worker. Service Oklahoma may promulgate rules for
15 the implementation of the process to carry out the provisions of
16 this section.

17 E. 1. Service Oklahoma shall develop a procedure whereby a
18 person applying for an original, renewal or replacement Class A, B,
19 C or D driver license or identification card who is required to
20 register as a convicted sex offender with the Department of
21 Corrections pursuant to the provisions of the Sex Offenders
22 Registration Act and who the Department of Corrections designates as
23 an aggravated or habitual offender pursuant to subsection J of
24

1 Section 584 of Title 57 of the Oklahoma Statutes shall be issued a
2 license or card bearing the words "Sex Offender".

3 2. Service Oklahoma shall notify every person subject to
4 registration under the provisions of Section 1-101 et seq. of this
5 title who holds a current Class A, B, C or D driver license or
6 identification card that such person is required to surrender the
7 license or card to Service Oklahoma within one hundred eighty (180)
8 days from the date of the notice.

9 3. Upon surrendering the license or card for the reason set
10 forth in this subsection, application may be made with Service
11 Oklahoma for a replacement license or card bearing the words "Sex
12 Offender".

13 4. Failure to comply with the requirements set forth in such
14 notice shall result in cancellation of the person's license or card.
15 Such cancellation shall be in effect for one (1) year, after which
16 time the person may make application with Service Oklahoma for a new
17 license or card bearing the words "Sex Offender". Continued use of
18 a canceled license or card shall constitute a misdemeanor and shall,
19 upon conviction thereof, be punishable by a fine of not less than
20 Twenty-five Dollars (\$25.00), nor more than Two Hundred Dollars
21 (\$200.00). When an individual is no longer required to register as
22 a convicted sex offender with the Department of Corrections pursuant
23 to the provisions of the Sex Offenders Registration Act, the

24

1 individual shall be eligible to receive a driver license or
2 identification card which does not bear the words "Sex Offender".

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

9 G. A person subject to an order for the installation of an
10 ignition interlock device shall be required by Service Oklahoma to
11 submit his or her driver license for a replacement. The replacement
12 driver license shall bear the words "Interlock Required" and such
13 designation shall remain on the driver license for the duration of
14 the order requiring the ignition interlock device. The replacement
15 license shall be subject to the same expiration and renewal
16 procedures provided by law. Upon completion of the requirements for
17 the interlock device, a person may apply for a replacement driver
18 license.

19 H. Service Oklahoma shall develop a procedure whereby a person
20 applying for an original, renewal or replacement Class D driver
21 license who has been granted modified driving privileges under this
22 title shall be issued a Class D driver license which identifies the
23 license as a modified license.

24

1 SECTION 26. REPEALER 47 O.S. 2021, Section 6-111, as
2 last amended by Section 1, Chapter 200, O.S.L. 2022 (47 O.S. Supp.
3 2022, Section 6-111), is hereby repealed.

4 SECTION 27. AMENDATORY 47 O.S. 2021, Section 6-205.2, as
5 last amended by Section 2, Chapter 409, O.S.L. 2022 (47 O.S. Supp.
6 2022, Section 6-205.2), is amended to read as follows:

7 Section 6-205.2. A. As used in this section:

8 1. "Conviction" means:

9 a. a nonvacated adjudication of guilt,

10 b. a determination that a person has violated or failed
11 to comply with this section in any court or by ~~the~~
12 ~~Department of Public Safety~~ Service Oklahoma following
13 an administrative determination,

14 c. a nonvacated forfeiture of bail or collateral
15 deposited to secure a person's appearance in court,

16 d. a plea of guilty or nolo contendere accepted by the
17 court,

18 e. the payment of any fine or court costs, or

19 f. a violation of a condition of release without bail,
20 regardless of whether or not the penalty is rebated,
21 suspended or probated;

22 2. "Tribe" means a federally recognized Indian tribe within the
23 geographic boundaries of this state; and

24

1 3. "Qualified court" means those tribal court systems that have
2 adopted the Tribal Law and Order Act of 2010.

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

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

13 2. Refusing to submit to a test for determination of alcohol
14 concentration, as required by Section 751 of this title, or as
15 required by the state in which the arrest occurred, while operating
16 a Class A, B or C commercial motor vehicle, or if the person is the
17 holder of a commercial driver license, committing the offense while
18 operating any vehicle;

19 3. Driving or being in actual physical control of a Class A, B
20 or C commercial motor vehicle while under the influence of alcohol
21 or any other intoxicating substance or the combined influence of
22 alcohol and any other intoxicating substance, or if the person is
23 the holder of a commercial driver license, committing the offense
24 while operating any vehicle. Provided, ~~the Department~~ Service

1 Oklahoma shall not additionally disqualify, pursuant to this
2 subsection, if the person's driving privilege has been disqualified
3 in this state because of a test result or test refusal pursuant to
4 paragraph 1 or 2 of this subsection as a result of the same
5 violation arising from the same incident;

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

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

15 6. Operating a commercial motor vehicle while the commercial
16 driving privilege is revoked, suspended, canceled, denied, or
17 disqualified;

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

22 8. Fraud related to examination for or issuance of a commercial
23 learner permit or a Class A, B or C driver license; or
24

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

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

13 D. ~~The Department of Public Safety~~ Service Oklahoma shall
14 disqualify any person from operating a Class A, B or C commercial
15 motor vehicle for life upon receiving a record of conviction in any
16 court of any of the disqualifying offenses described in subsection B
17 of this section after a former conviction of any of the following
18 disqualifying offenses, when the second conviction has become final.

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

1 E. ~~The Department of Public Safety~~ Service Oklahoma shall
2 disqualify any person from operating a Class A, B or C commercial
3 motor vehicle for life upon receiving a record of conviction for any
4 felony related to the manufacture, distribution or dispensation of a
5 controlled dangerous substance in the commission of which a Class A,
6 B or C commercial motor vehicle is used, or if the person is the
7 holder of a commercial driver license, committing the offense while
8 operating any vehicle, when the conviction has become final, or for
9 a felony conviction of human trafficking while operating a
10 commercial motor vehicle, when the conviction has become final.

11 F. ~~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 sixty (60) days upon receiving a record of a
14 second conviction of the person for a serious traffic offense
15 arising out of separate transactions or occurrences within a three-
16 year period, when the convictions have become final. ~~The Department~~
17 ~~of Public Safety~~ Service Oklahoma shall disqualify any person from
18 operating a Class A, B or C commercial motor vehicle for one hundred
19 twenty (120) days upon receiving a record of a third conviction of a
20 person for a serious traffic offense arising out of separate
21 transactions or occurrences within a three-year period, when the
22 convictions have become final; provided, the one-hundred-twenty-day
23 period shall run in addition to and shall not run concurrently with
24 any other period disqualification imposed pursuant to this

1 subsection. As used in this subsection, "serious traffic offense"
2 shall mean any of the following offenses committed while operating a
3 commercial motor vehicle:

- 4 1. Speeding fifteen (15) miles per hour or more over the limit;
- 5 2. Reckless driving;
- 6 3. Any traffic offense committed that results in or in
7 conjunction with a motor vehicle collision resulting in a fatality;
- 8 4. Erratic or unsafe lane changes;
- 9 5. Following too closely;
- 10 6. Failure to obtain a commercial driver license;
- 11 7. Failure to have in possession of the person a commercial
12 driver license;
- 13 8. Failure to have:
 - 14 a. the proper class of commercial driver license for the
15 class of vehicle being operated,
 - 16 b. the proper endorsement or endorsements for the type of
17 vehicle being operated, including, but not limited to,
18 passengers or type of cargo being transported, or
 - 19 c. both proper class and proper endorsement, as provided
20 in subparagraphs a and b of this paragraph;
- 21 9. Operating a commercial motor vehicle while using a cellular
22 telephone or electronic communication device to write, send or read
23 a text-based communication; or

24

1 10. Operating a commercial motor vehicle while using a hand-
2 held mobile telephone.

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

15 G. Upon the receipt of a person's record of conviction of
16 violating a lawful out-of-service order, when the conviction becomes
17 final ~~the Department~~ Service Oklahoma shall disqualify the driving
18 privilege of the person as follows:

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

21 a. except as provided in subparagraph b of this
22 paragraph, the period of disqualification shall be for
23 one hundred eighty (180) days, or
24

1 b. while transporting hazardous materials required to be
2 placarded under the Hazardous Materials Transportation
3 Act, ~~49 P. app. 180-1813~~ 49 U.S.C.A. Section 5103 et
4 seq., or while operating a motor vehicle designed for
5 transport of sixteen (16) or more passengers,
6 including the driver, the period of disqualification
7 shall be for one (1) year;

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

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

13 b. while transporting hazardous materials required to be
14 placarded under the Hazardous Materials Transportation
15 Act, ~~49 P. app. 180-1813~~ 49 U.S.C.A. Section 5103 et
16 seq., or while operating a motor vehicle designed for
17 transport of sixteen (16) or more passengers,
18 including the driver, the period of disqualification
19 shall be for three (3) years; and

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

23 H. Upon determination by ~~the Department~~ Service Oklahoma that
24 fraudulent information was used to apply for or obtain a Class A, B

1 or C driver license, ~~the Department~~ Service Oklahoma shall
2 disqualify the driving privilege of the applicant or licensee for a
3 period of sixty (60) days.

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

14 J. Upon the receipt of the record of a conviction of a person
15 of a railroad highway grade crossing offense in a commercial motor
16 vehicle, pursuant to Sections 11-701 or 11-702 of this title or
17 Section 11-1115 of this title, or upon receipt of an equivalent
18 conviction from any state, when the conviction becomes final, ~~the~~
19 ~~Department~~ Service Oklahoma shall disqualify the driving privileges
20 of the person convicted as follows:

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

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

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

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

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

12 M. When any record of conviction, as specified in this section,
13 is received by the Department and pertains to a nonresident operator
14 of a Class A, B or C commercial motor vehicle, or if the nonresident
15 operator is the holder of a commercial driver license, a record of
16 the conviction pertaining to the nonresident operator of any
17 vehicle, ~~the Department~~ Service Oklahoma shall not disqualify the
18 person and shall report the conviction to the licensing jurisdiction
19 in which the license of the nonresident to operate the commercial
20 vehicle was issued.

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

1 SECTION 28. REPEALER 47 O.S. 2021, Section 6-205.2, as
2 last amended by Section 1, Chapter 175, O.S.L. 2022 (47 O.S. Supp.
3 2022, Section 6-205.2), is hereby repealed.

4 SECTION 29. REPEALER 47 O.S. 2021, Section 6-205.2, as
5 last amended by Section 68, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
6 2022, Section 6-205.2), is hereby repealed.

7 SECTION 30. AMENDATORY 47 O.S. 2021, Section 6-211, as
8 last amended by Section 2, Chapter 376, O.S.L. 2022 (47 O.S. Supp.
9 2022, Section 6-211), is amended to read as follows:

10 Section 6-211. A. Any person denied driving privileges, or
11 whose driving privilege has been canceled, denied, suspended or
12 revoked by ~~the Department~~ Service Oklahoma, except where such
13 cancellation, denial, suspension or revocation is mandatory, under
14 the provisions of Section 6-205 of this title, or disqualified by
15 ~~the Department~~ Service Oklahoma, under the provisions of Section 6-
16 205.2 or 761 of this title, shall have the right of appeal to the
17 district court as hereinafter provided. Proceedings before the
18 district court shall be exempt from the provisions of the Oklahoma
19 Pleading and Discovery codes, except that the appeal shall be by
20 petition, without responsive pleadings. The district court is
21 hereby vested with original jurisdiction to hear the petition.

22 B. A person whose driving privilege is denied, canceled,
23 revoked or suspended due to inability to meet standards prescribed
24 by law, or due to an out-of-state conviction or violation, or due to

1 an excessive point accumulation on the traffic record, or for an
2 unlawful license issued, may appeal in the county in which the
3 person resides.

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

8 D. A person whose driving privilege is subject to revocation
9 pursuant to Section 753 or 754 of this title may appeal to the
10 district court in the county in which the arrest occurred relating
11 to the test refusal or test result, as shown by the records of the
12 Department.

13 E. The petition shall be filed within thirty (30) days after
14 the notice of revocation, pursuant to Section 753 or 754 of this
15 title, has been served upon the person by ~~the Department of Public~~
16 ~~Safety~~ Service Oklahoma. The petition shall contain a description
17 of the facts and circumstances of the underlying incident sufficient
18 to determine the arresting law enforcement agency and the date of
19 the incident. It shall be the duty of the district court to enter
20 an order setting the matter for hearing not less than thirty (30)
21 days and not more than sixty (60) days from the date the petition is
22 filed. A certified copy of petition and order for hearing shall be
23 served forthwith by the petitioner ~~upon the Commissioner of Public~~
24 ~~Safety~~ to the office of Service Oklahoma by certified mail at ~~the~~

1 ~~Department of Public Safety~~ Service Oklahoma, Oklahoma City,
2 Oklahoma.

3 F. Upon a hearing relating to a revocation or disqualification
4 pursuant to a conviction for an offense enumerated in Section 6-205,
5 6-205.2 or 761 of this title, the court shall not consider the
6 propriety or merits of the revocation or disqualification action,
7 except to correct the identity of the person convicted as shown by
8 records of ~~the Department~~ Service Oklahoma.

9 G. When the records of ~~the Department~~ Service Oklahoma do not
10 reflect receipt of a sworn report of a law enforcement officer
11 stating that the officer had reasonable grounds to believe the
12 petitioner had been driving or was in actual physical control of a
13 motor vehicle upon the public roads, highways, streets, turnpikes,
14 or other public place of this state while under the influence of
15 alcohol, any other intoxicating substance, or the combined influence
16 of alcohol and any other intoxicating substance, the court shall,
17 upon application by ~~the Department~~ Service Oklahoma, stay the appeal
18 for one hundred eighty (180) days from the date of the arrest as
19 alleged in the petition, or until the sworn report is received by
20 ~~the Department~~ Service Oklahoma. If the records of ~~the Department~~
21 Service Oklahoma do not reflect receipt of the sworn report
22 described in this subsection at the expiration of the stay, the
23 court shall enter an order directing ~~the Department~~ Service Oklahoma
24 to take no action upon receipt of the sworn report related to the

1 arrest as described in the petition. In no event shall a court
2 award costs or fees, including attorney fees, based upon the records
3 of ~~the Department~~ Service Oklahoma that do not reflect the receipt
4 of the sworn report as described in this subsection.

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

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

1 J. Upon the Department's receipt of a petition challenging the
2 Department's action against the driving privileges of any person
3 under this title, ~~the Department~~ Service Oklahoma shall withhold
4 taking the action which is the subject of the appeal or stay the
5 order which is the subject of the appeal. During the pendency of
6 the appeal, ~~the Department~~ Service Oklahoma shall grant or restore
7 driving privileges to the person if the person is otherwise
8 eligible.

9 K. An appeal may be taken by the person or by ~~the Department~~
10 Service Oklahoma from the order or judgment of the district court to
11 the Supreme Court of the State of Oklahoma as otherwise provided by
12 law.

13 SECTION 31. REPEALER 47 O.S. 2021, Section 6-211, as
14 last amended by Section 72, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
15 2022, Section 6-211), is hereby repealed.

16 SECTION 32. AMENDATORY 47 O.S. 2021, Section 584, as
17 last amended by Section 4, Chapter 192, O.S.L. 2022 (47 O.S. Supp.
18 2022, Section 584), is amended to read as follows:

19 Section 584. A. The Oklahoma Used Motor Vehicle ~~and Parts,~~
20 Dismantler, and Manufactured Housing Commission may deny an
21 application for a license, impose a fine not to exceed One Thousand
22 Dollars (\$1,000.00) per occurrence and/or revoke or suspend a
23 license after it has been granted, when any provision of Sections
24

1 581 through 588 of this title is violated or for any of the
2 following reasons:

3 1. On satisfactory proof of unfitness of the applicant or the
4 licensee, as the case may be, under the standards established by
5 Sections 581 through 588 of this title;

6 2. For fraud practices or any material misstatement made by an
7 applicant in any application for license under the provisions of
8 Sections 581 through 588 of this title;

9 3. For any willful failure to comply with any provision of
10 Section 581 et seq. of this title or with any rule promulgated by
11 the Commission under authority vested in it by Sections 581 through
12 588 of this title;

13 4. Change of condition after license is granted resulting in
14 failure to maintain the qualifications for license;

15 5. Continued or flagrant violation of any of the rules of the
16 Commission;

17 6. Being a used motor vehicle dealer, a used motor vehicle
18 salesperson, a wholesale used motor vehicle dealer, or a
19 manufactured home dealer, a restricted manufactured home park
20 dealer, a manufactured home installer, a manufactured home
21 salesperson or a manufactured home manufacturer who:

22 a. resorts to or uses any false or misleading advertising
23 in connection with business as a used motor vehicle
24 dealer, wholesale used motor vehicle dealer or a

- 1 restricted manufactured home park dealer or
2 manufactured home dealer, installer or manufacturer,
3 b. has committed any unlawful act which resulted in the
4 revocation of any similar license in another state,
5 c. has been convicted of a felony crime that
6 substantially relates to the occupation of a used
7 motor vehicle dealer, a wholesale used motor vehicle
8 dealer, a manufactured home dealer, a restricted
9 manufactured home park dealer, a manufactured home
10 installer or a manufactured home manufacturer and
11 poses a reasonable threat to public safety,
12 d. has committed a fraudulent act in selling, purchasing
13 or otherwise dealing in motor vehicles or manufactured
14 homes or has misrepresented the terms and conditions
15 of a sale, purchase or contract for sale or purchase
16 of a motor vehicle or manufactured home or any
17 interest therein including an option to purchase such
18 motor vehicles or manufactured homes,
19 e. has engaged in business under a past or present
20 license issued pursuant to Sections 581 through 588 of
21 this title, in such a manner as to cause injury to the
22 public or to those with whom the licensee is dealing,
23
24

- 1 f. has failed to meet or maintain the conditions and
- 2 requirements necessary to qualify for the issuance of
- 3 a license,
- 4 g. has failed or refused to furnish and keep in force any
- 5 bond required under Sections 581 through 588 of this
- 6 title,
- 7 h. has installed or attempted to install a manufactured
- 8 home in an unworkmanlike manner, or
- 9 i. employs a person in connection with the sale of
- 10 manufactured homes without first obtaining a
- 11 certificate of registration for the person;

12 7. Being a used motor vehicle dealer who:

- 13 a. does not have an established place of business,
- 14 b. employs a person in connection with the sale of used
- 15 vehicles without first obtaining a certificate of
- 16 registration for the person,
- 17 c. fails or refuses to furnish or keep in force single
- 18 limit liability insurance on any vehicle offered for
- 19 sale and otherwise required under the financial
- 20 responsibility laws of this state, or
- 21 d. is not operating from the address shown on the license
- 22 if this change has not been reported to the
- 23 Commission; or

1 8. Being a manufactured home dealer or a restricted
2 manufactured home park dealer who:

- 3 a. does not have an established place of business,
- 4 b. fails or refuses to furnish or keep in force garage
5 liability and completed operations insurance, or
- 6 c. is not operating from the address shown on the license
7 if this change has not been reported to the
8 Commission.

9 B. 1. The Commission shall deny an application for a license,
10 or revoke or suspend a license after it has been granted, if a
11 manufactured home dealer does not meet the following guidelines and
12 restrictions:

- 13 a. a display area for manufactured homes which is easily
14 accessible, with sufficient parking for the public,
- 15 b. an office for conducting business where the books,
16 records, and files are kept, with access to a restroom
17 for the public,
- 18 c. a place of business which meets all zoning, occupancy
19 and other requirements of the appropriate local
20 government and regular occupancy by a person, firm, or
21 corporation engaged in the business of selling
22 manufactured homes, and
- 23 d. a place of business which is separate and apart from
24 any other dealer's location.

1 2. The Commission shall deny an application for a restricted
2 manufactured home park dealer license, or revoke or suspend a
3 license after it has been granted, if a manufactured home park
4 dealer does not satisfy the following guidelines and restrictions:

5 a. only mobile or manufactured homes that are "ready for
6 occupancy" are sold or offered for sale,

7 b. maintains an office for conducting business where the
8 books, records, and files are kept, with access to a
9 restroom for the public,

10 c. maintains a place of business which meets all zoning,
11 occupancy and other requirements of the appropriate
12 local government and regular occupancy by a person,
13 firm or corporation engaged in the business of selling
14 manufactured homes inside a park, and

15 d. maintains a place of business which is separate and
16 apart from any other dealer's location.

17 C. The Commission shall deny an application for a license, or
18 revoke or suspend a license after it has been granted, if a
19 manufactured home installer:

20 1. Installs or attempts to install a manufactured home in a
21 manner that is not in compliance with installation standards as set
22 by the Commission pursuant to rule; or
23
24

1 2. Violates or fails to comply with any applicable rule as
2 promulgated by the Commission concerning manufactured home
3 installers.

4 D. The Commission shall deny an application for a license, or
5 revoke or suspend a license after it has been granted, if a
6 manufactured home manufacturer violates or fails to comply with any
7 applicable rule as promulgated by the Commission concerning
8 manufactured home manufacturers.

9 E. The Commission shall deny an application for a license by a
10 motor vehicle manufacturer or factory if the application is for the
11 purpose of selling used motor vehicles to any retail consumer in the
12 state, other than through its retail franchised dealers, or acting
13 as a broker between a seller and a retail buyer. This subsection
14 does not prohibit a manufacturer from selling used motor vehicles
15 where the retail customer is a nonprofit organization or a federal,
16 state, or local government or agency. This subsection does not
17 prohibit a manufacturer from providing information to a consumer for
18 the purpose of marketing or facilitating the sale of used motor
19 vehicles or from establishing a program to sell or offer to sell
20 used motor vehicles through the manufacturer's retail franchised
21 dealers as provided for in Sections 561 through 580.2 of this title.
22 This subsection shall not prevent a factory from obtaining a
23 wholesale used motor vehicle dealer's license or the factory's

24

1 financing subsidiary from obtaining a wholesale used motor vehicle
2 dealer's license.

3 F. If the Commission denies issuance of a license the
4 Commission shall provide the grounds for the action to the applicant
5 in writing and allow the applicant sixty (60) days to resolve any
6 issues that are the grounds for the action.

7 G. Each of the aforementioned grounds for suspension,
8 revocation, or denial of issuance or renewal of license shall also
9 constitute a violation of Sections 581 through 588 of this title,
10 unless the person involved has been tried and acquitted of the
11 offense constituting such grounds.

12 The suspension, revocation or refusal to issue or renew a
13 license or the imposition of any other penalty by the Commission
14 shall be in addition to any penalty which might be imposed upon any
15 licensee upon a conviction at law for any violation of Sections 581
16 through 588 of this title.

17 H. As used in this section:

18 1. "Substantially relates" means the nature of criminal conduct
19 for which the person was convicted has a direct bearing on the
20 fitness or ability to perform one or more of the duties or
21 responsibilities necessarily related to the occupation; and

22 2. "Poses a reasonable threat" means the nature of criminal
23 conduct for which the person was convicted involved an act or threat
24

1 of harm against another and has a bearing on the fitness or ability
2 to serve the public or work with others in the occupation.

3 SECTION 33. REPEALER 47 O.S. 2021, Section 584, as last
4 amended by Section 5, Chapter 107, O.S.L. 2022 (47 O.S. Supp. 2022,
5 Section 584), is hereby repealed.

6 SECTION 34. AMENDATORY 47 O.S. 2021, Section 1102, as
7 last amended by Section 106, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
8 2022, Section 1102), is amended to read as follows:

9 Section 1102. As used in the Oklahoma Vehicle License and
10 Registration Act:

11 1. "All-terrain vehicle" means a vehicle manufactured and used
12 exclusively for off-highway use traveling on four or more non-
13 highway tires, and being fifty (50) inches or less in width;

14 2. "Carrying capacity" means the carrying capacity of a vehicle
15 as determined or declared in tons of cargo or payload by the owner;
16 provided, that such declared capacity shall not be less than the
17 minimum tonnage capacity fixed, listed or advertised by the
18 manufacturer of any vehicle;

19 3. "Certificate of title" means a document which is proof of
20 legal ownership of a motor vehicle as described and provided for in
21 Section 1105 of this title;

22 4. "Chips and oil" or the term "road oil and crushed rock"
23 means, with respect to materials authorized for use in the surfacing
24 of roads or highways as provided for in this title or in any

1 equivalent statute pertaining to road or highway surfacing in the
2 State of Oklahoma, any asphaltic materials. Wherever chips and oil
3 or road oil and crushed rock are authorized for use in the surfacing
4 of roads or highways in this state, whether by the Department of
5 Transportation, or by the county commissioners, or other road
6 building authority subject to the Oklahoma Vehicle License and
7 Registration Act, asphaltic materials are also authorized for use in
8 such surfacing and construction;

9 5. "Combined laden weight" means the weight of a truck or
10 station wagon and its cargo or payload transported thereon, or the
11 weight of a truck or truck-tractor plus the weight of any trailers
12 or semitrailers together with the cargo or payload transported
13 thereon;

14 6. "Commercial trailer" means any trailer, as defined in
15 Section 1-180 of this title, or semitrailer, as defined in Section
16 1-162 of this title, when such trailer or semitrailer is used
17 primarily for business or commercial purposes;

18 7. "Commercial trailer dealer" means any person, firm or
19 corporation engaged in the business of selling any new and unused,
20 or used, or both new and used commercial trailers;

21 8. "Commercial vehicle" means any vehicle over eight thousand
22 (8,000) pounds combined laden weight used primarily for business or
23 commercial purposes. Each motor vehicle being registered pursuant
24 to the provisions of this section shall have the name of the

1 commercial establishment or the words "Commercial Vehicle"
2 permanently and prominently displayed upon the outside of the
3 vehicle in letters not less than two (2) inches high. Such letters
4 shall be in sharp contrast to the background and shall be of
5 sufficient shape and color as to be readily legible during daylight
6 hours, from a distance of fifty (50) feet while the vehicle is not
7 in motion;

8 9. "Commission" or "Tax Commission" means the Oklahoma Tax
9 Commission;

10 10. "Construction machinery" means machines or devices drawn as
11 trailers which are designed and used for construction, tree trimming
12 and waste maintenance projects, which derive no revenue from the
13 transportation of persons or property, whose use of the highway is
14 only incidental and which are not mounted or affixed to another
15 vehicle; provided, construction machinery shall not include
16 implements of husbandry as defined in Section 1-125 of this title;

17 11. "Dealer" means any person, firm, association, corporation
18 or trust who sells, solicits or advertises the sale of new and
19 unused motor vehicles and holds a bona fide contract or franchise in
20 effect with a manufacturer or distributor of a particular make of
21 new or unused motor vehicle or vehicles for the sale of same;

22 12. "Mini-truck" means a foreign-manufactured import or
23 domestic-manufactured vehicle powered by an internal combustion
24 engine with a piston or rotor displacement of one thousand cubic

1 centimeters (1,000 cc) or less, which is sixty-seven (67) inches or
2 less in width, with an unladen dry weight of three thousand four
3 hundred (3,400) pounds or less, traveling on four or more tires,
4 having a top speed of approximately fifty-five (55) miles per hour,
5 equipped with a bed or compartment for hauling, and having an
6 enclosed passenger cab;

7 13. "Interstate commerce" means any commerce moving between any
8 place in a state and any place in another state or between places in
9 the same state through another state;

10 14. "Laden weight" means the combined weight of a vehicle when
11 fully equipped for use and the cargo or payload transported thereon;
12 provided, that in no event shall the laden weight be less than the
13 unladen weight of the vehicle fully equipped for use, plus the
14 manufacturer's rated carrying capacity;

15 15. "Local authorities" means every county, municipality or
16 local board or body having authority to adopt police regulations
17 under the Constitution and laws of this state;

18 16. "Low-speed electrical vehicle" means any four-wheeled
19 electrical vehicle that is powered by an electric motor that draws
20 current from rechargeable storage batteries or other sources of
21 electrical current and whose top speed is greater than twenty (20)
22 miles per hour but not greater than twenty-five (25) miles per hour
23 and is manufactured in compliance with the National Highway Traffic
24

1 Safety Administration standards for low-speed vehicles in 49 C.F.R.
2 571.500;

3 17. "Manufactured home" means a residential dwelling built in
4 accordance with the National Manufactured Housing Construction and
5 Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq., and
6 rules promulgated pursuant thereto and the rules promulgated by the
7 Oklahoma Used Motor Vehicle ~~and Parts, Dismantler, and Manufactured~~
8 Housing Commission pursuant to Section 582 of this title.

9 Manufactured home shall not mean a park model recreational vehicle
10 as defined in this section;

11 18. "Manufactured home dealer" means any person, firm or
12 corporation engaged in the business of selling any new and unused,
13 or used, or both new and used manufactured homes. Such information
14 and a valid franchise letter as proof of authorization to sell any
15 such new manufactured home product line or lines shall be attached
16 to the application for a dealer license to sell manufactured homes.
17 "Manufactured home dealer" shall not include any person, firm or
18 corporation who sells or contracts for the sale of the dealer's own
19 personally titled manufactured home or homes. No person, firm or
20 corporation shall be considered a manufactured home dealer as to any
21 manufactured home purchased or acquired by such person, firm or
22 corporation for purposes other than resale; provided, that the
23 restriction set forth in this sentence shall not prevent an

24

1 otherwise qualified person, firm or corporation from utilizing a
2 single manufactured home as a sales office;

3 19. "Medium-speed electrical vehicle" means any self-propelled,
4 electrically powered four-wheeled motor vehicle, equipped with a
5 roll cage or crush-proof body design, whose speed attainable in one
6 (1) mile is more than thirty (30) miles per hour but not greater
7 than thirty-five (35) miles per hour;

8 20. "Licensed operator" means any person appointed, designated
9 or authorized by Service Oklahoma to collect the fees and to enforce
10 the provisions provided for in the Oklahoma Vehicle License and
11 Registration Act;

12 21. "New vehicle" or "unused vehicle" means a vehicle which has
13 been in the possession of the manufacturer, distributor or
14 wholesaler or has been sold only by the manufacturer, distributor or
15 wholesaler to a dealer;

16 22. "Nonresident" means any person who is not a resident of
17 this state;

18 23. "Off-road motorcycle" means any motorcycle, as defined in
19 Section 1-135 of this title, when such motorcycle has been
20 manufactured for and used exclusively off roads, highways and any
21 other paved surfaces;

22 24. "Owner" means any person owning, operating or possessing
23 any vehicle herein defined;

24 25. "Park model recreational vehicle" means a vehicle that is:

- a. designed and marketed as temporary living quarters for camping, recreational, seasonal or travel use,
- b. not permanently affixed to real property for use as a permanent dwelling,
- c. built on a single chassis mounted on wheels with a gross trailer area not exceeding four hundred (400) square feet in the setup mode, and
- d. certified by the manufacturer as complying with standard A119.5 of the American National Standards Institute, Inc.;

26. "Person" means any individual, copartner, joint venture, association, corporation, limited liability company, estate, trust, business trust, syndicate, the State of Oklahoma, or any county, city, municipality, school district or other political subdivision thereof, or any group or combination acting as a unit, or any receiver appointed by the state or federal court;

27. "Rebodied vehicle" means a vehicle:

- a. which has been assembled using a new body or new major component which is of the identical type as the original vehicle and is licensed by the manufacturer of the original vehicle and other original, new or reconditioned parts. For purposes of this paragraph, "new body or new major component" means a new body, cab, frame, front end clip or rear end clip,

1 b. which is not a salvage, rebuilt, or junked vehicle as
2 defined by paragraph 1, 2, or 6 of subsection A of
3 Section 1105 of this title, and

4 c. for which Service Oklahoma has assigned or will assign
5 a new identifying number;

6 28. "Recreational off-highway vehicle" means a vehicle
7 manufactured and used exclusively for off-highway use, traveling on
8 four or more non-highway tires, and being sixty-five (65) inches or
9 less in width;

10 29. "Recreational vehicle" means every vehicle which is built
11 on or permanently attached to a self-propelled motor chassis or
12 chassis cab which becomes an integral part of the completed vehicle
13 and is capable of being operated on the highways. In order to
14 qualify as a recreational vehicle pursuant to this paragraph such
15 vehicle shall be permanently constructed and equipped for human
16 habitation, having its own sleeping and kitchen facilities,
17 including permanently affixed cooking facilities, water tanks and
18 holding tank with permanent toilet facilities. Recreational vehicle
19 shall not include manufactured homes or any vehicle with portable
20 sleeping, toilet and kitchen facilities which are designed to be
21 removed from such vehicle. Recreational vehicle shall include park
22 model recreational vehicles as defined in this section;

23 30. "Remanufactured vehicle" means a vehicle which has been
24 assembled by a vehicle remanufacturer using a new body and which may

1 include original, reconditioned, or remanufactured parts, and which
2 is not a salvage, rebuilt, or junked vehicle as defined by
3 paragraphs 1, 2, and 6, respectively, of subsection A of Section
4 1105 of this title;

5 31. "Rental trailer" means all small or utility trailers or
6 semitrailers constructed and suitable for towing by a passenger
7 automobile and designed only for carrying property, when the
8 trailers or semitrailers are owned by, or are in the possession of,
9 any person engaged in renting or leasing such trailers or
10 semitrailers for intrastate or interstate use or combined intrastate
11 and interstate use;

12 32. "Special mobilized machinery" means special purpose
13 machines or devices, either self-propelled or drawn as trailers or
14 semitrailers, which derive no revenue from the transportation of
15 persons or property, whose use of the highway is only incidental,
16 and whose useful revenue producing service is performed at
17 destinations in an area away from the traveled surface of an
18 established open highway;

19 33. "State" means the State of Oklahoma;

20 34. "Station wagon" means any passenger vehicle which does not
21 have a separate luggage compartment or trunk and which does not have
22 open beds, and has one or more rear seats readily lifted out or
23 folded, whether same is called a station wagon or ranch wagon;

24

1 35. "Street-legal utility vehicle" means a vehicle meeting the
2 description and specifications of Section 1-171.1 of this title;

3 36. "Travel trailer" means any vehicular portable structure
4 built on a chassis, used as a temporary dwelling for travel,
5 recreational or vacation use, and, when factory-equipped for the
6 road, it shall have a body width not exceeding eight (8) feet and an
7 overall length not exceeding forty (40) feet, including the hitch or
8 coupling;

9 37. "Travel trailer dealer" means any person, firm or
10 corporation engaged in the business of selling any new and unused,
11 or used, or both new and used travel trailers. Such information and
12 a valid franchise letter as proof of authorization to sell any such
13 new travel trailer product line or lines shall be attached to the
14 application for a dealer license to sell travel trailers. "Travel
15 trailer dealer" shall not include any person, firm or corporation
16 who sells or contracts for the sale of his or her own personally
17 titled travel trailer or trailers. No person, firm or corporation
18 shall be considered as a travel trailer dealer as to any travel
19 trailer purchased or acquired by such person, firm or corporation
20 for purposes other than resale;

21 38. "Used motor vehicle dealer" means "used motor vehicle
22 dealer" as defined in Section 581 of this title;

23 39. "Used vehicle" means any vehicle which has been sold,
24 bargained, exchanged or given away, or used to the extent that it

1 has become what is commonly known, and generally recognized, as a
2 "secondhand" vehicle. This shall also include any vehicle other
3 than a remanufactured vehicle, regardless of age, owned by any
4 person who is not a dealer;

5 40. "Utility vehicle" means a vehicle powered by an internal
6 combustion engine, manufactured and used exclusively for off-highway
7 use, equipped with seating for two or more people and a steering
8 wheel, traveling on four or more wheels;

9 41. "Vehicle" means any type of conveyance or device in, upon
10 or by which a person or property is or may be transported from one
11 location to another upon the avenues of public access within the
12 state. "Vehicle" does not include bicycles, trailers except travel
13 trailers and rental trailers, or implements of husbandry as defined
14 in Section 1-125 of this title. All implements of husbandry used as
15 conveyances shall be required to display the owner's driver license
16 number or license plate number of any vehicle owned by the owner of
17 the implement of husbandry on the rear of the implement in numbers
18 not less than two (2) inches in height. The use of the owner's
19 Social Security number on the rear of the implement of husbandry
20 shall not be required; and

21 42. "Vehicle remanufacturer" means a commercial entity which
22 assembles remanufactured vehicles.

23

24

1 SECTION 35. REPEALER 47 O.S. 2021, Section 1102, as last
2 amended by Section 19, Chapter 107, O.S.L. 2022 (47 O.S. Supp. 2022,
3 Section 1102), is hereby repealed.

4 SECTION 36. AMENDATORY 47 O.S. 2021, Section 1104, as
5 last amended by Section 1, Chapter 363, O.S.L. 2022 (47 O.S. Supp.
6 2022, Section 1104), is amended to read as follows:

7 Section 1104. A. Unless otherwise provided by law, all fees,
8 taxes and penalties collected or received pursuant to the Oklahoma
9 Vehicle License and Registration Act or Section 1-101 et seq. of
10 this title shall be apportioned and distributed monthly by the
11 Oklahoma Tax Commission in accordance with this section.

12 B. 1. The following percentages of the monies referred to in
13 subsection A of this section shall be apportioned to the various
14 school districts in accordance with paragraph 2 of this subsection:

- 15 a. from October 1, 2000, until June 30, 2001, thirty-five
16 and forty-six one-hundredths percent (35.46%),
- 17 b. for the year beginning July 1, 2001, and ending June
18 30, 2002, thirty-five and ninety-one one-hundredths
19 percent (35.91%),
- 20 c. for the year beginning July 1, 2002, through the year
21 ending on June 30, 2015, thirty-six and twenty one-
22 hundredths percent (36.20%),
- 23 d. for the year beginning July 1, 2015, through the year
24 ending on June 30, 2019, thirty-six and twenty one-

1 hundredths percent (36.20%), but in no event shall the
2 amount apportioned in any fiscal year pursuant to this
3 subparagraph exceed the total amount apportioned for
4 the fiscal year ending on June 30, 2015. Any amounts
5 in excess of such limitation shall be placed to the
6 credit of the General Revenue Fund, and

7 e. for the year beginning July 1, 2019, and all
8 subsequent years, thirty-six and twenty one-hundredths
9 percent (36.20%), but in no event shall the amount
10 apportioned in any fiscal year pursuant to this
11 subparagraph exceed the total amount apportioned for
12 the fiscal year ending on June 30, 2015. Any amounts
13 in excess of such limitation shall be placed to the
14 credit of the Rebuilding Oklahoma Access and Driver
15 Safety Fund created in Section 1521 of Title 69 of the
16 Oklahoma Statutes.

17 2. The monies apportioned pursuant to subparagraphs a through e
18 of paragraph 1 of this subsection shall be apportioned to the
19 various school districts so that each district shall receive an
20 amount based upon the proportion that each district's average daily
21 attendance bears to the total average daily attendance of those
22 districts entitled to receive funds pursuant to this section as
23 certified by the State Department of Education.

1 Each district's allocation of funds shall be remitted to the
2 county treasurer of the county wherein the administrative
3 headquarters of the district are located.

4 No district shall be eligible for the funds herein provided
5 unless the district makes an ad valorem tax levy of fifteen (15)
6 mills and maintains nine (9) years of instruction and pursuant to
7 the rules of the State Board of Education, is authorized to maintain
8 ten (10) years of instruction.

9 C. The following percentages of the monies referred to in
10 subsection A of this section shall be remitted to the State
11 Treasurer to be credited to the General Revenue Fund of the State
12 Treasury:

13 1. From October 1, 2000, until June 30, 2001, forty-five and
14 ninety-seven one-hundredths percent (45.97%);

15 2. For the year beginning July 1, 2001, and ending June 30,
16 2002, forty-five and twenty-nine one-hundredths percent (45.29%);

17 3. For the year beginning July 1, 2002, and for the subsequent
18 fiscal years ending June 30, 2007, forty-four and eighty-four one-
19 hundredths percent (44.84%);

20 4. For the year beginning July 1, 2007, and ending June 30,
21 2008, thirty-nine and eighty-four one-hundredths percent (39.84%);

22 5. For the year beginning July 1, 2008, and ending June 30,
23 2009, thirty-four and eighty-four one-hundredths percent (34.84%);
24

1 6. For the period beginning July 1, 2009, and ending December
2 31, 2012, twenty-nine and eighty-four one-hundredths percent
3 (29.84%);

4 7. For the period beginning January 1, 2013, and ending June
5 30, 2013, twenty-nine and thirty-four one-hundredths percent
6 (29.34%);

7 8. For the year beginning July 1, 2013, and ending June 30,
8 2014, twenty-six and eighty-four one-hundredths percent (26.84%);
9 and

10 9. For the year beginning July 1, 2014, through the year ending
11 June 30, 2019, twenty-four and eighty-four one-hundredths percent
12 (24.84%).

13 D. The following percentages of the monies referred to in
14 subsection A of this section shall be remitted to the State
15 Treasurer to be credited to the State Transportation Fund:

16 1. From October 1, 2000, until June 30, 2001, thirty one-
17 hundredths percent (0.30%);

18 2. For the year beginning July 1, 2001, through the year ending
19 on June 30, 2015, thirty-one one-hundredths percent (0.31%);

20 3. For the year beginning July 1, 2015, through the year ending
21 on June 30, 2019, thirty-one one-hundredths percent (0.31%), but in
22 no event shall the amount apportioned in any fiscal year pursuant to
23 this paragraph exceed the total amount apportioned for the fiscal
24 year ending on June 30, 2015. Any amounts in excess of such

1 limitation shall be placed to the credit of the General Revenue
2 Fund; and

3 4. For the year beginning July 1, 2019, and all subsequent
4 years, thirty-one one-hundredths percent (0.31%), but in no event
5 shall the amount apportioned in any fiscal year pursuant to this
6 paragraph exceed the total amount apportioned for the fiscal year
7 ending on June 30, 2015. Any amounts in excess of such limitation
8 shall be placed to the credit of the Rebuilding Oklahoma Access and
9 Driver Safety Fund created in Section 1521 of Title 69 of the
10 Oklahoma Statutes.

11 E. 1. The following percentages of the monies referred to in
12 subsection A of this section shall be apportioned to the various
13 counties as set forth in paragraph 2 of this subsection:

14 a. from October 1, 2000, until June 30, 2001, seven and
15 nine one-hundredths percent (7.09%),

16 b. for the year beginning July 1, 2001, and ending June
17 30, 2002, seven and eighteen one-hundredths percent
18 (7.18%),

19 c. for the year beginning July 1, 2002, through the year
20 ending on June 30, 2015, seven and twenty-four one-
21 hundredths percent (7.24%),

22 d. for the year beginning July 1, 2015, through the year
23 ending on June 30, 2019, seven and twenty-four one-
24 hundredths percent (7.24%), but in no event shall the

1 amount apportioned in any fiscal year pursuant to this
2 subparagraph exceed the total amount apportioned for
3 the fiscal year ending on June 30, 2015. Any amounts
4 in excess of such limitation shall be placed to the
5 credit of the General Revenue Fund, and

6 e. for the year beginning July 1, 2019, and all
7 subsequent years, seven and twenty-four one-hundredths
8 percent (7.24%), but in no event shall the amount
9 apportioned in any fiscal year pursuant to this
10 subparagraph exceed the total amount apportioned for
11 the fiscal year ending on June 30, 2015. Any amounts
12 in excess of such limitation shall be placed to the
13 credit of the Rebuilding Oklahoma Access and Driver
14 Safety Fund created in Section 1521 of Title 69 of the
15 Oklahoma Statutes.

16 2. The monies apportioned pursuant to subparagraphs a through e
17 of paragraph 1 of this subsection shall be apportioned as follows:
18 forty percent (40%) of such sum shall be distributed to the various
19 counties in that proportion which the county road mileage of each
20 county bears to the entire state road mileage as certified by the
21 Transportation Commission and the remaining sixty percent (60%) of
22 such sum shall be distributed to the various counties on the basis
23 which the population and area of each county bears to the total
24 population and area of the state. The population shall be as shown

1 by the last Federal Census or the most recent annual estimate
2 provided by the United States Bureau of the Census. The funds shall
3 be used for the purpose of constructing and maintaining county
4 highways; provided, however, the county treasurer may deposit so
5 much of the funds in the sinking fund as may be necessary for the
6 retirement of interest and annual accrual of indebtedness created by
7 the issuance of county or township bonds for road purposes. Such
8 deposits to the sinking fund shall not exceed forty percent (40%) of
9 the funds allocated to a county pursuant to this paragraph.

10 F. 1. The following percentages of the monies referred to in
11 subsection A of this section shall be remitted to the county
12 treasurers of the respective counties and by them deposited in a
13 separate special revenue fund to be used by the county commissioners
14 in accordance with paragraph 2 of this subsection:

15 a. from October 1, 2000, until June 30, 2001, two and
16 fifty-three one-hundredths percent (2.53%),

17 b. for the year beginning July 1, 2001, and ending June
18 30, 2002, two and fifty-six one-hundredths percent
19 (2.56%),

20 c. for the year beginning July 1, 2002, through the year
21 ending on June 30, 2015, two and fifty-nine one-
22 hundredths percent (2.59%),

23 d. for the year beginning July 1, 2015, through the year
24 ending on June 30, 2019, two and fifty-nine one-

1 hundredths percent (2.59%), but in no event shall the
2 amount apportioned in any fiscal year pursuant to this
3 subparagraph exceed the total amount apportioned for
4 the fiscal year ending on June 30, 2015. Any amounts
5 in excess of such limitation shall be placed to the
6 credit of the General Revenue Fund, and

7 e. for the year beginning July 1, 2019, and all
8 subsequent years, two and fifty-nine one-hundredths
9 percent (2.59%), but in no event shall the amount
10 apportioned in any fiscal year pursuant to this
11 subparagraph exceed the total amount apportioned for
12 the fiscal year ending on June 30, 2015. Any amounts
13 in excess of such limitation shall be placed to the
14 credit of the Rebuilding Oklahoma Access and Driver
15 Safety Fund created in Section 1521 of Title 69 of the
16 Oklahoma Statutes.

17 2. The monies apportioned pursuant to subparagraphs a through e
18 of paragraph 1 of this subsection shall be used for the primary
19 purpose of matching federal funds for the construction of federal
20 aid projects on county roads, or constructing and maintaining county
21 or township highways and permanent bridges of such counties. The
22 distribution of monies apportioned by this paragraph shall be made
23 upon the basis of the current formula based upon road mileage, area
24 and population as related to county road improvement and maintenance

1 costs. Provided, however, the Department of Transportation may
2 update the formula factors from time to time as necessary to account
3 for changing conditions.

4 G. 1. The following percentages of the monies referred to in
5 subsection A of this section shall be transmitted by the Tax
6 Commission to the various counties as set forth in paragraph 2 of
7 this subsection:

8 a. from October 1, 2000, until June 30, 2001, three and
9 fifty-five one-hundredths percent (3.55%),

10 b. for the year beginning July 1, 2001, and ending June
11 30, 2002, three and fifty-nine one-hundredths percent
12 (3.59%),

13 c. for the year beginning July 1, 2002, through the year
14 ending on June 30, 2015, three and sixty-two one-
15 hundredths percent (3.62%),

16 d. for the year beginning July 1, 2015, through the year
17 ending on June 30, 2019, three and sixty-two one-
18 hundredths percent (3.62%), but in no event shall the
19 amount apportioned in any fiscal year pursuant to this
20 subparagraph exceed the total amount apportioned for
21 the fiscal year ending on June 30, 2015. Any amounts
22 in excess of such limitation shall be placed to the
23 credit of the General Revenue Fund, and
24

1 e. for the year beginning July 1, 2019, and all
2 subsequent years, three and sixty-two one-hundredths
3 percent (3.62%), but in no event shall the amount
4 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 Rebuilding Oklahoma Access and Driver
9 Safety Fund created in Section 1521 of Title 69 of the
10 Oklahoma Statutes.

11 2. The monies apportioned pursuant to subparagraphs a through e
12 of paragraph 1 of this subsection shall be transmitted to the
13 various counties on the basis of a formula to be developed by the
14 Department of Transportation. Such formula shall be similar to that
15 currently used for the distribution of County Bridge Program Funds,
16 but also taking into consideration the effect of terrain and traffic
17 volume as related to county road improvement and maintenance costs.
18 Provided, however, the Department of Transportation may update the
19 formula factors from time to time as necessary to account for
20 changing conditions. The funds shall be transmitted to the various
21 county treasurers to be deposited in the county highway fund of
22 their respective counties.

1 H. 1. The following percentages of the monies referred to in
2 subsection A of this section shall be apportioned to the various
3 counties as set forth in paragraph 2 of this subsection:

4 a. from October 1, 2000, until June 30, 2001, eighty-one
5 one-hundredths percent (0.81%),

6 b. for the year beginning July 1, 2001, and ending June
7 30, 2002, eighty-two one-hundredths percent (0.82%),

8 c. for the year beginning July 1, 2002, through the year
9 ending on June 30, 2015, eighty-three one-hundredths
10 percent (0.83%),

11 d. for the year beginning July 1, 2015, through the year
12 ending on June 30, 2019, eighty-three one-hundredths
13 percent (0.83%), but in no event shall the amount
14 apportioned in any fiscal year pursuant to this
15 subparagraph exceed the total amount apportioned for
16 the fiscal year ending on June 30, 2015. Any amounts
17 in excess of such limitation shall be placed to the
18 credit of the General Revenue Fund, and

19 e. for the year beginning July 1, 2019, and all
20 subsequent years, eighty-three one-hundredths percent
21 (0.83%), but in no event shall the amount apportioned
22 in any fiscal year pursuant to this subparagraph
23 exceed the total amount apportioned for the fiscal
24 year ending on June 30, 2015. Any amounts in excess

1 of such limitation shall be placed to the credit of
2 the Rebuilding Oklahoma Access and Driver Safety Fund
3 created in Section 1521 of Title 69 of the Oklahoma
4 Statutes.

5 2. The monies apportioned pursuant to subparagraphs a through e
6 of paragraph 1 of this subsection shall be apportioned to the
7 various counties based upon the proportion that each county's
8 population bears to the total state population.

9 Each county's allocation of funds shall be remitted to the
10 various county treasurers to be deposited in the general fund of the
11 county and used for the support of county government.

12 I. 1. The following percentages of the monies referred to in
13 subsection A of this section shall be apportioned to the various
14 cities and incorporated towns as set forth in paragraph 2 of this
15 subsection:

16 a. from October 1, 2000, until June 30, 2001, three and
17 four one-hundredths percent (3.04%),

18 b. for the year beginning July 1, 2001, and ending June
19 30, 2002, three and eight one-hundredths percent
20 (3.08%),

21 c. for the year beginning July 1, 2002, through the year
22 ending on June 30, 2015, three and ten one-hundredths
23 percent (3.10%),
24

1 d. for the year beginning July 1, 2015, through the year
2 ending on June 30, 2019, three and ten one-hundredths
3 percent (3.10%), but in no event shall the amount
4 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, three and ten one-hundredths percent
11 (3.10%), but in no event shall the amount apportioned
12 in any fiscal year pursuant to this subparagraph
13 exceed the total amount apportioned for the fiscal
14 year ending on June 30, 2015. Any amounts in excess
15 of such limitation shall be placed to the credit of
16 the Rebuilding Oklahoma Access and Driver Safety Fund
17 created in Section 1521 of Title 69 of the Oklahoma
18 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 cities and incorporated towns based upon the proportion that
22 each city or incorporated town's population bears to the total
23 population of all cities and incorporated towns in the state. Such
24 funds shall be remitted to the various county treasurers for

1 allocation to the various cities and incorporated towns. All such
2 funds shall be used for the construction, maintenance, repair,
3 improvement and lighting of streets and alleys. Provided, however,
4 the governing board of any city or town may, with the approval of
5 the county excise board, transfer any surplus funds to the general
6 revenue fund of such city or town whenever an emergency requires
7 such a transfer.

8 J. The following percentages of the monies referred to in
9 subsection A of this section shall be remitted to the State
10 Treasurer to be credited to the Oklahoma Law Enforcement Retirement
11 Fund:

12 1. From October 1, 2000, until June 30, 2001, one and twenty-
13 two one-hundredths percent (1.22%);

14 2. For the year beginning July 1, 2001, and ending June 30,
15 2002, one and twenty-three one-hundredths percent (1.23%); and

16 3. For the year beginning July 1, 2002, and all subsequent
17 years, one and twenty-four one-hundredths percent (1.24%).

18 K. Three one-hundredths of one percent ($3/100$ of 1%) of the
19 monies referred to in subsection A of this section shall be remitted
20 to the State Treasurer to be credited to the Wildlife Conservation
21 Fund. Seventy-five percent (75%) of the funds shall be used for
22 fish habitat restoration and twenty-five percent (25%) of the funds
23 shall be used in the fish hatchery system for fish production.

24

1 L. 1. For the year beginning July 1, 2007, and ending June 30,
2 2008, five percent (5%) of monies referred to in subsection A of
3 this section shall be remitted to the State Treasurer to be credited
4 to the County Improvements for Roads and Bridges Fund as created in
5 Section 507 of Title 69 of the Oklahoma Statutes.

6 2. For the year beginning July 1, 2008, and ending June 30,
7 2009, ten percent (10%) of monies referred to in subsection A of
8 this section shall be remitted to the State Treasurer to be credited
9 to the County Improvements for Roads and Bridges Fund as created in
10 Section 507 of Title 69 of the Oklahoma Statutes.

11 3. For the period beginning July 1, 2009, and ending December
12 31, 2012, fifteen percent (15%) of monies referred to in subsection
13 A of this section shall be remitted to the State Treasurer to be
14 credited to the County Improvements for Roads and Bridges Fund as
15 created in Section 507 of Title 69 of the Oklahoma Statutes.

16 4. For the period beginning January 1, 2013, and ending June
17 30, 2013, fifteen and fifty one-hundredths percent (15.50%) of
18 monies referred to in subsection A of this section shall be remitted
19 to the State Treasurer to be credited to the County Improvements for
20 Roads and Bridges Fund as created in Section 507 of Title 69 of the
21 Oklahoma Statutes.

22 5. For the year beginning July 1, 2013, and ending June 30,
23 2014, eighteen percent (18%) of monies referred to in subsection A
24 of this section shall be remitted to the State Treasurer to be

1 credited to the County Improvements for Roads and Bridges Fund as
2 created in Section 507 of Title 69 of the Oklahoma Statutes.

3 6. For the year beginning July 1, 2014, twenty percent (20%) of
4 monies referred to in subsection A of this section shall be remitted
5 to the State Treasurer to be credited to the County Improvements for
6 Roads and Bridges Fund as created in Section 507 of Title 69 of the
7 Oklahoma Statutes.

8 7. For the year beginning July 1, 2015, through the year ending
9 on June 30, 2019, twenty percent (20%) of monies referred to in
10 subsection A of this section shall be remitted to the State
11 Treasurer to be credited to the County Improvements for Roads and
12 Bridges Fund as created in Section 507 of Title 69 of the Oklahoma
13 Statutes, but in no event shall the total amount apportioned in any
14 fiscal year pursuant to this paragraph exceed One Hundred Twenty
15 Million Dollars (\$120,000,000.00). Any amounts in excess of One
16 Hundred Twenty Million Dollars (\$120,000,000.00) shall be placed to
17 the credit of the General Revenue Fund.

18 8. a. Except as provided in subparagraph b of this
19 paragraph, for the year beginning July 1, 2019, and
20 all subsequent years, twenty percent (20%) of monies
21 referred to in subsection A of this section shall be
22 remitted to the State Treasurer to be credited to the
23 County Improvements for Roads and Bridges Fund as
24 created in Section 507 of Title 69 of the Oklahoma

1 Statutes, but in no event shall the total amount
2 apportioned in any fiscal year pursuant to this
3 paragraph exceed the fiscal year limitations provided
4 in subparagraph c of this paragraph. Any amounts in
5 excess of the fiscal year limitations provided in
6 subparagraph c of this paragraph shall be placed to
7 the credit of the Rebuilding Oklahoma Access and
8 Driver Safety Fund created in Section 1521 of Title 69
9 of the Oklahoma Statutes,

10 b. (1) for the fiscal year beginning July 1, 2021,
11 through the fiscal year ending June 30, 2026, the
12 Oklahoma Tax Commission shall remit twenty-five
13 percent (25%) of the monthly allocation,
14 otherwise scheduled to be credited to the County
15 Improvements for Roads and Bridges Fund, to the
16 various counties of the state. The Commission
17 shall distribute such funds monthly to each
18 county treasurer as follows:

19 (a) one-third (1/3) of such funds shall be
20 distributed to the various counties in the
21 proportion which the area of each county
22 bears to the total area of the state,

23 (b) one-third (1/3) of such funds shall be
24 distributed to the various counties in the

1 proportion which the certified county road
2 miles of each county bear to the total sum
3 of county road miles in the state, and
4 (c) one-third (1/3) of such funds shall be
5 distributed to the various counties in the
6 proportion which the total replacement cost
7 for obsolete or deficient bridges according
8 to the most recent ODOT yearly Bridge
9 Summary Report for County Bridges for each
10 county bears to the total amount of such
11 cost for all such county bridges in the
12 state, and

13 (2) for the fiscal year beginning July 1, 2026, and
14 all subsequent fiscal years thereafter, the
15 Oklahoma Tax Commission shall remit twenty-five
16 percent (25%) of the monthly allocation,
17 otherwise scheduled to be credited to the County
18 Improvements for Roads and Bridges Fund, to the
19 various counties of the state. The Commission
20 shall distribute such funds monthly to each
21 county treasurer as follows:

22 (a) one-third (1/3) of such funds shall be
23 distributed to the various counties in the
24

1 proportion which the area of each county
2 bears to the total area of the state,

3 (b) one-third (1/3) of such funds shall be
4 distributed to the various counties in the
5 proportion which the certified county road
6 miles of each county bear to the total sum
7 of county road miles in the state, and

8 (c) one-third (1/3) of such funds shall be
9 distributed to the various counties in the
10 proportion which the number of county
11 bridges in each county according to the ODOT
12 2020 Bridge Summary Report for County
13 Bridges bears to the total sum of county
14 bridges in the state according to such
15 report.

16 Each county treasurer shall deposit such funds to the
17 county's county highway fund and such funds shall be used
18 for maintenance and operations. In no event shall the
19 total amount apportioned in any fiscal year pursuant to the
20 provisions of subparagraphs a and b of this paragraph
21 exceed the fiscal year limitations provided in subparagraph
22 c of this paragraph, and

23 c. the total amount apportioned each fiscal year pursuant
24 to this paragraph shall be limited as follows:

1	(1) for fiscal years 2020	
2	through 2022	\$120,000,000.00,
3	(2) for fiscal year 2023	\$125,000,000.00,
4	(3) for fiscal year 2024	\$130,000,000.00,
5	(4) for fiscal year 2025	\$135,000,000.00,
6	(5) for fiscal year 2026	\$140,000,000.00,
7	(6) for fiscal year 2027	\$145,000,000.00,
8	(7) for fiscal year 2028 and all	
9	subsequent fiscal years	
10	thereafter	\$150,000,000.00.

11 M. Twenty-four and eighty-four one-hundredths percent (24.84%)
12 of the monies referred to in subsection A of this section shall be
13 remitted to the State Treasurer to be credited to the Rebuilding
14 Oklahoma Access and Driver Safety Fund created in Section 1521 of
15 Title 69 of the Oklahoma Statutes.

16 N. Monies allocated to counties by this section may be
17 estimated by the county excise board in the budget for the county as
18 anticipated revenue to the extent of ninety percent (90%) of the
19 previous year's income from such source; provided, not more than
20 fifteen percent (15%) can be encumbered during any month.

21 O. Notwithstanding any other provisions of this section, for
22 the fiscal year beginning July 1, 2003, the first One Hundred
23 Thousand Dollars (\$100,000.00) of the monies collected or received
24 by the Tax Commission pursuant to the registration of motorcycles

1 and mopeds in this state shall be placed to the credit of the
2 Oklahoma Tax Commission Revolving Fund. Beginning January 1, 2023,
3 the first One Hundred Thousand Dollars (\$100,000.00) of the monies
4 collected or received by Service Oklahoma pursuant to the
5 registration of motorcycles and mopeds in this state shall be placed
6 to the credit of the Service Oklahoma Revolving Fund.

7 SECTION 37. REPEALER 47 O.S. 2021, Section 1104, as last
8 amended by Section 107, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
9 2022, Section 1104), is hereby repealed.

10 SECTION 38. AMENDATORY 47 O.S. 2021, Section 1105, as
11 last amended by Section 110, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
12 2022, Section 1105), is amended to read as follows:

13 Section 1105. A. As used in the Oklahoma Vehicle License and
14 Registration Act:

15 1. "Salvage vehicle" means any vehicle which is within the last
16 ten (10) model years and which has been damaged by collision or
17 other occurrence to the extent that the cost of repairing the
18 vehicle for safe operation on the highway exceeds sixty percent
19 (60%) of its fair market value, as defined by Section 1111 of this
20 title, immediately prior to the damage. For purposes of this
21 section, actual repair costs shall only include labor and parts for
22 actual damage to the suspension, motor, transmission, frame or
23 unibody and designated structural components;

24

1 2. "Rebuilt vehicle" means any salvage vehicle which has been
2 rebuilt and inspected for the purpose of registration and title;

3 3. "Flood-damaged vehicle" means a salvage or rebuilt vehicle
4 which was damaged by flooding or a vehicle which was submerged at a
5 level to or above the dashboard of the vehicle and on which an
6 amount of loss was paid by the insurer;

7 4. "Unrecovered-theft vehicle" means a vehicle which has been
8 stolen and not yet recovered;

9 5. "Recovered-theft vehicle" means a vehicle, including a
10 salvage or rebuilt vehicle, which was recovered from a theft; and

11 6. "Junked vehicle" means any vehicle which is incapable of
12 operation or use on the highway, has no resale value except as a
13 source of parts or scrap and has an eighty percent (80%) loss in
14 fair market value.

15 B. The owner of every vehicle in this state shall possess a
16 certificate of title as proof of ownership of such vehicle, except
17 those vehicles registered pursuant to Section 1120 of this title and
18 trailers registered pursuant to Section 1133 of this title,
19 previously titled by anyone in another state and engaged in
20 interstate commerce, and except as provided in subsection M of this
21 section. Except for owners that possess an agricultural exemption
22 permit pursuant to Section 1358.1 of Title 68 of the Oklahoma
23 Statutes, the owner of an all-terrain vehicle or a motorcycle used
24 exclusively off roads or highways in this state which is purchased

1 or the ownership of which is transferred on or after July 1, 2005,
2 and the owner of a utility vehicle used exclusively off roads and
3 highways in this state which is purchased or the ownership of which
4 is transferred on or after July 1, 2008, shall possess a certificate
5 of title as proof of ownership. Any person possessing an
6 agricultural exemption permit and owning an all-terrain vehicle or a
7 motorcycle used exclusively off roads or highways in this state
8 which is purchased or the ownership of which is transferred on or
9 after July 1, 2008, shall possess a certificate of title as proof of
10 ownership. Upon receipt of proper application information by such
11 owner, Service Oklahoma shall issue an original or transfer
12 certificate of title. Until July 1, 2008, any security interest in
13 an all-terrain vehicle that attached and was perfected before July
14 1, 2005, and that has not otherwise terminated shall remain
15 perfected, and shall take priority over any subsequently perfected
16 security interest in the same all-terrain vehicle, notwithstanding
17 that a certificate of title may have been issued with respect to the
18 same all-terrain vehicle on or after July 1, 2005, and that a lien
19 may have been recorded on said certificate of title. There shall be
20 eight types of certificates of title:

21 1. Original title for any motor vehicle which is not a
22 remanufactured, salvage, unrecovered-theft, rebuilt, rebodied or
23 junked vehicle;

24

1 2. Salvage title for any motor vehicle which is a salvage
2 vehicle or is specified as a salvage vehicle or the equivalent
3 thereof on a certificate of title from another state;

4 3. Rebuilt title for any motor vehicle which is a rebuilt
5 vehicle;

6 4. Junked title for any motor vehicle which is a junked vehicle
7 or is specified as a junked vehicle or the equivalent thereof on a
8 certificate of title from another state;

9 5. Classic title for any motor vehicle, except a junked
10 vehicle, which is twenty-five (25) model years or older;

11 6. Remanufactured title for any vehicle which is a
12 remanufactured vehicle;

13 7. Unrecovered-theft title for any motor vehicle which has been
14 stolen and not recovered; and

15 8. Rebodyed title for any motor vehicle which is a rebodyed
16 vehicle.

17 Application for a certificate of title, whether the initial
18 certificate of title or a duplicate, may be made to Service Oklahoma
19 or any licensed operator. When application is made with a licensed
20 operator, the application information shall be transmitted either
21 electronically or by mail to Service Oklahoma by the licensed
22 operator. If the application information is transmitted
23 electronically, the licensed operator shall forward the required
24 application along with evidence of ownership, where required, by

1 mail. Where the transmission of application information cannot be
2 performed electronically, Service Oklahoma is authorized to provide
3 postage paid envelopes to licensed operators for the purpose of
4 mailing the application along with evidence of ownership, where
5 required. Service Oklahoma shall upon receipt of proper application
6 information issue an Oklahoma certificate of title. The
7 certificates may be mailed to the applicant. Upon issuance of a
8 certificate of title, Service Oklahoma shall provide the appropriate
9 licensed operator with confirmation of such issuance.

10 C. 1. The application for certificate of title shall be upon a
11 blank form furnished by Service Oklahoma, containing:

- 12 a. a full description of the vehicle,
- 13 b. the manufacturer's serial or other identification
14 number,
- 15 c. the motor number and the date on which first sold by
16 the manufacturer or dealer to the owner,
- 17 d. any distinguishing marks,
- 18 e. a statement of the applicant's source of title,
- 19 f. any security interest upon the vehicle, and
- 20 g. such other information as Service Oklahoma may
21 require.

22 2. The application for a certificate of title for a vehicle
23 which is within the last seven (7) model years shall require a
24 declaration as to whether the vehicle has been damaged by collision

1 or other occurrence and whether the vehicle has been recovered from
2 theft and the extent of the damage to the vehicle. The declaration
3 shall be made by the owner of a vehicle if:

- 4 a. the vehicle has been damaged or stolen,
- 5 b. the owner did or did not receive any payment for the
6 loss from an insurer, or
- 7 c. the vehicle is titled or registered in a state that
8 does not classify the vehicle or brand the title
9 because of damage to or loss of the vehicle similar to
10 the classifications or brands utilized by this state.

11 The declaration shall be based upon the best information and
12 knowledge of the owner and shall be in addition to the requirements
13 specified in paragraph 1 of this subsection. Service Oklahoma shall
14 not issue a certificate of title for a vehicle which is subject to
15 the provisions of this paragraph without the required declaration,
16 completed and signed by the owner of the vehicle. Upon receipt of
17 an application without the properly completed declaration, Service
18 Oklahoma shall return the application to the applicant with notice
19 that the title may not be issued without the required declaration.
20 Nothing in this paragraph shall prohibit Service Oklahoma from
21 recognizing the type of or brand on a title or other ownership
22 document issued by another state or the inspection conducted in
23 another state and issuing the appropriate certificate of title for
24 the vehicle.

1 3. The certificate of title shall have the following security
2 features:

- 3 a. intaglio printing or security thread, with or without
- 4 watermark,
- 5 b. latent images,
- 6 c. fluorescent inks,
- 7 d. micro print,
- 8 e. void background, and
- 9 f. color coding.

10 4. Each title issued pursuant to the provisions of the Oklahoma
11 Vehicle License and Registration Act shall be color coded as
12 determined by Service Oklahoma.

13 5. The certificate of title shall be of such size and design
14 and color as Service Oklahoma may direct pursuant to the provisions
15 of this section. The title shall be on colored paper or other
16 material as designated by Service Oklahoma and be of such intensity
17 or hue as will allow easy identification as to whether the title is
18 an original title, a salvage title, a rebuilt title, remanufactured
19 title, rebodied title or a junked title. The type of title shall be
20 identified on the front of the certificate of title. The original
21 title, rebuilt title, remanufactured title, an unrecovered-theft
22 title, rebodied title or classic title shall be identified by the
23 word "Original", "Rebuilt", "Remanufactured", "Unrecovered Theft",
24 "Rebodied" or "Classic" printed in the upper right quadrant of the

1 certificate of title, in the space which is currently captioned
2 "type of title". A rebodied title shall also identify on the front
3 of the title the year, make and model of the originally manufactured
4 vehicle which has been rebodied and display a notation that reads as
5 follows: "This vehicle has been assembled with new major components
6 licensed by the original manufacturer."

7 D. 1. To obtain an original certificate of title for a vehicle
8 that is being registered for the first time in this state which has
9 not been previously registered in any other state, the applicant
10 shall be required to deliver, as evidence of ownership, a
11 manufacturer's certificate of origin properly assigned by the
12 manufacturer, distributor, or dealer licensed in this or any other
13 state shown thereon to be the last transferee to the applicant upon
14 a form to be prescribed and approved by Service Oklahoma. A
15 manufacturer's certificate of origin shall contain:

- 16 a. the manufacturer's serial or other identification
17 number,
- 18 b. date on which first sold by the manufacturer to the
19 dealer,
- 20 c. any distinguishing marks including model and the year
21 same was made,
- 22 d. a statement of any security interests upon the
23 vehicle, and

24

1 e. such other information as Service Oklahoma may
2 require.

3 2. The manufacturer's certificate of origin shall have the
4 following security features:

- 5 a. intaglio printing or security thread, with or without
- 6 watermark,
- 7 b. latent images,
- 8 c. fluorescent inks,
- 9 d. micro print, and
- 10 e. void background.

11 E. In the absence of a dealer's or manufacturer's number,
12 Service Oklahoma may assign such identifying number to the vehicle,
13 which shall be permanently stamped, burned or pressed or attached
14 into the vehicle, and a certificate of title shall be delivered to
15 the applicant upon payment of all fees and taxes, and the remaining
16 copies shall be permanently filed and indexed by Service Oklahoma.
17 Service Oklahoma shall assign an identifying number to any rebuilt
18 vehicle if the vehicle identification number displayed on the
19 rebuilt vehicle does not accurately describe the vehicle as rebuilt.
20 The licensed operator, at the time of inspection of the rebuilt
21 vehicle pursuant to Section 1111 of this title, shall identify the
22 make, model, and year for the body to accurately describe the
23 rebuilt vehicle. At the time of the inspection, an appropriate
24 identifying number shall be permanently stamped, burned, pressed, or

1 attached on the rebuilt vehicle. The assigned identifying number
2 shall be recorded on the certificate of title for the rebuilt
3 vehicle. The dealer's or manufacturer's vehicle identification
4 number on the rebuilt vehicle shall be preserved in the computer
5 files of Service Oklahoma for at least five (5) years.

6 F. When registering for the first time in this state a vehicle
7 which was not originally manufactured for sale in the United States,
8 to obtain a certificate of title, Service Oklahoma shall require the
9 applicant to deliver:

10 1. As evidence of ownership, if the vehicle has not previously
11 been titled in the United States, the documents constituting valid
12 proof of ownership in the country in which the vehicle was
13 originally purchased, together with a notarized translation of any
14 such documents; and

15 2. As evidence of compliance with federal law, copies of the
16 bond release letters for the vehicle issued by the United States
17 Environmental Protection Agency and the United States Department of
18 Transportation, together with a receipt issued by the Internal
19 Revenue Service indicating that the applicable federal gas guzzler
20 tax has been paid.

21 Service Oklahoma shall not issue a certificate of title for a
22 vehicle which is subject to the provisions of this paragraph without
23 the required documentation from agencies of the United States and
24 evidence of ownership. Upon receipt of an application without the

1 required documentation, Service Oklahoma shall return the
2 application to the applicant with notice that the certificate of
3 title may not be issued without the required documentation. Nothing
4 in this paragraph shall prohibit Service Oklahoma from issuing
5 certificates of title for antique or classic vehicles not driven
6 upon the public streets, roads, or highways, for mini-trucks
7 registered pursuant to Section 1151.3 of this title, or for medium-
8 speed electric vehicles.

9 G. When registering in this state a vehicle which was titled in
10 another state and which title contains the name of a secured party
11 on the face of the other state certificate of title, or such state
12 certificate is being held by the secured party in that state or any
13 other state, Service Oklahoma or the licensed operator shall
14 complete a lien entry form as prescribed by Service Oklahoma. The
15 owner of such vehicle shall file an affidavit with Service Oklahoma
16 or the licensed operator stating that title to the vehicle is being
17 held by a secured party, has not been issued pursuant to the laws of
18 the state where titled, and that there is an existing lien or
19 encumbrance on the vehicle. The current name and address of the
20 secured party or lienholder shall also be stated in the affidavit.
21 The form of the affidavit shall be prescribed by Service Oklahoma
22 and contain any other information deemed necessary by Service
23 Oklahoma. A statement of the lien or encumbrance shall be included
24 on the Oklahoma certificate of title and the lien or encumbrance

1 shall be deemed continuously perfected as though it had been
2 perfected pursuant to Section 1110 of this title. For completing
3 the lien entry form and recording the security interest on the
4 certificate of title, Service Oklahoma or the licensed operator
5 shall collect a fee of Three Dollars (\$3.00) which shall be in
6 addition to other fees provided by the Oklahoma Vehicle License and
7 Registration Act. The fee, if collected by the licensed operator
8 pursuant to this subsection, shall be retained by the licensed
9 operator.

10 H. The charge for each certificate of title issued, except for
11 junked titles as defined in paragraph 4 of subsection B of this
12 section, shall be Eleven Dollars (\$11.00), which charge shall be in
13 addition to any other fees or taxes imposed by law for such vehicle.
14 One Dollar (\$1.00) of each such charge shall be deposited in the
15 Oklahoma Tax Commission Reimbursement Fund through December 31,
16 2022, and beginning January 1, 2023, it shall be deposited in the
17 Service Oklahoma Reimbursement Fund. However, the charge shall not
18 apply to any vehicle which is to be registered in this state
19 pursuant to the provisions of Section 1120 or 1133 of this title and
20 which was registered in another state at least sixty (60) days prior
21 to the time it is required to be registered in this state. When an
22 insurer requests a salvage or junk title in the name of the insurer
23 resulting from the settlement of a total loss claim and upon
24 presentation of appropriate proof of loss documentation as required

1 by Service Oklahoma, such transfer may be processed as one title
2 transaction, without first requiring issuance of a replacement
3 certificate of title in the name of the vehicle owner. The fee
4 shall be Twenty-two Dollars (\$22.00). Two Dollars (\$2.00) of this
5 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
6 Fund.

7 I. The vehicle identification number of a junked vehicle shall
8 be preserved in the computer files of Service Oklahoma for a period
9 of not less than five (5) years. The charge of junked titles as
10 defined in paragraph 4 of subsection B of this section shall be Four
11 Dollars (\$4.00). The fee remitted to the Tax Commission shall be
12 deposited in the Oklahoma Tax Commission Reimbursement Fund through
13 December 31, 2022, and beginning January 1, 2023, this fee shall be
14 deposited in the Service Oklahoma Reimbursement Fund.

15 J. If a vehicle is sold to a resident of another state
16 destroyed, dismantled, or ceases to be used as a vehicle, the owner
17 shall immediately notify Service Oklahoma. Absent evidence to the
18 contrary, failure to notify Service Oklahoma shall be prima facie
19 evidence that the vehicle has been in continuous operation in this
20 state.

21 K. If a vehicle is stolen, the owner shall immediately notify
22 the appropriate law enforcement agency. Immediately after receiving
23 such notification, the law enforcement agency shall notify Service
24 Oklahoma.

1 L. Except for all-terrain vehicles, utility vehicles and
2 motorcycles used exclusively for off-road use, no title for an out-
3 of-state vehicle, except any commercial truck or truck-tractor
4 registered pursuant to Section 1120 of this title which is engaged
5 in interstate commerce or any trailer or semitrailer registered
6 pursuant to Section 1133 of this title which is engaged in
7 interstate commerce, shall be issued without an inspection of such
8 vehicle and payment of a fee of Four Dollars (\$4.00) for such
9 inspection; provided, Service Oklahoma may enter into reciprocal
10 agreements with other states for such inspections to be performed at
11 locations outside the boundaries of this state for vehicles which:

- 12 1. Are offered for sale at auction;
- 13 2. Have been solely used as vehicles for rent under the
14 ownership of a licensed motor vehicle dealer or a person engaged in
15 the business of renting motor vehicles; or
- 16 3. Have not been registered in this or any other state for more
17 than one (1) year.

18 The inspection shall include a comparison of the vehicle
19 identification number on the vehicle with the number recorded on the
20 ownership records and the recording of the actual odometer reading
21 on the vehicle. An establishment engaged in vehicle rentals as
22 defined or classified in the NAICS Manual under Industry No. 532111,
23 shall be exempt from the inspection required pursuant to this
24 subsection; provided, the establishment shall be required to submit

1 payment of any fees required pursuant to this subsection when the
2 title is issued. The four-dollar fee shall be collected by the
3 licensed operator or Service Oklahoma when the title is issued. The
4 licensed operator shall retain Two Dollars (\$2.00). The remaining
5 Two Dollars (\$2.00) shall be deposited in the Oklahoma Tax
6 Commission Reimbursement Fund through December 31, 2022, and
7 beginning January 1, 2023, this fee shall be deposited in the
8 Service Oklahoma Reimbursement Fund.

9 Service Oklahoma may allow the inspection to be performed at a
10 location out-of-state by another state's department of motor
11 vehicles or state police.

12 M. No title for any out-of-state vehicle offered for sale at
13 salvage pools, salvage disposal sales, or an auction, or by a dealer
14 or a licensed automotive dismantler and parts recycler, shall be
15 issued without an inspection to compare the vehicle identification
16 number on the vehicle with the number recorded on the ownership
17 record and to record the actual odometer reading on the vehicle.
18 Upon request of the seller, person or entity conducting an auction,
19 dealer or licensed dismantler, the inspection shall be conducted at
20 the location or place of business of the sale, auction, dealer, or
21 the dismantler. The inspection shall be conducted by any licensed
22 operator or a duly authorized employee thereof; provided, if the
23 vehicle identification number on the vehicle offered for sale at
24 salvage pools, salvage disposal sales or a classic or antique

1 auction does not match the number recorded on the ownership record,
2 the inspection may be conducted at the location of or place of
3 business of such sale or auction by any state, county or city law
4 enforcement officer. Service Oklahoma may enter into reciprocal
5 agreements with other states for such inspections to be performed at
6 locations outside the boundaries of this state for vehicles which:

7 1. Are offered for sale at auction;

8 2. Have been solely used as vehicles for rent under the
9 ownership of a licensed motor vehicle dealer or a person engaged in
10 the business of renting motor vehicles; or

11 3. Have not been registered in this or any other state for more
12 than one (1) year.

13 The inspection shall be certified upon forms prescribed by Service
14 Oklahoma. The name and other identification of the authorized
15 person conducting the inspection shall be legibly printed or typed
16 on the form. Prior to any inspection by any employee of a licensed
17 operator, the licensed operator shall notify Service Oklahoma of the
18 name and any other identification information requested by Service
19 Oklahoma of the authorized person. A signature specimen of the
20 authorized person shall be submitted to Service Oklahoma by the
21 employing licensed operator. If the authorization to inspect
22 vehicles is withdrawn or the employer-employee relationship is
23 terminated, the licensed operator, immediately, shall notify Service
24 Oklahoma and return any remaining inspection forms to Service

1 Oklahoma. The fee for the inspection shall be Four Dollars (\$4.00).
2 The licensed operator shall retain Three Dollars (\$3.00) of the fee.
3 Fees received by a 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
6 licensed operator. Out-of-state vehicles brought into this state by
7 a person licensed in another state to sell new or used vehicles to
8 be sold within this state at a motor vehicle auction which is
9 limited to dealer-to-dealer transactions shall not be required to be
10 inspected, unless the vehicle is purchased by an Oklahoma dealer.
11 Any person licensed in another state to sell new or used motor
12 vehicles, who offers a motor vehicle for sale within this state at a
13 motor vehicle auction which is limited to dealer-to-dealer
14 transactions, shall not be within the definition of "owner" in
15 Section 1102 of this title, for purposes of Section 1101 et seq. of
16 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. Licensed operators shall be allowed to retain Two Dollars
23 and twenty-five cents (\$2.25) of the fee plus an additional Two
24 Dollars (\$2.00) or Three Dollars (\$3.00) as provided in subsections

1 L and M of this section for performance of the inspection. Two
2 Dollars (\$2.00) of the fee shall be deposited in the Service
3 Oklahoma Reimbursement Fund. An out-of-state vehicle which has been
4 rebuilt shall be inspected pursuant to the provisions of Section
5 1111 of this title. Service Oklahoma shall train licensed operators
6 in interpreting vehicle identification numbers to assure that it
7 accurately describes the vehicle and to detect rollback or
8 alteration of the odometer. Failure of a licensed operator to
9 inspect the vehicle and make the required notations shall be a
10 misdemeanor punishable by a fine of not more than One Thousand
11 Dollars (\$1,000.00) for the first offense and Five Thousand Dollars
12 (\$5,000.00) for the second offense or subsequent offense, or by
13 imprisonment in the county jail for not more than six (6) months, or
14 by both such fine and imprisonment.

15 O. The ownership of any unrecovered vehicle which has been
16 declared a total loss by an insurer because of theft shall be
17 transferred to the insurer by an unrecovered-theft vehicle title;
18 provided, the ownership of any such vehicle which has been declared
19 a total loss by an insurer licensed by the Insurance Department of
20 the State of Oklahoma and maintaining a multi-state motor vehicle
21 salvage processing center in this state shall be transferred to the
22 insurer by a salvage or an unrecovered-theft title without the
23 requirement of a visual inspection of the vehicle identification
24 number by the insurer. Upon recovery of the vehicle, the ownership

1 shall be transferred by an original title, salvage title, or junked
2 title, as may be appropriate based upon an estimate of the amount of
3 loss submitted by the insurer.

4 P. When an insurance company makes a total loss settlement on a
5 total loss vehicle and the insurance company or a salvage pool
6 authorized by the insurance company is unable to obtain the properly
7 endorsed certificate of ownership or other evidence of ownership
8 acceptable to Service Oklahoma within thirty (30) days following
9 acceptance by the owner of an offer of an amount in settlement of a
10 total loss, that insurance company or salvage pool, on a form
11 provided by Service Oklahoma and signed under penalty of perjury,
12 may request Service Oklahoma to issue the applicable salvage title
13 for the vehicle. The request shall include information declaring
14 that the requester has made at least two written attempts to obtain
15 the certificate of ownership or other acceptable evidence of title.

16 Q. The owner of any vehicle which is incapable of operation or
17 use on the public roads and has no resale value, except as parts,
18 scrap, or junk, may deliver the certificate of title to the vehicle
19 to Service Oklahoma for cancellation. Upon verification that any
20 perfected lien against the vehicle has been released, the
21 certificate of title shall be canceled without any fee, charge, or
22 cost required from the owner. The vehicle identification numbers on
23 the certificates of title shall be preserved in the computer files
24 of Service Oklahoma for at least five (5) years from the date of

1 cancellation of the certificate of title. Service Oklahoma shall
2 prescribe and provide an affidavit form to be completed by the owner
3 of any vehicle for which the certificate of title is canceled. No
4 title or registration shall subsequently be issued for a vehicle for
5 which the certificate of title has been surrendered pursuant to this
6 subsection. Service Oklahoma shall prescribe a form for the
7 transfer of ownership of a vehicle for which the certificate of
8 title has been canceled.

9 R. The owner of a vehicle which is not within the last ten (10)
10 model years, not roadworthy and not capable of repair for operation
11 or use on the roads and highways, or a vehicle which is being sold
12 to a scrap metal dealer pursuant to Section 11-92 of Title 2 of the
13 Oklahoma Statutes, shall transfer the vehicle only upon a
14 certificate of ownership prescribed by Service Oklahoma, if the
15 certificate of title to the vehicle is lost, has been canceled, or
16 otherwise not available. The prescribed ownership form shall
17 include the names and addresses of the buyer and seller, the driver
18 license number or Social Security number of the seller, the make and
19 model of the vehicle, and the public vehicle identification number.
20 If there is no public vehicle identification number, the vehicle
21 shall be inspected by a law enforcement officer to verify the
22 absence of the number on the vehicle and the prescribed ownership
23 form shall include a signed statement, by such officer, verifying
24 the absence of the number.

1 The certificate of ownership shall be completed in triplicate.
2 The buyer and seller shall each retain a copy. Within thirty (30)
3 days of the transaction, the seller shall submit one copy to Service
4 Oklahoma or a licensed operator accompanied with a fee of Four
5 Dollars (\$4.00). One Dollar (\$1.00) shall be retained by the
6 licensed operator and Three Dollars (\$3.00) shall be deposited in
7 the Oklahoma Tax Commission Reimbursement Fund in the State Treasury
8 through December 31, 2022, and beginning January 1, 2023, this fee
9 shall be deposited in the Service Oklahoma Reimbursement Fund.

10 Upon receipt of the certificate, Service Oklahoma shall verify
11 that any perfected lien upon the vehicle has been released. If the
12 lien is not released, Service Oklahoma shall mail notice of the
13 transfer to the lienholder at the lienholder's last-known address.
14 If a certificate of title has been issued, it shall be canceled and
15 the vehicle identification number shall be preserved in the computer
16 of Service Oklahoma for at least five (5) years. The buyer of the
17 vehicle may not be sued and shall not be liable for monetary damages
18 to the lienholder, however, the vehicle shall be subject to a valid
19 repossession by a lienholder.

20 S. Service Oklahoma shall notify the chief administrative
21 officer of the agency or department responsible for issuing motor
22 vehicle certificates of title in each state in the United States of
23 the types of motor vehicle certificate of title effective in
24 Oklahoma on and after January 1, 1989.

1 T. When registering for the first time in this state a
2 remanufactured vehicle which has not been registered in any other
3 state since its remanufacture, before issuing a certificate of
4 title, Service Oklahoma shall require the applicant to deliver a
5 statement of origin from the remanufacturer.

6 U. If a vehicle is sold to a foreign buyer pursuant to the
7 provisions of the Automotive Dismantlers and Parts Recycler Act, the
8 licensed seller shall stamp the title with: "EXPORT ONLY.
9 NONTRANSFERABLE IN THE UNITED STATES." The licensed seller shall
10 supply Service Oklahoma the title number, the vehicle identification
11 number and the foreign buyer's bid identification number on a form
12 prescribed by Service Oklahoma. Service Oklahoma shall cancel the
13 title, and the vehicle identification number shall be preserved in
14 the computer files of Service Oklahoma for a period of not less than
15 five (5) years.

16 V. Service Oklahoma shall not be considered a necessary party
17 to any lawsuit which is instigated for the purpose of determining
18 ownership of a vehicle, wherein Service Oklahoma's only involvement
19 would be to issue title, and the court shall issue an order
20 dismissing Service Oklahoma from the pending action. In the event
21 no other party or lienholder can be identified as to ownership or
22 claim, Service Oklahoma shall accept an affidavit of ownership from
23 the party claiming ownership and issue proper title thereon.

24

1 SECTION 39. REPEALER 47 O.S. 2021, Section 1105, as last
2 amended by Section 1, Chapter 47, O.S.L. 2022 (47 O.S. Supp. 2022,
3 Section 1105), is hereby repealed.

4 SECTION 40. AMENDATORY 47 O.S. 2021, Section 1105A, as
5 last amended by Section 113, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
6 2022, Section 1105A), is amended to read as follows:

7 Section 1105A. A. On or before July 1, 2022, the Oklahoma Tax
8 Commission shall implement a program which will permit the
9 electronic filing, storage, and delivery of motor vehicle
10 certificates of title and allow a lienholder to perfect, assign and
11 release a lien on a motor vehicle in lieu of submission and
12 maintenance of paper documents as otherwise provided in the
13 provisions of Section 1101 et seq. of this title. The Tax
14 Commission shall enter into a competitive contract with a qualified
15 third-party service provider (System Developer), subject to the
16 provisions of the Oklahoma Central Purchasing Act, Section 85.1 et
17 seq. of Title 74 of the Oklahoma Statutes, to provide necessary
18 hardware, software and services facilitating the interconnection
19 between licensed operators and electronic title service providers
20 described in subsection B of this section for a certificate of title
21 and for filing or releasing a lien pursuant to the procedures
22 prescribed by the Oklahoma Tax Commission. The provisions of this
23 section shall apply to ~~applications for~~ certificates of title issued

24

1 and liens filed after June 30, 2022. The Tax Commission shall
2 promulgate rules to implement the provisions of this section.

3 B. The program authorized under subsection A of this section
4 shall include, but not be limited to, procedures:

5 1. For the delivery of a certificate of title, on a paper
6 document or in an electronic format, to the secured party having the
7 primary perfected security interest in a vehicle in lieu of delivery
8 to the record owner, notwithstanding the provisions of Section 1101
9 et seq. of this title. Provided, when electronic transmission of
10 liens and lien satisfactions is used, a certificate of title need
11 not be issued or printed until the last lien is satisfied and a
12 clear certificate of title is issued to the owner of the vehicle at
13 their request;

14 2. Establishing qualifications for third-party electronic title
15 service providers offering electronic lien services. The vendor
16 selected in subsection A of this section shall not be considered an
17 electronic title service provider and shall not operate or own an
18 electronic title service provider;

19 3. Establishing reasonable fees, if necessary, to be charged by
20 service providers or contractors for the establishment, maintenance
21 and operation of the electronic lien title program;

22 4. Providing access to the electronic certificate of title
23 records including liens on record, for licensed motor vehicle
24

1 dealers and lienholders who participate in the program
2 notwithstanding the provisions of Section 1109 of this title;

3 5. Allowing licensed operators to participate in the electronic
4 lien title program. Participating licensed operators shall receive
5 all fees provided by the Oklahoma Vehicle License and Registration
6 Act unless otherwise provided in Section 1132A of this title; and

7 6. For the acceptance and use of electronic or digital
8 signatures.

9 C. As used in this section and Section 1101 et seq. of this
10 title:

11 1. "Deliver" or "delivery" means, with respect to a certificate
12 of title or lien, either the physical delivery of a paper document
13 or the electronic delivery of a document in an electronic format;

14 2. "Electronic format" means an electronic or digital format or
15 medium of any document, record or other information; and

16 3. "Possess" or "possession" means, with respect to a
17 certificate of title or lien, to hold or otherwise exercise control
18 over a document which is in either a physical or electronic format.

19 D. Any documents created, stored or delivered under the
20 electronic lien title program as provided in this section shall be
21 ~~considered~~ presumed valid including any signatures which are
22 generated electronically or contained on a scanned copy. A
23 certified copy of the Oklahoma Tax Commission's electronic record of
24 a motor vehicle certificate of title or lien is admissible in any

1 civil, criminal, or administrative proceeding in this state as
2 evidence of the existence and contents of the certificate of title
3 or lien.

4 E. The Tax Commission is authorized to expend funds necessary
5 for the implementation of the program provided in subsection A of
6 this section from available monies in the Oklahoma Tax Commission
7 and Office of Management and Enterprise Services Joint Computer
8 Enhancement Fund created pursuant to Section 265 of Title 68 of the
9 Oklahoma Statutes.

10 F. In the development of the program provided in subsection A
11 of this section, the Oklahoma Tax Commission shall consult
12 interested parties including, but not limited to, representatives of
13 the Oklahoma Automobile Dealers Association, the Oklahoma Bankers
14 Association, the ~~Oklahoma~~ Credit Union Association of Oklahoma, and
15 the ~~Oklahoma~~ Tag Agent Coalition.

16 SECTION 41. REPEALER 47 O.S. 2021, Section 1105A, as
17 last amended by Section 1, Chapter 179, O.S.L. 2022 (47 O.S. Supp.
18 2022, Section 1105A), is hereby repealed.

19 SECTION 42. AMENDATORY 47 O.S. 2021, Section 1107, as
20 last amended by Section 115, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
21 2022, Section 1107), is amended to read as follows:

22 Section 1107. A. In the event of the sale or transfer of the
23 ownership of a vehicle for which a certificate of title has been
24 issued as provided by Section 1105 of this title, the holder of such

1 certificate shall endorse on the back of same a complete assignment
2 thereof with warranty of title in form printed thereon with a
3 statement of all liens or encumbrances on the vehicle, sworn to
4 before a notary public or some other person authorized by law to
5 take acknowledgments, and deliver same to the purchaser or
6 transferee at the time of delivery to the purchaser or transferee of
7 the vehicle; provided, a transfer of the ownership of a vehicle to
8 an insurer resulting from the settlement of a total loss claim shall
9 not require a notarized signature on the certificate of title. The
10 purchaser or transferee, unless such person is a bona fide used
11 motor vehicle dealer licensed by this state, a retail implement
12 dealer in connection with the purchase or transfer of off-road
13 vehicles or a charitable organization shall, within thirty (30) days
14 from the time of delivery to the purchaser or transferee of the
15 vehicle, present the assigned certificate of title and the insurance
16 security verification to the vehicle to Service Oklahoma, or one of
17 its licensed operators, accompanied by a fee of Eleven Dollars
18 (\$11.00), together with any motor vehicle excise tax or license fee
19 that may be due, whereupon a new certificate of title, shall be
20 issued to the assignee. One Dollar (\$1.00) of each fee shall be
21 deposited in the Oklahoma Tax Commission Reimbursement Fund through
22 December 31, 2022, and beginning January 1, 2023, this fee shall be
23 deposited in the Service Oklahoma Reimbursement Fund. Any
24 charitable organization utilizing the exemption authorized by this

1 subsection shall receive training as prescribed by the Oklahoma Used
2 Motor Vehicle ~~and Parts~~, Dismantler, and Manufactured Housing
3 Commission.

4 B. A licensed dealer, a retail implement dealer in connection
5 with the sale or disposal of off-road vehicles or a charitable
6 organization shall, on selling or otherwise disposing of a vehicle,
7 execute and deliver to the purchaser thereof the certificate of
8 title properly and completely reassigned. Thereupon, the purchaser
9 of the vehicle shall present the reassigned certificate to Service
10 Oklahoma, or a licensed operator, accompanied by a fee of Eleven
11 Dollars (\$11.00), and any motor vehicle excise tax or license fee
12 that may be due, whereupon a new certificate of title will be issued
13 to the purchaser. One Dollar (\$1.00) of each fee shall be deposited
14 in the Oklahoma Tax Commission Reimbursement Fund through December
15 31, 2022, and beginning January 1, 2023, this fee shall be deposited
16 in the Service Oklahoma Reimbursement Fund. The certificate, when
17 so assigned and returned to the Commission, together with any
18 subsequent assignment or reissue thereof, shall be appropriately
19 filed and indexed so that at all times it will be possible to trace
20 title to the vehicle designated therein. Provided, when the
21 ownership of any motor vehicle shall pass by operation of law, the
22 person owning the vehicle may, upon furnishing satisfactory proof to
23 the Commission of ownership, procure a title to the motor vehicle,
24 regardless of whether a certificate of title has ever been issued.

1 The dealer shall execute and deliver to the purchaser bills of sale
2 on forms prescribed by the Commission for all new vehicles sold by
3 the dealer. On presentation of a bill of sale executed on forms
4 prescribed by the Commission, by a manufacturer or dealer for a new
5 vehicle sold in this state, accompanied by remittance in the sum of
6 Eleven Dollars (\$11.00), together with any motor vehicle excise tax
7 or license fee that may be due, a certificate of title shall be
8 issued in accordance with the provisions of the Oklahoma Vehicle
9 License and Registration Act. One Dollar (\$1.00) of each fee shall
10 be deposited in the Oklahoma Tax Commission Reimbursement Fund
11 through December 31, 2022, and beginning January 1, 2023, this fee
12 shall be deposited in the Service Oklahoma Reimbursement Fund. For
13 purposes of this subsection, "charitable organization" shall mean
14 any organization which is exempt from taxation pursuant to the
15 provisions of the Internal Revenue Code, 26 U.S.C., Section
16 501(c)(3) and which is registered as a charitable organization with
17 the Oklahoma Secretary of State and the Oklahoma Attorney General's
18 office; "off-road vehicles" means all-terrain vehicles, utility
19 vehicles, and motorcycles used exclusively for off-road use; "retail
20 implement dealer" means a business engaged primarily in the sale of
21 farm tractors as defined in Section 1-118 of this title or
22 implements of husbandry as defined in Section 1-125 of this title or
23 a combination thereof.

24

1 C. Any person violating the provisions of this section shall be
2 guilty of a misdemeanor and upon the first conviction thereof shall
3 be punished by a fine not to exceed Five Hundred Dollars (\$500.00),
4 with impoundment of the vehicle until all taxes and fees are paid.
5 A second or subsequent conviction shall be punished by a fine not to
6 exceed One Thousand Dollars (\$1,000.00), with impoundment of the
7 vehicle until all taxes and fees are paid. If a vehicle is
8 impounded pursuant to the provisions of this section, the vehicle
9 shall not be released to the owner until the owner provides proof of
10 security or an affidavit that the vehicle will not be used on public
11 highways or public streets, as required pursuant to Section 7-600 et
12 seq. of this title. Each vehicle involved in a violation of this
13 section shall be considered a separate offense.

14 SECTION 43. REPEALER 47 O.S. 2021, Section 1107, as last
15 amended by Section 20, Chapter 107, O.S.L. 2022 (47 O.S. Supp. 2022,
16 Section 1107), is hereby repealed.

17 SECTION 44. AMENDATORY 47 O.S. 2021, Section 1110, as
18 last amended by Section 122, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
19 2022, Section 1110), is amended to read as follows:

20 Section 1110. A. 1. Except for a security interest in
21 vehicles held by a dealer for sale or lease, a vehicle registered by
22 a federally recognized Indian tribe as provided in subsection G of
23 this section, and a vehicle being registered in this state which was
24 previously registered in another state and which title contains the

1 name of a secured party on the face of the other state certificate
2 or title, and except as otherwise provided in subsection B of
3 Section 1105 of this title, a security interest in a vehicle as to
4 which a certificate of title may be properly issued by Service
5 Oklahoma shall be perfected only when a lien entry form, and the
6 existing certificate of title, if any, or application for a
7 certificate of title and manufacturer's certificate of origin
8 containing the name and address of the secured party and the date of
9 the security agreement and the required fee are delivered to Service
10 Oklahoma or to a licensed operator. As used in this section, the
11 term "dealer" shall be defined as provided in Section 1-112 of this
12 title and the term "security interest" shall be defined as provided
13 in paragraph (35) of Section 1-201 of Title 12A of the Oklahoma
14 Statutes. When a vehicle title is presented to a licensed operator
15 for transferring or registering and the documents reflect a
16 lienholder, the licensed operator shall perfect the lien pursuant to
17 subsection G of Section 1105 of this title. For the purposes of
18 this section, the term "vehicle" shall not include special mobilized
19 machinery, machinery used in highway construction or road material
20 construction and rubber-tired road construction vehicles including
21 rubber-tired cranes. The filing and duration of perfection of a
22 security interest, pursuant to the provisions of Title 12A of the
23 Oklahoma Statutes, including, but not limited to, Section 1-9-311 of
24 Title 12A of the Oklahoma Statutes, shall not be applicable to

1 perfection of security interests in vehicles as to which a
2 certificate of title may be properly issued by Service Oklahoma,
3 except as to vehicles held by a dealer for sale or lease and except
4 as provided in subsection D of this section. In all other respects
5 Title 12A of the Oklahoma Statutes shall be applicable to such
6 security interests in vehicles as to which a certificate of title
7 may be properly issued by Service Oklahoma.

8 2. Whenever a person creates a security interest in a vehicle,
9 the person shall surrender to the secured party the certificate of
10 title or the signed application for a new certificate of title, on
11 the form prescribed by Service Oklahoma, and the manufacturer's
12 certificate of origin. The secured party shall deliver the lien
13 entry form and the required lien filing fee within twenty-five (25)
14 days as provided hereafter with certificate of title or the
15 application for certificate of title and the manufacturer's
16 certificate of origin to Service Oklahoma or to a licensed operator.
17 If the lien entry form, the lien filing fee and the certificate of
18 title or application for certificate of title and the manufacturer's
19 certificate of origin are delivered to Service Oklahoma or to a
20 licensed operator within twenty-five (25) days after the date of the
21 lien entry form, perfection of the security interest shall begin
22 from the date of the execution of the lien entry form, but
23 otherwise, perfection of the security interest shall begin from the
24 date of the delivery to Service Oklahoma or to a licensed operator.

1 3. a. For each security interest recorded on a certificate
2 of title, or manufacturer's certificate of origin,
3 such person shall pay a fee of Ten Dollars (\$10.00),
4 which shall be in addition to other fees provided for
5 in the Oklahoma Vehicle License and Registration Act.
6 Upon the receipt of the lien entry form and the
7 required fees with either the certificate of title or
8 an application for certificate of title and
9 manufacturer's certificate of origin, a licensed
10 operator shall, by placement of a clearly
11 distinguishing mark, record the date and number shown
12 in a conspicuous place, on each of these instruments.
13 Of the ten-dollar fee, the licensed operator shall
14 retain Two Dollars (\$2.00) for recording the security
15 interest lien.

16 b. It shall be unlawful for any person to solicit, accept
17 or receive any gratuity or compensation for acting as
18 a messenger and for acting as the agent or
19 representative of another person in applying for the
20 recording of a security interest or for the
21 registration of a motor vehicle and obtaining the
22 license plates or for the issuance of a certificate of
23 title therefor unless Service Oklahoma has appointed
24 and approved the person to perform such acts; and

1 before acting as a messenger, any such person shall
2 furnish to Service Oklahoma a surety bond in such
3 amount as Service Oklahoma shall determine
4 appropriate.

5 4. The certificate of title or the application for certificate
6 of title and manufacturer's certificate of origin with the record of
7 the date of receipt clearly marked thereon shall be returned to the
8 debtor together with a notice that the debtor is required to
9 register and pay all additional fees and taxes due within thirty
10 (30) days from the date of purchase of the vehicle.

11 5. Any person creating a security interest in a vehicle that
12 has been previously registered in the debtor's name and on which all
13 taxes due the state have been paid shall surrender the certificate
14 of ownership to the secured party. The secured party shall have the
15 duty to record the security interest as provided in this section and
16 shall, at the same time, obtain a new certificate of title which
17 shall show the secured interest on the face of the certificate of
18 title.

19 6. The lien entry form with the date and assigned number
20 thereof clearly marked thereon shall be returned to the secured
21 party. If the lien entry form is received and authenticated, as
22 herein provided, by a licensed operator, the licensed operator shall
23 make a report thereof to Service Oklahoma upon the forms and in the
24 manner as may be prescribed by Service Oklahoma.

1 7. Service Oklahoma shall have the duty to record the lien upon
2 the face of the certificate of title issued at the time of
3 registering and paying all fees and taxes due on the vehicle.

4 8. When there is an active lien from a commercial lender in
5 place on a vehicle, licensed operators shall be prohibited from
6 transferring the certificate of title on that vehicle until the lien
7 is satisfied, except when the title is transferred:

8 a. to a person whose name is included on the loan for
9 which the lien is placed pursuant to an agreement by
10 the lender and any party to the title,

11 b. to a trust created by a person whose name is included
12 on the loan for which the lien is placed, or

13 c. from a person who has died, upon the submission of a
14 death certificate.

15 The provisions of this paragraph shall not be construed to release
16 any lien or debt based solely upon a transfer of certificate of
17 title.

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 Service Oklahoma and
21 mail a copy thereof to the last-known address of the debtor. If the
22 security interest has been satisfied by payment from a licensed used
23 motor vehicle dealer to whom the motor vehicle has been transferred,
24 the secured party shall also, within seven (7) business days after

1 such satisfaction, mail an additional copy of the release to the
2 dealer. If the secured party fails to furnish the release as
3 required, the secured party shall be liable to the debtor for a
4 penalty of One Hundred Dollars (\$100.00). Following the seven (7)
5 business days after satisfaction of the lien and upon receipt by the
6 lienholder of written communication demanding the release of the
7 lien, thereafter the penalty shall increase to One Hundred Dollars
8 (\$100.00) per day for each additional day beyond seven (7) business
9 days until accumulating to One Thousand Five Hundred Dollars
10 (\$1,500.00) or the value of the vehicle, whichever is less, and, in
11 addition, any loss caused to the debtor by such failure.

12 2. Upon release of a security interest the owner may obtain a
13 new certificate of title omitting reference to the security
14 interest, by submitting to Service Oklahoma or to a licensed
15 operator:

- 16 a. a release signed by the secured party, an application
17 for new certificate of title and the proper fees, or
18 b. by submitting to Service Oklahoma or the licensed
19 operator an affidavit, supported by such documentation
20 as Service Oklahoma may require, by the owner on a
21 form prescribed by Service Oklahoma stating that the
22 security interest has been satisfied and stating the
23 reasons why a release cannot be obtained, an

24

1 application for a new certificate of title and the
2 proper fees.

3 Upon receiving such affidavit that the security interest has been
4 satisfied, Service Oklahoma shall issue a new certificate of title
5 eliminating the satisfied security interest and the name and address
6 of the secured parties who have been paid and satisfied. Service
7 Oklahoma shall accept a release of a security interest in any form
8 that identifies the debtor, the secured party, and the vehicle, and
9 contains the signature of the secured party. Service Oklahoma shall
10 not require any particular form for the release of a security
11 interest.

12 The words "security interest" when used in the Oklahoma Vehicle
13 License and Registration Act do not include liens dependent upon
14 possession.

15 C. Service Oklahoma shall file and index certificates of title
16 so that at all times it will be possible to trace a certificate of
17 title to the vehicle designated therein, identify the lien entry
18 form, and the names and addresses of secured parties, or their
19 assignees, so that all or any part of such information may be made
20 readily available to those who make legitimate inquiry of Service
21 Oklahoma as to the existence or nonexistence of security interest in
22 the vehicle.

23 D. 1. Any security interest in a vehicle properly perfected
24 prior to July 1, 1979, may be continued as to its effectiveness or

1 duration as provided by Sections 1-9-510 and 1-9-515 of Title 12A of
2 the Oklahoma Statutes, or may be terminated, assigned or released as
3 provided by Sections 1-9-512, 1-9-513 and 1-9-514 of Title 12A of
4 the Oklahoma Statutes, as fully as if this section had not been
5 enacted, or, at the option of the secured party, may also be
6 perfected under this section, and, if so perfected, the time of
7 perfection under this section shall be the date the security
8 interest was originally perfected under the prior law.

9 2. Upon request of the secured party, the debtor or any other
10 holder of the certificate of title shall surrender the certificate
11 of title to the secured party and shall do such other acts as may be
12 required to perfect the security interest under this section.

13 E. If a manufactured home is permanently affixed to real
14 estate, an Oklahoma certificate of title may be surrendered to
15 Service Oklahoma or a licensed operator for cancellation. When the
16 document of title is surrendered, the owner shall provide the legal
17 description or the appropriate tract or parcel number of the real
18 estate and other information as may be required on a form provided
19 by Service Oklahoma. Service Oklahoma may not cancel a document of
20 title if a lien has been registered or recorded. Service Oklahoma
21 or the licensed operator shall notify the owner and any lienholder
22 that the title has been surrendered to Service Oklahoma and that
23 Service Oklahoma may not cancel the title until the lien is
24 released. Such notification shall include a description of the lien

1 and such notification to the owner shall be accompanied by the
2 return of title surrendered. Permanent attachment to real estate
3 does not affect the validity of a lien recorded or registered with
4 Service Oklahoma before the document of title is canceled pursuant
5 to this section. The rights of a prior lienholder pursuant to a
6 security agreement or the provisions of a credit transaction and the
7 rights of the state pursuant to a tax lien are preserved. Service
8 Oklahoma or the licensed operator shall forward the information to
9 the county assessor of the county where the real estate is located
10 and indicate whether the original document of title has been
11 canceled. A fee of Five Dollars (\$5.00) shall accompany the
12 application for cancellation of title. When the fee is paid by a
13 person making an application directly with Service Oklahoma, the fee
14 shall be deposited in the Oklahoma Tax Commission Revolving Fund.
15 Beginning January 1, 2023, the fee shall be deposited in the Service
16 Oklahoma Revolving Fund. A fee paid to a licensed operator shall be
17 retained by the licensed operator. The owner of a manufactured home
18 upon which the document of title has been properly surrendered may
19 apply to Service Oklahoma for issuance of a new original certificate
20 of title upon submission of:

- 21 1. An attestation from the homeowner indicating ownership of
22 the manufactured home and the nonexistence of any security interest
23 or lien of record in the manufactured home; and

24

1 2. A title opinion by a licensed attorney, determining that the
2 owner of the manufactured home has marketable title to the real
3 property upon which the manufactured home is located and that no
4 documents filed of record in the county clerk's office concerning
5 the real property contain a mortgage, recorded financial statement,
6 judgment, or lien of record. Persons or entities to whom the title
7 opinion is addressed may rely on the title opinion. A security
8 interest in a manufactured home perfected pursuant to this section
9 shall have priority over a conflicting interest of a mortgagee or
10 other lien encumbrancer, or the owner of the real property upon
11 which the manufactured home became affixed or otherwise permanently
12 attached. The holder of the security interest in the manufactured
13 home, upon default, may remove the manufactured home from such real
14 property. The holder of the security interest in the manufactured
15 home shall reimburse the owner of the real property who is not the
16 debtor and who has not otherwise agreed to access the real property
17 for the cost of repair of any physical injury to the real property,
18 but shall not be liable for any diminution in value to the real
19 property caused by the removal of the manufactured home, trespass,
20 or any other damages caused by the removal. The debtor shall notify
21 the holder of the security interest in the manufactured home of the
22 street address, if any, and the legal description of the real
23 property upon which the manufactured home is affixed or otherwise
24 permanently attached and shall sign such other documents, including

1 any appropriate mortgage, as may reasonably be requested by the
2 holder of such security interest.

3 F. In the case of motor vehicles or trailers, notwithstanding
4 any other provision of law, a transaction does not create a sale or
5 security interest merely because it provides that the rental price
6 is permitted or required to be adjusted under the agreement either
7 upward or downward by reference to the amount realized upon sale or
8 other disposition of the motor vehicle or trailer.

9 G. A security interest in vehicles registered by a federally
10 recognized Indian tribe shall be deemed valid under Oklahoma law if
11 validly perfected under the applicable tribal law and the lien is
12 noted on the face of the tribal certificate of title.

13 SECTION 45. REPEALER 47 O.S. 2021, Section 1110, as last
14 amended by Section 1, Chapter 204, O.S.L. 2022 (47 O.S. Supp. 2022,
15 Section 1110), is hereby repealed.

16 SECTION 46. AMENDATORY 47 O.S. 2021, Section 1113, as
17 last amended by Section 127, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
18 2022, Section 1113), is amended to read as follows:

19 Section 1113. A. 1. Except for all-terrain vehicles, utility
20 vehicles and motorcycles used exclusively off roads and highways,
21 upon the filing of a registration application and the payment of the
22 fees provided for in the Oklahoma Vehicle License and Registration
23 Act, Service Oklahoma or the Corporation Commission, as applicable,
24 shall assign to the vehicle described in the application a

1 distinctive number, and issue to the owner of the vehicle a
2 certificate of registration, one license plate and a yearly decal.
3 Service Oklahoma shall assign an all-terrain vehicle, utility
4 vehicle or motorcycle used exclusively off roads and highways a
5 distinctive number and issue to the owner a certificate of
6 registration and a decal but not a license plate. For each
7 subsequent registration year, Service Oklahoma shall issue a yearly
8 decal to be affixed to the license plate, except for an all-terrain
9 vehicle, utility vehicle or motorcycle used exclusively off roads
10 and highways. The initial decal for an all-terrain vehicle, utility
11 vehicle or motorcycle shall be attached to the front of the vehicle
12 and shall be in clear view. The decal shall be on the front or on
13 the front fork of the motorcycle used exclusively off roads and
14 highways and the decal shall be in clear view. The yearly decal
15 shall have an identification number and the last two numbers of the
16 registration year for which it shall expire. Except as provided by
17 Section 1113A of this title, the license plate shall be affixed to
18 the exterior of the vehicle until a replacement license plate is
19 applied for. If the owner applies for a replacement license plate,
20 Service Oklahoma shall charge the fee provided for in Section 1114
21 of this title. The yearly decal will validate the license plate for
22 each registration period other than the year the license plate is
23 issued. The license plate and decal shall be of such size, color,
24 design and numbering as Service Oklahoma may direct. However,

1 yearly decals issued to the owner of a vehicle who has filed an
2 affidavit with the appropriate licensed operator in accordance with
3 Section 7-607 of this title shall be a separate and distinct color
4 from all other decals issued under this section. Before the
5 effective date of this act, Service Oklahoma shall also issue a
6 monthly decal which shall include a two-letter abbreviation
7 corresponding to the county in which the vehicle is registered.
8 Service Oklahoma shall issue all decals in the possession of Service
9 Oklahoma on the effective date of this act before issuing any decals
10 which do not contain the county abbreviation.

11 2. a. The operation of a street-legal utility vehicle on the
12 streets and highways of this state requires the
13 vehicle be issued a certificate of registration and
14 license plate to be renewed annually. Upon the filing
15 of a registration application and the payment of the
16 fees provided for in the Oklahoma Vehicle License and
17 Registration Act, Service Oklahoma or the Corporation
18 Commission, as applicable, shall assign to the vehicle
19 described in the application a distinctive number, and
20 issue to the owner of the vehicle a certificate of
21 registration, one license plate and a yearly decal.
22 For each subsequent registration year, Service
23 Oklahoma shall issue a yearly decal to be affixed to
24 the license plate. The initial decal for a street-

1 legal utility vehicle shall be attached to the front
2 of the vehicle and shall be in clear view. The yearly
3 decal shall have an identification number and the last
4 two numbers of the registration year for which it
5 shall expire. Except as provided by Section 1113A of
6 this title, the license plate shall be affixed to the
7 exterior of the vehicle until a replacement license
8 plate is issued. If the owner applies for a
9 replacement license plate, Service Oklahoma shall
10 charge the fee provided for in Section 1114 of this
11 title. The yearly decal will validate the license
12 plate for each registration period other than the year
13 the license plate is issued. The license plate and
14 decal shall be of such size, color, design and
15 numbering as Service Oklahoma may direct. However,
16 yearly decals issued to the owner of a vehicle who has
17 filed an affidavit with the appropriate licensed
18 operator in accordance with Section 7-607 of this
19 title shall be a separate and distinct color from all
20 other decals issued under this section.

21 b. Service Oklahoma shall design and issue a temporary
22 tag to out-of-state owners of street-legal utility
23 vehicles. The temporary tag shall be recognized in
24 lieu of registration in this state. The temporary tag

1 shall clearly indicate the date of issuance and the
2 date of expiration, which shall be five (5) days,
3 including the day of issuance. Upon application for a
4 temporary tag, the out-of-state owner shall show proof
5 of insurance coverage that satisfies the requirements
6 of the Compulsory Insurance Law pursuant Section 7-600
7 et seq. of this title. Service Oklahoma is authorized
8 to promulgate rules and procedures to implement the
9 provisions of this paragraph.

- 10 3. a. The operation of a military surplus vehicle, as
11 defined by Section 1-133.1a of this title, on the
12 streets and highways of this state requires that the
13 vehicle be issued a certificate of registration and
14 license plate to be renewed annually. Upon the filing
15 of a registration application and the payment of the
16 fees provided for in the Oklahoma Vehicle License and
17 Registration Act, Service Oklahoma or the Corporation
18 Commission, as applicable, shall design and assign
19 license plates of a distinctive design in lieu of the
20 usual license plates that shall show, in addition to
21 the identification number, that the vehicle meets the
22 qualifications of a military surplus vehicle, as the
23 case may be, owned by an Oklahoma military surplus
24 vehicle collector. The registration shall be valid

1 for one (1) year and may be renewed by payment of such
2 annual fee. The yearly decal shall have an
3 identification number and the last two numbers of the
4 registration year for which it shall expire. Except
5 as provided by Section 1113A of this title, the
6 license plate shall be affixed to the exterior of the
7 vehicle until a replacement license plate is issued.
8 If the owner applies for a replacement license plate,
9 Service Oklahoma shall charge the fee provided for in
10 Section 1114 of this title. The yearly decal will
11 validate the license plate for each registration
12 period other than the year the license plate is
13 issued. The license plate and decal shall be of such
14 size, color, design, and numbering as Service Oklahoma
15 may direct. However, yearly decals issued to the
16 owner of a vehicle who has filed an affidavit with the
17 appropriate licensed operator in accordance with
18 Section 7-607 of this title shall be a separate and
19 distinct color from all other decals issued under this
20 section.

21 b. Each military surplus vehicle collector, as defined by
22 Section 1-133.1b of this title, who applies for
23 military surplus vehicle license plates will be issued
24 a military surplus collector's identification number

1 that will appear on each license plate. Second and
2 all subsequent registrations under this section by the
3 same collector will bear the same collector's
4 identification number followed by a suffix letter for
5 vehicle identification.

6 c. A military surplus vehicle collector must own and have
7 registered one or more vehicles with regular Oklahoma
8 license plates that are used for regular
9 transportation.

10 d. There shall be a one-time processing fee of Twenty
11 Dollars (\$20.00) to defray the cost of issuing the
12 original military surplus vehicle collector's military
13 surplus vehicle designation license plates to ensure
14 that each collector will be issued only one
15 collector's identification number.

16 4. The license plate shall be securely attached to the rear of
17 the vehicle, except truck-tractor plates which shall be attached to
18 the front of the vehicle. Service Oklahoma may, with the
19 concurrence of the Department of Public Safety, by Joint Rule,
20 change and direct the manner, place and location of display of any
21 vehicle license plate when such action is deemed in the public
22 interest. The license plate, decal and all letters and numbers
23 shall be clearly visible at all times. The operation of a vehicle
24 in this state, regardless of where such vehicle is registered, upon

1 which the license plate is covered, overlaid or otherwise screened
2 with any material, whether such material be clear, translucent,
3 tinted or opaque, shall be a violation of this paragraph.

4 ~~4.~~ 5. Upon payment of the annual registration fee provided in
5 Section 1133 of this title, Service Oklahoma or the Corporation
6 Commission, as applicable, or a licensed operator may issue a
7 permanent nonexpiring license plate to an owner of one hundred or
8 more commercial motor vehicles and for vehicles registered under the
9 provisions of Section 1120 of this title. Upon payment of the
10 annual registration fee, Service Oklahoma or the Corporation
11 Commission shall issue a certificate of registration that shall be
12 carried at all times in the vehicle for which it is issued.
13 Provided, if the registrant submits its application through
14 electronic means, such qualified owners of one hundred or more
15 commercial motor vehicles, properly registered pursuant to the
16 provisions of Section 1133 of this title, may elect to receive a
17 permanent certificate of registration that shall be carried at all
18 times in the vehicle for which it is issued.

19 ~~5.~~ 6. Every vehicle owned by an agency of this state shall be
20 exempt from the payment of registration fees required by this title.
21 Provided, such vehicle shall be registered and shall otherwise
22 comply with the provisions of the Oklahoma Vehicle License and
23 Registration Act.

24

1 B. The license plates required under the provisions of this
2 title shall conform to the requirements and specifications listed
3 hereinafter:

4 1. Each license plate shall have a space for the placement of
5 the yearly decals for each succeeding year of registration after the
6 initial issue;

7 2. The provisions of the Oklahoma Vehicle License and
8 Registration Act regarding the issuance of yearly decals shall not
9 apply to the issuance of apportioned license plates, including
10 license plates for state vehicles, and exempt plates for
11 governmental entities and fire departments organized pursuant to
12 Section 592 of Title 18 of the Oklahoma Statutes;

13 3. All license plates and decals shall be made with
14 reflectorized material as a background to the letters, numbers and
15 characters displayed thereon. The reflectorized material shall be
16 of such a nature as to provide effective and dependable brightness
17 during the service period for which the license plate or decal is
18 issued;

19 4. Except as otherwise provided in this subsection, Service
20 Oklahoma shall design appropriate official license plates for all
21 state vehicles. Such license plates shall be permanent in nature
22 and designed in such manner as to remain with the vehicle for the
23 duration of the vehicle's life span or until the title is
24 transferred to a nongovernmental owner;

1 5. Within the limits prescribed in this section, Service
2 Oklahoma shall design appropriate official license plates for
3 vehicles of the Oklahoma Highway Patrol. The license plates shall
4 have the legend "Oklahoma OK" and shall contain the letters "OHP"
5 followed by the state seal and the badge number of the Highway
6 Patrol officer to whom the vehicle is assigned. The words "Oklahoma
7 Highway Patrol" shall also be included on such license plates;

8 6. Within the limits prescribed in this section, Service
9 Oklahoma shall design appropriate official license plates for
10 vehicles of the Oklahoma Military Department. Such license plates
11 shall have the legend "Oklahoma OK" and shall contain the letters
12 "OMD" followed by the state seal and three numbers or letters as
13 designated by the Adjutant General. The words "Oklahoma Military
14 Department" shall also be included on such license plates;

15 7. Within the limits prescribed in this section, Service
16 Oklahoma shall design appropriate official license plates for
17 vehicles of the Oklahoma Department of Corrections. Such license
18 plates shall contain the letters "DOC" followed by the Department of
19 Corrections badge and three numbers or letters or combination of
20 both as designated by the Director of the agency. The words
21 "Department of Corrections" shall also be included on such license
22 plates; and

23 8. Within the limits prescribed in this section, the Oklahoma
24 Tourism and Recreation Department shall design any license plates

1 required by the initiation of a license plate reissuance by Service
2 Oklahoma at the request of the Department of Public Safety pursuant
3 to the provisions of Section 1113.2 of this title. Any such new
4 designs shall be submitted by the Oklahoma Tourism and Recreation
5 Department to the Department of Public Safety for its approval prior
6 to being issued by 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 Service Oklahoma or the Corporation
11 Commission, as applicable. In such instances the reason for not
12 issuing a certificate of title shall be indicated on the receipt
13 given to the applicant. It shall still be the duty of the applicant
14 to immediately take all necessary steps to obtain the Oklahoma
15 certificate of title and it shall be unlawful for the applicant to
16 sell the vehicle until the certificate has been obtained in the
17 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 Service Oklahoma or the Corporation Commission, as applicable, shall
22 be carried at all times in or upon all vehicles so registered, in
23 such manner as to permit a ready examination thereof upon demand by
24 any peace officer of the state or duly authorized employee of the

1 Department of Public Safety. Any such officer or agent may seize
2 and hold such vehicle when the operator of the same does not have
3 the registration certificate in the operator's possession or when
4 any such officer or agent determines that the registration
5 certificate has been obtained by misrepresentation of any essential
6 or material fact or when any number or identifying information
7 appearing on such certificate has been changed, altered, obliterated
8 or concealed in any way, until the proper registration or
9 identification of such vehicle has been made or produced by the
10 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 Service Oklahoma or a licensed operator pursuant to the
14 provisions of Section 1117 of this title. For a new manufactured
15 home, it shall be the responsibility of the dealer selling the home
16 to place a temporary license plate on the home in the same manner as
17 provided in Section 1128 of this title for other new motor vehicles.
18 For the first year that any manufactured home is registered in this
19 state, Service Oklahoma shall issue a metal license plate which
20 shall be affixed to the manufactured home. The temporary dealer
21 license plate or the metal license plate shall be displayed on the
22 manufactured home at all times when upon a public roadway; provided,
23 a repossession affidavit issued pursuant to Sections 1110 and 1126
24 of this title shall be permissible in lieu of a current license

1 plate and decal for the purposes of removing a repossessed
2 manufactured home to a secure location. Manufactured homes
3 previously registered and subject to ad valorem taxation as provided
4 by law shall have a decal affixed at the time ad valorem taxes are
5 paid for such manufactured home; provided, for a manufactured home
6 permanently affixed to real estate, no decal or license plate shall
7 be required to be affixed and the owner thereof shall be given a
8 receipt upon payment of ad valorem taxes due on the home. Service
9 Oklahoma shall make sufficient plates and decals available to the
10 various licensed operators of the state in order for an owner of a
11 manufactured home to acquire the plate or decal. A one-dollar fee
12 shall be charged for issuance of any plate or decal. The fee shall
13 be apportioned each month to the General Revenue Fund of the State
14 Treasury.

15 F. The decal shall be easily visible for purposes of
16 verification by a county assessor that the manufactured home is
17 properly assessed for ad valorem taxation. In the first year of
18 registration, a decal shall be issued for placement on the license
19 plate indicating payment of applicable registration fees and excise
20 taxes. A duplicate manufactured home registration decal shall be
21 affixed inside the window nearest the front door of the manufactured
22 home. In the second and all subsequent years for which the
23 manufactured home is subject to ad valorem taxation, an annual decal
24 shall be affixed inside the window nearest the front door as

1 evidence of payment of ad valorem taxes. Service Oklahoma shall
2 issue decals to the various county treasurers of the state in order
3 for a manufactured home owner to obtain such decal each year. Upon
4 presentation of a valid ad valorem tax receipt, the manufactured
5 home owner shall be issued the annual decal.

6 G. Upon the registration of a manufactured home in this state
7 for the first time or upon discovery of a manufactured home
8 previously registered within this state for which the information
9 required by this subsection is not known, Service Oklahoma shall
10 obtain:

- 11 1. The name of the owner of the manufactured home;
- 12 2. The serial number or identification number of the
13 manufactured home;
- 14 3. A legal description or address of the location for the home;
- 15 4. The actual retail selling price of the manufactured home
16 excluding Oklahoma taxes;
- 17 5. The certificate of title number for the home; and
- 18 6. Any other information which Service Oklahoma deems to be
19 necessary.

20 The application for registration shall also include the school
21 district in which the manufactured home is located or is to be
22 located. The information shall be entered into a computer data
23 system which shall be used by Service Oklahoma to provide
24 information to county assessors upon request by the assessor. The

1 | assessor may request any information from the system in order to
2 | properly assess a manufactured home for ad valorem taxation.

3 | SECTION 47. REPEALER 47 O.S. 2021, Section 1113, as last
4 | amended by Section 3, Chapter 214, O.S.L. 2022 (47 O.S. Supp. 2022,
5 | Section 1113), is hereby repealed.

6 | SECTION 48. AMENDATORY 47 O.S. 2021, Section 1128, as
7 | last amended by Section 142, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
8 | 2022, Section 1128), is amended to read as follows:

9 | Section 1128. A. Every person manufacturing or having a
10 | contract to sell new vehicles in this state shall file a verified
11 | application for a general distinctive number for all new vehicles
12 | owned or controlled by the manufacturer or dealer; provided, Service
13 | Oklahoma shall issue a license to sell such new motor vehicles only
14 | for those types of new vehicles for which the applicant has a sales
15 | contract or franchise; provided, further, that no license shall be
16 | issued to any applicant that has not complied with the provisions of
17 | Sections 561 through 568 of this title and does not hold a current
18 | license issued by the Oklahoma Motor Vehicle Commission pursuant
19 | thereto. A separate manufacturer's or dealer's license shall be
20 | required for each separate county within which such manufacturer or
21 | dealer has an established place of business and upon payment of a
22 | license fee of Ten Dollars (\$10.00) there shall be assigned and
23 | issued to such manufacturer or dealer a Certificate of Registration
24 | and one license plate which shall be displayed upon each vehicle of

1 such manufacturer or dealer when same is operated, driven, or
2 displayed on any street, road, or highway, in the same manner as
3 hereinbefore provided for vehicles owned by other persons. Such a
4 manufacturer or dealer in new vehicles may obtain as many additional
5 license plates as may be desired, upon the payment of the sum of Ten
6 Dollars (\$10.00) for each additional plate; provided that no such
7 license plate issued to any manufacturer or dealer shall be used or
8 displayed upon any secondhand or used vehicle, or upon any new
9 vehicle which is used for a service car, or private use, or for
10 hire. Any person, with consent of the dealer, may operate a motor
11 vehicle, with the dealer's tag affixed, while contemplating
12 purchase, so long as this intent is limited to a consecutive
13 seventy-two-hour period, or a weekend. An individual holding a
14 valid salesman's license issued by the Oklahoma Motor Vehicle
15 Commission shall not be subject to this limitation. If such person
16 also buys and sells used vehicles, he shall, after obtaining his new
17 motor vehicle dealer's license from the Oklahoma Motor Vehicle
18 Commission, also obtain a used motor vehicle dealer's license, from
19 the Oklahoma Used Motor Vehicle and Parts, Dismantler, and
20 Manufactured Housing Commission, the cost of which shall be as
21 prescribed in Section 1101 et seq. of this title.

22 B. Each dealer and used motor vehicle dealer shall keep a
23 record of the purchase and sale of each motor vehicle he buys or
24 sells, which shall show the name of the seller or buyer as the case

1 may be, and a complete description of the vehicle purchased or sold,
2 and such other information as Service Oklahoma may prescribe.

3 C. Application for manufacturer's or dealer's license must show
4 that such dealer or manufacturer has not violated any of the
5 provisions of this section; and such license shall be nonassignable;
6 and any such license may be suspended temporarily or revoked by
7 Service Oklahoma for violation or failure to comply with this
8 section; provided, the holder of such license shall be given ten
9 (10) days' notice of hearing to suspend or cancel such license. If
10 any such person subject to any of the licenses required in this
11 section fails to obtain it when due, a penalty of twenty-five cents
12 (\$.25) per day on each such license shall be charged in the same
13 manner as is now provided on delinquent motor vehicle registrations,
14 and after a period of thirty (30) days such penalty shall be equal
15 to the license fee. It shall be the duty of every person licensed
16 to sell new or used motor vehicles to advise each purchaser in
17 writing about his title requirements and payment of any taxes due.
18 Each used motor vehicle must display a proper Oklahoma license plate
19 or a used dealer's license plate.

20 D. Every person engaged in the business of transporting and
21 delivering new or used vehicles by driving, either singly or by
22 towbar, saddle mount or full mount method, engaging in drive-away
23 operations as defined in Section 3 of Title 85 of the Oklahoma
24 Statutes, or any combination thereof, from the manufacturer or

1 shipper to the dealer or consignee and using the public highways of
2 this state shall file with Service Oklahoma a verified application
3 for in-transit license plates to identify such vehicles. The
4 application shall provide for a general distinctive number for all
5 vehicles so transported. Upon payment of a license fee of Ten
6 Dollars (\$10.00) there shall be assigned and issued to such person
7 one in-transit plate. Such in-transit plate shall be used by such
8 person only on vehicles when so transported. Such person may obtain
9 as many additional in-transit plates as desired upon payment of a
10 fee of Ten Dollars (\$10.00) for each additional plate. Provided, a
11 used motor vehicle dealer shall use a used dealer license plate in
12 lieu of the in-transit license plate for transporting a used motor
13 vehicle and, in such cases, shall be exempt from making application
14 for an in-transit license plate. Provided further, only a person
15 who possesses a valid motor carrier authority issued by the Federal
16 Motor Carrier Safety Administration, or a valid for-hire authority
17 issued by the Corporation Commission may use the in-transit license
18 plates obtained by them as herein authorized for transporting new or
19 used manufactured homes from one location to another location within
20 Oklahoma or from a point in another state to a point in this state.
21 Nothing contained in this section shall relieve any person from the
22 payment of license fees otherwise provided by law. When Service
23 Oklahoma deems it advisable and in the public interest, it may
24 require the holder of any in-transit license, or any person making

1 application therefor, to file a proper surety bond in any amount it
2 deems proper, not to exceed Ten Thousand Dollars (\$10,000.00).

3 E. Service Oklahoma shall issue dealer licenses to new and used
4 manufactured home dealers, new and used travel trailer dealers and
5 new and used commercial trailer dealers.

6 F. All licenses provided for in this section shall expire on
7 December 31 of each year.

8 SECTION 49. REPEALER 47 O.S. 2021, Section 1128, as last
9 amended by Section 21, Chapter 107, O.S.L. 2022 (47 O.S. Supp. 2022,
10 Section 1128), is hereby repealed.

11 SECTION 50. AMENDATORY 47 O.S. 2021, Section 1132, as
12 last amended by Section 146, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
13 2022, Section 1132), is amended to read as follows:

14 Section 1132. A. For all vehicles, unless otherwise
15 specifically provided by the Oklahoma Vehicle License and
16 Registration Act, a registration fee shall be assessed at the time
17 of initial registration by the owner and annually thereafter, for
18 the use of the avenues of public access within this state in the
19 following amounts:

20 1. For the first through the fourth year of registration in
21 this state or any other state, Eighty-five Dollars (\$85.00);

22 2. For the fifth through the eighth year of registration in
23 this state or any other state, Seventy-five Dollars (\$75.00);
24

1 3. For the ninth through the twelfth year of registration in
2 this state or any other state, Fifty-five Dollars (\$55.00);

3 4. For the thirteenth through the sixteenth year of
4 registration in this state or any other state, Thirty-five Dollars
5 (\$35.00); and

6 5. For the seventeenth and any following year of registration
7 in this state or any other state, Fifteen Dollars (\$15.00).

8 The registration fee provided for in this subsection shall be in
9 lieu of all other taxes, general or local, unless otherwise
10 specifically provided.

11 On and after January 1, 2022, if a physically disabled license
12 plate is issued pursuant to paragraph 3 of subsection B of Section
13 1135.1 of this title, any registration fee required for such license
14 plate and the fee required pursuant to this subsection shall be
15 remitted at the same time and subject to a single registration
16 period. Upon receipt of a physically disabled license plate, the
17 standard issue license plate must be surrendered to Service Oklahoma
18 or the licensed operator. The physically disabled license plate
19 must be properly displayed as required for a standard issue license
20 plate and will be the sole license plate issued and assigned to the
21 vehicle. Service Oklahoma shall determine, by rule, a method for
22 making required fee adjustments when a physically disabled license
23 plate is obtained during a twelve-month period for which a
24 registration fee has already been remitted pursuant to this

1 subsection. The combination of fees in a single remittance shall
2 not alter the apportionment otherwise provided for by law.

3 B. For all-terrain vehicles and motorcycles used exclusively
4 for use off roads or highways purchased on or after July 1, 2005,
5 and for all-terrain vehicles and motorcycles used exclusively for
6 use off roads or highways purchased prior to July 1, 2005, which the
7 owner chooses to register pursuant to the provisions of Section
8 1115.3 of this title, an initial and nonrecurring registration fee
9 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
10 registration by the owner. Nine Dollars (\$9.00) of the registration
11 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
12 Fund through December 31, 2022, and beginning January 1, 2023, this
13 fee shall be deposited in the Service Oklahoma Reimbursement Fund.
14 Two Dollars (\$2.00) of the registration fee shall be retained by the
15 licensed operator. The fees required by subsection A of this
16 section shall not be required for all-terrain vehicles or
17 motorcycles used exclusively off roads and highways.

18 C. For utility vehicles used exclusively for use off roads or
19 highways purchased on or after July 1, 2008, and for utility
20 vehicles used exclusively for use off roads or highways purchased
21 prior to July 1, 2008, which the owner chooses to register pursuant
22 to the provisions of Section 1115.3 of this title, an initial and
23 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
24 assessed at the time of initial registration by the owner. Nine

1 Dollars (\$9.00) of the registration fee shall be deposited in the
2 Oklahoma Tax Commission Reimbursement Fund through December 31,
3 2022, and beginning January 1, 2023, this fee shall be deposited in
4 the Service Oklahoma Reimbursement Fund. Two Dollars (\$2.00) of the
5 registration fee shall be retained by the licensed operator. The
6 fees required by subsection A of this section shall not be required
7 for utility vehicles used exclusively off roads and highways.

8 D. There shall be a credit allowed with respect to the fee for
9 registration of a new vehicle which is a replacement for:

10 1. A new original vehicle which is stolen from the
11 purchaser/registrant within ninety (90) days of the date of purchase
12 of the original vehicle as certified by a police report or other
13 documentation as required by Service Oklahoma; or

14 2. A defective new original vehicle returned by the
15 purchaser/registrant to the seller within six (6) months of the date
16 of purchase of the defective new original vehicle as certified by
17 the manufacturer.

18 The credit shall be in the amount of the fee for registration
19 which was paid for the new original vehicle and shall be applied to
20 the registration fee for the replacement vehicle. In no event will
21 the credit be refunded.

22 E. Upon every transfer or change of ownership of a vehicle, the
23 new owner shall obtain title for and, except in the case of salvage
24 vehicles and manufactured homes, register the vehicle within thirty

1 (30) days of change of ownership and pay a transfer fee of Fifteen
2 Dollars (\$15.00) in addition to any other fees provided for in the
3 Oklahoma Vehicle License and Registration Act. No new decal shall
4 be issued to the registrant. Thereafter, the owner shall register
5 the vehicle annually on the anniversary date of its initial
6 registration in this state and shall pay the fees provided in
7 subsection A of this section and receive a decal evidencing such
8 payment. Provided, used motor vehicle dealers shall be exempt from
9 the provisions of this section.

10 F. In the event a new or used vehicle is not registered, titled
11 and tagged within thirty (30) days from the date of transfer of
12 ownership, the penalty for the failure of the owner of the vehicle
13 to register the vehicle within thirty (30) days shall be One Dollar
14 (\$1.00) per day, provided that in no event shall the penalty exceed
15 One Hundred Dollars (\$100.00). No penalty shall be waived by
16 Service Oklahoma or any licensed operator except as provided in
17 subsection C of Section 1127 of this title, or when it can be shown
18 the vehicle was stolen as certified by a police report or other
19 documentation as required by the Oklahoma Tax Commission. Of each
20 dollar penalty collected pursuant to this subsection:

21 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
22 Section 1104 of this title;

23 2. Twenty-one cents (\$0.21) shall be retained by the licensed
24 operator; and

1 3. Fifty-eight cents (\$0.58) shall be deposited in the General
2 Revenue Fund.

3 SECTION 51. REPEALER 47 O.S. 2021, Section 1132, as last
4 amended by Section 14, Chapter 228, O.S.L. 2022 (47 O.S. Supp. 2022,
5 Section 1132), is hereby repealed.

6 SECTION 52. AMENDATORY 47 O.S. 2021, Section 1135.1, as
7 last amended by Section 1, Chapter 392, O.S.L. 2022 (47 O.S. Supp.
8 2022, Section 1135.1), is amended to read as follows:

9 Section 1135.1. A. ~~The Oklahoma Tax Commission~~ Service
10 Oklahoma is hereby authorized to design and issue appropriate
11 official special license plates to persons as provided by this
12 section.

13 Special license plates shall not be transferred to any other
14 person but shall be removed from the vehicle upon transfer of
15 ownership and retained. The special license plate may then be used
16 on another vehicle but only after such other vehicle has been
17 registered for the current year.

18 Except as provided in subsection B of this section, special
19 license plates shall be renewed each year by ~~the Tax Commission~~
20 Service Oklahoma or a ~~motor license agent~~ licensed operator. ~~The~~
21 ~~Tax Commission~~ Service Oklahoma shall annually notify by mail all
22 persons issued special license plates. The notice shall contain all
23 necessary information and shall contain instructions for the renewal
24 procedure upon presentation to a ~~motor license agent~~ licensed

1 operator or ~~the Tax Commission~~ Service Oklahoma. The license plates
2 shall be issued on a staggered system. The ~~motor license agent~~
3 licensed operator fees shall be paid out of the Oklahoma Tax
4 Commission Reimbursement Fund. Beginning January 1, 2023, the
5 licensed operator fees shall be paid out of the Service Oklahoma
6 Reimbursement Fund.

7 On and after January 1, 2022, if a special license plate is
8 issued pursuant to this section, except for Legislative License
9 Plates issued pursuant to paragraph 30 of subsection B of Section
10 1135.2 of this title, any registration fee required for such plate
11 pursuant to this section and the fee required pursuant to Section
12 1132 of this title shall be remitted at the same time and subject to
13 a single registration period. ~~The Oklahoma Tax Commission~~ Service
14 Oklahoma shall determine, by rule, a method for making required fee
15 and registration period adjustments if a special license plate is
16 obtained during a twelve-month period for which a registration fee
17 has already been remitted pursuant to Section 1132 of this title.
18 The combination of fees in a single remittance shall not alter the
19 apportionment otherwise provided for in this section.

20 On and after January 1, 2022, if a physically disabled license
21 plate is issued pursuant to paragraph 3 of subsection B of this
22 section, any registration fee required for such plate pursuant to
23 this section and the fee required pursuant to Section 1132 of this
24 title shall be remitted at the same time and subject to a single

1 registration period. ~~The Oklahoma Tax Commission~~ Service Oklahoma
2 shall determine, by rule, a method for making required fee and
3 registration period adjustments when a physically disabled license
4 plate is obtained during a twelve-month period for which a
5 registration fee has already been remitted pursuant to Section 1132
6 of this title. The combination of fees in a single remittance shall
7 not alter the apportionment otherwise provided for in this section.

8 B. The special license plates provided by this section are as
9 follows:

10 1. Political Subdivision Plates - such plates shall be designed
11 for any vehicle owned by any political subdivision of this state
12 having obtained a proper Oklahoma certificate of title. Such
13 political subdivisions shall file an annual report with the Tax
14 Commission stating the agency where such vehicle is located. Such
15 license plates shall be permanent in nature and designed in such a
16 manner as to remain with the vehicle for the duration of the life
17 span of the vehicle or until the title is transferred to an owner
18 who is not a political subdivision.

19 The registration fee shall be Eight Dollars (\$8.00) and shall be
20 in addition to all other registration fees provided by law, except
21 the registration fees levied by Section 1132 of this title;

22 2. Tax-Exempt or Nonprofit License Plates - such plates shall
23 be designed for:

24

- 1 a. any motor bus, manufactured home, or mobile chapel and
2 power unit owned and operated by a religious
3 corporation or society of this state holding a valid
4 exemption from taxation issued pursuant to Section
5 501(a) of the Internal Revenue Code, 26 U.S.C.,
6 Section 501(a), and listed as an exempt organization
7 in Section 501(c)(3) of the Internal Revenue Code, as
8 amended, 26 U.S.C., Section 501(c)(3), and that is
9 used by the corporation or society solely for the
10 furtherance of its religious functions,
- 11 b. any vehicle owned and operated only by nonprofit
12 organizations devoted exclusively to youth programs
13 including, but not limited to, the Girl Scouts and Boy
14 Scouts of America,
- 15 c. any vehicle, except passenger automobiles, owned or
16 operated by nonprofit organizations actually involved
17 in programs for the employment of the handicapped and
18 used exclusively in the transportation of goods or
19 materials for such organization,
- 20 d. any vehicle owned and operated by a nonprofit
21 organization that provides older persons
22 transportation to and from medical, dental and
23 religious services and relief from business and social
24 isolation,

1 e. any vehicle owned and operated by a private nonprofit
2 organization that:

3 (1) warehouses and distributes surplus foods to other
4 nonprofit agencies and organizations, and

5 (2) holds a valid exemption from taxation issued
6 pursuant to Section 501(c) of the Internal
7 Revenue Code, as amended, 26 U.S.C., Section
8 501(c), and listed as an exempt organization in
9 Section 501(c)(3) of the Internal Revenue Code,
10 as amended, and

11 (3) uses such vehicle exclusively for the
12 transportation of such surplus foods,

13 f. any vehicle which:

14 (1) is owned and operated by a private, nonprofit
15 organization which is exempt from taxation
16 pursuant to the provisions of Section 501(c)(3)
17 of the Internal Revenue Code, 26 U.S.C., Section
18 501(c)(3), and which is primarily funded by a
19 fraternal or civic service organization with at
20 least one hundred local chapters or clubs, and

21 (2) is designed and used to provide mobile health
22 screening services to the general public at no
23 cost to the recipient, and for which no
24 reimbursement of any kind is received from any

1 health insurance provider, health maintenance
2 organization or governmental program, or
3 g. any vehicle owned and operated by the Civil Air
4 Patrol, a congressionally chartered corporation that
5 also serves an auxiliary of the United States Air
6 Force and which is exempt from taxation pursuant to
7 the provisions of Section 501(c)(3) of the Internal
8 Revenue Code, 26 U.S.C., Section 501(c)(3), and is
9 used exclusively for its corporate missions of
10 aerospace education, cadet programs and emergency
11 services. Such license plates shall be permanent in
12 nature and designed in such a manner as to remain with
13 the vehicle for the duration of the life span of the
14 vehicle or until the title to such vehicle is
15 transferred to an owner who is not subject to this
16 exemption. Such vehicles shall be exempt from the
17 registration fees levied under Section 1132 of this
18 title, except that an initial registration fee of
19 Twenty-five Dollars (\$25.00) shall apply to each
20 vehicle.

21 Any person claiming to be eligible for a tax-exempt or nonprofit
22 license plate under the provisions of this paragraph must have the
23 name of the tax-exempt or nonprofit organization prominently
24 displayed upon the outside of the vehicle, except those vehicles

1 registered pursuant to the provisions of subparagraph b of this
2 paragraph, unless such display is prohibited by federal or state law
3 or by state agency rules. No vehicle shall be licensed as a tax-
4 exempt or nonprofit vehicle unless the vehicle has affixed on each
5 side thereof, in letters not less than two (2) inches high and two
6 (2) inches wide, the name of the tax-exempt or nonprofit
7 organization or the insignia or other symbol of such organization
8 which shall be of sufficient size, shape and color as to be readily
9 legible during daylight hours from a distance of fifty (50) feet
10 while the vehicle is not in motion.

11 Except as provided in subparagraph g of this paragraph, the
12 registration fee shall be Eight Dollars (\$8.00) and shall be in
13 addition to all other registration fees provided by law, except the
14 registration fees levied by Section 1132 of this title;

15 3. Physically Disabled License Plates - such plates shall be
16 designed for persons who are eligible for a physically disabled
17 placard under the provisions of Section 15-112 of this title. It
18 shall prominently display the international accessibility symbol,
19 which is a stylized human figure in a wheelchair. ~~The Tax~~
20 ~~Commission~~ Service Oklahoma shall also design physically disabled
21 license plates for motorcycles owned by persons who are eligible for
22 a physically disabled placard pursuant to the provisions of Section
23 15-112 of this title. Upon the death of the physically disabled
24 person, the disabled license plate shall be returned to ~~the Tax~~

1 ~~Commission~~ Service Oklahoma. There shall be no fee for such plate
2 in addition to the rate provided by the Oklahoma Vehicle License and
3 Registration Act for the registration of the vehicle. For an
4 additional fee of Ten Dollars (\$10.00), a person eligible for a
5 physically disabled license plate shall have the option of
6 purchasing a duplicate physically disabled special license plate
7 which shall be securely attached to the front of the vehicle. The
8 original physically disabled special license plate shall be securely
9 attached to the rear of the vehicle at all times.

10 Any person who is eligible for a physically disabled license
11 plate and whose vehicle has had modifications because of the
12 physical disability of the owner or of a family member within the
13 second degree of consanguinity of the owner, may register the
14 vehicle for a flat fee of Twenty-five Dollars (\$25.00). This fee
15 shall be in lieu of all other registration fees provided by the
16 Oklahoma Vehicle License and Registration Act;

17 4. Indian Tribal License Plates - such plates shall be designed
18 for any vehicle of a native American Indian Tribal Association
19 exempted in Sections 201 through 204 of Public Law 97-473 and used
20 by the tribal association exclusively for the furtherance of its
21 tribal functions.

22 The registration fee shall be Eight Dollars (\$8.00) and shall be
23 in addition to all other registration fees provided by law, except
24 the registration fees levied by Section 1132 of this title;

1 5. Hearing Impaired License Plates - such plates shall be
2 designed for persons who are hearing impaired. Such persons may
3 apply for a hearing-impaired license plate for each vehicle with a
4 rated carrying capacity of one (1) ton or less upon the presentment
5 of an application on a form furnished by ~~the Tax Commission~~ Service
6 Oklahoma and certified by a physician holding a valid license to
7 practice pursuant to the licensing provisions of Title 59 of the
8 Oklahoma Statutes, attesting that the person is hearing impaired.
9 The license plate shall be designed so that such persons may be
10 readily identified as being hearing impaired. There shall be no
11 additional fee for the plate, but all other registration fees
12 provided by the Oklahoma Vehicle License and Registration Act shall
13 apply;

14 6. Antique or Classic Vehicles License Plates - such plates
15 shall be designed and issued for any vehicle twenty-five (25) years
16 of age or older, based upon the date of manufacture thereof and
17 which travels on the highways of this state primarily incidental to
18 historical or exhibition purposes only.

19 The registration fee shall be Eight Dollars (\$8.00) and shall be
20 in addition to all other registration fees provided by law, except
21 the registration fees levied by Section 1132 of this title. Any
22 person registering an antique or classic vehicle may elect to have
23 the vehicle registered for a ten-year period. The registration fee
24 for the elected ten-year registration shall be Seventy-five Dollars

1 (\$75.00). The ~~motor license agent~~ licensed operator registering the
2 antique or classic vehicle for a ten-year period shall receive one
3 hundred percent (100%) of the fees the ~~motor license agent~~ licensed
4 operator would have otherwise received pursuant to subsection A of
5 Section 1141.1 of this title if the antique or classic vehicle had
6 been registered on an annual basis; and

7 7. Honorary Consul License Plates - such plates shall be
8 designed to include the words "Honorary Consul" and issued to
9 persons who are honorary consuls authorized by the United States to
10 perform consular duties. Persons applying for such license plates
11 must show proof of standing as an honorary consul. The fee for such
12 plate shall be Eight Dollars (\$8.00) and shall be in addition to all
13 other registration fees required by the Oklahoma Vehicle License and
14 Registration Act. The owner of the vehicle that possesses such
15 license plates shall return the special license plates to ~~the~~
16 ~~Oklahoma Tax Commission~~ Service Oklahoma if the owner disposes of
17 the vehicle during the registration year or ceases to be authorized
18 to perform consular duties.

19 C. Special license plates provided by this section shall be
20 designed in such a manner as to identify the use or ownership of the
21 vehicle. Use of any vehicle possessing a special license plate
22 provided by this section for any purpose not specified herein shall
23 be grounds for revocation of the special license plate and
24 registration certificate.

1 D. The fees provided by this section shall be deposited in the
2 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
3 2023, the fees provided by this section shall be deposited in the
4 Service Oklahoma Reimbursement Fund.

5 SECTION 53. REPEALER 47 O.S. 2021, Section 1135.1, as
6 last amended by Section 160, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
7 2022, Section 1135.1), is hereby repealed.

8 SECTION 54. REPEALER 47 O.S. 2021, Section 1135.1, as
9 amended by Section 2, Chapter 188, O.S.L. 2021, is hereby repealed.

10 SECTION 55. AMENDATORY 47 O.S. 2021, Section 1135.2, as
11 last amended by Section 161, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
12 2022, Section 1135.2), is amended to read as follows:

13 Section 1135.2. A. Service Oklahoma is hereby authorized to
14 design and issue appropriate official special license plates to
15 persons in recognition of their service or awards as provided by
16 this section.

17 Special license plates shall not be transferred to any other
18 person but shall be removed from the vehicle upon transfer of
19 ownership and retained. The special license plate may then be used
20 on another vehicle but only after such other vehicle has been
21 registered for the current year.

22 Special license plates shall be renewed each year by Service
23 Oklahoma or a licensed operator. Service Oklahoma shall annually
24 notify ~~by mail~~ all persons issued special license plates. Service

1 Oklahoma shall send the notifications to the electronic mail address
2 provided by the person. If a person does not provide an electronic
3 mail address, Service Oklahoma shall notify the person by mail. The
4 notice shall contain all necessary information and shall contain
5 instructions for the renewal procedure upon presentation to a
6 licensed operator or Service Oklahoma. The license plates shall be
7 issued on a staggered system except for legislative plates and
8 amateur radio operator license plates.

9 On and after January 1, 2022, if a special license plate is
10 issued pursuant to this section, any registration fee required for
11 such plate pursuant to this section and the fee required pursuant to
12 Section 1132 of this title shall be remitted at the same time and
13 subject to a single registration period. Service Oklahoma shall
14 determine, by rule, a method for making required fee and
15 registration period adjustments if a special license plate is
16 obtained during a twelve-month period for which a registration fee
17 has already been remitted pursuant to Section 1132 of this title.
18 The combination of fees in a single remittance shall not alter the
19 apportionment otherwise provided for in this section.

20 Service Oklahoma is hereby directed to develop and implement a
21 system whereby licensed operators are permitted to accept
22 applications for special license plates authorized under this
23 section. The licensed operator shall confirm the applicant's
24 eligibility, if applicable, collect and deposit any amount

1 specifically authorized by law, accept and process the necessary
2 information directly into such system and generate a receipt
3 accordingly. For performance of these duties, licensed operators
4 shall retain the fee provided in Section 1141.1 of this title for
5 registration of a motor vehicle. The 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~~ form DD 214. Retired or former members who are eligible for

1 such plates shall provide proof of eligibility upon initial
2 application, but shall not be required to provide proof of
3 eligibility annually;

4 5. Congressional Medal of Honor Recipient License Plates - such
5 plates shall be designed for any resident of this state who has been
6 awarded the Congressional Medal of Honor. Such persons may apply
7 for a Congressional Medal of Honor recipient license plate for each
8 vehicle with a rated carrying capacity of one (1) ton or less.
9 There shall be no registration fee for the issuance of this plate;

10 6. Missing In Action License Plates - such plates shall be
11 designed to honor members of the United States Armed Forces who are
12 missing in action. The spouse of such missing person, if the spouse
13 has not since remarried, or if remarried, the remarriage is
14 terminated by death, divorce, or annulment, and each parent of the
15 missing person may apply for a missing in action license plate upon
16 presenting proper certification that the person is missing in action
17 and that the person making the application is the qualifying spouse
18 or the parent of the missing person. The qualifying spouse and each
19 parent of the missing person may each apply for the missing in
20 action license plate for each vehicle with a rated carrying capacity
21 of one (1) ton or less;

22 7. Purple Heart Recipient License Plates - such plates shall be
23 designed for any resident of this state presenting proper
24 certification from the United States Department of Veterans Affairs

1 or the Armed Forces of the United States certifying that such
2 resident has been awarded the Purple Heart military decoration.
3 Such persons may apply for a Purple Heart recipient license plate
4 for vehicles having a rated carrying capacity of one (1) ton or
5 less. The surviving spouse of any deceased veteran who has been
6 awarded the Purple Heart military decoration, if such spouse has not
7 since remarried, or if remarried, the remarriage has been terminated
8 by death, divorce or annulment, may apply for such plate for one
9 vehicle with a rated carrying capacity of one (1) ton or less. The
10 license plate created by this paragraph shall be exempt from the fee
11 provided by this section for special license plates;

12 8. Pearl Harbor Survivor License Plates - such plates shall be
13 designed for any resident of this state who can be verified by the
14 United States Department of Veterans Affairs or the Armed Forces of
15 the United States as being:

- 16 a. a member of the United States Armed Forces on December
17 7, 1941,
18 b. stationed on December 7, 1941, during the hours of
19 7:55 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor,
20 the island of Oahu, or offshore at a distance not to
21 exceed three (3) miles, and
22 c. a recipient of an honorable discharge from the United
23 States Armed Forces.

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, Service Oklahoma may, in its
12 discretion, accept evidence of such participation from
13 the person applying for the license plate, and

14 c. a recipient of an honorable discharge from the United
15 States Armed Forces.

16 Such person may apply for a D-Day Survivor license plate for
17 each vehicle with a rated carrying capacity of one (1) ton or less;

18 11. Killed in Action License Plates - such plates shall be
19 designed to honor members of the United States Armed Forces who were
20 killed in action. The spouse of the deceased person, if the spouse
21 has not remarried, or if remarried, the remarriage is terminated by
22 death, divorce, or annulment, may apply for a killed in action
23 license plate upon presenting proper certification that the person
24 was killed in action and that the person making the application is

1 the qualifying spouse of the deceased person. The qualifying spouse
2 may apply for a killed in action license plate for no more than two
3 vehicles with each vehicle with a rated carrying capacity of one (1)
4 ton or less. The fee provided by this section for the special
5 license plate authorized by this paragraph shall be in addition to
6 all other registration fees provided by law, except the registration
7 fees levied by Section 1132 of this title. Beginning ~~on the~~
8 ~~effective date of this section of this act~~ November 1, 2021, the
9 killed in action license plate shall be designed to honor members of
10 the United States Armed Forces who were killed in action while
11 engaged in combat with a hostile force. The parents, siblings,
12 half-siblings, grandparents or spouse of the deceased person, if the
13 spouse has not remarried, or if remarried, the remarriage is
14 terminated by death, divorce or annulment, may apply for a killed in
15 action license plate upon presenting proper certification that the
16 person was killed in action and that the person making the
17 application is the qualifying spouse or family member of the
18 deceased person. The qualifying spouse or family member may apply
19 for a killed in action license plate for no more than two vehicles
20 with each vehicle with a rated carrying capacity of one (1) ton or
21 less. The license plate shall have a white background and the
22 legend "Killed in Action" and shall contain any combination of
23 numbers and letters from one to a maximum of seven in black, as for
24 personalized license plates. To the left of the numbers and letters

1 shall be the Battlefield Cross in gold. The killed in action
2 license plate shall be exempt from any minimum issuance criteria
3 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 of the State of
5 Oklahoma, the Department of Veterans Affairs or the Armed Forces of
6 the United States as having served on federal active duty anytime
7 during the period from September 16, 1940, to December 7, 1945. The
8 former members may apply for a World War II Veteran license plate
9 for vehicles with a 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 of the State of
24 Oklahoma, the Department of Veterans Affairs or the Armed Forces of

1 the United States as having served on federal active duty anytime
2 during the period from June 27, 1950, to January 31, 1955, both
3 dates inclusive. The former members may apply for a Korean War
4 Veteran license plate for vehicles with a rated carrying capacity of
5 one (1) ton or less.

6 The license plate shall have the legend "OKLAHOMA" and shall
7 contain, in the center of the plate, either the Thunderbird Insignia
8 of the 45th Infantry Division in the prescribed red and gold
9 coloring or the emblem of the Army, Navy, Air Force, Marines or
10 Coast Guard according to the branch of service to which the member
11 belonged. For the purpose of license plate identification, the
12 plate shall contain four digits, two digits at the left and two
13 digits at the right of the insignia or emblem. Centered on the
14 bottom of the license plate shall be the word "KOREA";

15 18. Municipal Official License Plates - such plates shall be
16 designed for persons elected to a municipal office in this state and
17 shall designate the name of the municipality and the district or
18 ward in which the municipal official serves. The plates shall only
19 be produced upon application;

20 19. Red Cross Volunteer License Plates - such plates shall be
21 designed to honor American Red Cross volunteers and staff who are
22 residents of this state. Such persons must present an
23 identification card issued by the American Red Cross and bearing a
24 photograph of the person. The license plate shall be designed with

1 the assistance of the American Red Cross and shall have the legend
2 "Oklahoma OK!" in the color Pantone 186C Red. Below the legend the
3 symbol of the American Red Cross and no more than three letters and
4 three numbers shall be in the color Pantone 186C Red. Below the
5 symbol and letters and numbers shall be the words "American Red
6 Cross" in black. The plates shall not be subject to the design
7 requirements of any other license plates prescribed by law other
8 than the space for the placement of the yearly decals for each
9 succeeding year of registration after the initial issue;

10 20. Desert Storm License Plates - such plates shall be designed
11 and issued to any honorably discharged or present member of the
12 United States Armed Forces who served in the Persian Gulf Crisis and
13 the Desert Storm operation. Such persons may apply for a Desert
14 Storm license plate for each vehicle with a rated carrying capacity
15 of one (1) ton or less;

16 21. Military Reserve Unit License Plates - such plates shall be
17 designed and issued to any honorably discharged or present member of
18 a reserve unit of the United States Armed Forces. Such persons may
19 apply for a Military Reserve Unit license plate for each vehicle
20 with a rated carrying capacity of one (1) ton or less;

21 22. Oklahoma City Bombing Victims and Survivors License Plates
22 - such plates shall be designed and issued to any victim or survivor
23 of the bombing attack on the Alfred P. Murrah Federal Building in
24 downtown Oklahoma City on April 19, 1995;

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 Service Oklahoma by
14 the Oklahoma Department of Veterans Affairs, and issued to any
15 person who during combat was a member of the Merchant Marines as
16 certified by the Oklahoma Department of Veterans Affairs. Such
17 license plate may be issued for each vehicle with a rated carrying
18 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 Service Oklahoma for a disabled veterans license plate
10 or to a licensed operator for a regular license plate for no more
11 than two vehicles with each vehicle having a rated carrying capacity
12 of one (1) ton or less. The surviving spouse of any deceased
13 disabled veteran, if the spouse has not since remarried, or if
14 remarried, the remarriage is terminated by death, divorce, or
15 annulment, or a surviving spouse in receipt of Dependency and
16 Indemnity Compensation from the United States Department of Veterans
17 Affairs, may apply for a disabled veterans license plate for one
18 vehicle with a rated carrying capacity of one (1) ton or less. The
19 fee provided by this section for the special license plate
20 authorized by this paragraph shall be in addition to all other
21 registration fees provided by law, except the registration fees
22 levied by Section 1132 of this title. The total expense of this
23 license plate shall not exceed Five Dollars (\$5.00).

24

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 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 Service
8 Oklahoma and the plates issued to such applicant shall have stamped
9 thereon the word "Oklahoma" and bear the official call letters of
10 the radio station assigned by the Federal Communications Commission
11 to the individual amateur operator thereof. All applications for
12 such plates must be made to Service Oklahoma on or before the first
13 day of October of any year for such plates for the following
14 calendar year and must be accompanied by the fee required in this
15 section together with a certificate, or such other evidence as
16 Service Oklahoma may require, of proof that applicant has a valid
17 technician class or better amateur operator's license and proof of
18 applicant's ownership of a vehicle in which radio receiving and
19 transmitting equipment is installed. Applicants shall only be
20 entitled to one set of special identification plates in any one (1)
21 year, and such calendar year shall be stamped thereon. The right to
22 such special identification plates herein provided for shall
23 continue until the amateur radio operator's license of the person to
24 whom such plates are issued expires or is revoked;

1 35. American Legion License Plates - such plates shall be
2 designed for members of the American Legion. Persons applying for
3 such license plate must show proof of membership. The license
4 plates shall be designed in consultation with the American Legion of
5 Oklahoma;

6 36. Deputy Sheriff License Plates - such plates shall be
7 designed for any currently employed or retired county sheriff or
8 deputy sheriff. County sheriffs or deputy sheriffs may apply for
9 such plates for vehicles with a rated capacity of one (1) ton or
10 less upon proof of employment by or retirement from a county
11 sheriff's office by either an identification card or letter from the
12 county sheriff or a government-sponsored retirement board from which
13 the county sheriff or deputy sheriff may be receiving a pension.
14 Retirees who are eligible for such plates shall provide proof of
15 eligibility upon initial application but shall not be required to
16 provide proof of eligibility annually. The license plates shall be
17 designed in consultation with the county sheriff offices of this
18 state;

19 37. Gold Star Surviving Spouse License Plates - such plates
20 shall be designed to honor the surviving spouses and children of
21 qualified veterans. As used in this paragraph, "qualified veteran"
22 shall mean:

23 a. any person honorably discharged from any branch of the
24 United States Armed Forces or as a member of the

1 Oklahoma National Guard, who died as a direct result
2 of the performance of duties for any branch of the
3 United States Armed Forces or Oklahoma National Guard
4 while on active military duty, or

- 5 b. any person honorably discharged from any branch of the
6 United States Armed Forces or as a member of the
7 Oklahoma National Guard, who died as a result of
8 injury, illness or disease caused by the performance
9 of such duties while on active duty, whether the death
10 occurred while on active duty or after the honorable
11 discharge of such person.

12 The fee provided by this section for the special license plate
13 authorized by this paragraph shall be in addition to all other
14 registration fees provided by law, except the registration fees
15 levied by Section 1132 of this title;

16 38. Korea Defense Service Medal License Plates - such plates
17 shall be designed and issued to any resident of this state who has
18 been awarded the Korea Defense Service Medal by the United States
19 Secretary of Defense. Such persons may apply for a Korea Defense
20 Service Medal license plate for each vehicle with a rated carrying
21 capacity of one (1) ton or less;

22 39. 180th Infantry License Plates - such plates shall be
23 designed for members and prior members of the 180th Infantry.

24 Persons applying for such license plate must obtain and provide

1 proof of their membership from the 180th Infantry Association. The
2 license plates shall be designed in consultation with the 180th
3 Infantry;

4 40. Operation Iraqi Freedom Veteran License Plates - such
5 plates shall be designed and issued to any honorably discharged or
6 present member of the United States Armed Forces who served in
7 Operation Iraqi Freedom. Such person may apply for an Operation
8 Iraqi Freedom Veteran license plate for each vehicle with a rated
9 carrying capacity of one (1) ton or less, or for a motorcycle;
10 provided, the license plate for motorcycles may be of similar design
11 to the license plate for motor vehicles or may be a new design in
12 order to meet space requirements for a motorcycle license plate;

13 41. United States Air Force Academy Alumni License Plates -
14 such plates shall be designed and issued to any resident of this
15 state who is an alumnus of the United States Air Force Academy.
16 Such persons may apply for a United States Air Force Academy Alumnus
17 license plate for each vehicle with a rated carrying capacity of one
18 (1) ton or less;

19 42. Operation Enduring Freedom Veteran 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 served in
22 Operation Enduring Freedom on or after September 11, 2001. The
23 license plate shall be designed in consultation with the Military
24 Department of the State of Oklahoma. Such person may apply for an

1 Operation Enduring Freedom Veteran license plate for each vehicle
2 with a rated carrying capacity of one (1) ton or less, or for a
3 motorcycle; provided, the license plate for motorcycles may be of
4 similar design to the license plate for motor vehicles or may be a
5 new design in order to meet space requirements for a motorcycle
6 license plate;

7 43. Military Multi-Decoration License Plate - such plates shall
8 be designed and issued to any honorably discharged or present member
9 of the United States Armed Forces who qualifies for more than one
10 military decoration license plate pursuant to the provisions of this
11 section. Service Oklahoma shall develop and implement a system
12 whereby the designs of the eligible license plates can be included
13 together on a single license plate. Such person may apply for a
14 Military Multi-Decoration license plate for each vehicle with a
15 rated carrying capacity of one (1) ton or less;

16 44. Global War on Terror Expeditionary License Plate - such
17 plates shall be designed and issued to any honorably discharged or
18 present member of the United States Armed Forces who has earned a
19 Global War on Terror Expeditionary decoration. The license plate
20 shall be designed in consultation with the United States Institute
21 of Heraldry and the Military Department of the State of Oklahoma.
22 Such person may apply for a Global War on Terror Expeditionary
23 license plate for each vehicle with a rated carrying capacity of one
24 (1) ton or less;

1 45. Legion of Merit Medal Recipient License Plates - such
2 plates shall be designed for any resident of this state presenting
3 proper certification from the United States Department of Veterans
4 Affairs or the Armed Forces of the United States certifying that
5 such resident has been awarded the Legion of Merit military
6 decoration. Such persons may apply for a Legion of Merit recipient
7 license plate for vehicles having a rated carrying capacity of one
8 (1) ton or less. The license plate shall be designed in
9 consultation with the Military Department of the State of Oklahoma;

10 46. 1-179th License Plates - such plates shall be designed for
11 members, prior members and members of the household of a member or
12 former member of the 1-179th Infantry. Persons applying for such
13 license plate must obtain and provide proof of their membership
14 association with the 1-179th Infantry Association. The license
15 plate shall be designed in consultation with the 1-179th Infantry;

16 47. 2-179th License Plates - such plates shall be designed for
17 members, prior members and members of the household of a member or
18 former member of the 2-179th Infantry. Persons applying for such
19 license plate must obtain and provide proof of their membership
20 association with the 2-179th Infantry Association. The license
21 plate shall be designed in consultation with the 2-179th Infantry;

22 48. Combat Action Ribbon Recipient License Plates - such plates
23 shall be designed to honor recipients of the Combat Action Ribbon
24 who present proper certification from the United States Department

1 of the Navy. The license plate shall include the Combat Action
2 Ribbon earned by the recipient. Such persons may apply for a Combat
3 Action Ribbon Recipient license plate for vehicles having a rated
4 carrying capacity of one (1) ton or less;

5 49. Oklahoma Submarine Veterans License Plate - such plates
6 shall be designed for any resident of this state who is a United
7 States submarine veteran and presents either a Department of Defense
8 form DD 214 or other documentation certifying such service. Such
9 persons may apply for an Oklahoma Submarine Veterans license plate
10 for vehicles having a rated capacity of one (1) ton or less. The
11 license plate design shall include both gold and silver dolphins to
12 represent both officer and enlisted service members;

13 50. United States Navy Seabees and Civil Engineer Corps License
14 Plate - such plates shall be designed and issued to any honorably
15 discharged or present member of the United States Navy Seabees or
16 Civil Engineer Corps. Such persons may apply for a United States
17 Navy Seabees and Civil Engineer Corps license plate for vehicles
18 having a rated carrying capacity of one (1) ton or less. The
19 license plate shall be designed in consultation with the Military
20 Department of the State of Oklahoma;

21 51. Combat Action Badge Recipient License Plate - such plates
22 shall be designed to honor recipients of the Combat Action Badge who
23 present proper certification from the United States Army. The
24 license plate shall include the Combat Action Badge earned by the

1 recipient. Such persons may apply for a Combat Action Badge
2 Recipient license plate for vehicles having a rated carrying
3 capacity of one (1) ton or less, or for a motorcycle; provided, the
4 license plate for motorcycles may be of similar design to the
5 license plate for motor vehicles or may be a new design in order to
6 meet space requirements for a motorcycle license plate;

7 52. Iraq Combat Veteran License Plate - such plates shall be
8 designed and issued to any honorably discharged or present member of
9 the United States Armed Forces who saw combat in Operation Iraqi
10 Freedom. Such persons may apply for an Iraq Combat Veteran license
11 plate for each vehicle with a rated carrying capacity of one (1) ton
12 or less, or for a motorcycle; provided, the license plate for
13 motorcycles may be of similar design to the license plate for motor
14 vehicles or may be a new design in order to meet space requirements
15 for a motorcycle license plate;

16 53. Afghanistan Combat Veteran License Plate - such plates
17 shall be designed and issued to any honorably discharged or present
18 member of the United States Armed Forces who saw combat in Operation
19 Enduring Freedom. Such persons may apply for an Afghanistan Combat
20 Veteran license plate for each vehicle with a rated carrying
21 capacity of one (1) ton or less, or for a motorcycle; provided, the
22 license plate for motorcycles may be of similar design to the
23 license plate for motor vehicles or may be a new design in order to
24 meet space requirements for a motorcycle license plate;

1 54. Special Forces Association License Plates - such plates
2 shall be designed and issued to any honorably discharged or present
3 member of the Army Special Forces qualified and authorized to wear
4 upon the person's United States military uniform the Army Special
5 Forces Tab. Persons applying for the Special Forces Association
6 license plate must provide a copy of the orders awarding the Special
7 Forces Tab or authorizing its wear upon a United States military
8 uniform. The license plate shall be designed in consultation with
9 the Special Forces Association, Chapter 32-50. Service Oklahoma
10 shall produce up to two distinct designs for the Special Forces
11 Association license plate. Qualified persons may select one design
12 at the time of application. The plates shall be issued to any
13 qualified person in any combination of numbers and letters from one
14 to a maximum of seven, as for personalized license plates;

15 55. Veterans of the United States Armed Forces License Plates -
16 such plates shall be designed for veterans of the United States
17 Armed Forces, and shall identify the branch of service, carry the
18 emblem and name of either the Army, Navy, Air Force, Marines or
19 Coast Guard, according to the branch of service to which the member
20 belonged, and shall reflect veteran status. Former members who have
21 been dishonorably discharged shall not be eligible for such plates.
22 Persons applying for such license plates must show proof of past
23 military service by presenting a valid United States Department of
24

1 Defense Form (DD)214 upon initial application but shall not be
2 required to provide proof of eligibility annually; ~~and~~

3 56. Navy Chief License Plates - such plates shall be designed
4 and issued to any resident of this state who has achieved the rank
5 of E7 through E9 in the United States Navy and presents proper
6 certification that the resident has achieved such rank and was
7 either honorably discharged or is an active or retired member of the
8 United States Navy. Such persons may apply for a Navy Chief license
9 plate for vehicles having a rated carrying capacity of one (1) ton
10 or less, or for a motorcycle; provided, the license plate for
11 motorcycles may be of similar design to the license plate for motor
12 vehicles or may be a new design in order to meet space requirements
13 for a motorcycle license plate; and

14 57. Air Medal License Plate - such plates shall be designed and
15 issued to any resident of this state who has earned the Air Medal
16 and presents proper certification that the resident has been awarded
17 such medal. The license plate shall include an image of the Air
18 Medal earned by the recipient. Such persons may apply for an Air
19 Medal license plate for vehicles having a rated carrying capacity of
20 one (1) ton or less, or for a motorcycle; provided, the license
21 plate for motorcycles may be of similar design to the license plate
22 for motor vehicles or may be a new design in order to meet space
23 requirements for a motorcycle license plate.

24

1 C. Unless otherwise provided by this section, the fee for such
2 plates shall be Eight Dollars (\$8.00) and shall be in addition to
3 all other registration fees provided by the Oklahoma Vehicle License
4 and Registration Act. Such fees shall be deposited in the Oklahoma
5 Tax Commission Reimbursement Fund to be used for the administration
6 of the Oklahoma Vehicle License and Registration Act. Beginning
7 January 1, 2023, such fees shall be deposited in the Service
8 Oklahoma Reimbursement Fund to be used for the administration of the
9 Oklahoma Vehicle License and Registration Act.

10 SECTION 56. REPEALER 47 O.S. 2021, Section 1135.2, as
11 last amended by Section 2, Chapter 397, O.S.L. 2022 (47 O.S. Supp.
12 2022, Section 1135.2), is hereby repealed.

13 SECTION 57. REPEALER 47 O.S. 2021, Section 1135.2, as
14 last amended by Section 2, Chapter 392, O.S.L. 2022 (47 O.S. Supp.
15 2022, Section 1135.2), is hereby repealed.

16 SECTION 58. REPEALER 47 O.S. 2021, Section 1135.2, as
17 amended by Section 3, Chapter 188, O.S.L. 2021, is hereby repealed.

18 SECTION 59. AMENDATORY 47 O.S. 2021, Section 1135.3, as
19 amended by Section 162, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
20 2022, Section 1135.3), is amended to read as follows:

21 Section 1135.3. A. Service Oklahoma is hereby authorized to
22 design and issue appropriate official special license plates to
23 persons wishing to demonstrate support, interest or membership to or
24

1 for an organization, occupation, cause or other subject as provided
2 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.

8 Special license plates shall be renewed each year by Service
9 Oklahoma or a licensed operator, unless authorized by Service
10 Oklahoma to be renewed for a period greater than one (1) year.
11 Service Oklahoma shall notify by mail all persons issued special
12 license plates. The notice shall contain all necessary information
13 and shall contain instructions for the renewal procedure upon
14 presentation to a licensed operator or Service Oklahoma. The
15 license plates shall be issued on a staggered system.

16 On and after January 1, 2022, if a special license plate is
17 issued pursuant to this section, any registration fee required for
18 such plate pursuant to this section and the fee required pursuant to
19 Section 1132 of this title shall be remitted at the same time and
20 subject to a single registration period. Service Oklahoma shall
21 determine, by rule, a method for making required fee and
22 registration period adjustments if a special license plate is
23 obtained during a twelve-month period for which a registration fee
24 has already been remitted pursuant to Section 1132 of this title.

1 The combination of fees in a single remittance shall not alter the
2 apportionment otherwise provided for in this section.

3 Service Oklahoma is hereby directed to develop and implement a
4 system whereby licensed operators are permitted to accept
5 applications for special license plates authorized under this
6 section. The licensed operator shall confirm the applicant's
7 eligibility, if applicable, collect and deposit any amount
8 specifically authorized by law, accept and process the necessary
9 information directly into such system and generate a receipt
10 accordingly. For performance of these duties, licensed operators
11 shall retain the fee provided in Section 1141.1 of this title for
12 registration of a motor vehicle. The licensed operator fees for
13 acceptance of applications and renewals shall be paid out of the
14 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
15 2023, the licensed operator fees for acceptance of applications and
16 renewals shall be paid out of the Service Oklahoma Reimbursement
17 Fund.

18 If fewer than one hundred of any type of special license plates
19 authorized prior to January 1, 2004, are issued prior to January 1,
20 2006, Service Oklahoma shall discontinue issuance and renewal of
21 that type of special license plate. Any such authorized special
22 license plate registrant shall be allowed to display the license
23 plate upon the designated vehicle until the registration expiration
24

1 date. After such time the expired special license plate shall be
2 removed from the vehicle.

3 Except as otherwise provided in law, for special license plates
4 authorized on or after July 1, 2004, no special license plates shall
5 be developed or issued by Service Oklahoma until Service Oklahoma
6 receives one hundred (100) prepaid applications therefor. The
7 prepaid applications must be received by Service Oklahoma within one
8 hundred eighty (180) days of the effective date of the authorization
9 or the authority to issue shall be null and void. In the event one
10 hundred (100) prepaid applications are not received by Service
11 Oklahoma within such prescribed time period any payment so received
12 shall be refunded accordingly.

13 B. The special license plates provided by this section are as
14 follows:

15 1. Round and Square Dance License Plate - such plates shall be
16 designed and issued to any person wishing to demonstrate support for
17 round and square dancing;

18 2. National Association for the Advancement of Colored People
19 License Plate - such plates shall be designed, subject to the
20 criteria to be presented to Service Oklahoma by the NAACP, and
21 issued to any person wishing to demonstrate support for the NAACP;

22 3. National Rifle Association License Plate - such plates shall
23 be designed, subject to the criteria to be presented to Service
24

1 Oklahoma by the National Rifle Association, and issued to any person
2 wishing to demonstrate support for the National 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 Service
22 Oklahoma, by the Civilian Conservation Corps Association, and issued
23 to any person wishing to demonstrate support of the Civilian
24 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
12 Service Oklahoma, by the Benevolent Protective Order of Elks, and
13 issued to any resident of this state who is a member of the
14 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 Service Oklahoma,
23 by the Oklahoma Mustang Club, and issued to any resident of this
24 state who is a member of the Oklahoma Mustang Club. Such persons

1 may apply for an Oklahoma Mustang Club license plate upon
2 presentment of proof of membership in the Oklahoma Mustang Club.
3 The plates shall be issued to any person in any combination of
4 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 Service
15 Oklahoma by the Oklahoma Tourism and Recreation Department, and
16 issued to any person wishing to demonstrate support for the new
17 Oklahoma brand. The license plates shall contain the new state
18 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 60. REPEALER 47 O.S. 2021, Section 1135.3, as
17 amended by Section 5, Chapter 276, O.S.L. 2021, is hereby repealed.

18 SECTION 61. REPEALER 47 O.S. 2021, Section 1135.3, as
19 amended by Section 4, Chapter 188, O.S.L. 2021, is hereby repealed.

20 SECTION 62. AMENDATORY 47 O.S. 2021, Section 1135.4, as
21 last amended by Section 163, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
22 2022, Section 1135.4), is amended to read as follows:

23 Section 1135.4. A. Service Oklahoma is hereby authorized to
24 design and issue personalized license plates. The personalized

1 license plates shall be issued on a staggered system except for
2 vintage decals.

3 Personalized special license plates shall not be transferred to
4 any other person but shall be removed from the vehicle upon transfer
5 of ownership and retained. The personalized special license plate
6 may then be used on another vehicle but only after such other
7 vehicle has been registered for the current year.

8 Personalized special license plates shall be renewed each year
9 by Service Oklahoma or a licensed operator, unless authorized by
10 Service Oklahoma to be renewed for a period greater than one (1)
11 year. Service Oklahoma shall notify by mail all persons issued
12 special license plates. Service Oklahoma shall send the
13 notifications to the electronic mail address provided by the person.
14 If a person does not provide an electronic mail address, Service
15 Oklahoma shall notify the person by mail. The notice shall contain
16 all necessary information and shall contain instructions for the
17 renewal procedure upon presentation to a licensed operator or
18 Service Oklahoma. The licensed operator fees for renewals shall be
19 paid out of the Oklahoma Tax Commission Reimbursement Fund.
20 Beginning January 1, 2023, the licensed operator fees for acceptance
21 of applications and renewals shall be paid out of the Service
22 Oklahoma Reimbursement Fund.

23 On and after January 1, 2022, if a personalized license plate is
24 issued pursuant to this section, any registration fee required for

1 such plate pursuant to this section and the fee required pursuant to
2 Section 1132 of this title shall be remitted at the same time and
3 subject to a single registration period. Service Oklahoma shall
4 determine, by rule, a method for making required fee and
5 registration period adjustments if a special license plate is
6 obtained during a twelve-month period for which a registration fee
7 has already been remitted pursuant to Section 1132 of this title.
8 The combination of fees in a single remittance shall not alter the
9 apportionment otherwise provided for in this section.

10 B. Such plates shall be designed and issued for the following:

11 1. Any person in any combination of numbers or letters from one
12 to a maximum of seven;

13 2. Persons eligible for two or more of the military decoration
14 special license plates provided for in this title. Such plates may
15 be issued in any combination of emblems. However, such plates shall
16 only display up to three emblems and shall also display any
17 combination of letters or numbers from one to a maximum of three;

18 3. Motorcycles in any combination of numbers or letters from
19 one to a maximum of six;

20 4. Persons eligible for Korean War Veteran license plates
21 provided for in this title. Such plates may display any combination
22 of letters or numbers up to three on each side of the insignia or
23 emblem;

24

1 5. Persons eligible for World War II Veteran license plates
2 provided for in this title. Such plates may display any combination
3 of letters or numbers up to three on each side of the insignia or
4 emblem; and

5 6. Persons owning vehicles which are twenty-one (21) years and
6 older are qualified to submit for approval by Service Oklahoma or a
7 licensed operator a vintage but expired official Oklahoma license
8 plate which is twenty-one (21) years and older. Upon approval of
9 such personalized plate, the owner shall be issued the annual
10 registration decal which Service Oklahoma or the licensed operator
11 shall direct to be affixed.

12 C. The fee for such plates shall be Twenty Dollars (\$20.00) per
13 year of renewal and shall be in addition to all other registration
14 fees provided by the Oklahoma Vehicle License and Registration Act.
15 Eight Dollars (\$8.00) per year of renewal of the personalized tag
16 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
17 Fund to be used for the administration of the Oklahoma Vehicle
18 License and Registration Act. Twelve Dollars (\$12.00) per year of
19 renewal of the personalized tag fee shall be apportioned as provided
20 in Section 1104 of this title. Beginning January 1, 2023, Eight
21 Dollars (\$8.00) per year of renewal of the personalized tag fee
22 shall be deposited in the Service Oklahoma Reimbursement Fund to be
23 used for the administration of the Oklahoma Vehicle License and
24 Registration Act. Twelve Dollars (\$12.00) per year of renewal of

1 the personalized tag fee shall be apportioned as provided in Section
2 1104 of this title.

3 SECTION 63. REPEALER 47 O.S. 2021, Section 1135.4, as
4 last amended by Section 3, Chapter 392, O.S.L. 2022 (47 O.S. Supp.
5 2022, Section 1135.4), is hereby repealed.

6 SECTION 64. REPEALER 47 O.S. 2021, Section 1135.4, as
7 amended by Section 5, Chapter 188, O.S.L. 2021, is hereby repealed.

8 SECTION 65. AMENDATORY 47 O.S. 2021, Section 1135.5, as
9 last amended by Section 164, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
10 2022, Section 1135.5), is amended to read as follows:

11 Section 1135.5. A. Service Oklahoma is hereby authorized to
12 design and issue appropriate official special license plates to
13 persons wishing to demonstrate support and provide financial
14 assistance as provided by this section.

15 Special license plates shall not be transferred to any other
16 person but shall be removed from the vehicle upon transfer of
17 ownership and retained. The special license plate may then be used
18 on another vehicle but only after such other vehicle has been
19 registered for the current year with a licensed operator.

20 Special license plates shall be renewed each year by Service
21 Oklahoma or a licensed operator, unless authorized by Service
22 Oklahoma to be renewed for a period greater than one (1) year.
23 Service Oklahoma shall notify by mail all persons issued special
24 license plates. The notice shall contain all necessary information

1 and shall contain instructions for the renewal procedure upon
2 presentation to a licensed operator or Service Oklahoma. The
3 license plates shall be issued on a staggered system.

4 On and after January 1, 2022, if a special license plate is
5 issued pursuant to this section, any registration fee required for
6 such plate pursuant to this section and the fee required pursuant to
7 Section 1132 of this title shall be remitted at the same time and
8 subject to a single registration period. 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.

15 Service Oklahoma is hereby directed to develop and implement a
16 system whereby licensed operators are permitted to accept
17 applications for special license plates authorized under this
18 section. The licensed operator shall confirm the applicant's
19 eligibility, if applicable, collect and deposit any amount
20 specifically authorized by law, accept and process the necessary
21 information directly into such system and generate a receipt
22 accordingly. For performance of these duties, licensed operators
23 shall retain the fee provided in Section 1141.1 of this title for
24 registration of a motor vehicle. The licensed operator fees for

1 acceptance of applications and renewals shall be paid out of the
2 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
3 2023, the licensed operator fees for acceptance of applications and
4 renewals shall be paid out of the Service Oklahoma Reimbursement
5 Fund.

6 If fewer than one hundred of any type of special license plates
7 authorized prior to January 1, 2004, are issued prior to January 1,
8 2006, Service Oklahoma shall discontinue issuance and renewal of
9 that type of special license plate. Any such authorized special
10 license plate registrant shall be allowed to display the license
11 plate upon the designated vehicle until the registration expiration
12 date. After such time the expired special license plate shall be
13 removed from the vehicle.

14 For special license plates authorized on or after July 1, 2004,
15 no special license plates shall be developed or issued by Service
16 Oklahoma until Service Oklahoma receives one hundred prepaid
17 applications therefor. The prepaid applications must be received by
18 Service Oklahoma within one hundred eighty (180) days of the
19 effective date of the authorization or the authority to issue shall
20 be null and void. In the event one hundred prepaid applications are
21 not received by Service Oklahoma within such prescribed time period
22 any payment so received shall be refunded accordingly.

23 B. The special license plates provided by this section are as
24 follows:

1 1. University or College Supporter License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support to any state-supported or private university or college. As
4 provided in this section, an amount of the fee collected shall be
5 apportioned as provided in Section 1104.1 of this title;

6 2. Environmental Awareness License Plate - such plates shall be
7 designed, subject to the criteria to be presented to Service
8 Oklahoma by the Department of Environmental Quality in consultation
9 with the Oklahoma Arts Council, and issued to any person wishing to
10 demonstrate support to implement the statewide general public
11 environmental education program created pursuant to the provisions
12 of the Oklahoma Environmental Quality Code. Such plates shall be
13 designed and issued to any person in any combination of numbers and
14 letters from one to a maximum of seven, as for personalized license
15 plates. A dealer's license plate issued pursuant to Section 1116.1
16 or 1128 of this title may be designated an Environmental Awareness
17 License Plate upon payment of the fee imposed by this section and
18 any other registration fees required by the Oklahoma Vehicle License
19 and Registration Act. As provided in this section, an amount of the
20 fee collected shall be apportioned pursuant to Section 1104.2 of
21 this title;

22 3. Firefighter License Plate - such plates shall be designed
23 for any career or retired firefighter, volunteer or paid.
24 Firefighters may apply for firefighter plates for up to four

1 vehicles with a rated capacity of one (1) ton or less or for a
2 motorcycle upon proof of a fire department membership by either an
3 identification card or letter from the chief of the fire department.
4 Retirees who are eligible for such plates shall provide proof of
5 eligibility upon initial application, but shall not be required to
6 provide proof of eligibility annually. The surviving spouse of any
7 deceased firefighter, if the spouse has not since remarried, may
8 apply for a firefighter license plate for one vehicle with a rated
9 carrying capacity of one (1) ton or less or for a motorcycle upon
10 proof that the deceased firefighter was a member of a fire
11 department by either an identification card or letter from the chief
12 of the fire department. The license plate shall be designed in
13 consultation with the Oklahoma Firefighters Association.

14 As provided in this section, an amount of the fee collected
15 shall be deposited to the Oklahoma State Firemen's Museum Building &
16 Memorial Fund for support of the Oklahoma Firefighters Museum and
17 the Oklahoma Fallen and Living Firefighters Memorial;

18 4. Wildlife Conservation License Plate - such plates shall be
19 designed, subject to the criteria to be presented to Service
20 Oklahoma by the Oklahoma Department of Wildlife Conservation in
21 consultation with the Oklahoma Arts Council, and issued to any
22 person wishing to demonstrate support for wildlife conservation in
23 this state through the Wildlife Diversity Fund, provided for in
24 Section 3-310 of Title 29 of the Oklahoma Statutes. Such plates may

1 be designed and issued to any person as for personalized license
2 plates.

3 As provided in this section, an amount of the fee collected
4 shall be apportioned pursuant to subsection D of Section 3-310 of
5 Title 29 of the Oklahoma Statutes;

6 5. Child Abuse Prevention License Plate - such plates shall be
7 designed, subject to the criteria to be presented to Service
8 Oklahoma by the Office of Child Abuse Prevention in the State
9 Department of Health and the Oklahoma Committee to Prevent Child
10 Abuse, and issued to any person wishing to demonstrate support for
11 the prevention of child abuse.

12 As provided in this section, an amount of the fee collected
13 shall be deposited in the Child Abuse Prevention Fund;

14 6. United States Olympic Committee Supporter License Plate -
15 such plates shall be designed and issued to any person wishing to
16 demonstrate support for the United States Olympic Committee. The
17 plates shall be issued to any person in any combination of numbers
18 and letters from one to a maximum of seven, as for personalized
19 license plates. The plate shall contain the official United States
20 Olympic Committee logo. Service Oklahoma shall be authorized, if
21 necessary, to enter into a licensing agreement with the United
22 States Olympic Committee for any licensing fees which may be
23 required in order to use the United States Olympic Committee logo or
24 design. The licensing agreement shall provide for a payment of not

1 more than Twenty-five Dollars (\$25.00) for each license plate
2 issued;

3 7. Oklahoma History License Plate - such plates shall be
4 designed and issued to any person wishing to demonstrate interest in
5 Oklahoma history. As provided in this section, an amount of the fee
6 collected shall be deposited to the Oklahoma Historical Society
7 Revolving Fund to be used for educational purposes;

8 8. Historic Route 66 License Plate - such:

9 a. vehicle plates shall be designed to honor historic
10 Route 66, also known as the "Mother Road". As
11 provided in this section, an amount of the fee
12 collected for each vehicle license plate shall be
13 apportioned to the Oklahoma Historical Society
14 Revolving Fund to be distributed to the Route 66
15 Museum located in Clinton, Oklahoma, and

16 b. motorcycle plates shall be designed in consultation
17 with the Oklahoma Route 66 Association, Inc. Service
18 Oklahoma shall be authorized to enter into a licensing
19 agreement with the Oklahoma Route 66 Association,
20 Inc., for any licensing fees which may be required in
21 order to use the Oklahoma Route 66 Association, Inc.,
22 logo or design. The licensing agreement shall provide
23 for a payment to the Oklahoma Route 66 Association,
24

1 Inc., of not more than Twenty Dollars (\$20.00) for
2 each motorcycle license plate issued;

3 9. Heart of the Heartland License Plate - such plates shall be
4 designed and issued to any person wishing to honor the victims of
5 the terrorist bombing attack on the Alfred P. Murrah Federal
6 Building in downtown Oklahoma City on April 19, 1995. As provided
7 in this section, an amount of the fee collected shall be deposited
8 in the Heart of the Heartland Scholarship Fund, as established in
9 Section 2282 of Title 70 of the Oklahoma Statutes;

10 10. Emergency Medical Technician License Plate - such plates
11 shall be designed and issued to any person who is an emergency
12 medical technician. Such persons may apply for an emergency medical
13 technician license plate for each vehicle with a rated carrying
14 capacity of one (1) ton or less upon proof of an emergency medical
15 technician's license. The license plate shall be designed in
16 consultation with the state association of emergency medical
17 technicians. As provided in this section, an amount of the fee
18 collected shall be apportioned to the Emergency Medical Personnel
19 Death Benefit Revolving Fund created in Section 1-2505.2 of Title 63
20 of the Oklahoma Statutes;

21 11. Fight Breast Cancer License Plate - such plates shall be
22 designed to demonstrate support for the prevention and treatment of
23 breast cancer in this state. As provided in this section, an amount
24

1 of the fee collected shall be apportioned to the Breast Cancer Act
2 Revolving Fund;

3 12. Crime Victims Awareness License Plate - such plates shall
4 be designed and issued to any person wishing to demonstrate
5 awareness of and support for victims of crimes. The license plates
6 shall be designed in consultation with the Oklahoma Crime Victims
7 Centre. As provided in this section, an amount of the fee collected
8 shall be apportioned to the Attorney General's Revolving Fund for
9 the Office of the Attorney General, which is hereby directed to use
10 such funds to contract with a statewide nonprofit organization to
11 provide services to crime victims;

12 13. Oklahoma Safe Kids Association License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support and awareness of the Oklahoma Safe Kids Association. The
15 license plate shall be designed in consultation with the Oklahoma
16 Safe Kids Association. As provided in this section, an amount of
17 the fee collected shall be deposited in the Children's Hospital -
18 Oklahoma Safe Kids Association Revolving Fund to be distributed to
19 the Oklahoma Safe Kids Association program;

20 14. Four-H Club License Plate - such plates shall be designed,
21 subject to criteria to be presented to Service Oklahoma by the Four-
22 H Foundation, and issued to any person wishing to demonstrate
23 support of the Four-H Club. Such plates may be designed and issued
24 to any person as for personalized license plates. As provided in

1 this section, an amount of the fee collected shall be apportioned to
2 the OSU Extension Service License Plate Revolving Fund created in
3 Section 1104.4 of this title;

4 15. Agricultural Awareness License Plate - such plates shall be
5 designed, subject to criteria to be presented to Service Oklahoma,
6 by the Oklahoma Department of Agriculture, Food, and Forestry in
7 consultation with the Oklahoma Arts Council, and issued to any
8 person wishing to demonstrate support of the Department's Ag in the
9 Classroom Education Program. As provided in this section, an amount
10 of the fee collected shall be apportioned as provided in Section
11 1104.3 of this title;

12 16. Oklahoma Statehood Centennial License Plate - such plates
13 shall be designed and issued to any person wishing to commemorate
14 the centennial of Oklahoma's admission to statehood in 1907. The
15 license plates shall be designed in consultation with the Oklahoma
16 Capitol Complex and Centennial Commemoration Commission. As
17 provided in this section, an amount of the fee collected shall be
18 deposited in the Oklahoma Department of Commerce Revolving Fund
19 created in Section 5012 of Title 74 of the Oklahoma Statutes;

20 17. Support Education License Plate - such plates shall be
21 designed, subject to criteria to be presented to Service Oklahoma by
22 the State Department of Education in consultation with the Oklahoma
23 Arts Council, and issued to any person wishing to demonstrate
24 support for education in this state. All licensed operators shall

1 display a sample of the Support Education License plate in the area
2 of the business accessed by the public. Twenty-three Dollars
3 (\$23.00) of the fee collected shall be apportioned as follows:

- 4 a. five percent (5%) shall be deposited to the Education
5 Reform Revolving Fund,
- 6 b. five percent (5%) shall be deposited to the Higher
7 Education Revolving Fund,
- 8 c. five percent (5%) shall be deposited to the State
9 Career Technology Fund, and
- 10 d. eighty-five percent (85%) shall be deposited to the
11 Teachers' Retirement Benefit Fund as set forth in
12 Section 17-108 of Title 70 of the Oklahoma Statutes.

13 However, when the Teachers' Retirement Benefit Fund attains a
14 seventy percent (70%) funded ratio based on an annual actuarial
15 valuation as required by law, the amount of the fee shall be
16 apportioned equally pursuant to subparagraphs a, b and c of this
17 paragraph;

18 18. Retired Oklahoma Highway Patrol Officers License Plate -
19 such plates shall be designed and issued to any retired officer of
20 the Oklahoma Highway Patrol. The license plate shall have the
21 legend "Oklahoma" and shall contain, in the center of the plate, the
22 Highway Patrol Officers patch using the same colors and pattern as
23 used in the patch. Centered on the bottom of the license plate
24 shall be the word "Retired". The letters "TRP" shall be used in

1 combination with three numbers on either side of the insignia or
2 emblem. The color of the letters and numbers shall be brown.
3 Retirees who are eligible for such plates shall provide proof of
4 eligibility upon initial application, but shall not be required to
5 provide proof of eligibility annually. The surviving spouse of any
6 deceased retired officer of the Oklahoma Highway Patrol, if the
7 spouse has not since remarried, or if remarried, the remarriage is
8 terminated by death, divorce, or annulment, may apply for a Retired
9 Oklahoma Highway Patrol Officers license plate. As provided in this
10 section, an amount of the fee collected shall be deposited into the
11 Law Enforcement Retirement Fund;

12 19. Boy Scouts of America Supporter License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for the Boy Scouts of America. The plates shall be issued
15 to any person in any combination of numbers and letters from one to
16 a maximum of seven, as for personalized license plates. The plate
17 shall contain the official Boy Scouts of America logo. Service
18 Oklahoma shall be authorized, if necessary, to enter into a
19 licensing agreement with the Boy Scouts of America for any licensing
20 fees which may be required in order to use the Boy Scouts of America
21 logo or design. The licensing agreement shall provide for a payment
22 to the Boy Scouts of America of not more than Twenty Dollars
23 (\$20.00) for each license plate issued;

24

1 20. Urban Forestry and Beautification License Plate - such
2 plates shall be designed, subject to criteria to be presented to
3 Service Oklahoma, by the Oklahoma Department of Agriculture, Food,
4 and Forestry in consultation with nonprofit organizations in this
5 state that develop and operate programs to encourage urban forestry
6 and beautification, and issued to any person wishing to demonstrate
7 support of such programs. As provided in this section, an amount of
8 the fee collected shall be apportioned as provided in Section 1104.5
9 of this title;

10 21. Oklahoma State Parks Supporter License Plate - such plates
11 shall be designed, subject to criteria to be presented to Service
12 Oklahoma by the Oklahoma Tourism and Recreation Department, and
13 issued to any person wishing to demonstrate support for the Oklahoma
14 state parks system. Twenty-three Dollars (\$23.00) of the fee
15 collected shall be deposited in the Oklahoma Tourism and Recreation
16 Department Revolving Fund. Such money shall be designated for and
17 may only be expended for the support of Oklahoma state parks;

18 22. Adoption Creates Families License Plate - such plates shall
19 be issued to any person wishing to demonstrate support of pregnant
20 women who are committed to placing their children for adoption and
21 wishing to provide assistance to guardians, adoptive parents and
22 other created families to assist in the adoption and placement of
23 children in permanent, safe homes. The license plates shall be
24 designed and final terminology delivered in consultation with the

1 Oklahoma Adoption Coalition and the Department of Human Services.
2 Twenty-five Dollars (\$25.00) of the fee collected shall be deposited
3 in a revolving fund established in the State Treasury for and to be
4 used by the Department of Human Services for the implementation of
5 the Investing in Stronger Oklahoma Families Act specifically for
6 created families;

7 23. Choose Life License Plate - such plates shall be designed,
8 subject to criteria presented to Service Oklahoma, by Choose Life,
9 Inc., and issued to any person who wishes to demonstrate support of
10 organizations that encourage adoption as a positive choice for women
11 with unplanned pregnancies. As provided in this section, an amount
12 of the fee collected shall be deposited in the Choose Life
13 Assistance Program Revolving Fund established in Section 1104.6 of
14 this title;

15 24. Future Farmers of America License Plate - such plates shall
16 be designed and issued to persons wishing to demonstrate support for
17 the Oklahoma FFA (formerly known as Future Farmers of America). The
18 license plates shall be designed in consultation with the Oklahoma
19 FFA Foundation Board of Directors. As provided in this section, an
20 amount of the fee collected shall be apportioned as provided in
21 Section 1104.7 of this title;

22 25. Lions Club License Plate - such plates shall be designed
23 and issued to persons wishing to demonstrate support for the Lions
24 Club of Oklahoma. The plates shall be issued to any person in any

1 combination of numbers and letters from one to a maximum of seven,
2 as for personalized license plates. The license plates shall be
3 designed in consultation with the Oklahoma Lions Service Foundation
4 and shall contain the official logo of the International Association
5 of Lions Clubs. Service Oklahoma shall be authorized to enter into
6 a licensing agreement with the Oklahoma Lions Service Foundation.
7 The licensing agreement shall provide for a payment to the Oklahoma
8 Lions Service Foundation of not more than Ten Dollars (\$10.00) for
9 each license plate issued;

10 26. Color Oklahoma License Plate - such plates shall be
11 designed, subject to criteria to be presented to Service Oklahoma by
12 the Oklahoma Native Plant Society, and issued to any person wishing
13 to demonstrate support for preserving and planting wildflowers and
14 native plants in Oklahoma and to promote Oklahoma's wildflower
15 heritage through education. As provided in this section, an amount
16 of the fee collected shall be apportioned as provided in Section
17 1104.8 of this title;

18 27. Girl Scouts of the United States of America Supporter
19 License Plate - such plates shall be designed and issued to any
20 person wishing to demonstrate support for the Girl Scouts of the
21 United States of America. The plates shall be issued to any person
22 in any combination of numbers and letters from one to a maximum of
23 seven, as for personalized license plates. The plate shall contain
24 the official Girl Scouts of the United States of America logo.

1 Service Oklahoma shall be authorized, if necessary, to enter into a
2 licensing agreement with the Girl Scouts of the United States of
3 America for any licensing fees which may be required in order to use
4 the Girl Scouts of the United States of America logo or design. The
5 licensing agreement shall provide for a payment to the Girl Scouts
6 of Magic Empire Council, acting on behalf of all Oklahoma Girl Scout
7 councils, of not more than Twenty Dollars (\$20.00) for each license
8 plate issued;

9 28. Oklahoma City Memorial Marathon License Plate - such plates
10 shall be designed and issued to any person wishing to demonstrate
11 support for the Oklahoma City Memorial Marathon. The plate shall be
12 designed in consultation with the Oklahoma City Memorial Marathon.
13 Service Oklahoma shall be authorized to enter into a licensing
14 agreement with the Oklahoma City Memorial Marathon for any licensing
15 fees which may be required in order to use the Oklahoma City
16 Memorial Marathon logo or design. The licensing agreement shall
17 provide for a payment to the Oklahoma City Memorial Marathon of not
18 more than Twenty Dollars (\$20.00) for each license plate issued;

19 29. Oklahoma Scenic Rivers License Plate - such plates shall be
20 designed to demonstrate support for the Oklahoma Scenic Rivers. The
21 plates shall be designed in consultation with the Oklahoma Scenic
22 Rivers ~~Commission~~ operations of the Grand River Dam Authority.
23 Twenty-five Dollars (\$25.00) of the fee shall be apportioned to the
24

1 ~~Oklahoma Scenic Rivers Commission~~ Grand River Dam Authority for the
2 purposes of the Oklahoma Scenic Rivers operations;

3 30. Fight Cancer License Plate - such plates shall be designed
4 to demonstrate support for the Oklahoma Central Cancer Registry.
5 The plate shall contain the American Cancer Society logo. The
6 American Cancer Society logo shall be used in accordance with the
7 American Cancer Society's branding guidelines and shall only be
8 utilized to support the Oklahoma Central Cancer Registry. Twenty
9 Dollars (\$20.00) of the fee shall be apportioned to the Oklahoma
10 Central Cancer Registry Revolving Fund;

11 31. Animal Friendly License Plate - such plates shall be
12 designed and issued to any person wishing to demonstrate support for
13 controlling the overpopulation of dogs and cats through educational
14 and sterilization efforts. The plates shall be designed in
15 consultation with the Veterinary Medical Association. Twenty
16 Dollars (\$20.00) of the fee collected shall be designated by the
17 purchaser of the plate to be deposited in the Oklahoma Pet
18 Overpopulation Fund created in Section 2368.13 of Title 68 of the
19 Oklahoma Statutes or the Animal Friendly Revolving Fund created in
20 Section 1104.10 of this title;

21 32. Patriot License Plate - such plates shall be designed in
22 consultation with the Military Department of Oklahoma and issued to
23 any person wishing to demonstrate support for Oklahoma residents who
24 are members of the Oklahoma National Guard and deployed on active

1 duty. The plates shall be issued to any person in any combination
2 of numbers and letters from one to a maximum of seven, as for
3 personalized license plates. As provided in this section, a portion
4 of the fee collected shall be deposited in the Patriot License Plate
5 Revolving Fund created in Section 1104.11 of this title;

6 33. Global War on Terrorism License Plate - such plate shall be
7 designed in consultation with the Military Department of Oklahoma
8 and issued to any person wishing to demonstrate support for Oklahoma
9 residents who are members of the Armed Forces of the United States
10 or Oklahoma National Guard that have served in the Global War on
11 Terrorism. The plate shall be issued to any person in any
12 combination of numbers and letters from one to a maximum of six. As
13 provided in this section, a portion of the fee collected shall be
14 deposited in the Oklahoma National Guard Museum Fund created in
15 Section 235.1 of Title 44 of the Oklahoma Statutes;

16 34. Boys and Girls Clubs of America Supporter License Plate -
17 such plates shall be designed and issued to any person wishing to
18 demonstrate support for the Boys and Girls Clubs of America. The
19 plates shall be issued to any person in any combination of numbers
20 and letters from one to a maximum of seven, as for personalized
21 license plates. The plate shall contain the official Boys and Girls
22 Clubs of America logo. Service Oklahoma, if necessary, may enter
23 into a licensing agreement with the Boys and Girls Clubs of America
24 for any licensing fees which may be required in order to use the

1 Boys and Girls Clubs of America logo or design. The licensing
2 agreement shall provide for a payment to the Boys and Girls Clubs of
3 America of not more than Twenty Dollars (\$20.00) for each license
4 plate issued;

5 35. Oklahoma Quarter Horse License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 the American Quarter Horse in Oklahoma. The plate shall be designed
8 in consultation with the Oklahoma Quarter Horse Association. As
9 provided in this section, a portion of the fee collected shall be
10 deposited in the Oklahoma Quarter Horse Revolving Fund created in
11 Section 1104.12 of this title;

12 36. Oklahoma Association for the Deaf License Plate - such
13 plates shall be designed in consultation with the Oklahoma
14 Association for the Deaf and issued to any person wishing to
15 demonstrate support for Oklahoma residents who are deaf. The plates
16 shall be issued to any person in any combination of numbers and
17 letters from one to a maximum of seven, as for personalized license
18 plates. As provided in this section, a portion of the fee collected
19 shall be deposited in the Oklahoma Association for the Deaf License
20 Plate Revolving Fund created in Section 1104.15 of this title;

21 37. Oklahoma City Zoo License Plate - such plates shall be
22 issued to any person wishing to demonstrate support for the Oklahoma
23 City Zoo. The license plates shall be designed in consultation with
24 the Oklahoma Zoological Society, Inc. As provided in this section,

1 an amount of the fee collected shall be deposited in the Oklahoma
2 Zoological Society Revolving Fund created in Section 1104.13 of this
3 title;

4 38. March of Dimes License Plate - such plates shall be issued
5 to persons wishing to demonstrate support for the March of Dimes
6 mission to improve the health of babies by preventing birth defects,
7 premature birth and infant mortality. The license plates shall be
8 designed in consultation with the Oklahoma Chapter March of Dimes.
9 As provided in this section, an amount of the fee collected shall be
10 deposited in the Oklahoma Prevent Birth Defects, Premature Birth and
11 Infant Mortality Fund established in Section 1104.14 of this title;

12 39. Support Our Troops Supporter License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for Support Our Troops Incorporated. The plates shall be
15 issued to any person in any combination of numbers and letters from
16 one to a maximum of six. The plate shall contain the official
17 Support Our Troops Incorporated logo which includes the mark
18 "Support Our Troops" across the bottom of the plate. Service
19 Oklahoma, if necessary, may enter into a licensing agreement with
20 Support Our Troops Incorporated for any licensing fees which may be
21 required in order to use the Support Our Troops Incorporated logo or
22 design. The licensing agreement shall provide for a payment to
23 Support Our Troops Incorporated of Twenty-five Dollars (\$25.00) for
24 each license plate issued;

1 40. Folds of Honor Supporter License Plate - such plates shall
2 be authorized to be designed and issued to any person wishing to
3 demonstrate support for the Oklahoma City Chapter of Folds of Honor
4 Incorporated, a nonprofit charitable organization exempt from
5 taxation pursuant to the provisions of the Internal Revenue Code, 26
6 U.S.C., Section 501(c)(3), providing educational scholarships to
7 spouses and children of America's fallen and disabled military
8 service members. The plates shall be issued to any person in any
9 combination of numbers and letters from one to a maximum of six.
10 Such person may apply for a Folds of Honor Supporter license plate
11 for a motorcycle; provided, the license plate for motorcycles may be
12 of similar design to the license plate for motor vehicles or may be
13 a new design in order to meet space requirements for a motorcycle
14 license plate. The plate shall be designed in consultation with the
15 Oklahoma City Chapter of Folds of Honor Incorporated and shall
16 contain the official Folds of Honor Incorporated logo which includes
17 the mark "Folds of Honor" across the bottom of the plate. Service
18 Oklahoma, if necessary, may enter into a licensing agreement with
19 Folds of Honor Incorporated for any licensing fees which may be
20 required in order to use the Folds of Honor Incorporated logo or
21 design. The licensing agreement shall provide for a payment to
22 Folds of Honor Incorporated of Twenty-five Dollars (\$25.00) for each
23 license plate issued. Subject to the provisions of subsection A of
24

1 this section, the Folds of Honor Supporter License Plate is hereby
2 reauthorized effective November 1, 2019;

3 41. Downed Bikers Association License Plate - such plates shall
4 be designed and issued to any person wishing to demonstrate support
5 for the Downed Bikers Association, a nonprofit charitable
6 organization exempt from taxation pursuant to the provisions of the
7 Internal Revenue Code, 26 U.S.C., Section 501(c)(3), which provides
8 emotional and financial support for downed bikers. The license
9 plate shall be designed in consultation with the Central Oklahoma
10 Chapter of the Downed Bikers Association and shall contain any
11 official logo or design of the organization. Service Oklahoma, if
12 necessary, may enter into a licensing agreement with the Downed
13 Bikers Association for any licensing fees which may be required in
14 order to use the organization's logo or design. The licensing
15 agreement shall provide for a payment to the Downed Bikers
16 Association of not more than Twenty Dollars (\$20.00) for each
17 license plate;

18 42. Armed Forces Veterans Motorcycle License Plate - such
19 plates shall be designed for use on a motorcycle in consultation
20 with A Brotherhood Aiming Toward Education of Oklahoma, Inc.
21 (ABATE), and issued to any honorably discharged former member of the
22 United States Armed Forces wishing to demonstrate support for the
23 Oklahoma National Guard Museum. Persons applying for such license
24 plate must show proof of past military service. As provided in this

1 section, a portion of the fee collected shall be deposited in the
2 Oklahoma National Guard Museum Fund created in Section 235.1 of
3 Title 44 of the Oklahoma Statutes;

4 43. Buffalo Soldier License Plate - such plates shall be issued
5 to any person wishing to honor and celebrate the history and
6 contribution of the Buffalo Soldiers. The license plates shall be
7 designed in consultation with the Lawton-Fort Sill Chapter of the
8 Buffalo Soldiers 9th and 10th (Horse) Cavalry Association. As
9 provided in this section, an amount of the fee collected shall be
10 deposited in the Buffalo Soldier License Plate Revolving Fund
11 created in Section 1104.16 of this title;

12 44. Prevent Blindness Oklahoma License Plate - such plates
13 shall be issued to any person wishing to provide financial support
14 for vision screening of school age children in this state. The
15 license plates shall be designed in consultation with Prevent
16 Blindness Oklahoma. As provided in this section, an amount of the
17 fee collected shall be deposited in the Prevent Blindness Oklahoma
18 License Plate Revolving Fund created in Section 1104.17 of this
19 title;

20 45. Oklahoma State Capitol Restoration License Plate - such
21 plates shall be designed and issued to any person wishing to
22 demonstrate support for restoration of the Oklahoma State Capitol
23 building. The license plates shall be designed in consultation with
24 the Friends of the Capitol corporation, created pursuant to Section

1 15.4 of Title 73 of the Oklahoma Statutes and the State Capitol
2 Preservation Commission created pursuant to Section 4102 of Title 74
3 of the Oklahoma Statutes. As provided in this section, an amount of
4 the fee collected shall be deposited in the Oklahoma Friends of the
5 Capitol License Plate Revolving Fund established in Section 1104.18
6 of this title;

7 46. Eastern Red Cedar Tree License Plate - such plates shall be
8 designed, subject to criteria to be presented to Service Oklahoma
9 and issued to any person wishing to demonstrate support for the
10 removal of Eastern Redcedar trees from lands in the state and to
11 develop marketable uses for the harvested trees. The license plate
12 shall be designed in consultation with the Oklahoma Department of
13 Agriculture, Food, and Forestry. Twenty-three Dollars (\$23.00) of
14 the fee collected shall be deposited in the Eastern Redcedar
15 Revolving Fund created in Section 18-407 of Title 2 of the Oklahoma
16 Statutes. The money shall be designated for and may only be
17 expended for the purposes as set forth in the Eastern Redcedar
18 Management Act;

19 47. Pancreatic Cancer Research License Plate - such plates
20 shall be issued to any person wishing to provide financial support
21 for the University of Oklahoma Foundation, Pancreatic Cancer
22 Research Fund. The plates shall be issued to any person in any
23 combination of numbers and letters from one to a maximum of six.
24 The license plates shall be designed in consultation with the

1 University of Oklahoma Foundation, Pancreatic Cancer Research Fund.
2 As provided in this section, an amount of the fee collected shall be
3 deposited in the Pancreatic Cancer Research License Plate Revolving
4 Fund created in Section 1104.19 of this title;

5 48. Alzheimer's Research License Plate - such plates shall be
6 issued to any person wishing to provide financial support for the
7 Oklahoma Chapter of the Alzheimer's Association. The license plates
8 shall be designed in consultation with the Oklahoma Chapter of the
9 Alzheimer's Association. As provided in this section, an amount of
10 the fee collected shall be deposited in the Alzheimer's Research
11 License Plate Revolving Fund created in Section 1104.20 of this
12 title;

13 49. Hospice and Palliative Care License Plate - such plates
14 shall be issued to any person wishing to provide financial support
15 for the Oklahoma Hospice and Palliative Care Association. The
16 license plates shall be designed in consultation with the Oklahoma
17 Hospice and Palliative Care Association. As provided in this
18 section, an amount of the fee collected shall be deposited in the
19 Hospice and Palliative Care License Plate Revolving Fund created in
20 Section 1104.21 of this title;

21 50. Juvenile Diabetes Research License Plate - such plates
22 shall be issued to any person wishing to provide financial support
23 for the Oklahoma Chapters of the Juvenile Diabetes Research
24 Foundation. The license plates shall be designed in consultation

1 with the Oklahoma Chapters of the Juvenile Diabetes Research
2 Foundation. As provided in this section, an amount of the fee
3 collected shall be deposited in the Juvenile Diabetes Research
4 License Plate Revolving Fund created in Section 1104.22 of this
5 title;

6 51. Deer Creek Schools Foundation License Plate - such plates
7 shall be issued to any person wishing to provide financial support
8 for the Deer Creek Schools Foundation. The license plates shall be
9 designed in consultation with the Deer Creek Schools Foundation.
10 The plates shall be issued to any person in any combination of
11 numbers and letters from one to a maximum of seven, as for
12 personalized license plates. As provided in this section, an amount
13 of the fee collected shall be deposited in the Deer Creek Schools
14 Foundation License Plate Revolving Fund created in Section 1104.23
15 of this title;

16 52. Lupus Awareness and Education License Plate - such plates
17 shall be issued to any person wishing to provide financial support
18 for the Lupus Foundation of Oklahoma. The license plates shall be
19 designed in consultation with the Lupus Foundation of Oklahoma. As
20 provided in this section, an amount of the fee collected shall be
21 deposited in the Oklahoma Lupus License Plate Revolving Fund created
22 in Section 1104.24 of this title. Subject to the provisions of
23 subsection A of this section, the Lupus Awareness and Education
24 License Plate is hereby reauthorized effective November 1, 2018;

1 53. Chiefs of Police License Plate - such plates shall be
2 issued to any person wishing to provide financial support for the
3 Oklahoma Association of Chiefs of Police for a vehicle or motorcycle
4 in any combination of numbers and letters from one to a maximum of
5 seven, as for personalized license plates. The license plates shall
6 be designed in consultation with the Oklahoma Association of Chiefs
7 of Police. The license plate for a motorcycle may be of similar
8 design as space permits or a new design in order to meet the space
9 requirements of a motorcycle license plate. Service Oklahoma shall
10 be authorized to enter into a licensing agreement with the Oklahoma
11 Association of Chiefs of Police for any licensing fees which may be
12 required in order to use the association's logo or design. The
13 licensing agreement shall provide for a payment to the Oklahoma
14 Association of Chiefs of Police of not more than Twenty Dollars
15 (\$20.00) for each license plate issued. Subject to the provisions
16 of subsection A of this section, the Chiefs of Police License Plate
17 is hereby reauthorized effective November 1, 2015;

18 54. Crossings Christian School License Plate - such plates
19 shall be designed and issued to any person wishing to demonstrate
20 support for Crossings Christian School located in Oklahoma City.
21 The license plates shall be designed in consultation with the
22 administration of Crossings Christian School. Service Oklahoma
23 shall be authorized to enter into a licensing agreement with
24 Crossings Christian School for any licensing fees which may be

1 required in order to use the school's logo or design. The licensing
2 agreement shall provide for a payment to the Crossings Christian
3 School of not more than Twenty Dollars (\$20.00) for each license
4 plate issued;

5 55. Hilldale Education Foundation License Plate - such plates
6 shall be designed and issued to any person wishing to demonstrate
7 support for the Hilldale Education Foundation. The license plates
8 shall be designed in consultation with the administration of the
9 Hilldale Education Foundation. Service Oklahoma shall be authorized
10 to enter into a licensing agreement with the Hilldale Education
11 Foundation for any licensing fees which may be required in order to
12 use the foundation's logo or design. The licensing agreement shall
13 provide for a payment to the Hilldale Education Foundation of not
14 more than Twenty Dollars (\$20.00) for each license plate issued;

15 56. Oklahoma Nurses License Plate - such plates shall be issued
16 to any person licensed pursuant to the Oklahoma Nursing Practice Act
17 and providing such documentation of current licensure as may be
18 required by Service Oklahoma. The license plates shall be designed
19 in consultation with the Oklahoma Nurses Association. As provided
20 in this section, an amount of the fee collected shall be deposited
21 in the Oklahoma Nurses License Plate Revolving Fund created in
22 Section 1104.26 of this title;

23 57. Oklahoma Sports Hall of Fame License Plate - such plates
24 shall be issued to any person wishing to demonstrate support for the

1 Oklahoma Sports Hall of Fame. The license plates shall be designed
2 in consultation with the administration of the Oklahoma Sports Hall
3 of Fame. Service Oklahoma shall be authorized to enter into a
4 licensing agreement with the Oklahoma Sports Hall of Fame for any
5 licensing fees which may be required in order to use the Hall of
6 Fame's logo or design. The licensing agreement shall provide for a
7 payment to the Oklahoma Sports Hall of Fame of not more than Twenty
8 Dollars (\$20.00) for each license plate issued;

9 58. Childhood Cancer Awareness License Plate - such plates
10 shall be issued to any person wishing to demonstrate support for the
11 Oklahoma Children's Cancer Association. The license plates shall be
12 designed in consultation with the administration of the Oklahoma
13 Children's Cancer Association. Service Oklahoma shall be authorized
14 to enter into a licensing agreement with the Oklahoma Children's
15 Cancer Association for any licensing fees which may be required in
16 order to use the Oklahoma Children's Cancer Association's logo or
17 design. The licensing agreement shall provide for a payment to the
18 Oklahoma Children's Cancer Association of not more than Twenty
19 Dollars (\$20.00) for each license plate issued;

20 59. Oklahoma Educational Television Authority License Plate -
21 such plates shall be designed and issued to any person wishing to
22 demonstrate support for the Oklahoma Educational Television
23 Authority and such plates shall be designed in consultation with the
24 Authority. As provided in this section, an amount of the fee

1 collected shall be deposited in The Educational Television Authority
2 Revolving Fund created in Section 156 of Title 62 of the Oklahoma
3 Statutes;

4 60. Remembering Fallen Heroes License Plate - such plates shall
5 be designed and issued to any person wishing to demonstrate support
6 for Concerns of Police Survivors, Inc. Such plates shall be
7 designed in consultation with the Oklahoma chapter of Concerns of
8 Police Survivors, Inc. As provided in this section, an amount of
9 the fee collected shall be deposited in the Oklahoma Concerns of
10 Police Survivors License Plate Revolving Fund created in Section
11 1104.27 of this title;

12 61. Disabled American Veterans License Plate - such plates
13 shall be designed in consultation with the Disabled American
14 Veterans Department of Oklahoma and issued to any member of the
15 organization wishing to demonstrate support. Service Oklahoma shall
16 be authorized to enter into a licensing agreement with the Disabled
17 American Veterans Department of Oklahoma for any licensing fees
18 which may be required in order to use the organization's logo or
19 design. The licensing agreement shall provide for a payment to the
20 Disabled American Veterans Department of Oklahoma of not more than
21 Twenty Dollars (\$20.00) for each license plate issued. The plates
22 shall incorporate a numbering system agreed upon by the Disabled
23 American Veterans Department of Oklahoma and Service Oklahoma;

24

1 62. Owasso Rams Supporter License Plate - such plates shall be
2 designed and issued to any person wishing to demonstrate support for
3 the Owasso Rams, and shall be designed in consultation with
4 representatives of Owasso Schools. The plates shall be issued to
5 any person in any combination of numbers and letters from one to a
6 maximum of seven, as for personalized license plates. As provided
7 in this section, an amount of the fee collected shall be deposited
8 in the Education Reform Revolving Fund created in Section 34.89 of
9 Title 62 of the Oklahoma Statutes;

10 63. Collinsville Cardinals Supporter License Plate - such
11 plates shall be designed and issued to any person wishing to
12 demonstrate support for the Collinsville Cardinals, and shall be
13 designed in consultation with representatives of Collinsville
14 Schools. The plates shall be issued to any person in any
15 combination of numbers and letters from one to a maximum of seven,
16 as for personalized license plates. As provided in this section, an
17 amount of the fee collected shall be deposited in the Education
18 Reform Revolving Fund created in Section 34.89 of Title 62 of the
19 Oklahoma Statutes;

20 64. Sperry Pirates Supporter License Plate - such plates shall
21 be designed and issued to any person wishing to demonstrate support
22 for the Sperry Pirates, and shall be designed in consultation with
23 representatives of Sperry Schools. The plates shall be issued to
24 any person in any combination of numbers and letters from one to a

1 maximum of seven, as for personalized license plates. As provided
2 in this section, an amount of the fee collected shall be deposited
3 in the Education Reform Revolving Fund created in Section 34.89 of
4 Title 62 of the Oklahoma Statutes;

5 65. Skiatook Bulldogs Supporter License Plate - such plates
6 shall be designed and issued to any person wishing to demonstrate
7 support for the Skiatook Bulldogs, and shall be designed in
8 consultation with representatives of Skiatook Schools. The plates
9 shall be issued to any person in any combination of numbers and
10 letters from one to a maximum of seven, as for personalized license
11 plates. As provided in this section, an amount of the fee collected
12 shall be deposited in the Education Reform Revolving Fund created in
13 Section 34.89 of Title 62 of the Oklahoma Statutes;

14 66. Rejoice Christian Eagles Supporter License Plate - such
15 plates shall be designed and issued to any person wishing to
16 demonstrate support for the Rejoice Christian Eagles, and shall be
17 designed in consultation with representatives of Rejoice Christian
18 Schools. The plates shall be issued to any person in any
19 combination of numbers and letters from one to a maximum of seven,
20 as for personalized license plates. As provided in this section, an
21 amount of the fee collected shall be deposited in the Education
22 Reform Revolving Fund created in Section 34.89 of Title 62 of the
23 Oklahoma Statutes;

24

1 67. East Central Cardinals Supporter License Plate - such
2 plates shall be designed and issued to any person wishing to
3 demonstrate support for the East Central Cardinals, and shall be
4 designed in consultation with representatives of East Central
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 68. Southeast Spartans Supporter License Plate - such plates
12 shall be designed and issued to any person wishing to demonstrate
13 support for the Southeast Spartans, and shall be designed in
14 consultation with the Southeast High School Alumni Association. The
15 plates shall be issued to any person in any combination of numbers
16 and letters from one to a maximum of seven, as for personalized
17 license plates. As provided in this section, an amount of the fee
18 collected shall be deposited in the Education Reform Revolving Fund
19 created in Section 34.89 of Title 62 of the Oklahoma Statutes;

20 69. Sooner State ABATE License Plate - such plates shall be
21 issued to any person wishing to provide financial support for Sooner
22 State ABATE. The license plates shall be designed in consultation
23 with Sooner State ABATE. The plates shall be issued to any person
24 in any combination of numbers and letters from one to a maximum of

1 seven, as for personalized plates. The license plate for a
2 motorcycle may be of similar design as space permits or a new design
3 in order to meet the space requirements of a motorcycle license
4 plate. Service Oklahoma shall be authorized to enter into a
5 licensing agreement with Sooner State ABATE for any licensing fees,
6 which may be required in order to use the association's logo or
7 design. The licensing agreement shall provide for a payment to
8 Sooner State ABATE of not more than Twenty Dollars (\$20.00) for each
9 license plate issued. Subject to the provisions of subsection A of
10 this section, the Sooner State ABATE License Plate is hereby
11 reauthorized effective November 1, 2019;

12 70. Oklahoma License to Educate License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for Oklahoma educators. Such plates shall be designed in
15 consultation with the State Department of Education. As provided in
16 this section, an amount of the fee collected shall be deposited in
17 the Oklahoma Teacher Recruitment Revolving Fund created in Section
18 6-132 of Title 70 of the Oklahoma Statutes;

19 71. Piedmont Education Foundation License Plate - such plates
20 shall be designed and issued to any person wishing to demonstrate
21 support for the Piedmont Public Schools Education Foundation. Such
22 plates shall be designed in consultation with the Foundation. As
23 provided in this section, an amount of the fee collected shall be
24 deposited in the Piedmont Public Schools Education Foundation

1 License Plate Revolving Fund created in Section 1104.28 of this
2 title;

3 72. The Pride of Oklahoma License Plate - such plates shall be
4 designed and issued to any person wishing to demonstrate support for
5 the University of Oklahoma Marching Band and shall be designed in
6 consultation with the University of Oklahoma Marching Band. Service
7 Oklahoma shall be authorized to enter into a licensing agreement
8 with the University of Oklahoma or the University of Oklahoma
9 Marching Band for any licensing fees which may be required in order
10 to use the applicable logo or design. The licensing agreement shall
11 provide for a payment to the Pride of Oklahoma Fund at the
12 University of Oklahoma Foundation, Inc. of not more than Twenty
13 Dollars (\$20.00) for each license plate issued;

14 73. Jenks Trojans License Plate - such plates shall be designed
15 and issued to any person wishing to demonstrate support for the
16 Jenks School District. The license plates shall be designed in
17 consultation with the administration of the Jenks School District.
18 Service Oklahoma shall be authorized to enter into a licensing
19 agreement with the Jenks School District for any licensing fees
20 which may be required in order to use the school district's logo or
21 design. The licensing agreement shall provide for a payment to the
22 Jenks School District of not more than Twenty Dollars (\$20.00) for
23 each license plate issued;

24

1 74. Bixby Spartans License Plate - such plates shall be
2 designed and issued to any person wishing to demonstrate support for
3 the Bixby School District. The license plates shall be designed in
4 consultation with the administration of the Bixby School District.
5 Service Oklahoma shall be authorized to enter into a licensing
6 agreement with the Bixby School District for any licensing fees
7 which may be required in order to use the school district's logo or
8 design. The licensing agreement shall provide for a payment to the
9 Bixby School District of not more than Twenty Dollars (\$20.00) for
10 each license plate issued;

11 75. Oklahoma Aeronautics Commission License Plate - such plates
12 shall be designed and issued to any person wishing to demonstrate
13 support for the Oklahoma aviation industry and to promote awareness
14 of aviation and aerospace. Such plates shall be designed in
15 consultation with the Oklahoma Aeronautics Commission and shall be
16 issued to any person in any combination of numbers and letters from
17 one to a maximum of seven, as for personalized license plates.
18 Twenty-four Dollars (\$24.00) of the fee collected shall be deposited
19 in the Oklahoma Aeronautics Commission Revolving Fund, for
20 expenditure as provided in Section 91 of Title 3 of the Oklahoma
21 Statutes;

22 76. Ducks Unlimited License Plate - such plates shall be
23 designed and issued to any person wishing to demonstrate support for
24 Ducks Unlimited. Such plates shall be designed in consultation with

1 Ducks Unlimited. Service Oklahoma shall be authorized to enter into
2 a licensing agreement with Ducks Unlimited for any licensing fee
3 which may be required in order to use the Ducks Unlimited logo or
4 design. The licensing agreement shall provide for a payment to
5 Ducks Unlimited of not more than Twenty Dollars (\$20.00) for each
6 license plate issued;

7 77. Prisoner of War and Missing in Action License Plate - such
8 plates shall be issued to any person wishing to increase awareness
9 of those who are currently prisoners of war or missing in action and
10 provide financial support for current veterans. The license plates
11 shall be designed in consultation with Rolling Thunder Oklahoma. As
12 provided in this section, an amount of the fee collected shall be
13 deposited in the Prisoner of War and Missing in Action License Plate
14 Revolving Fund created in Section 1104.29 of this title;

15 78. Woodward Boomers License Plate - such plates shall be
16 designed and issued to any person wishing to demonstrate support for
17 the Woodward School District. The license plates shall be designed
18 in consultation with the administration of the Woodward School
19 District. Service Oklahoma shall be authorized to enter into a
20 licensing agreement with the Woodward 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 Woodward School District of not more than
24 Twenty Dollars (\$20.00) for each license plate issued;

1 79. Clinton Public School Foundation License Plate - such
2 plates shall be designed and issued to any person wishing to
3 demonstrate support for the Clinton Public School Foundation. The
4 license plates shall be designed in consultation with the Clinton
5 Public School Foundation. Service Oklahoma shall be authorized to
6 enter into a licensing agreement with the Clinton Public School
7 Foundation for any licensing fees which may be required in order to
8 use the school foundation's logo or design. The licensing agreement
9 shall provide for a payment to the Clinton Public School Foundation
10 of not more than Twenty Dollars (\$20.00) for each license plate
11 issued;

12 80. Navajo School Foundation License Plate - such plates shall
13 be issued to any person wishing to demonstrate support for the
14 Navajo School Foundation. The license plates shall be designed in
15 consultation with the administration of the Navajo School
16 Foundation. Service Oklahoma shall be authorized to enter into a
17 licensing agreement with the Navajo School Foundation for any
18 licensing fees which may be required in order to use the
19 Foundation's logo or design. The licensing agreement shall provide
20 for a payment to the Navajo School Foundation of not more than
21 Twenty Dollars (\$20.00) for each license plate issued;

22 81. Oklahoma Music Hall of Fame Inc. License Plate - such
23 plates shall be designed in consultation with the Oklahoma Music
24 Hall of Fame Inc. and issued to any member of the organization

1 wishing to demonstrate support. Service Oklahoma shall be
2 authorized to enter into a licensing agreement with the Oklahoma
3 Music Hall of Fame Inc. for any licensing fees which may be required
4 in order to use the organization's logo or design. The licensing
5 agreement shall provide for a payment to the Oklahoma Music Hall of
6 Fame Inc. of not more than Twenty Dollars (\$20.00) for each license
7 plate issued. The plates shall incorporate a numbering system
8 agreed upon by the Oklahoma Music Hall of Fame Inc. and Service
9 Oklahoma. Subject to the provisions of subsection A of this
10 section, the Oklahoma Music Hall of Fame Inc. License Plate is
11 hereby reauthorized effective November 1, 2019;

12 82. Techlahoma Foundation License Plate - such plates shall be
13 issued to any person wishing to provide financial support for the
14 Techlahoma Foundation. The license plate shall be designed in
15 consultation with the Techlahoma Foundation. The plate shall be
16 issued to any person in any combination of numbers and letters from
17 one to a maximum of seven, as for personalized license plates.
18 Service Oklahoma shall be authorized to enter into a licensing
19 agreement with the Techlahoma Foundation for any licensing fees,
20 which may be required in order to use the association's logo or
21 design. The licensing agreement shall provide for a payment to the
22 Techlahoma Foundation of not more than Twenty Dollars (\$20.00) for
23 each license plate issued;

24

1 83. Bethany Public Schools Foundation License Plate - such
2 plates shall be issued to any person wishing to demonstrate support
3 for the Bethany Public Schools Foundation. The license plates shall
4 be designed in consultation with the administration of the Bethany
5 Public Schools Foundation. Service Oklahoma shall be authorized to
6 enter into a licensing agreement with the Bethany Public Schools
7 Foundation for any licensing fees which may be required in order to
8 use the Foundation's logo or design. The licensing agreement shall
9 provide for a payment to the Bethany Public Schools Foundation of
10 not more than Twenty Dollars (\$20.00) for each license plate issued;

11 84. Cystic Fibrosis Foundation License Plate - such plates
12 shall be issued to any person wishing to demonstrate support for the
13 Cystic Fibrosis Foundation. The license plates shall be designed in
14 consultation with the administration of the Cystic Fibrosis
15 Foundation. Service Oklahoma shall be authorized to enter into a
16 licensing agreement with the Cystic Fibrosis Foundation for any
17 licensing fees which may be required in order to use the
18 Foundation's logo or design. The licensing agreement shall provide
19 for a payment to the Cystic Fibrosis Foundation of not more than
20 Twenty Dollars (\$20.00) for each license plate issued;

21 85. Down Syndrome Association of Central Oklahoma License Plate
22 - such plates shall be designed and issued to any person wishing to
23 demonstrate support for the Down Syndrome Association of Central
24 Oklahoma. Such plates shall be designed in consultation with the

1 Association. As provided in this section, an amount of the fee
2 collected shall be deposited in the Down Syndrome Association of
3 Central Oklahoma License Plate Revolving Fund created in Section
4 1104.30 of this title;

5 86. Elk City Education Foundation License Plate - such plates
6 shall be designed and issued to any person wishing to demonstrate
7 support for the Elk City Education Foundation. Such plates shall be
8 designed in consultation with the Foundation. As provided in this
9 section, an amount of the fee collected shall be deposited in the
10 Elk City Education Foundation License Plate Revolving Fund created
11 in Section 1104.31 of this title;

12 87. A Brotherhood Aiming Toward Education of Oklahoma (ABATE)
13 License Plate - such plates shall be designed and issued to any
14 person wishing to provide financial support for ABATE of Oklahoma.
15 Such plates shall be designed in consultation with ABATE of
16 Oklahoma. The plates shall be issued to any person in any
17 combination of numbers and letters from one to a maximum of seven,
18 as for personalized plates. The license plate for a motorcycle may
19 be of similar design as space permits or a new design in order to
20 meet the space requirements of a motorcycle license plate. Service
21 Oklahoma shall be authorized to enter into a licensing agreement
22 with ABATE of Oklahoma for any licensing fees which may be required
23 in order to use the ABATE of Oklahoma logo or design. The licensing

24

1 agreement shall provide for a payment to ABATE of Oklahoma of not
2 more than Twenty Dollars (\$20.00) for each license plate issued;

3 88. Downed Bikers Association License Plate - such plates shall
4 be designed for a vehicle or motorcycle in any combination of
5 numbers and letters from one to a maximum of seven, as for
6 personalized license plates, and issued to any person wishing to
7 demonstrate support for the Downed Bikers Association, a nonprofit
8 charitable organization exempt from taxation pursuant to the
9 provisions of the Internal Revenue Code, 26 U.S.C., Section
10 501(c)(3), which provides emotional and financial support for downed
11 bikers. The license plate shall be designed in consultation with
12 the Central Oklahoma Chapter of the Downed Bikers Association and
13 shall contain any official logo or design of the organization. The
14 license plate for a motorcycle may be of similar design as space
15 permits or a new design in order to meet the space requirements of a
16 motorcycle license plate. Service Oklahoma, if necessary, may enter
17 into a licensing agreement with the Downed Bikers Association for
18 any licensing fees which may be required in order to use the
19 organization's logo or design. The licensing agreement shall
20 provide for a payment to the Downed Bikers Association of not more
21 than Twenty Dollars (\$20.00) for each license plate;

22 89. Eagle Scout License Plate - such plates shall be designed
23 to demonstrate support for Eagle Scouts and shall include the Eagle
24 Scout logo. Plates may be issued to any person who can show proof

1 of having obtained the rank of Eagle Scout. Service Oklahoma shall
2 be authorized to enter into a licensing agreement with the various
3 Oklahoma local councils for any licensing fees which may be required
4 in order to use the applicable logo or design. The licensing
5 agreement shall provide for a payment of not more than Twenty
6 Dollars (\$20.00) for each license plate issued to the specific
7 Oklahoma local area Council designated by the applicant;

8 90. Extraordinary Educators License Plate - such plates shall
9 be designed and issued to any person wishing to provide financial
10 support for common education in Oklahoma. Such plates shall be
11 designed in consultation with the State Department of Education.
12 The plates shall be issued to any person in any combination of
13 numbers and letters from one to a maximum of seven, as for
14 personalized license plates. As provided in this section, an amount
15 of the fee collected shall be deposited in the Extraordinary
16 Educators License Plate Revolving Fund created in Section 1104.32 of
17 this title;

18 91. Former Oklahoma Legislator License Plate - such plates
19 shall be designed and issued to any person who previously served as
20 a member of the Oklahoma House of Representatives or Oklahoma State
21 Senate. The license plates shall be designed in consultation with
22 the Oklahoma Historical Society. As provided in this section, an
23 amount of the fee collected shall be deposited in the Oklahoma
24 Historical Society Capital Improvement and Operations Revolving Fund

1 created in Section 1.10a of Title 53 of the Oklahoma Statutes.
2 Service Oklahoma shall create and maintain a list of former members
3 of the Oklahoma House of Representatives and Oklahoma State Senate
4 eligible to be issued such plates; provided, that no former member
5 of the Oklahoma House of Representatives and Oklahoma State Senate
6 shall be eligible to possess more than two of such plates at any one
7 time. Service Oklahoma shall confer as needed with the Chief Clerk
8 of the Oklahoma House of Representatives and the Secretary of the
9 Oklahoma State Senate to confirm that such list is complete and
10 accurate;

11 92. Monarch Butterfly License Plate - such plates shall be
12 designed and issued to any person wishing to demonstrate support for
13 the operations of the Nature Conservancy of Oklahoma. Such plates
14 shall be designed in consultation with the Oklahoma Chapter of the
15 Nature Conservancy. Service Oklahoma shall be authorized to enter
16 into a licensing agreement with the Nature Conservancy of Oklahoma
17 for any licensing fees which may be required in order to use the
18 foundation's logo or design. The plates shall be issued to any
19 person in any combination of numbers and letters from one to a
20 maximum of seven, as for personalized license plates. The licensing
21 agreement shall provide for a payment to the Nature Conservancy of
22 Oklahoma of not more than Twenty Dollars (\$20.00) for each license
23 plate issued;

24

1 93. Oklahoma Tennis Foundation License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Oklahoma Tennis Foundation. The license plates
4 shall be designed in consultation with the Oklahoma Tennis
5 Foundation. Service Oklahoma shall be authorized to enter into a
6 licensing agreement with the Oklahoma Tennis Foundation for any
7 licensing fees which may be required in order to use the
8 foundation's logo or design. The licensing agreement shall provide
9 for a payment to the Oklahoma Tennis Foundation of not more than
10 Twenty Dollars (\$20.00) for each license plate issued;

11 94. Oklahoma Veterans of Foreign Wars License Plate - such
12 plates shall be designed to honor the Oklahoma Veterans of Foreign
13 Wars and shall be issued to any resident of this state upon proof of
14 membership in the Oklahoma Veterans of Foreign Wars organization.
15 The license plates shall be designed in consultation with the
16 Oklahoma Veterans of Foreign Wars organization. Service Oklahoma
17 shall be authorized to enter into a licensing agreement with the
18 Oklahoma Veterans of Foreign Wars organization for any licensing
19 fees which may be required in order to use the organization's logo
20 or design. The licensing agreement shall provide for a payment to
21 the Oklahoma Veterans of Foreign Wars organization of not more than
22 Twenty Dollars (\$20.00) for each license plate issued. Service
23 Oklahoma shall reinstate any Veterans of Foreign Wars license plates
24 issued prior to November 1, 2021, and shall reimburse any individual

1 who held a Veterans of Foreign Wars License Plate on October 31,
2 2021, for fees incurred for the replacement of such plate;

3 95. Oklahoma Women Veterans Organization License Plate - such
4 plates shall be designed and issued to any female veteran of any
5 branch of the United States Armed Forces wishing to demonstrate
6 support for the Oklahoma Women Veterans Organization. The license
7 plates shall be designed in consultation with the Oklahoma Women
8 Veterans Organization. Service Oklahoma shall be authorized to
9 enter into a licensing agreement with the Oklahoma Women Veterans
10 Organization for any licensing fees which may be required in order
11 to use the organization's logo or design. The licensing agreement
12 shall provide for a payment to the Oklahoma Women Veterans
13 Organization of not more than Twenty Dollars (\$20.00) for each
14 license plate issued;

15 96. FIRST (For Inspiration and Recognition of Science and
16 Technology) License Plate - such plates shall be issued to any
17 person wishing to demonstrate support for FIRST Robotics Programs.
18 The license plates shall be designed in consultation with the
19 administration of FIRST. Service Oklahoma shall be authorized to
20 enter into a licensing agreement with FIRST for any licensing fees
21 which may be required in order to use the FIRST logo or design. The
22 licensing agreement shall provide for a payment to FIRST of not more
23 than Twenty Dollars (\$20.00) for each license plate issued;

24

1 97. Pittsburg State University License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Pittsburg State University. The license plates
4 shall be designed in consultation with Pittsburg State University.
5 Service Oklahoma shall be authorized to enter into a licensing
6 agreement with Pittsburg State University for any licensing fees
7 which may be required in order to use the school foundation's logo
8 or design. The licensing agreement shall provide for a payment to
9 the Pittsburg State University of not more than Twenty Dollars
10 (\$20.00) for each license plate issued;

11 98. Historic Greenwood District License Plate - such plates
12 shall be issued to persons wishing to demonstrate support for the
13 Historic Greenwood District Juneteenth Festival held in the Historic
14 Greenwood District in Tulsa, Oklahoma. The plates shall be issued
15 to any person in any combination of numbers and letters from one to
16 a maximum of seven, as for personalized license plates. The license
17 plates shall be designed in consultation with the Black Wall Street
18 Chamber of Commerce. Service Oklahoma shall be authorized to enter
19 into a licensing agreement with the Historic Greenwood District
20 Juneteenth Festival for any licensing fees which may be required in
21 order to use the Festival's logo or design. For each license plate
22 issued, the licensing agreement shall provide for a payment of
23 Twenty-five Dollars (\$25.00) of the fee collected to the Historic
24 Greenwood District Juneteenth Festival and an additional Two Dollars

1 (\$2.00) of the fee collected shall be deposited in the Public School
2 Classroom Support Revolving Fund, for expenditure as provided in
3 Section 1-123 of Title 70 of the Oklahoma Statutes;

4 99. Oklahoma Veterans of Foreign Wars Auxiliary License Plate -
5 such plates shall be designed to honor the Oklahoma Veterans of
6 Foreign Wars Auxiliary and issued to any resident of this state upon
7 proof of membership in the Oklahoma Veterans of Foreign Wars
8 Auxiliary organization in this state. The license plates shall be
9 designed in consultation with the Oklahoma Veterans of Foreign Wars
10 Auxiliary organization. Service Oklahoma shall be authorized to
11 enter into a licensing agreement with the Oklahoma Veterans of
12 Foreign Wars Auxiliary organization for any licensing fees which may
13 be required in order to use the organization's logo or design. The
14 licensing agreement shall provide for a payment to the Oklahoma
15 Veterans of Foreign Wars Auxiliary organization of not more than
16 Twenty Dollars (\$20.00) for each license plate issued;

17 100. Transportation to Transportation License Plate - such
18 plates shall be designed and issued to persons wishing to support
19 county roads and bridges. The license plates shall be designed in
20 consultation with the Association of County Commissioners of
21 Oklahoma. Twenty Dollars (\$20.00) of the fee collected shall be
22 paid to the county treasurer for the county in which the license
23 plate was purchased to be credited to the County Highway Fund
24

1 created pursuant to Section 1503 of Title 69 of the Oklahoma
2 Statutes;

3 101. Blue Star Mothers License Plate - such plates shall be
4 designed and issued to any person showing proof of membership in an
5 Oklahoma Chapter of Blue Star Mothers of America, Inc. The license
6 plates shall be designed in consultation with Blue Star Mothers of
7 America, Inc., Oklahoma Chapter One. Service Oklahoma shall be
8 authorized to enter into a licensing agreement with Blue Star
9 Mothers of America, Inc., Oklahoma Chapter One for any licensing
10 fees which may be required in order to use the Blue Star Mothers of
11 America logo or design. The licensing agreement shall provide for a
12 payment to Blue Star Mothers of America, Inc., Oklahoma Chapter One
13 of not more than Twenty Dollars (\$20.00) for each license plate
14 issued;

15 102. Stillwater Public Schools License Plate - such plates
16 shall be designed and issued to any person wishing to demonstrate
17 support for the Stillwater School District. The license plates
18 shall be designed in consultation with the administration of the
19 Stillwater School District. Service Oklahoma shall be authorized to
20 enter into a licensing agreement with the Stillwater School District
21 for any licensing fees which may be required in order to use the
22 school district's logo or design. The licensing agreement shall
23 provide for a payment to the Stillwater School District of not more
24 than Twenty Dollars (\$20.00) for each license plate issued;

1 103. Oklahoma Golf License Plate - such plates shall be
2 designed and issued to any person wishing to demonstrate support for
3 the sport of golf in Oklahoma. The license plates shall be designed
4 in consultation with the South Central Section of the Professional
5 Golfers' Association of America and issued to any person wishing to
6 demonstrate support for the sport of golf in Oklahoma. Service
7 Oklahoma shall be authorized to enter into a licensing agreement
8 with the South Central Section of the Professional Golfers'
9 Association of America for any licensing fees which may be required
10 in order to use the organization's logo or design. The licensing
11 agreement shall provide for a payment to the South Central Section
12 of the Professional Golfers' Association of America of not more than
13 Twenty Dollars (\$20.00) for each license plate issued;

14 104. Paramedic License Plate - such plates shall be designed
15 and issued to any person who is a paramedic. Such persons may apply
16 for a paramedic license plate for each vehicle with a rated carrying
17 capacity of one (1) ton or less or a motorcycle upon proof of a
18 paramedic license. The license plates shall be designed in
19 consultation with the Oklahoma State University-Oklahoma City
20 Paramedicine Program and the Oklahoma Emergency Medical Technicians
21 Association. ~~Service Oklahoma shall be authorized to enter into a
22 licensing agreement with the Oklahoma Emergency Medical Technicians
23 Association for any licensing fees which may be required in order to
24 use the Association's logo or design. The licensing agreement shall~~

1 ~~provide for deposit to~~ The letters "PM" shall be placed on the plate
2 followed by four random numbers, or such numbers as requested by
3 such persons applying for the plate. Twenty Dollars (\$20.00) of the
4 fees collected shall be deposited in the Emergency Medical Personnel
5 Death Benefit Revolving Fund created in Section 1-2505.2 of Title 63
6 of the Oklahoma Statutes ~~of not more than Twenty Dollars (\$20.00)~~
7 ~~for each license plate issued.~~ Subject to the provisions of
8 subsection A of this section, the Paramedic License Plate is hereby
9 reauthorized effective November 1, 2022;

10 105. National Defense Service Medal License Plate - such plates
11 shall be designed and issued to those persons who have received the
12 National Defense Service Medal and wish to demonstrate support for
13 the Oklahoma Department of Veterans Affairs. The license plates
14 shall be designed in consultation with the Oklahoma Department of
15 Veterans Affairs. Service Oklahoma shall be authorized to enter
16 into a licensing agreement with the Oklahoma Department of Veterans
17 Affairs for any licensing fees which may be required in order to use
18 the Department's logo or design. The licensing agreement shall
19 provide for a payment to the Oklahoma Department of Veterans Affairs
20 of not more than Twenty Dollars (\$20.00) for each license plate
21 issued;

22 106. University of Oklahoma RUF/NEKS License Plate - such
23 plates shall be designed and issued to any past or present member of
24 the University of Oklahoma RUF/NEKS upon providing proof of

1 membership in the organization as may be required by Service
2 Oklahoma. The license plates shall be designed in consultation with
3 the University of Oklahoma RUF/NEKS. Service Oklahoma shall be
4 authorized to enter into a licensing agreement with the University
5 of Oklahoma RUF/NEKS for any licensing fees which may be required in
6 order to use the organization's logo or design. The licensing
7 agreement shall provide for a payment to the University of Oklahoma
8 RUF/NEKS Scholarship Fund of not more than Twenty Dollars (\$20.00)
9 for each license plate issued;

10 107. Tulsa Community College License Plate - such plates shall
11 be issued to persons wishing to support Tulsa Community College.
12 The plates shall be designed in consultation with Tulsa Community
13 College. Service Oklahoma shall be authorized to enter into a
14 licensing agreement with Tulsa Community College for any licensing
15 fees which may be required in order to use the organization's logo
16 or design. The licensing agreement shall provide for a payment to
17 Tulsa Community College of not more than Twenty Dollars (\$20.00) for
18 each license plate issued;

19 108. Guthrie Street Kings License Plate - such plates shall be
20 designed and issued to any person wishing to demonstrate support for
21 the Guthrie Street Kings. The license plates shall be designed in
22 consultation with the Guthrie Street Kings. Service Oklahoma shall
23 be authorized to enter into a licensing agreement with the Guthrie
24 Street Kings for any licensing fees which may be required in order

1 to use the organization's logo or design. The licensing agreement
2 shall provide for a payment to the Guthrie Street Kings of not more
3 than Twenty Dollars (\$20.00) for each license plate issued;

4 109. Epilepsy Foundation License Plate - such plates shall be
5 designed and issued to any person wishing to demonstrate support for
6 the Epilepsy Foundation. The license plates shall be designed in
7 consultation with the Epilepsy Foundation of Oklahoma. Service
8 Oklahoma shall be authorized to enter into licensing agreements with
9 the Epilepsy Foundation for any licensing fees which may be required
10 in order to use the organization's logo or design. The licensing
11 agreement shall provide for a payment to the Epilepsy Foundation of
12 not more than Twenty Dollars (\$20.00) for each license plate issued;

13 and

14 110. America First License Plate - such plates shall be
15 designed and issued to any person wishing to demonstrate support for
16 the proclamation of "America First". The license plates shall be
17 designed in consultation with Warriors for Freedom and the Honoring
18 America's Warriors Foundations. Service Oklahoma shall be
19 authorized to enter into licensing agreements with the Warriors for
20 Freedom and Honoring America's Warriors Foundations for any
21 licensing fees which may be required in order to use the
22 Foundations' logos or designs. The licensing agreements shall
23 provide for a payment to the Honoring America's Warriors Foundation
24 of not more than Ten Dollars (\$10.00) and a payment to the Warriors

1 for Freedom Foundation of not more than Ten Dollars (\$10.00) for
2 each license plate issued;

3 111. Diabetes Awareness License Plate - such plates shall be
4 designed and issued to any person wishing to provide financial
5 support for Diabetes Solutions of Oklahoma. The license plates
6 shall be designed in consultation with Diabetes Solutions of
7 Oklahoma. Service Oklahoma shall be authorized to enter into
8 licensing agreements with Diabetes Solutions of Oklahoma for any
9 licensing fees which may be required in order to use the Diabetes
10 Solutions of Oklahoma logos or designs. The licensing agreements
11 shall provide for a deposit to the Diabetes Awareness License Plate
12 Revolving Fund established in Section 1104.33 of this title;

13 112. Alliance of Mental Health Providers of Oklahoma License
14 Plate - such plates shall be designed and issued to any person
15 wishing to demonstrate support for the Alliance of Mental Health
16 Providers of Oklahoma. The license plates shall be designed in
17 consultation with the Alliance of Mental Health Providers of
18 Oklahoma. Service Oklahoma shall be authorized to enter into
19 licensing agreements with the Alliance of Mental Health Providers of
20 Oklahoma for any licensing fees which may be required in order to
21 use the organization's logo or design. The licensing agreement
22 shall provide for a payment to the Alliance of Mental Health
23 Providers of Oklahoma of not more than Twenty Dollars (\$20.00) for
24 each license plate issued; and

1 113. Stillwater Public Schools License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Stillwater school district. The license plates
4 shall be designed in consultation with the administration of the
5 Stillwater school district. Service Oklahoma shall be authorized to
6 enter into a licensing agreement with the Stillwater school district
7 for any licensing fees which may be required in order to use the
8 school district's logo or design. The licensing agreement shall
9 provide for a payment to the Stillwater school district of not more
10 than Twenty Dollars (\$20.00) for each license plate issued.

11 C. The fee for such plates shall be Thirty-five Dollars
12 (\$35.00) per year of renewal and shall be in addition to all other
13 registration fees provided by the Oklahoma Vehicle License and
14 Registration Act. The fee shall be apportioned as follows:

15 1. Twenty Dollars (\$20.00) per year of renewal or any other
16 amount as provided in this title of the fee shall be apportioned as
17 provided or deposited in a fund as specified within the paragraph
18 authorizing the special license plate;

19 2. Eight Dollars (\$8.00) per year of renewal of the fee shall
20 be deposited in the Oklahoma Tax Commission Reimbursement Fund to be
21 used for the administration of the Oklahoma Vehicle License and
22 Registration Act. Beginning January 1, 2023, Eight Dollars (\$8.00)
23 per year of renewal of the fee shall be deposited in the Service
24

1 Oklahoma Reimbursement Fund to be used for the administration of the
2 Oklahoma Vehicle License and Registration Act; and

3 3. Any remaining amounts of the fee shall be apportioned as
4 provided in Section 1104 of this title.

5 SECTION 66. REPEALER 47 O.S. 2021, Section 1135.5, as
6 amended by Section 4, Chapter 143, O.S.L. 2021, is hereby repealed.

7 SECTION 67. REPEALER 47 O.S. 2021, Section 1135.5, as
8 amended by Section 6, Chapter 188, O.S.L. 2021, is hereby repealed.

9 SECTION 68. REPEALER 47 O.S. 2021, Section 1135.5, as
10 amended by Section 7, Chapter 276, O.S.L. 2021, is hereby repealed.

11 SECTION 69. REPEALER 47 O.S. 2021, Section 1135.5, as
12 last amended by Section 3, Chapter 397, O.S.L. 2022 (47 O.S. Supp.
13 2022, Section 1135.5), is hereby repealed.

14 SECTION 70. REPEALER 47 O.S. 2021, Section 1135.6, as
15 amended by Section 7, Chapter 188, O.S.L. 2021, is hereby repealed.

16 SECTION 71. AMENDATORY 47 O.S. 2021, Section 1135.7, as
17 amended by Section 166, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
18 2022, Section 1135.7), is amended to read as follows:

19 Section 1135.7. A. Service Oklahoma or a private vendor with
20 whom Service Oklahoma has contracted is authorized to design and
21 issue special license plates to any person that applies to Service
22 Oklahoma or a private vendor for the creation of a special license
23 plate and meets the minimum standards and qualifications specified
24 in this section.

1 B. If the following standards and guidelines are satisfied,
2 Service Oklahoma shall authorize the issuance of a special license
3 plate to the person making application for the special license
4 plate:

5 1. The license plate is to:

6 a. show membership in or affiliation with an
7 organization, or

8 b. demonstrate support for an organization, group or
9 cause;

10 2. The license plate does not advertise or endorse a product,
11 brand or service that is provided for sale;

12 3. The license plate does not promote any philosophy based on
13 prejudice or that is contrary to state civil rights laws; and

14 4. Two hundred prepaid applications for the special license
15 plate are received by Service Oklahoma or a private vendor.

16 C. The fee for special license plates shall be determined in
17 accordance with Section 1135.9 of this title. If the special
18 license plate does not provide financial assistance the fee shall be
19 no less than Fifteen Dollars (\$15.00) per year of renewal and shall
20 be in addition to all other registration fees provided by the
21 Oklahoma Vehicle License and Registration Act. Unless otherwise
22 provided in this section, Fifteen Dollars (\$15.00) of the fee shall
23 be apportioned as follows: Eight Dollars (\$8.00) of the special
24 license plate fee shall be deposited in the Oklahoma Tax Commission

1 Reimbursement Fund to be used for the administration of the Oklahoma
2 Vehicle License and Registration Act and the remaining amounts of
3 the special license plate fee shall be apportioned as provided in
4 Section 1104 of this title. Beginning January 1, 2023, Eight
5 Dollars (\$8.00) of the special license plate fee shall be deposited
6 in the Service Oklahoma Reimbursement Fund to be used for the
7 administration of the Oklahoma Vehicle License and Registration Act
8 and the remaining amounts of the special license plate fee shall be
9 apportioned as provided in Section 1104 of this title.

10 D. For special license plates that provide financial assistance
11 created pursuant to the provisions of this section, Service Oklahoma
12 shall be authorized to enter into a licensing agreement with an
13 organization for any licensing fees that may be required to use the
14 organization's logo or design.

15 E. The fee for special license plates that provide financial
16 assistance shall be determined in accordance with Section 1135.9 of
17 this title. Provided, the fee shall be no less than Thirty-five
18 Dollars (\$35.00) and shall be in addition to all other registration
19 fees provided by the Oklahoma Vehicle License and Registration Act.
20 Thirty-five Dollars (\$35.00) per year of renewal of the fee shall be
21 apportioned as follows:

22 1. a. Twenty Dollars (\$20.00) of the fee shall be
23 apportioned to the License Plate Special Program
24 Assistance Revolving Fund created in Section 1135.8 of

1 this title to be used in the manner detailed in the
2 application for the special license plate, except as
3 provided in subparagraph b of this paragraph.

4 b. If Service Oklahoma has entered into a licensing
5 agreement with an organization for the use of its
6 design or logo pursuant to Chapter 74 of this title,
7 an amount to be determined in the licensing agreement,
8 but not to exceed Twenty Dollars (\$20.00) per license
9 plate issued, shall be transferred monthly to that
10 organization as payment of licensing fees and no fee
11 shall be apportioned to the License Plate Special
12 Program Assistance Revolving Fund;

13 2. Eight Dollars (\$8.00) of the fee shall be deposited in the
14 Oklahoma Tax Commission Reimbursement Fund to be used for the
15 administration of the Oklahoma Vehicle License and Registration Act.
16 Beginning January 1, 2023, Eight Dollars (\$8.00) of the fee shall be
17 deposited in the Service Oklahoma Reimbursement Fund to be used for
18 the administration of the Oklahoma Vehicle License and Registration
19 Act; and

20 3. Any remaining amounts of the fee shall be apportioned as
21 provided in Section 1104 of this title.

22 F. Except as otherwise provided in subsection D and
23 subparagraph b of paragraph 1 of subsection E of this section, if a
24 person applies for a special license plate that provides financial

1 assistance, the application shall designate a state agency to be
2 responsible for expending the funds generated by the special license
3 plate and the application shall designate a specific public purpose
4 for which the funds are to be used. The application shall include
5 an acknowledgment from the designated state agency of their
6 agreement with acceptance of the designated funds.

7 G. Special license plates shall not be transferred to any other
8 person but shall be removed from the vehicle upon transfer of
9 ownership and retained. The special license plate may then be used
10 on another vehicle but only after such other vehicle has been
11 registered for the current year.

12 Special license plates shall be renewed each year by Service
13 Oklahoma or a licensed operator, unless authorized by Service
14 Oklahoma to be renewed for a period greater than one (1) year.
15 Service Oklahoma shall notify all persons issued special license
16 plates of the renewal procedures prior to the expiration of the
17 special license plate. The notice shall contain all necessary
18 information and shall contain instructions for the renewal procedure
19 upon presentation to a t licensed operator or Service Oklahoma. The
20 license plates shall be issued on a staggered system.

21 On and after January 1, 2022, if a special license plate is
22 issued pursuant to this section, any registration fee required for
23 such plate and the fee required pursuant to Section 1132 of this
24 title shall be remitted at the same time and subject to a single

1 registration period. Service Oklahoma shall determine, by rule, a
2 method for making required fee and registration period adjustments
3 if a special license plate is obtained during a twelve-month period
4 for which registration has already been remitted pursuant to Section
5 1132 of this title. The combination of fees in a single remittance
6 shall not alter the apportionment otherwise provided for in this
7 section.

8 Service Oklahoma is hereby directed to develop and implement a
9 system whereby licensed operators are permitted to accept
10 applications for special license plates authorized under this
11 section. The licensed operator shall confirm the applicant's
12 eligibility, if applicable, collect and deposit any amount
13 specifically authorized by law, accept and process the necessary
14 information directly into such system and generate a receipt
15 accordingly. For performance of these duties, licensed operators
16 shall retain the fee provided in Section 1141.1 of this title for
17 registration of a motor vehicle. The licensed operator fees for
18 acceptance of applications and renewals shall be paid out of the
19 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
20 2023, the licensed operator fees for acceptance of applications and
21 renewals shall be paid out of the Service Oklahoma Reimbursement
22 Fund.

23
24

1 H. All special plates issued by Service Oklahoma prior to
2 November 1, 2005, shall not be subject to the requirements and
3 qualifications outlined in this section.

4 I. As used in this section, "person" includes an individual,
5 group, organization or not-for-profit corporation that is recognized
6 as such by the Internal Revenue Service.

7 SECTION 72. REPEALER 47 O.S. 2021, Section 1135.7, as
8 amended by Section 8, Chapter 188, O.S.L. 2021, is hereby repealed.

9 SECTION 73. REPEALER 47 O.S. 2021, Section 1135.7, as
10 amended by Section 9, Chapter 276, O.S.L. 2021, is hereby repealed.

11 SECTION 74. AMENDATORY 47 O.S. 2021, Section 1137.1, as
12 last amended by Section 22, Chapter 107, O.S.L. 2022 (47 O.S. Supp.
13 2022, Section 1137.1), is amended to read as follows:

14 Section 1137.1. A. Except for vehicles, travel trailers or
15 commercial trailers which display a current Oklahoma license tag,
16 upon the purchase or transfer of ownership of a used motor vehicle,
17 travel trailer or commercial trailer, including an out-of-state
18 purchase or transfer of the same, to a licensed used motor vehicle
19 dealer, wholesale used motor vehicle dealer, used travel trailer
20 dealer or used commercial trailer dealer, subsequently referred to
21 in this section as "dealer", the dealer shall affix a used dealer's
22 plate visible from the rear of the vehicle, travel trailer or
23 commercial trailer. Such license plate shall expire on December 31
24 of each year. When the vehicle, travel trailer or commercial

1 trailer is parked on the dealer's licensed place of business, it
2 shall not be required to have a license plate of any kind affixed.
3 A dealer shall obtain from ~~the Oklahoma Tax Commission~~ Service
4 Oklahoma at a cost of Ten Dollars (\$10.00) a dealer license plate
5 for demonstrating, transporting or any other normal business of a
6 dealer including use by an individual holding a valid salesperson's
7 license issued by the Oklahoma Used Motor Vehicle, Dismantler, and
8 Manufactured Housing Commission. Any dealer who operates a wrecker
9 or towing service licensed pursuant to Sections 951 through 957 of
10 this title shall register each wrecker vehicle and display a wrecker
11 license plate on each vehicle as required by Section 1134.3 of this
12 title. A dealer may obtain as many additional license plates as may
13 be desired upon the payment of Ten Dollars (\$10.00) for each
14 additional license plate. Use of the used dealer license plate by a
15 licensed dealer for other than the purposes as set forth herein
16 shall constitute grounds for revocation of the dealer's license.
17 ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design the
18 official used dealer license plate to include the used dealer's
19 license number issued to him or her each year by ~~the Commission~~
20 Service Oklahoma or the Oklahoma Used Motor Vehicle, Dismantler, and
21 Manufactured Housing Commission.

22 B. Upon the purchase or transfer of ownership of an out-of-
23 state used motor vehicle, travel trailer or commercial trailer to a
24 licensed dealer, the dealer shall make application for an Oklahoma

1 certificate of title pursuant to the Oklahoma Vehicle License and
2 Registration Act, Section 1101 et seq. of this title. Upon receipt
3 of the Oklahoma certificate of title, the dealer shall follow the
4 procedure as set forth in subsection A of this section. Provided,
5 nothing in this title shall be construed as requiring a dealer to
6 register a used motor vehicle, travel trailer or commercial trailer
7 purchased in another state which will not be operated or sold in
8 this state.

9 C. Upon sale or transfer of ownership of the used motor vehicle
10 or travel trailer, the dealer shall place upon the reassignment
11 portion of the certificate of title a tax stamp issued by the county
12 treasurer of the county in which the dealer has his or her primary
13 place of business. The tax stamp shall be issued upon payment of a
14 fee of Three Dollars and fifty cents (\$3.50) and shall be in lieu of
15 the dealer's ad valorem tax on the inventories of used motor
16 vehicles or travel trailers but shall not relieve any other property
17 of the dealer from ad valorem taxation.

18 D. Upon sale of a used motor vehicle or travel trailer to
19 another licensed dealer, the selling dealer shall place the tax
20 stamp required in subsection C of this section upon the certificate
21 of title. The used dealer license plate or wholesale dealer license
22 plate shall be removed by the selling dealer. The purchasing dealer
23 shall, at time of purchase, place his or her dealer license plate on
24 the used motor vehicle, travel trailer or commercial trailer as

1 provided in subsection A of this section; provided, for vehicles,
2 travel trailers or commercial trailers purchased by a licensed used
3 dealer at an auction, in lieu of such placement of the dealer
4 license plate, the auction may provide temporary documentation as
5 approved by the Director of the Motor Vehicle Division of ~~the~~
6 ~~Oklahoma Tax Commission~~ Service Oklahoma for the purpose of
7 transporting such vehicle to the purchaser's point of destination.
8 Such temporary documentation shall be valid for two (2) days
9 following the date of sale.

10 E. The purchaser of every used motor vehicle, travel trailer or
11 commercial trailer, except as otherwise provided by law, shall
12 obtain registration and title for the vehicle or trailer within
13 thirty (30) days from the date of purchase of same. It shall be the
14 responsibility of the selling dealer to place a temporary license
15 plate, in size similar to the permanent Oklahoma license plate but
16 of a weatherproof plastic-impregnated substance approved by the
17 Oklahoma Used Motor Vehicle, Dismantler, and Manufactured Housing
18 Commission, upon a used motor vehicle, travel trailer or commercial
19 trailer when a transaction is completed for the sale of said
20 vehicle. The temporary license plate under this subsection shall be
21 placed at the location provided for the permanent motor vehicle
22 license plate. The temporary license plate shall show the license
23 number which is issued to the dealer each year by ~~the Oklahoma Tax~~
24 ~~Commission~~ Service Oklahoma or the Oklahoma Used Motor Vehicle,

1 Dismantler, and Manufactured Housing Commission, the date the used
2 motor vehicle, travel trailer or commercial trailer was purchased
3 and the company name of the selling dealer. The Oklahoma Used Motor
4 Vehicle, Dismantler, and Manufactured Housing Commission is hereby
5 directed to develop the temporary license plate design to
6 incorporate these requirements in a manner that will permit law
7 enforcement personnel to readily identify the dealer license number
8 and date of the vehicle purchase. The Oklahoma Used Motor Vehicle,
9 Dismantler, and Manufactured Housing Commission is hereby authorized
10 to develop additional requirements and parameters as deemed
11 appropriate to discourage or prevent illegal duplication and use of
12 the temporary license plate. Such temporary license plate shall be
13 valid for a period of thirty (30) days from the date of purchase.
14 Use of the temporary license by a dealer for other than the purposes
15 set forth herein shall constitute grounds for revocation of the
16 dealer's license to conduct business. Purchasers of a commercial
17 trailer shall affix the temporary license plate to the rear of the
18 commercial trailer. The purchaser shall display the temporary
19 license plate for a period not to exceed thirty (30) days or until
20 registration and title are obtained as provided in this section.

21 The provisions of this subsection on temporary licenses shall
22 apply to nonresidents who purchase a used motor vehicle, travel
23 trailer or commercial trailer within this state that is to be
24 licensed in another state. The nonresident purchaser shall be

1 allowed to operate the vehicle or trailer within the state with a
2 temporary license plate for a period not to exceed thirty (30) days
3 from date of purchase. Any nonresident purchaser found to be
4 operating a used motor vehicle, travel trailer or commercial trailer
5 within this state after thirty (30) days shall be subject to the
6 registration fees of this state upon the same terms and conditions
7 applying to residents of this state.

8 F. It shall be unlawful for any dealer to procure the
9 registration and licensing of any used motor vehicle, travel trailer
10 or commercial trailer sold by the dealer or to act as the agent for
11 the purchaser in the procurement of the registration and licensing
12 of the purchaser's used vehicle, travel trailer or commercial
13 trailer. A license of any dealer violating the provision of this
14 section may be revoked.

15 G. Dealers following the procedure set forth herein shall not
16 be required to register vehicles, travel trailers or commercial
17 trailers to which this section applies, nor will the registration
18 fee otherwise required be assessed. Provided, dealers shall not
19 purchase or trade for a used motor vehicle, travel trailer or
20 commercial trailer on which the registration therefor has been
21 expired for a period exceeding thirty (30) days without obtaining
22 current registration therefor.

23 H. A nonprofit charitable organization which is exempt from
24 taxation pursuant to the provisions of the Internal Revenue Code, 26

1 U.S.C., Section 501(c)(3), and which accepts donations of used motor
2 vehicles previously titled in Oklahoma to be subsequently
3 transferred to another owner, upon the qualifying organization
4 providing sufficient documentation of its tax-exempt status, may
5 obtain from ~~the Oklahoma Tax Commission~~ Service Oklahoma charitable
6 nonprofit organization license plates for demonstrating,
7 transporting or test-driving donated vehicles, provided that no
8 organization shall possess or use at any one time more than eight
9 such plates. ~~The Tax Commission~~ Service Oklahoma shall design
10 distinctive license plates for that purpose. The cost for said
11 plates shall be the same as provided in subsection A of this section
12 for dealer plates.

13 I. The transfer of ownership from the vehicle donor to the
14 qualifying nonprofit organization described in subsection H of this
15 section shall be made without the payment of motor vehicle excise
16 tax levied pursuant to Section 2103 of Title 68 of the Oklahoma
17 Statutes.

18 SECTION 75. REPEALER 47 O.S. 2021, Section 1137.1, as
19 last amended by Section 170, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
20 2022, Section 1137.1), is hereby repealed.

21 SECTION 76. REPEALER 47 O.S. 2021, Section 1141.1, as
22 last amended by Section 16, Chapter 228, O.S.L. 2022 (47 O.S. Supp.
23 2022, Section 1141.1), is hereby repealed.

24

1 SECTION 77. AMENDATORY 47 O.S. 2021, Section 1151, as
2 last amended by Section 189, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
3 2022, Section 1151), is amended to read as follows:

4 Section 1151. A. It shall be unlawful for any person to commit
5 any of the following acts:

6 1. To lend or to sell to, or knowingly permit the use of by,
7 one not entitled thereto any certificate of title, license plate or
8 decal issued to or in the custody of the person so lending or
9 permitting the use thereof;

10 2. To alter or in any manner change a certificate of title,
11 registration certificate, license plate or decal issued under the
12 laws of this or any other state;

13 3. To procure from another state or country, or display upon
14 any vehicle owned by such person within this state, except as
15 otherwise provided in the Oklahoma Vehicle License and Registration
16 Act, any license plate issued by any state or country other than
17 this state, unless there shall be displayed upon such vehicle at all
18 times the current license plate and decal assigned to it by Service
19 Oklahoma or the Corporation Commission or the vehicle shall display
20 evidence that the vehicle is registered as a nonresident vehicle
21 pursuant to rules promulgated by Service Oklahoma, with the
22 concurrence of the Department of Public Safety. A violation of the
23 provisions of this paragraph shall be presumed to have occurred if a
24 person who is the holder of an Oklahoma driver license operates a

1 vehicle owned by such person on the public roads or highways of this
2 state and there is not displayed on the vehicle a current Oklahoma
3 license plate and decal, unless the vehicle is owned by a member of
4 the Armed Forces of the United States assigned to duty in this state
5 in compliance with official military or naval orders or the spouse
6 of such a 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~~ one-month period immediately
17 succeeding the last day of the month during which a vehicle
18 registration should have been renewed and a current license plate
19 decal obtained and 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 licensed operator to release a license plate, a
21 manufactured home registration receipt, decal or excise tax receipt
22 to any unauthorized person or source including any dealer in new or
23 used motor vehicles. Violation of this paragraph shall constitute
24

1 sufficient grounds for discharge of a licensed operator by 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 licensed operator in accordance with Section 7-607 of
9 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 Service Oklahoma or any licensed operator except
7 as provided in subsection C of Section 1127 of this title. Of each
8 dollar penalty collected pursuant to this subsection:

9 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
10 Section 1104 of this title;

11 2. Twenty-one cents (\$0.21) shall be retained by the licensed
12 operator; and

13 3. Fifty-eight cents (\$0.58) shall be deposited in the General
14 Revenue Fund. The penalty for new commercial vehicles shall be
15 equal to the license fee for such vehicles.

16 If a used vehicle is brought into Oklahoma by a resident of this
17 state and is not registered within thirty (30) days, a penalty of
18 One Dollar (\$1.00) per day shall be charged from the date of entry
19 to the date of registration; provided, that in no event shall the
20 penalty exceed One Hundred Dollars (\$100.00). No penalty shall be
21 waived by Service Oklahoma or any licensed operator except as
22 provided in subsection C of Section 1127 of this title. Of each
23 dollar penalty collected pursuant to this subsection:

24

1 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
2 Section 1104 of this title;

3 2. Twenty-one cents (\$0.21) shall be retained by the licensed
4 operator; and

5 3. Fifty-eight cents (\$0.58) shall be deposited in the General
6 Revenue Fund. The penalty for used commercial vehicles shall be
7 equal to the license fee for such vehicles.

8 D. Any owner who knowingly makes or causes to be made any false
9 statement of a fact required in this section to be shown in an
10 application for the registration of one or more vehicles shall be
11 deemed guilty of a misdemeanor and, upon conviction, shall be fined
12 not more than One Thousand Dollars (\$1,000.00), or shall be
13 imprisoned in the county jail for not more than one (1) year, or by
14 both such fine and imprisonment.

15 E. The following self-propelled or motor-driven and operated
16 vehicles shall not be registered under the provisions of the
17 Oklahoma Vehicle License and Registration Act or, except as provided
18 for in Section 11-1116 of this title, be permitted to be operated on
19 the streets or highways of this state:

20 1. Vehicles known and commonly referred to as "minibikes" and
21 other similar trade names; provided, minibikes may be registered and
22 operated in this state by food vendor services upon streets having a
23 speed limit of thirty (30) miles per hour or less;

24 2. Golf carts;

1 3. Go-carts; and

2 4. Other motor vehicles, except motorcycles, which are
3 manufactured principally for use off the streets and highways.

4 Transfers and sales of such vehicles shall be subject to sales
5 tax and not motor vehicle excise taxes.

6 F. Any person violating paragraph 3 or 6 of subsection A of
7 this section, in addition to the penal provisions provided in this
8 section, shall pay as additional penalty a sum equal to the amount
9 of license fees due on such vehicle or registration fees due on a
10 manufactured home known to be in violation and such amount is hereby
11 declared to be a lien upon the vehicle as provided in the Oklahoma
12 Vehicle License and Registration Act. In addition to the penalty
13 provisions provided in this section, any person violating paragraph
14 3 of subsection A of this section shall be deemed guilty of a
15 misdemeanor and shall, upon conviction, be punished by a fine of One
16 Hundred Dollars (\$100.00).

17 G. Each violation of any provision of the Oklahoma Vehicle
18 License and Registration Act for each and every day such violation
19 has occurred shall constitute a separate offense.

20 H. Anyone violating any of the provisions heretofore enumerated
21 in this section shall be guilty of a misdemeanor and upon conviction
22 shall be fined not less than Ten Dollars (\$10.00) and not to exceed
23 Three Hundred Dollars (\$300.00).

1 I. Any violation of any portion of the Oklahoma Vehicle License
2 and Registration Act where a specific penalty has not been imposed
3 shall constitute a misdemeanor and upon conviction thereof the
4 person having violated it shall be fined not less than Ten Dollars
5 (\$10.00) and not to exceed Three Hundred Dollars (\$300.00).

6 J. Any provision of the Oklahoma Vehicle License and
7 Registration Act providing for proportional registration under
8 reciprocal agreements and the International Registration Plan that
9 relates to the promulgation of rules and regulations shall not be
10 subject to the provisions of this section.

11 SECTION 78. REPEALER 47 O.S. 2021, Section 1151, as last
12 amended by Section 2, Chapter 221, O.S.L. 2022 (47 O.S. Supp. 2022,
13 Section 1151), is hereby repealed.

14 SECTION 79. AMENDATORY 51 O.S. 2021, Section 152, as
15 last amended by Section 18, Chapter 228, O.S.L. 2022 (51 O.S. Supp.
16 2022, Section 152), is amended to read as follows:

17 Section 152. As used in The Governmental Tort Claims Act:

18 1. "Action" means a proceeding in a court of competent
19 jurisdiction by which one party brings a suit against another;

20 2. "Agency" means any board, commission, committee, department
21 or other instrumentality or entity designated to act in behalf of
22 the state or a political subdivision;

23 3. "Charitable health care provider" means a person who is
24 licensed, certified, or otherwise authorized by the laws of this

1 state to administer health care in the ordinary course of business
2 or the practice of a profession and who provides care to a medically
3 indigent person, as defined in paragraph 9 of this section, with no
4 expectation of or acceptance of compensation of any kind;

5 4. "Claim" means any written demand presented by a claimant or
6 the claimant's authorized representative in accordance with the
7 Governmental Tort Claims Act to recover money from the state or
8 political subdivision as compensation for an act or omission of a
9 political subdivision or the state or an employee;

10 5. "Claimant" means the person or the person's authorized
11 representative who files notice of a claim in accordance with The
12 Governmental Tort Claims Act. Only the following persons and no
13 others may be claimants:

14 a. any person holding an interest in real or personal
15 property which suffers a loss, provided that the claim
16 of the person shall be aggregated with claims of all
17 other persons holding an interest in the property and
18 the claims of all other persons which are derivative
19 of the loss, and that multiple claimants shall be
20 considered a single claimant,

21 b. the individual actually involved in the accident or
22 occurrence who suffers a loss, provided that the
23 individual shall aggregate in the claim the losses of
24 all other persons which are derivative of the loss, or

1 c. in the case of death, an administrator, special
2 administrator or a personal representative who shall
3 aggregate in the claim all losses of all persons which
4 are derivative of the death;

5 6. "Community health care provider" means:

6 a. a health care provider who volunteers services at a
7 community health center that has been deemed by the
8 U.S. Department of Health and Human Services as a
9 federally qualified health center as defined by 42
10 U.S.C., Section 1396d(1)(2)(B),

11 b. a health provider who provides services to an
12 organization that has been deemed a federally
13 qualified look-alike community health center, and

14 c. a health care provider who provides services to a
15 community health center that has made application to
16 the U.S. Department of Health and Human Services for
17 approval and deeming as a federally qualified look-
18 alike community health center in compliance with
19 federal application guidance, and has received
20 comments from the U.S. Department of Health and Human
21 Services as to the status of such application with the
22 established intent of resubmitting a modified
23 application, or, if denied, a new application, no
24 later than six (6) months from the date of the

1 official notification from the U.S. Department of
2 Health and Human Services requiring resubmission of a
3 new application;

4 7. "Employee" means any person who is authorized to act in
5 behalf of a political subdivision or the state whether that person
6 is acting on a permanent or temporary basis, with or without being
7 compensated or on a full-time or part-time basis.

8 a. Employee also includes:

9 (1) all elected or appointed officers, members of
10 governing bodies and other persons designated to
11 act for an agency or political subdivision, but
12 the term does not mean a person or other legal
13 entity while acting in the capacity of an
14 independent contractor or an employee of an
15 independent contractor,

16 (2) from September 1, 1991, through June 30, 1996,
17 licensed physicians, licensed osteopathic
18 physicians and certified nurse-midwives providing
19 prenatal, delivery or infant care services to
20 State Department of Health clients pursuant to a
21 contract entered into with the State Department
22 of Health in accordance with paragraph 3 of
23 subsection B of Section 1-106 of Title 63 of the
24 Oklahoma Statutes but only insofar as services

1 authorized by and in conformity with the terms of
2 the contract and the requirements of Section 1-
3 233 of Title 63 of the Oklahoma Statutes, and
4 (3) any volunteer, full-time or part-time firefighter
5 when performing duties for a fire department
6 provided for in subparagraph j of paragraph 11 of
7 this section.

8 b. For the ~~purpose~~ purposes of The Governmental Tort
9 Claims Act, the following are employees of this state,
10 regardless of the place in this state where duties as
11 employees are performed:

- 12 (1) physicians acting in an administrative capacity,
13 (2) resident physicians and resident interns
14 participating in a graduate medical education
15 program of the University of Oklahoma Health
16 Sciences Center, the College of Osteopathic
17 Medicine of Oklahoma State University, or the
18 Department of Mental Health and Substance Abuse
19 Services,
20 (3) faculty members and staff of the University of
21 Oklahoma Health Sciences Center and the College
22 of Osteopathic Medicine of Oklahoma State
23 University, while engaged in teaching duties,
24

1 (4) physicians who practice medicine or act in an
2 administrative capacity as an employee of an
3 agency of the State of Oklahoma,

4 (5) physicians who provide medical care to inmates
5 pursuant to a contract with the Department of
6 Corrections,

7 (6) any person who is licensed to practice medicine
8 pursuant to Title 59 of the Oklahoma Statutes,
9 who is under an administrative professional
10 services contract with the Oklahoma Health Care
11 Authority under the auspices of the Oklahoma
12 Health Care Authority Chief Medical Officer, and
13 who is limited to performing administrative
14 duties such as professional guidance for medical
15 reviews, reimbursement rates, service
16 utilization, health care delivery and benefit
17 design for the Oklahoma Health Care Authority,
18 only while acting within the scope of such
19 contract,

20 (7) licensed medical professionals under contract
21 with city, county, or state entities who provide
22 medical care to inmates or detainees in the
23 custody or control of law enforcement agencies,
24

1 (8) licensed mental health professionals as defined
2 in Sections 1-103 and 5-502 of Title 43A of the
3 Oklahoma Statutes, who are conducting initial
4 examinations of individuals for the purpose of
5 determining whether an individual meets the
6 criteria for emergency detention as part of a
7 contract with the Department of Mental Health and
8 Substance Abuse Services, and

9 (9) licensed mental health professionals as defined
10 in Sections 1-103 and 5-502 of Title 43A of the
11 Oklahoma Statutes, who are providing mental
12 health or substance abuse treatment services
13 under a professional services contract with the
14 Department of Mental Health and Substance Abuse
15 Services and are providing such treatment
16 services at a state-operated facility.

17 Physician faculty members and physician staff of the
18 University of Oklahoma Health Sciences Center and the
19 College of Osteopathic Medicine of Oklahoma State
20 University not acting in an administrative capacity or
21 engaged in teaching duties are not employees or agents
22 of the state.

23 c. For the purposes of The Governmental Tort Claims Act,
24 employee shall include independent contractors and

1 employees of independent contractors while actively
2 engaged in the transport of individuals in need of
3 initial assessment, emergency detention, or protective
4 custody as authorized by Section 1-110 of Title 43A of
5 the Oklahoma Statutes.

6 d. Except as provided in subparagraph b of this
7 paragraph, in no event shall the state be held liable
8 for the tortious conduct of any physician, resident
9 physician or intern while practicing medicine or
10 providing medical treatment to patients.

11 ~~d.~~ e. For purposes of The Governmental Tort Claims Act,
12 members of the state military forces on state active
13 duty orders or on Title 32 active duty orders are
14 employees of this state, regardless of the place,
15 within or outside this state, where their duties as
16 employees are performed;

17 8. "Loss" means death or injury to the body or rights of a
18 person or damage to real or personal property or rights therein;

19 9. "Medically indigent" means a person requiring medically
20 necessary hospital or other health care services for the person or
21 the dependents of the person who has no public or private third-
22 party coverage, and whose personal resources are insufficient to
23 provide for needed health care;

1 10. "Municipality" means any incorporated city or town, and all
2 institutions, agencies or instrumentalities of a municipality;

3 11. "Political subdivision" means:

4 a. a municipality,

5 b. a school district, including, but not limited to, a
6 technology center school district established pursuant
7 to Section 4410, 4411, 4420 or 4420.1 of Title 70 of
8 the Oklahoma Statutes,

9 c. a county,

10 d. a public trust where the sole beneficiary or
11 beneficiaries are a city, town, school district or
12 county. For purposes of The Governmental Tort Claims
13 Act, a public trust shall include:

14 (1) a municipal hospital created pursuant to Sections
15 30-101 through 30-109 of Title 11 of the Oklahoma
16 Statutes, a county hospital created pursuant to
17 Sections 781 through 796 of Title 19 of the
18 Oklahoma Statutes, or is created pursuant to a
19 joint agreement between such governing
20 authorities, that is operated for the public
21 benefit by a public trust created pursuant to
22 Sections 176 through 180.4 of Title 60 of the
23 Oklahoma Statutes and managed by a governing
24 board appointed or elected by the municipality,

1 county, or both, who exercises control of the
2 hospital, subject to the approval of the
3 governing body of the municipality, county, or
4 both,

5 (2) a public trust created pursuant to Sections 176
6 through 180.4 of Title 60 of the Oklahoma
7 Statutes after January 1, 2009, the primary
8 purpose of which is to own, manage, or operate a
9 public acute care hospital in this state that
10 serves as a teaching hospital for a medical
11 residency program provided by a college of
12 osteopathic medicine and provides care to
13 indigent persons, and

14 (3) a corporation in which all of the capital stock
15 is owned, or a limited liability company in which
16 all of the member interest is owned, by a public
17 trust,

18 e. for the purposes of The Governmental Tort Claims Act
19 only, a housing authority created pursuant to the
20 provisions of the Oklahoma Housing ~~Authority~~
21 Authorities Act,

22 f. for the purposes of The Governmental Tort Claims Act
23 only, corporations organized not for profit pursuant
24 to the provisions of the Oklahoma General Corporation

1 Act for the primary purpose of developing and
2 providing rural water supply and sewage disposal
3 facilities to serve rural residents,

4 g. for the purposes of The Governmental Tort Claims Act
5 only, districts formed pursuant to the Rural Water,
6 Sewer, Gas and Solid Waste Management Districts Act,

7 h. for the purposes of The Governmental Tort Claims Act
8 only, master conservancy districts formed pursuant to
9 the Conservancy Act of Oklahoma,

10 i. for the purposes of The Governmental Tort Claims Act
11 only, a fire protection district created pursuant to
12 the provisions of Section 901.1 et seq. of Title 19 of
13 the Oklahoma Statutes,

14 j. for the purposes of The Governmental Tort Claims Act
15 only, a benevolent or charitable corporate volunteer
16 or full-time fire department for an unincorporated
17 area created pursuant to the provisions of Section 592
18 et seq. of Title 18 of the Oklahoma Statutes,

19 k. for purposes of The Governmental Tort Claims Act only,
20 an Emergency Services Provider rendering services
21 within the boundaries of a Supplemental Emergency
22 Services District pursuant to an existing contract
23 between the Emergency Services Provider and the State
24 Department of Health. Provided, however, that the

1 acquisition of commercial liability insurance covering
2 the activities of such Emergency Services Provider
3 performed within ~~the State of Oklahoma~~ this state
4 shall not operate as a waiver of any of the
5 limitations, immunities or defenses provided for
6 political subdivisions pursuant to the terms of The
7 Governmental Tort Claims Act,

8 l. for purposes of The Governmental Tort Claims Act only,
9 a conservation district created pursuant to the
10 provisions of the Conservation District Act,

11 m. for purposes of The Governmental Tort Claims Act,
12 districts formed pursuant to the Oklahoma Irrigation
13 District Act,

14 n. for purposes of The Governmental Tort Claims Act only,
15 any community action agency established pursuant to
16 Sections 5035 through 5040 of Title 74 of the Oklahoma
17 Statutes,

18 o. for purposes of The Governmental Tort Claims Act only,
19 any organization that is designated as a youth
20 services agency, pursuant to Section 2-7-306 of Title
21 10A of the Oklahoma Statutes,

22 p. for purposes of The Governmental Tort Claims Act only,
23 any judge presiding over a drug court, as defined by
24 Section 471.1 of Title 22 of the Oklahoma Statutes,

- 1 q. for purposes of The Governmental Tort Claims Act only,
2 any child-placing agency licensed by this state to
3 place children in foster family homes,
- 4 r. for purposes of The Governmental Tort Claims Act only,
5 a circuit engineering district created pursuant to
6 Section 687.1 of Title 69 of the Oklahoma Statutes,
- 7 s. for purposes of the Governmental Tort Claims Act only,
8 a substate planning district, regional council of
9 government or other entity created pursuant to Section
10 1001 et seq. of Title 74 of the Oklahoma Statutes, and
- 11 t. for purposes of The Governmental Tort Claims Act only,
12 a regional transportation authority created pursuant
13 to Section 1370.7 of Title 68 of the Oklahoma Statutes
14 including its contract operator and any railroad
15 operating in interstate commerce that sells a property
16 interest or provides services to a regional
17 transportation authority or allows the authority to
18 use the property or tracks of the railroad for the
19 provision of public passenger rail service to the
20 extent claims against the contract operator or
21 railroad arise out of or are related to or in
22 connection with such property interest, services or
23 operation of the public passenger rail service.
24 Provided, the acquisition of commercial liability

1 insurance to cover the activities of the regional
2 transportation authority, contract operator or
3 railroad shall not operate as a waiver of any
4 liabilities, immunities or defenses provided pursuant
5 to the provisions of the Governmental Tort Claims Act,
6 and all their institutions, instrumentalities or agencies;

7 12. "Scope of employment" means performance by an employee
8 acting in good faith within the duties of the employee's office or
9 employment or of tasks lawfully assigned by a competent authority
10 including the operation or use of an agency vehicle or equipment
11 with actual or implied consent of the supervisor of the employee,
12 but shall not include corruption or fraud;

13 13. "State" means the State of Oklahoma or any office,
14 department, agency, authority, commission, board, institution,
15 hospital, college, university, public trust created pursuant to
16 Title 60 of the Oklahoma Statutes of which the State of Oklahoma is
17 the beneficiary, or other instrumentality thereof;

18 14. "State active duty" shall be defined in accordance with
19 Section 801 of Title 44 of the Oklahoma Statutes;

20 15. "State military forces" shall be defined in accordance with
21 Section 801 of Title 44 of the Oklahoma Statutes;

22 16. "Title 32 active duty" shall be defined in accordance with
23 Section 801 of Title 44 of the Oklahoma Statutes; and
24

1 17. "Tort" means a legal wrong, independent of contract,
2 involving violation of a duty imposed by general law, statute, the
3 Constitution of the State of Oklahoma, or otherwise, resulting in a
4 loss to any person, association or corporation as the proximate
5 result of an act or omission of a political subdivision or the state
6 or an employee acting within the scope of employment; provided,
7 however, a tort shall not include a claim for inverse condemnation.

8 SECTION 80. REPEALER 51 O.S. 2021, Section 152, as last
9 amended by Section 1, Chapter 183, O.S.L. 2022 (51 O.S. Supp. 2022,
10 Section 152), is hereby repealed.

11 SECTION 81. AMENDATORY 51 O.S. 2021, Section 255, as
12 last amended by Section 12, Chapter 321, O.S.L. 2022 (51 O.S. Supp.
13 2022, Section 255), is amended to read as follows:

14 Section 255. A. Nothing in this act shall be construed to:

15 1. Authorize any government entity to substantially burden any
16 religious belief;

17 2. Authorize same-sex marriages, unions, or the equivalent
18 thereof; or

19 3. Affect, interpret, or in any way address those portions of
20 Article I, Section 2 and Article II, Section 5 of the Constitution
21 of the State of Oklahoma, the Oklahoma Religious Freedom Act, or the
22 First Amendment to the Constitution of the United States that
23 prohibit laws respecting the establishment of religion.
24

1 B. Granting governmental funds, benefits, or exemptions to the
2 extent permissible under paragraph 3 of subsection A of this section
3 shall not constitute a violation of this section. As used in this
4 subsection, "granting government funds, benefits, or exemptions"
5 shall not include the denial of government funding, benefits, or
6 exemptions. This provision does not in and of itself require
7 vouchers.

8 C. A civil action brought under Section ~~5 1-745.55~~ of ~~this act~~
9 Title 63 of the Oklahoma Statutes shall not be subject to any
10 provision of the Oklahoma Religious Freedom Act.

11 SECTION 82. REPEALER 51 O.S. 2021, Section 255, as last
12 amended by Section 16, Chapter 190, O.S.L. 2022 (51 O.S. Supp. 2022,
13 Section 255), is hereby repealed.

14 SECTION 83. AMENDATORY 59 O.S. 2021, Section 15.1A, as
15 last amended by Section 1, Chapter 26, O.S.L. 2022 (59 O.S. Supp.
16 2022, Section 15.1A), is amended to read as follows:

17 Section 15.1A. As used in the Oklahoma Accountancy Act:

18 1. "Accountancy" means the profession or practice of
19 accounting;

20 2. "AICPA" means the American Institute of Certified Public
21 Accountants;

22 3. "Applicant" means an individual or entity that has made
23 application to the Board for a certificate or permit and said
24 application has not been approved;

1 4. "Assurance" means independent professional services that
2 improve the quality of information, or its context, for decision
3 makers;

4 5. "Attest" means providing the following services:

5 a. any audit or other engagement to be performed in
6 accordance with the Statements on Auditing Standards
7 (SAS),

8 b. any review of a financial statement to be performed in
9 accordance with the Statements on Standards for
10 Accounting and Review Services (SSARS),

11 c. any engagement performed in accordance with the
12 Statements on Standards for Attestation Engagements
13 (SSAE), and

14 d. any engagement to be performed in accordance with the
15 Auditing Standards of the Public Company Accounting
16 Oversight Board (PCAOB).

17 The statements on standards specified in this definition shall
18 be adopted by reference by the Board pursuant to rulemaking and
19 shall be those developed for general application by recognized
20 national accountancy organizations, such as the AICPA, IFAC and the
21 PCAOB;

22 6. "Audit" can only be performed by an individual or entity who
23 is registered with the Board and holding a valid permit issued
24 pursuant to the Oklahoma Accountancy Act, or an individual granted

1 practice privileges under Section 15.12A of this title, and means a
2 systematic investigation or appraisal of information, procedures, or
3 operations performed in accordance with generally accepted auditing
4 standards in the United States, for the purpose of determining
5 conformity with established criteria and communicating the results
6 to interested parties;

7 7. "Board" means the Oklahoma Accountancy Board;

8 8. "Candidate" means an individual who has been qualified and
9 approved by the Board to take the examination for a certificate;

10 9. "Certificate" means the Oklahoma document issued by the
11 Board to a candidate upon successful completion of the certified
12 public accountant examination designating the holder as a certified
13 public accountant pursuant to the laws of Oklahoma. "Certificate"
14 shall also mean the Oklahoma document issued by reciprocity to an
15 individual who has previously been certified in another
16 jurisdiction;

17 10. "Certified public accountant" means any person who has
18 received a certificate from the Board or other jurisdictions;

19 11. "Client" means the individual or entity which retains a
20 registrant, an individual granted practice privileges under Section
21 15.12A of this title, or a firm exempt from the permit and
22 registration requirements under Section 15.15C of this title to
23 perform professional services;

24

1 12. "Compilation" when used with reference to financial
2 statements, means presenting information in the form of financial
3 statements which is the representation of management or owners
4 without undertaking to express any assurance on the statements;

5 13. "CPA" or "C.P.A." means certified public accountant;

6 14. "Designated manager" means the Oklahoma certified public
7 accountant or public accountant appointed by the firm partners or
8 shareholders to be responsible for the administration of the office;

9 15. "Designee" means the National Association of State Boards
10 of Accountancy (NASBA) or other entities so designated by the Board;

11 16. "Entity" means an organization whether for profit or not,
12 recognized by this state to conduct business;

13 17. "Examination" means ~~the test sections of Auditing and~~
14 ~~Attestation, Business Environment and Concepts, Financial Accounting~~
15 ~~and Reporting, and Regulation or their successors, administered,~~
16 ~~supervised, and graded by, or at the direction of, the Board or~~
17 ~~other jurisdiction that is required for a certificate as a certified~~
18 ~~public accountant~~ all or any part of the Uniform Certified Public
19 Accountant Examination developed and scored by the American
20 Institute of Certified Public Accountants as approved or designated
21 by the Board;

22 18. "Executive director" means the chief administrative officer
23 of the Board;

24

1 19. "Financial statements" means statements and footnotes
2 related thereto that undertake to present an actual or anticipated
3 financial position as of a point in time, or results of operations,
4 cash flow, or changes in financial position for a period of time, in
5 conformity with generally accepted accounting principles or another
6 comprehensive basis of accounting. The term does not include
7 incidental financial data included in management advisory service
8 reports to support recommendations to a client; nor does it include
9 tax returns and supporting schedules;

10 20. "Firm" means an entity that is either a sole
11 proprietorship, partnership, professional limited liability company,
12 professional limited liability partnership, limited liability
13 partnership or professional corporation, or any other professional
14 form of organization organized under the laws of this state or the
15 laws of another jurisdiction and issued a permit in accordance with
16 Section 15.15A of this title or exempt from the permit requirement
17 under Section 15.15C of this title including individual partners or
18 shareholders, that is engaged in accountancy;

19 21. "Holding out" means any representation by an individual
20 that he or she holds a certificate or license and a valid permit, or
21 by an entity that it holds a valid permit. Any such representation
22 is presumed to invite the public to rely upon the professional
23 skills implied by the certificate or license and valid permit in
24 connection with the services or products offered;

1 22. "Home office" means the location specified by the client as
2 the address to which a service described in Section 15.12A of this
3 title is directed;

4 23. "IFAC" means the International Federation of Accountants;

5 24. "Individual" means a human being;

6 25. "Jurisdiction" means any state or territory of the United
7 States and the District of Columbia;

8 26. "License" means the Oklahoma document issued by the Board
9 to a candidate upon successful completion of the public accountant
10 examination designating the holder as a public accountant pursuant
11 to the laws of this state. "License" shall also mean the Oklahoma
12 document issued by the Board by reciprocity to a public accountant
13 who has previously been licensed by examination in another
14 jurisdiction;

15 27. "Management advisory services", also known as "management
16 consulting services", "management services", "business advisory
17 services" or other similar designation, hereinafter collectively
18 referred to as "MAS", means the function of providing advice and/or
19 technical assistance, performed in accordance with standards for MAS
20 engagements and MAS consultations such as those issued by the
21 American Institute of Certified Public Accountants, where the
22 primary purpose is to help the client improve the use of its
23 capabilities and resources to achieve its objectives including but
24 not limited to:

- a. counseling management in analysis, planning, organizing, operating, risk management and controlling functions,
- b. conducting special studies, preparing recommendations, proposing plans and programs, and providing advice and technical assistance in their implementation,
- c. reviewing and suggesting improvement of policies, procedures, systems, methods, and organization relationships, and
- d. introducing new ideas, concepts, and methods to management.

MAS shall not include recommendations and comments prepared as a direct result of observations made while performing an audit, review, or compilation of financial statements or while providing tax services including tax consultations;

28. "NASBA" means the National Association of State Boards of Accountancy;

29. "PA" or "P.A." means public accountant;

30. "Partnership" means a contractual relationship based upon a written, oral, or implied agreement between two or more individuals who combine their resources and activities in a joint enterprise and share in varying degrees and by specific agreement in the management and in the profits or losses. A partnership may be general or limited as the laws of this state define those terms;

1 31. "PCAOB" means the Public Company Accounting Oversight
2 Board;

3 32. "Peer Review" means a review performed pursuant to a set of
4 peer review rules established by the Board. The term "peer review"
5 also encompasses the term "quality review";

6 33. "Permit" means the written authority granted annually by
7 the Board to individuals or firms to practice public accounting in
8 this state, which is issued pursuant to the Oklahoma Accountancy
9 Act;

10 34. a. "Practice of public accounting", also known as
11 "practice public accounting", "practice" and "practice
12 accounting", refers to the activities of a registrant,
13 an individual granted practice privileges under
14 Section 15.12A of this title, or a firm exempt from
15 the permit and registration requirements under Section
16 15.15C of this title in reference to accountancy. An
17 individual or firm shall be deemed to be engaged in
18 the practice of public accounting if the individual or
19 firm holds itself out to the public in any manner as
20 one skilled in the knowledge, science, and practice of
21 accounting and auditing, taxation and management
22 advisory services and is qualified to render such
23 professional services as a certified public accountant
24 or public accountant, and performs the following:

- 1 (1) maintains an office for the transaction of
2 business as a certified public accountant or
3 public accountant,
- 4 (2) offers to prospective clients to perform or who
5 does perform on behalf of clients professional
6 services that involve or require an audit,
7 verification, investigation, certification,
8 presentation, or review of financial transactions
9 and accounting records or an attestation
10 concerning any other written assertion,
- 11 (3) prepares or certifies for clients reports on
12 audits or investigations of books or records of
13 account, balance sheets, and other financial,
14 accounting and related schedules, exhibits,
15 statements, or reports which are to be used for
16 publication or for the purpose of obtaining
17 credit, or for filing with a court of law or with
18 any governmental agency, or for any other
19 purpose,
- 20 (4) generally or incidentally to the work described
21 herein, renders professional services to clients
22 in any or all matters relating to accounting
23 procedure and to the recording, presentation, or
24 certification of financial information or data,

- 1 (5) keeps books, or prepares trial balances,
2 financial statements, or reports, all as a part
3 of bookkeeping services for clients,
4 (6) prepares or signs as the tax preparer, tax
5 returns for clients, consults with clients on tax
6 matters, conducts studies for clients on tax
7 matters and prepares reports for clients on tax
8 matters, unless the services are uncompensated
9 and are limited solely to the registrant's, or
10 the registrant's spouse's lineal and collateral
11 heirs,
12 (7) prepares personal financial or investment plans
13 or provides to clients products or services of
14 others in implementation of personal financial or
15 investment plans, or
16 (8) provides management advisory services to clients.

17 b. Except for an individual granted practice privileges
18 under Section 15.12A of this title or a firm exempt
19 from the permit and registration requirements under
20 Section 15.15C of this title, an individual or firm
21 not holding a certificate, license or permit shall not
22 be deemed to be engaged in the practice of public
23 accounting if the individual or firm does not hold
24 itself out, solicit, or advertise for clients using

1 the certified public accountant or public accountant
2 designation and engages only in the following
3 services:

- 4 (1) keeps books, or prepares trial balances,
5 financial statements, or reports, provided such
6 instruments do not use the terms "audit",
7 "audited", "exam", "examined", "review" or
8 "reviewed" or are not exhibited as having been
9 prepared by a certified public accountant or
10 public accountant. Except for an individual
11 granted practice privileges under Section 15.12A
12 of this title or a firm exempt from the permit
13 and registration requirements under Section
14 15.15C of this title, nonregistrants may use the
15 following disclaimer language in connection with
16 financial statements and be in compliance with
17 the Oklahoma Accountancy Act: "I (we) have not
18 audited, examined or reviewed the accompanying
19 financial statements and accordingly do not
20 express an opinion or any other form of assurance
21 on them.",
- 22 (2) prepares or signs as the tax preparer, tax
23 returns for clients, consults with clients on tax
24 matters, conducts studies for clients on tax

1 matters and prepares reports for clients on tax
2 matters,

3 (3) prepares personal financial or investment plans
4 or provides to clients products or services of
5 others in implementation of personal financial or
6 investment plans, or

7 (4) provides management advisory services to clients.

8 c. Only permit holders, individuals granted practice
9 privileges under Section 15.12A of this title, or
10 firms exempt from the permit and registration
11 requirements under Section 15.15C of this title may
12 render or offer to render any attest service, as
13 defined herein, or issue a report on financial
14 statements which purport to be in compliance with the
15 Statements on Standards for Accounting and Review
16 Services (SSARS). This restriction shall not prohibit
17 any act of a public official or public employee in the
18 performance of that person's duties. This restriction
19 shall not be construed to prohibit the performance by
20 any unlicensed individual of other services as set out
21 in subparagraph b of this paragraph.

22 d. A person is not deemed to be practicing public
23 accounting within the meaning of this section solely
24 by displaying an Oklahoma CPA certificate or a PA

1 license in an office, identifying himself or herself
2 as a CPA or PA on letterhead or business cards, or
3 identifying himself or herself as a CPA or PA.
4 However, the designation of CPA or PA on such
5 letterheads, business cards, public signs,
6 advertisements, publications directed to clients or
7 potential clients, financial or tax documents of a
8 client, performance of any attest service or issuance
9 of a report constitutes the practice of public
10 accounting and requires a permit, practice privileges
11 under Section 15.12A of this title, or an exemption
12 from the permit and registration requirements under
13 Section 15.15C of this title;

14 35. "Preissuance review" means a review performed pursuant to a
15 set of procedures that include review of engagement document,
16 report, and clients' financial statements in order to permit the
17 reviewer to assess compliance with all applicable professional
18 standards;

19 36. "Principal place of business" means the office location
20 designated by the licensee for the purposes of substantial
21 equivalency and reciprocity;

22 37. "Professional corporation" means a corporation organized
23 pursuant to the laws of this state;

1 38. "Professional" means arising out of or related to the
2 specialized knowledge or skills associated with CPAs or PAs;

3 39. "Public accountant" means any individual who has received a
4 license from the Board;

5 40. "Public interest" means the collective well-being of the
6 community of people and institutions the profession serves;

7 41. "Qualification applicant" means an individual who has made
8 application to the Board to qualify to become a candidate for
9 examination;

10 42. "Registrant" means a CPA, PA, or firm composed of certified
11 public accountants or public accountants or combination of both
12 currently registered with the Board pursuant to the authority of the
13 Oklahoma Accountancy Act;

14 43. "Report", when used with reference to any attest or
15 compilation service, means an opinion, report or other form of
16 language that states or implies assurance as to the reliability of
17 the attested information or compiled financial statements, and that
18 also includes or is accompanied by any statement or implication that
19 the person or firm issuing it has special knowledge or competence in
20 accounting or auditing. Such a statement or implication of special
21 knowledge or competence may arise from use by the issuer of the
22 report of names or titles indicating that the person or firm is an
23 accountant or auditor, or from the language of the report itself.
24 The term "report" includes any form of language which disclaims an

1 opinion when such form of language is conventionally understood to
2 imply any positive assurance as to the reliability of the attested
3 information or compiled financial statements referred to and/or
4 special competence on the part of the person or firm issuing such
5 language; and it includes any other form of language that is
6 conventionally understood to imply such assurance and/or such
7 special knowledge or competence. This definition is not intended to
8 include a report prepared by a person not holding a certificate or
9 license or not granted practice privileges under Section 15.12A of
10 this title. However, such report shall not refer to "audit",
11 "audited", "exam", "examined", "review" or "reviewed", nor use the
12 language "in accordance with standards established by the American
13 Institute of Certified Public Accountants" or successor of said
14 entity, or governmental agency approved by the Board, except for the
15 Internal Revenue Service. Except for an individual granted practice
16 privileges under Section 15.12A of this title or a firm exempt from
17 the permit and registration requirements under Section 15.15C of
18 this title, nonregistrants may use the following disclaimer language
19 in connection with financial statements not to be in violation of
20 the Oklahoma Accountancy Act: "I (we) have not audited, examined,
21 or reviewed the accompanying financial statements and accordingly do
22 not express an opinion or any other form of assurance on them.";

23 44. "Representation" means any oral or written communication
24 including but not limited to the use of title or legends on

1 letterheads, business cards, office doors, advertisements, and
2 listings conveying the fact that an individual or entity holds a
3 certificate, license or permit;

4 45. "Review", when used with reference to financial statements,
5 means a registrant or an individual granted practice privileges
6 under Section 15.12A of this title, or a firm exempt from the permit
7 and registration requirements under Section 15.15C of this title
8 performing inquiry and analytical procedures that provide the
9 registrant with a reasonable basis for expressing limited assurance
10 that there are no material modifications that should be made to the
11 statements in order for them to be in conformity with generally
12 accepted accounting principles or, if applicable, with another
13 comprehensive basis of accounting; and

14 46. "Substantial equivalency" is a determination by the
15 Oklahoma Accountancy Board or its designee that:

- 16 a. the education, examination and experience requirements
17 contained in the statutes and administrative rules of
18 another jurisdiction are comparable to, or exceed, the
19 education, examination and experience requirements
20 contained in the AICPA/NASBA Uniform Accountancy Act,
21 or
22 b. that an individual certified public accountant's or
23 public accountant's education, examination and
24 experience qualifications are comparable to or exceed

1 the education, examination and experience requirements
2 contained in the Oklahoma Accountancy Act and rules of
3 the Board.

4 In ascertaining substantial equivalency as used in the Oklahoma
5 Accountancy Act, the Board or its designee shall take into account
6 the qualifications without regard to the sequence in which
7 experience, education, or examination requirements were attained.

8 SECTION 84. REPEALER 59 O.S. 2021, Section 15.1A, as
9 last amended by Section 1, Chapter 22, O.S.L. 2022 (59 O.S. Supp.
10 2022, Section 15.1A), is hereby repealed.

11 SECTION 85. AMENDATORY 61 O.S. 2021, Section 60, as last
12 amended by Section 6, Chapter 238, O.S.L. 2022 (61 O.S. Supp. 2022,
13 Section 60), is amended to read as follows:

14 Section 60. All state agencies, boards, commissions, offices,
15 institutions, and other governmental bodies of this state, and all
16 individuals representing such entities, except the Department of
17 Transportation, the Oklahoma Turnpike Authority, the Oklahoma State
18 Regents for Higher Education and its constituent institutions, and
19 the Commissioners of the Land Office, the Oklahoma Municipal Power
20 Authority, shall use construction manager, consultant and
21 construction contract forms that the Director of the Office of
22 Management and Enterprise Services requires to award and execute
23 contracts for designs to construct, renovate, alter, repair,
24 maintain, or improve real property or fixtures of real property of

1 the state. The Director may authorize, in writing, exceptions to
2 the use of construction manager, consultant and construction
3 contract forms for specific projects.

4 SECTION 86. REPEALER 61 O.S. 2021, Section 60, as last
5 amended by Section 1, Chapter 223, O.S.L. 2022 (61 O.S. Supp. 2022,
6 Section 60), is hereby repealed.

7 SECTION 87. AMENDATORY 61 O.S. 2021, Section 202, as
8 last amended by Section 28, Chapter 238, O.S.L. 2022 (61 O.S. Supp.
9 2022, Section 202), is amended to read as follows:

10 Section 202. As used in the Public Facilities Act:

11 1. "Annual capital plan" means the collective state facility
12 capital improvements, facility operations and maintenance, rent and
13 lease payments, facility debt services, water, sewer and energy
14 utilities and real property transactions approved by the Legislature
15 in a capital budget relative to state construction, maintenance, and
16 real estate services;

17 2. "Capital planning and asset management" means the processes
18 for real property data acquisition, data analysis and determination
19 of capital construction projects and procurement related to real
20 property;

21 3. "Construction" means the process of planning, acquiring,
22 designing, building, equipping, altering, repairing, improving,
23 maintaining, leasing, disposing or demolishing any structure or
24 appurtenance thereto including facilities, utilities, or other

1 improvements to any real property but not including highways,
2 bridges, airports, railroads, tunnels, sewers not related to a
3 structure or appurtenance thereto, or dams;

4 4. "Construction administration" means a series of actions
5 required of the Office of Management and Enterprise Services or
6 other state agency employees, or, under a construction
7 administration contract or contract provision, to ensure the full,
8 timely, and proper performance of all phases of a construction
9 project by all contractors, suppliers, and other persons having
10 responsibility for project work and any guarantees or warranties
11 pertaining thereto;

12 5. "Construction management" means a project delivery method
13 based on an agreement whereby the owner acquires from a construction
14 entity a series of services that include, but are not necessarily
15 limited to, design review, scheduling, cost control, value
16 engineering, constructability evaluation, preparation and
17 coordination of bid packages, and construction administration;

18 "construction management" includes:

19 a. "agency construction management" whereby the
20 construction entity provides services to the owner
21 without taking on financial risks for the execution of
22 the actual construction or time of performance, and
23 the owner contracts directly with those awarded trade
24 contracts for the work, and

1 b. "at-risk construction management" whereby the
2 construction entity, after providing agency services
3 during the pre-construction period:

4 (1) takes on the financial obligation to timely carry
5 out construction under a specified cost
6 agreement, and

7 (2) enters into written subcontracts for the work in
8 accordance with the construction management
9 procedures for state agencies;

10 6. "Consultant" means an individual or legal entity possessing
11 the qualifications to provide licensed architectural, registered
12 engineering, registered land surveying, certified appraisal, land
13 title, or abstract services or possessing specialized credentials
14 and qualifications as may be needed to evaluate, plan or design for
15 any construction or public work improvement project, or to lease,
16 acquire or dispose of state-owned real property;

17 7. "Energy performance index or indices" (EPI) means a number
18 describing the energy requirements at the building boundary of a
19 structure, per square foot of floor space or per cubic foot of
20 occupied volume, as appropriate under defined internal and external
21 ambient conditions over an entire seasonal cycle. As experience
22 develops on the energy performance achieved with state construction,
23 the indices (EPI) will serve as a measure of structure performance
24 with respect to energy consumption;

1 8. "Life cycle costs" means the cost of owning, operating, and
2 maintaining the structure over the life of the structure. This may
3 be expressed as an annual cost for each year of the facility's use;

4 9. "Office" means the Office of Management and Enterprise
5 Services;

6 10. "Procurement" means buying, purchasing, renting, leasing,
7 allocating, trading or otherwise acquiring or disposing of supplies,
8 services, or construction necessary to evaluate, plan, construct,
9 manage, operate and preserve real property capital assets;

10 11. "Public improvement" means any beneficial or valuable
11 change or addition, betterment, enhancement or amelioration of or
12 upon any real property, or interest therein, belonging to a state
13 agency and the State of Oklahoma, intended to enhance its value,
14 beauty or utility or to adapt it to new or further purposes. The
15 term does not include the direct purchase of materials used for
16 general repairs and maintenance to state facilities;

17 12. "Shared savings financing" means the financing of energy
18 conservation measures and maintenance services through a private
19 firm which may own any purchased equipment for the duration of a
20 contract. Such contract shall specify that the private firm will be
21 recompensed either out of a negotiated portion of the savings
22 resulting from the conservation measures and maintenance services
23 provided by the private firm or, in the case of a cogeneration
24 project, through the payment of a rate for energy lower than would

1 otherwise have been paid for the same energy from current sources;
2 and

3 13. "State agency" means an agency, board, commission, counsel,
4 court, office, officer, bureau, institution, unit, division, body,
5 or house of the executive or judicial branches of government of this
6 state, whether elected or appointed, excluding only political
7 subdivisions, the Oklahoma State Regents for Higher Education and
8 its constituent institutions, the Oklahoma Municipal Power
9 Authority, and the Commissioners of the Land Office.

10 SECTION 88. REPEALER 61 O.S. 2021, Section 202, as last
11 amended by Section 3, Chapter 223, O.S.L. 2022 (61 O.S. Supp. 2022,
12 Section 202), is hereby repealed.

13 SECTION 89. AMENDATORY 62 O.S. 2021, Section 3103, as
14 last amended by Section 1, Chapter 255, O.S.L. 2022 (62 O.S. Supp.
15 2022, Section 3103), is amended to read as follows:

16 Section 3103. As used in the Oklahoma Pension Legislation
17 Actuarial Analysis Act:

18 1. "Amendment" means any amendment including a substitute bill,
19 made to a retirement bill by any committee of the House or Senate,
20 any conference committee of the House or Senate or by the House or
21 Senate;

22 2. "RB number" means that number preceded by the letters "RB"
23 assigned to a retirement bill by the respective staffs of the
24 Oklahoma State Senate and the Oklahoma House of Representatives when

1 the respective staff office prepares a retirement bill for a member
2 of the Legislature;

3 3. "Legislative Actuary" means the firm or entity that enters
4 into a contract with the Legislative Service Bureau pursuant to
5 Section 452.15 of Title 74 of the Oklahoma Statutes to provide the
6 actuarial services and other duties provided for in the Oklahoma
7 Pension Legislation Actuarial Analysis Act;

8 4. "Nonfiscal amendment" means an amendment to a retirement
9 bill having a fiscal impact, which amendment does not change any
10 factor of an actuarial investigation specified in subsection A of
11 Section 3109 of this title;

12 5. "Nonfiscal retirement bill" means a retirement bill:

13 a. which does not affect the cost or funding factors of a
14 retirement system,

15 b. which affects such factors only in a manner which does
16 not:

17 (1) grant a benefit increase under the retirement
18 system affected by the bill,

19 (2) create an actuarial accrued liability for or
20 increase the actuarial accrued liability of the
21 retirement system affected by the bill, or

22 (3) increase the normal cost of the retirement system
23 affected by the bill,

24

- 1 c. which authorizes the purchase by an active member of
2 the retirement system, at the actuarial cost for the
3 purchase as computed pursuant to the statute in effect
4 on the effective date of the measure allowing such
5 purchase, of years of service for purposes of reaching
6 a normal retirement date in the applicable retirement
7 system, but which cannot be used in order to compute
8 the number of years of service for purposes of
9 computing the retirement benefit for the member,
- 10 d. which provides for the computation of a service-
11 connected disability retirement benefit for members of
12 the Oklahoma Law Enforcement Retirement System
13 pursuant to Section 2-305 of Title 47 of the Oklahoma
14 Statutes if the members were unable to complete twenty
15 (20) years of service as a result of the disability,
- 16 e. which requires membership in the defined benefit plan
17 authorized by Section 901 et seq. of Title 74 of the
18 Oklahoma Statutes for persons whose first elected or
19 appointed service occurs on or after November 1, 2018,
20 if such persons had any prior service in the Oklahoma
21 Public Employees Retirement System prior to November
22 1, 2015,
- 23 f. which provides for a one-time increase in retirement
24 benefits if the increase in retirement benefits is not

1 a permanent increase in the gross annual retirement
2 benefit payable to a member or beneficiary, occurs
3 only once pursuant to a single statutory authorization
4 and does not exceed:

5 (1) the lesser of two percent (2%) of the gross
6 annual retirement benefit of the member or One
7 Thousand Dollars (\$1,000.00) and requires that
8 the benefit may only be provided if the funded
9 ratio of the affected retirement system would not
10 be less than sixty percent (60%) but not greater
11 than eighty percent (80%) after the benefit
12 increase is paid,

13 (2) the lesser of two percent (2%) of the gross
14 annual retirement benefit of the member or One
15 Thousand Two Hundred Dollars (\$1,200.00) and
16 requires that the benefit may only be provided if
17 the funded ratio of the affected retirement
18 system would be greater than eighty percent (80%)
19 but not greater than one hundred percent (100%)
20 after the benefit increase is paid,

21 (3) the lesser of two percent (2%) of the gross
22 annual retirement benefit of the member or One
23 Thousand Four Hundred Dollars (\$1,400.00) and
24 requires that the benefit may only be provided if

1 the funded ratio of the affected retirement
2 system would be greater than one hundred percent
3 (100%) after the benefit increase is paid, or
4 (4) the greater of two percent (2%) of the gross
5 annual retirement benefit of the volunteer
6 firefighter or One Hundred Dollars (\$100.00) for
7 persons who retired from the Oklahoma
8 Firefighters Pension and Retirement System as
9 volunteer firefighters and who did not retire
10 from the Oklahoma Firefighters Pension and
11 Retirement System as a paid firefighter.

12 As used in this subparagraph, "funded ratio" means the
13 figure derived by dividing the actuarial value of
14 assets of the applicable retirement system by the
15 actuarial accrued liability of the applicable
16 retirement system,

17 g. which modifies the disability pension standard for
18 police officers who are members of the Oklahoma Police
19 Pension and Retirement System as provided by Section
20 50-115 of Title 11 of the Oklahoma Statutes,

21 h. which provides a cost-of-living benefit increase
22 pursuant to the provisions of:

23 (1) Section 49-143.7 of Title 11 of the Oklahoma
24 Statutes,

1 (2) Section 50-136.9 of Title 11 of the Oklahoma
2 Statutes,

3 (3) Section 1104K of Title 20 of the Oklahoma
4 Statutes,

5 (4) Section 2-305.12 of Title 47 of the Oklahoma
6 Statutes,

7 (5) Section 17-116.22 of Title 70 of the Oklahoma
8 Statutes, or

9 (6) Section 930.11 of Title 74 of the Oklahoma
10 Statutes, ~~or~~

11 i. which provides for the reinstatement of retirement
12 benefits for members of the Oklahoma Law Enforcement
13 Retirement System pursuant to Section 2-305 of Title
14 47 of the Oklahoma Statutes for those who were hired
15 on or after November 1, 2012, or May 24, 2013,

16 j. which authorizes the purchase of military service
17 credit as provided in Section 50-128 of Title 11,
18 Section 1102.2 of Title 20, Section 2-307.4 of Title
19 47, and Section 913.8 of Title 74 of the Oklahoma
20 Statutes,

21 k. which restores benefits pursuant to Sections 49-100.1,
22 49-101, 49-101.2, 49-106.1, 49-108, 49-117.1, and 49-
23 135 of Title 11 of the Oklahoma Statutes,

1 1. which modifies the computation of the line-of-duty
2 disability benefit pursuant to the provisions of this
3 act.

4 A nonfiscal retirement bill shall include any retirement bill that
5 has as its sole purpose the appropriation or distribution or
6 redistribution of monies in some manner to a retirement system for
7 purposes of reducing the unfunded liability of such system or the
8 earmarking of a portion of the revenue from a tax to a retirement
9 system or increasing the percentage of the revenue earmarked from a
10 tax to a retirement system;

11 6. "Reduction-in-cost amendment" means an amendment to a
12 retirement bill having a fiscal impact which reduces the cost of the
13 bill as such cost is determined by the actuarial investigation for
14 the bill prepared pursuant to Section 3109 of this title;

15 7. "Retirement bill" means any bill or joint resolution
16 introduced or any bill or joint resolution amended by a member of
17 the Oklahoma Legislature which creates or amends any law directly
18 affecting a retirement system. A retirement bill shall not mean a
19 bill or resolution that impacts the revenue of any state tax in
20 which a portion of the revenue generated from such tax is earmarked
21 for the benefit of a retirement system;

22 8. "Retirement bill having a fiscal impact" means any
23 retirement bill creating or establishing a retirement system and any
24 other retirement bill other than a nonfiscal retirement bill; and

1 9. "Retirement system" means the Teachers' Retirement System of
2 Oklahoma, the Oklahoma Public Employees Retirement System, the
3 Uniform Retirement System for Justices and Judges, the Oklahoma
4 Firefighters Pension and Retirement System, the Oklahoma Police
5 Pension and Retirement System, the Oklahoma Law Enforcement
6 Retirement System, or a retirement system established after January
7 1, 2006.

8 SECTION 90. REPEALER 62 O.S. 2021, Section 3103, as last
9 amended by Section 1, Chapter 96, O.S.L. 2022 (62 O.S. Supp. 2022,
10 Section 3103), is hereby repealed.

11 SECTION 91. REPEALER 62 O.S. 2021, Section 3103, as last
12 amended by Section 1, Chapter 232, O.S.L. 2022 (62 O.S. Supp. 2022,
13 Section 3103), is hereby repealed.

14 SECTION 92. REPEALER 62 O.S. 2021, Section 3103, as last
15 amended by Section 1, Chapter 306, O.S.L. 2022 (62 O.S. Supp. 2022,
16 Section 3103), is hereby repealed.

17 SECTION 93. AMENDATORY 63 O.S. 2021, Section 1-311, as
18 last amended by Section 1, Chapter 87, O.S.L. 2022 (63 O.S. Supp.
19 2022, Section 1-311), is amended to read as follows:

20 Section 1-311. A. A certificate of birth for each live birth
21 which occurs in this state shall be filed with the State Registrar
22 of Vital Statistics, within seven (7) days after the birth.

23 B. When a birth occurs in an institution, the person in charge
24 of the institution or a designated representative shall obtain the

1 personal data, prepare the certificate and secure the signatures
2 required by the certificate. The physician in attendance shall
3 certify to the facts of birth and provide the medical information
4 required by the certificate within five (5) days after the birth.

5 C. When a birth occurs outside an institution, the certificate
6 shall be prepared and filed by one of the following in the indicated
7 order of priority:

8 1. The physician in attendance at or immediately after the
9 birth;

10 2. Any other person in attendance at or immediately after the
11 birth; or

12 3. The father, the mother or, in the absence or inability of
13 the father or mother, the person in charge of the premises where the
14 birth occurred and present at the birth.

15 D. 1. If the mother was married at the time of birth, or
16 married at any time during the three hundred (300) calendar days
17 before the birth, the name of the husband shall be entered on the
18 certificate as the father of the child unless paternity has been
19 determined otherwise by a court of competent jurisdiction or a
20 husband's denial of paternity form has been filed along with an
21 affidavit acknowledging paternity, in which case the name of the
22 father as determined by the court or affidavit acknowledging
23 paternity shall be entered.

24

1 2. If the mother was not married at the time of birth, nor
2 married at any time during the three hundred (300) calendar days
3 before the birth, the name of the father shall be entered on the
4 certificate of birth only if:

- 5 a. a determination of paternity has been made by an
6 administrative action through the Department of Human
7 Services or a court of competent jurisdiction, in
8 which case the name of the father shall be entered, or
9 b. the mother and father have agreed as to the biological
10 paternity of the child and signed an acknowledgement
11 of paternity pursuant to Section 1-311.3 of this
12 title, or substantially similar affidavit from another
13 state and filed it with the State Registrar of Vital
14 Statistics.

15 This shall give the mother and father equal rights and obligations
16 to the child. A child whose parentage has been determined as set
17 forth shall be treated as a child of parents who were married at the
18 time of the birth.

19 E. Either of the parents of the child shall sign the
20 certificate of live birth worksheet to attest to the accuracy of the
21 personal data entered thereon, in time to permit its filing within
22 the seven (7) days prescribed in this section.

23 F. If the live birth results from a process in which the
24 delivering mother was carrying the child of another woman by way of

1 a prearranged legal contract, the original birth certificate shall
2 be filed with the personal information of the woman who delivered
3 the child. A new birth certificate will be placed on file once the
4 State Registrar receives both a court order and a completed form
5 prescribed by the State Registrar which identifies the various
6 parties and documents the personal information of the intended
7 parents necessary to complete the new birth certificate.

8 G. Beginning on the effective date of this act, the biological
9 sex designation on a certificate of birth issued under this section
10 shall be either male or female and shall not be nonbinary or any
11 symbol representing a nonbinary designation including but not
12 limited to the letter "X".

13 SECTION 94. REPEALER 63 O.S. 2021, Section 1-311, as
14 last amended by Section 1, Chapter 215, O.S.L. 2022 (63 O.S. Supp.
15 2022, Section 1-311), is hereby repealed.

16 SECTION 95. AMENDATORY 63 O.S. 2021, Section 1-317, as
17 last amended by Section 1, Chapter 184, O.S.L. 2022 (63 O.S. Supp.
18 2022, Section 1-317), is amended to read as follows:

19 Section 1-317. A. A death certificate for each death which
20 occurs in this state shall be filed with the State Department of
21 Health, within three (3) days after such death.

22 B. The funeral director shall personally sign the death
23 certificate and shall be responsible for filing the death
24 certificate. If the funeral director is not available, the person

1 acting as such who first assumes custody of a dead body in
2 accordance with Section 1158 of Title 21 of the Oklahoma Statutes
3 shall personally sign and file the death certificate. The personal
4 data shall be obtained from the next of kin or the best qualified
5 person or source available. The funeral director or person acting
6 as such shall notify the person providing the personal data that it
7 is a felony to knowingly provide false data or misrepresent any
8 person's relationship to the decedent. The certificate shall be
9 completed as to personal data and delivered to the attending
10 physician or the medical examiner responsible for completing the
11 medical certification portion of the certificate of death within
12 twenty-four (24) hours after the death. No later than July 1, 2012,
13 the personal data, and no later than July 1, 2017, the medical
14 certificate portion, shall be entered into the prescribed electronic
15 system provided by the State Registrar of Vital Statistics and the
16 information submitted to the State Registrar of Vital Statistics.
17 The resultant certificate produced by the electronic system shall be
18 provided to the physician or medical examiner for medical
19 certification within twenty-four (24) hours after the death.

20 C. The medical certification shall be completed and signed
21 within forty-eight (48) hours after death by the physician,
22 physician assistant, or advanced practice registered nurse in charge
23 of the patient's care for the illness or condition which resulted in
24 death, except when inquiry as to the cause of death is required by

1 Section 938 of this title. No later than July 1, 2017, the medical
2 certification portion of certificate data shall be entered into the
3 prescribed electronic system provided by the State Registrar of
4 Vital Statistics and the information submitted to the State
5 Registrar of Vital Statistics.

6 D. In the event that the physician, physician assistant, or
7 advanced practice registered nurse in charge of the patient's care
8 for the illness or condition which resulted in death is not in
9 attendance at the time of death, the medical certification shall be
10 completed and signed within forty-eight (48) hours after death by
11 the physician, physician assistant, or advanced practice registered
12 nurse in attendance at the time of death, except:

13 1. When the patient is under hospice care at the time of death,
14 the medical certification may be signed by the hospice's medical
15 director; and

16 2. When inquiry as to the cause of death is required by Section
17 938 of this title.

18 Provided, that such certification, if signed by other than the
19 attending physician, physician assistant, or advanced practice
20 registered nurse, shall note on the face the name of the attending
21 physician, physician assistant, or advanced practice registered
22 nurse and that the information shown is only as reported.

23 E. A certifier completing cause of death on a certificate of
24 death who knows that a lethal drug, overdose or other means of

1 assisting suicide within the meaning of Sections 3141.2 through
2 3141.4 of this title caused or contributed to the death shall list
3 that means among the chain of events under cause of death or list it
4 in the box that describes how the injury occurred. If such means is
5 in the chain of events under cause of death or in the box that
6 describes how the injury occurred, the certifier shall indicate
7 "suicide" as the manner of death.

8 F. The authority of a physician assistant to carry out the
9 functions described in this section shall be governed by the
10 practice agreement as provided by Section 519.6 of Title 59 of the
11 Oklahoma Statutes.

12 SECTION 96. REPEALER 63 O.S. 2021, Section 1-317, as
13 last amended by Section 36, Chapter 228, O.S.L. 2022 (63 O.S. Supp.
14 2022, Section 1-317), is hereby repealed.

15 SECTION 97. AMENDATORY 63 O.S. 2021, Section 427.3, as
16 last amended by Section 8, Chapter 251, O.S.L. 2022 (63 O.S. Supp.
17 2022, Section 427.3), is amended to read as follows:

18 Section 427.3. A. There is hereby created the Oklahoma Medical
19 Marijuana Authority which shall address issues related to the
20 medical marijuana program in this state including, but not limited
21 to, the issuance of patient licenses and medical marijuana business
22 licenses, and the dispensing, cultivating, processing, testing,
23 transporting, storage, research, and the use of and sale of medical
24

1 marijuana pursuant to the Oklahoma Medical Marijuana and Patient
2 Protection Act.

3 B. 1. Beginning on the effective date of this act, the
4 Authority shall cease to be part of or a division of the State
5 Department of Health and shall be deemed to be a separate and
6 distinct agency, to be known as the Oklahoma Medical Marijuana
7 Authority. The Authority and the Executive Director of the
8 Authority shall continue to exercise their statutory powers, duties,
9 and contractual responsibilities. All records, property, equipment,
10 assets, monies, financial interests, liabilities, matters pending,
11 and funds of the division shall be transferred to the Authority.

12 2. All licenses granted by the Department pertaining to medical
13 marijuana shall maintain rights and privileges under the authority
14 of the Authority; provided, however, that all licenses shall be
15 subject to revocation, suspension, or disciplinary action for
16 violation of any of the provisions of the Oklahoma Medical Marijuana
17 and Patient Protection Act and rules promulgated by the Executive
18 Director.

19 3. The Authority shall succeed to any contractual rights or
20 responsibilities incurred by the Department pertaining to medical
21 marijuana.

22 4. Rules promulgated by the State Commissioner of Health
23 pertaining to medical marijuana that are in effect on the effective
24 date of this act shall be immediately adopted and enforced by the

1 Executive Director. The Executive Director maintains the authority
2 to further promulgate and enforce rules.

3 5. The Department and the Authority may enter into an agreement
4 for the transfer of personnel from the Department to the Authority.
5 No employee shall be transferred to the Authority except on the
6 freely given written consent of the employee. All employees who are
7 transferred to the Authority shall not be required to accept a
8 lesser grade or salary than presently received. All employees shall
9 retain leave, sick, and annual time earned, and any retirement and
10 longevity benefits which have accrued during their tenure with the
11 Department. The transfer of personnel between the state agencies
12 shall be coordinated with the Office of Management and Enterprise
13 Services.

14 6. The expenses incurred by the Authority as a result of the
15 transfer required by this subsection shall be paid by the Authority.

16 7. The division within the Department known as the Oklahoma
17 Medical Marijuana Authority shall be abolished by the Department
18 after the transfer has been completed.

19 8. The Office of Management and Enterprise Services shall
20 coordinate the transfer of records, property, equipment, assets,
21 funds, allotments, purchase orders, liabilities, outstanding
22 financial obligations, or encumbrances provided for in this
23 subsection.

24

1 C. The Authority shall implement the provisions of the Oklahoma
2 Medical Marijuana and Patient Protection Act consistently with the
3 voter-approved State Question No. 788, Initiative Petition No. 412,
4 subject to the provisions of the Oklahoma Medical Marijuana and
5 Patient Protection Act.

6 D. The Authority shall exercise its respective powers and
7 perform its respective duties and functions as specified in the
8 Oklahoma Medical Marijuana and Patient Protection Act and this title
9 including, but not limited to, the following:

10 1. Determine steps the state shall take, whether administrative
11 or legislative in nature, to ensure that research on marijuana and
12 marijuana products is being conducted for public purposes including
13 the advancement of:

- 14 a. public health policy and public safety policy,
- 15 b. agronomic and horticultural best practices, and
- 16 c. medical and pharmacopoeia best practices;

17 2. Contract with third-party vendors and other governmental
18 entities in order to carry out the respective duties and functions
19 as specified in the Oklahoma Medical Marijuana and Patient
20 Protection Act;

21 3. Upon complaint or upon its own motion and upon a completed
22 investigation, levy fines as prescribed in applicable laws, rules
23 and regulations and suspend, revoke or not renew licenses pursuant
24 to applicable laws, rules, and regulations;

1 4. Issue subpoenas for the appearance or production of persons,
2 records and things in connection with disciplinary or contested
3 cases considered by the Authority;

4 5. Apply for injunctive or declaratory relief to enforce the
5 provisions of applicable laws, rules, and regulations;

6 6. Inspect and examine all licensed premises of medical
7 marijuana businesses, research facilities, education facilities, and
8 waste disposal facilities in which medical marijuana is cultivated,
9 manufactured, sold, stored, transported, tested, distributed, or
10 disposed of;

11 7. Upon action by the federal government by which the
12 production, sale, and use of marijuana in this state does not
13 violate federal law, work with the Banking Department and the State
14 Treasurer to develop good practices and standards for banking and
15 finance for medical marijuana businesses;

16 8. Establish internal control procedures for licenses including
17 accounting procedures, reporting procedures, and personnel policies;

18 9. Establish a fee schedule and collect fees for performing
19 background checks as the Executive Director deems appropriate. The
20 fees charged pursuant to this paragraph shall not exceed the actual
21 cost incurred for each background check;

22 10. Establish a fee schedule and collect fees for material
23 changes requested by the licensee; and
24

1 11. Establish regulations, which require a medical marijuana
2 business to submit information to the ~~Oklahoma Medical Marijuana~~
3 Authority, deemed reasonably necessary to assist the Authority in
4 the prevention of diversion of medical marijuana by a licensed
5 medical marijuana business. Such information required by the
6 Authority may include, but shall not be limited to:

- 7 a. the square footage of the licensed premises,
- 8 b. a diagram of the licensed premises,
- 9 c. the number and type of lights at the licensed medical
10 marijuana commercial grower business,
- 11 d. the number, type, and production capacity of equipment
12 located at the medical marijuana processing facility,
- 13 e. the names, addresses, and telephone numbers of
14 employees or agents of a medical marijuana business,
- 15 f. employment manuals and standard operating procedures
16 for the medical marijuana business, and
- 17 g. any other information as the Authority reasonably
18 deems necessary; and

19 12. Declare and establish a moratorium on processing and
20 issuing new medical marijuana business licenses pursuant to Section
21 427.14 of this title for an amount of time the Authority deems
22 necessary.
23
24

1 SECTION 98. REPEALER 63 O.S. 2021, Section 427.3, as
2 last amended by Section 1, Chapter 342, O.S.L. 2022 (63 O.S. Supp.
3 2022, Section 427.3), is hereby repealed.

4 SECTION 99. AMENDATORY 63 O.S. 2021, Section 427.4, as
5 last amended by Section 9, Chapter 251, O.S.L. 2022 (63 O.S. Supp.
6 2022, Section 427.4), is amended to read as follows:

7 Section 427.4. A. The Oklahoma Medical Marijuana Authority
8 shall employ an Executive Director and other personnel as necessary
9 to assist the Authority in carrying out its duties. The Executive
10 Director shall be appointed by the Governor, with the advice and
11 consent of the Senate. The Executive Director shall serve at the
12 pleasure of the Governor and may be removed or replaced without
13 cause. Compensation for the Executive Director shall be determined
14 pursuant to Section 3601.2 of Title 74 of the Oklahoma Statutes.

15 B. The Authority shall not employ an individual if any of the
16 following circumstances exist:

17 1. The individual has a direct or indirect interest in a
18 licensed medical marijuana business; or

19 2. The individual or his or her spouse, parent, child, spouse
20 of a child, sibling, or spouse of a sibling has an application for a
21 medical marijuana business license pending before the Authority or
22 is a member of the board of directors of a medical marijuana
23 business, or is an individual financially interested in any licensee
24 or medical marijuana business.

1 C. All officers and employees of the Authority shall be in the
2 exempt unclassified service as provided for in Section 840-5.5 of
3 Title 74 of the Oklahoma Statutes.

4 D. The Executive Director may delegate to any officer or
5 employee of the Authority any of the powers of the Executive
6 Director and may designate any officer or employee of the Authority
7 to perform any of the duties of the Executive Director.

8 E. The Executive Director may promulgate rules governing the
9 oversight and implementation of the Oklahoma Medical Marijuana and
10 Patient Protection Act.

11 F. The Authority is hereby authorized to create employment
12 positions necessary for the implementation of its obligations
13 pursuant to the Oklahoma Medical Marijuana and Patient Protection
14 Act including, but not limited to, investigators of the Authority
15 and a director of enforcement. The Authority, the director of
16 enforcement, the Executive Director, and investigators of the
17 Authority shall have all the powers and authority of a peace officer
18 of this state for the purpose of enforcing the provisions of the
19 Oklahoma Medical Marijuana and Patient Protection Act and other laws
20 pertaining to medical marijuana, rules promulgated by the Executive
21 Director, or criminal laws of this state. These powers shall
22 include but not be limited to:

23 1. Investigating violations or suspected violations of the
24 Oklahoma Medical Marijuana and Patient Protection Act or other laws

1 pertaining to medical marijuana, any rules promulgated pursuant
2 thereto, and any violations of criminal laws of this state
3 discovered through the course of such investigations;

4 2. Serving all warrants, summonses, subpoenas, administrative
5 citations, notices or other processes relating to the enforcement of
6 laws regulating marijuana, concentrate, and marijuana product;

7 3. Seizing any marijuana or marijuana product illegally held in
8 violation of the Oklahoma Medical Marijuana and Patient Protection
9 Act, any other laws of this state, or any rules promulgated by the
10 Executive Director;

11 4. Assisting or aiding any law enforcement officer in the
12 performance of his or her duties upon such law enforcement officer's
13 request or the request of other local officials having jurisdiction;

14 5. Referring any evidence, reports, or charges regarding
15 violations of any provision of the Oklahoma Medical Marijuana and
16 Patient Protection Act that carries criminal penalty, or of any
17 other criminal laws of this state, to the appropriate law
18 enforcement authority and prosecutorial authority for action;

19 6. Aiding the enforcement authorities of this state or any
20 county or municipality of the state, or the federal government, in
21 prosecutions of violations of the Oklahoma Medical Marijuana and
22 Patient Protection Act or any other laws of this state that carry
23 criminal penalty involving crimes discovered during the
24 investigation of violations or suspected violations of the Oklahoma

1 Medical Marijuana and Patient Protection Act or other laws
2 pertaining to medical marijuana or any rules promulgated pursuant
3 thereto;

4 7. ~~Requiring~~ As provided in Section 427.6 of this title,
5 requiring any business applicant or licensee to permit an inspection
6 of licensed premises during business hours or at any time of
7 apparent operation, marijuana equipment, and marijuana accessories,
8 or books and records; and to permit the testing of or examination of
9 medical marijuana, concentrate, or product;

10 8. Requiring applicants and licensees to submit complete and
11 current applications, information and fees required by the Oklahoma
12 Medical Marijuana and Patient Protection Act, the Oklahoma Medical
13 Marijuana Waste Management Act and Sections 420 through 426.1 of
14 this title, and approve material changes made by the applicant or
15 licensee;

16 9. Requiring medical marijuana business licensees to submit a
17 sample or unit of medical marijuana or medical marijuana product to
18 the quality assurance laboratory when the Authority has reason to
19 believe the medical marijuana or medical marijuana product may be
20 unsafe for patient consumption or inhalation or has not been tested
21 in accordance with the provisions of the Oklahoma Medical Marijuana
22 and Patient Protection Act and the rules and regulations promulgated
23 by the Executive Director. The licensee shall provide the samples
24 or units of medical marijuana or medical marijuana products at its

1 own expense but shall not be responsible for the costs of testing;
2 and

3 10. Requiring medical marijuana business licensees to
4 periodically submit samples or units of medical marijuana or medical
5 marijuana products to the quality assurance laboratory for quality
6 assurance purposes. Licensed growers, processors, dispensaries and
7 transporters shall not be required to submit samples or units of
8 medical marijuana or medical marijuana products more than twice a
9 year. The licensee shall provide the samples or units of medical
10 marijuana or medical marijuana products at its own expense but shall
11 not be responsible for the costs of testing.

12 G. All investigators of the Authority shall meet all training
13 requirements and qualifications for peace officers as required by
14 Section 3311 et seq. of Title 70 of the Oklahoma Statutes.

15 H. During the course of an investigation, the director of
16 enforcement or any investigator of the Authority as provided by
17 subsection F of this section may arrest a violator or suspected
18 violator of any laws of this state committed in the presence of the
19 director of enforcement or any investigator of the Authority or upon
20 the development of probable cause that such crime has been
21 committed. The director of enforcement or any investigator of the
22 Authority as provided by subsection F of this section may, upon
23 request of a sheriff or another peace officer of this state, or any
24 political subdivision thereof, assist in the apprehension and arrest

1 of a violator or suspected violator of any of the laws of this
2 state.

3 I. The Executive Director may employ or contract with
4 attorneys, as needed, to advise the Executive Director and the
5 Authority on all legal matters and to appear for and represent the
6 Executive Director and the Authority in all administrative hearings
7 and all litigation or other proceedings which may arise in the
8 discharge of their duties. At the request of the Executive
9 Director, such attorneys shall assist district attorneys in
10 prosecuting charges of violators of the Oklahoma Medical Marijuana
11 and Patient Protection Act or any other laws of this state that
12 carry criminal penalty involving crimes discovered during the
13 investigation of violations or suspected violations of the Oklahoma
14 Medical Marijuana and Patient Protection Act or other laws
15 pertaining to medical marijuana or any rules promulgated pursuant
16 thereto.

17 SECTION 100. REPEALER 63 O.S. 2021, Section 427.4, as
18 last amended by Section 32, Chapter 228, O.S.L. 2022 (63 O.S. Supp.
19 2022, Section 427.4), is hereby repealed.

20 SECTION 101. AMENDATORY 63 O.S. 2021, Section 427.16, as
21 last amended by Section 16, Chapter 251, O.S.L. 2022 (63 O.S. Supp.
22 2022, Section 427.16), is amended to read as follows:
23
24

1 Section 427.16. A. There is hereby created a medical marijuana
2 transporter license as a category of the medical marijuana business
3 license.

4 B. Pursuant to Section 424 of this title, the Oklahoma Medical
5 Marijuana Authority shall issue a medical marijuana transporter
6 license to licensed medical marijuana commercial growers, processors
7 and dispensaries upon issuance of such licenses and upon each
8 renewal. Medical marijuana transporter licenses shall also be
9 issued to licensed medical marijuana research facilities, medical
10 marijuana education facilities and medical marijuana testing
11 laboratories upon issuance of such licenses and upon each renewal.

12 C. A medical marijuana transporter license may also be issued
13 to qualifying applicants who are registered with the Secretary of
14 State and otherwise meet the requirements for a medical marijuana
15 business license set forth in the Oklahoma Medical Marijuana and
16 Patient Protection Act and the requirements set forth in this
17 section to provide logistics, distribution and storage of medical
18 marijuana, medical marijuana concentrate and medical marijuana
19 products.

20 D. A medical marijuana transporter license shall be valid for
21 one (1) year and shall not be transferred with a change of
22 ownership. A licensed medical marijuana transporter shall be
23 responsible for all medical marijuana, medical marijuana concentrate
24

1 and medical marijuana products once the transporter takes control of
2 the product.

3 E. A transporter license shall be required for any person or
4 entity to transport or transfer medical marijuana, medical marijuana
5 concentrate or medical marijuana products from a licensed medical
6 marijuana business to another medical marijuana business, or from a
7 medical marijuana business to a medical marijuana research facility
8 or medical marijuana education facility.

9 F. A medical marijuana transporter licensee may contract with
10 multiple licensed medical marijuana businesses.

11 G. A medical marijuana transporter may maintain a licensed
12 premises to temporarily store medical marijuana, medical marijuana
13 concentrate and medical marijuana products and to use as a
14 centralized distribution point. A medical marijuana transporter may
15 store and distribute medical marijuana, medical marijuana
16 concentrate and medical marijuana products from the licensed
17 premises. The licensed premises shall meet all security
18 requirements applicable to a medical marijuana business.

19 H. A medical marijuana transporter licensee shall use the seed-
20 to-sale tracking system developed pursuant to the Oklahoma Medical
21 Marijuana and Patient Protection Act to create shipping manifests
22 documenting the transport of medical marijuana, medical marijuana
23 concentrate and medical marijuana products throughout the state.

24

1 I. A licensed medical marijuana transporter may maintain and
2 operate one or more warehouses in the state to handle medical
3 marijuana, medical marijuana concentrate and medical marijuana
4 products. Each location shall be registered and inspected by the
5 Authority prior to its use.

6 J. With the exception of a lawful transfer between medical
7 marijuana businesses who are licensed to operate at the same
8 physical address, all medical marijuana, medical marijuana
9 concentrate and medical marijuana products shall be transported:

10 1. In vehicles equipped with Global Positioning System (GPS)
11 trackers;

12 2. In a locked container and clearly labeled "Medical Marijuana
13 or Derivative"; and

14 3. In a secured area of the vehicle that is not accessible by
15 the driver during transit.

16 K. A transporter agent may possess marijuana at any location
17 while the transporter agent is transferring marijuana to or from a
18 licensed medical marijuana business, licensed medical marijuana
19 research facility or licensed medical marijuana education facility.
20 The Authority shall administer and enforce the provisions of this
21 section concerning transportation.

22 L. The Authority shall issue a transporter agent license to
23 individual agents, employees, officers or owners of a transporter
24 license in order for the individual to qualify to transport medical

1 marijuana, medical marijuana concentrate or medical marijuana
2 products.

3 M. The annual fee for a transporter agent license shall be
4 Twenty-five Dollars (\$25.00) and shall be paid by the transporter
5 license holder or the individual applicant. Transporter license
6 reprints shall be Twenty Dollars (\$20.00).

7 N. The Authority shall issue each transporter agent a registry
8 identification card within thirty (30) days of receipt of:

- 9 1. The name, address and date of birth of the person;
- 10 2. Proof of current state residency;
- 11 3. Proof of identity as required for a medical marijuana
12 business license;
- 13 4. Possession of a valid state-issued driver license;
- 14 5. Verification of employment with a licensed transporter;
- 15 6. The application and affiliated fee; and
- 16 7. A copy of the criminal background check conducted by the
17 Oklahoma State Bureau of Investigation, paid for by the applicant.

18 O. If the transporter agent application is denied, the
19 Authority shall notify the transporter in writing of the reason for
20 denying the registry identification card.

21 P. A registry identification card for a transporter shall
22 expire one (1) year after the date of issuance or upon notification
23 from the holder of the transporter license that the transporter
24 agent ceases to work as a transporter.

1 Q. The Authority may revoke the registry identification card of
2 a transporter agent who knowingly violates any provision of this
3 section, and the transporter is subject to any other penalties
4 established by law for the violation.

5 R. The Authority may revoke or suspend the transporter license
6 of a transporter that the Authority determines knowingly aided or
7 facilitated a violation of any provision of this section, and the
8 ~~license holder~~ license-holder is subject to any other penalties
9 established in law for the violation.

10 S. Vehicles used in the transport of medical marijuana or
11 medical marijuana product shall be:

- 12 1. Insured at or above the legal requirements in this state;
- 13 2. Capable of securing medical marijuana during transport; and
- 14 3. In possession of a shipping container as defined in Section
15 427.2 of this title capable of securing all transported products.

16 T. Prior to the transport of any medical marijuana, medical
17 marijuana concentrate or medical marijuana products, an inventory
18 manifest shall be prepared at the origination point of the medical
19 marijuana. The inventory manifest shall include the following
20 information:

- 21 1. For the origination point of the medical marijuana:
 - 22 a. the licensee number for the commercial grower,
23 processor or dispensary,
 - 24 b. address of origination of transport, and

1 c. name and contact information for the originating
2 licensee;

3 2. For the end recipient license holder of the medical
4 marijuana:

5 a. the license number for the dispensary, commercial
6 grower, processor, research facility or education
7 facility destination,

8 b. address of the destination, and

9 c. name and contact information for the destination
10 licensee;

11 3. Quantities by weight or unit of each type of medical
12 marijuana product contained in transport;

13 4. The date of the transport and the approximate time of
14 departure;

15 5. The arrival date and estimated time of arrival;

16 6. Printed names and signatures of the personnel accompanying
17 the transport; and

18 7. Notation of the transporting licensee.

19 U. 1. A separate inventory manifest shall be prepared for each
20 licensee receiving the medical marijuana.

21 2. The transporter agent shall provide the other medical
22 marijuana business with a copy of the inventory manifest at the time
23 the product changes hands and after the other licensee prints his or
24 her name and signs the inventory manifest.

1 3. A receiving licensee shall refuse to accept any medical
2 marijuana, medical marijuana concentrate or medical marijuana
3 products that are not accompanied by an inventory manifest.

4 4. Originating and receiving licensees shall maintain copies of
5 inventory manifests and logs of quantities of medical marijuana
6 received for seven (7) years from date of receipt.

7 SECTION 102. REPEALER 63 O.S. 2021, Section 427.16, as
8 last amended by Section 34, Chapter 228, O.S.L. 2022 (63 O.S. Supp.
9 2022, Section 427.16), is hereby repealed.

10 SECTION 103. AMENDATORY 63 O.S. 2021, Section 427.17, as
11 last amended by Section 1, Chapter 351, O.S.L. 2022 (63 O.S. Supp.
12 2022, Section 427.17), is amended to read as follows:

13 Section 427.17. A. There is hereby created a medical marijuana
14 testing laboratory license as a category of the medical marijuana
15 business license. The Oklahoma Medical Marijuana Authority is
16 hereby enabled to monitor, inspect and audit a licensed testing
17 laboratory under the Oklahoma Medical Marijuana and Patient
18 Protection Act.

19 B. 1. The Authority is hereby authorized to contract with a
20 private laboratory for the purpose of conducting compliance testing
21 of medical marijuana testing laboratories licensed in this state.
22 Any such laboratory under contract for compliance testing shall be
23 prohibited from conducting any other commercial medical marijuana
24 testing in this state. The laboratory the Authority contracts with

1 for compliance testing shall not employ, or be owned by, the
2 following:

3 ~~1. Any~~

4 a. any individual that has a direct or indirect interest
5 in a licensed medical marijuana business~~+~~, or

6 ~~2. Any~~

7 b. any individual or his or her spouse, parent, child,
8 spouse of a child, sibling or spouse of a sibling that
9 has an application for a medical marijuana business
10 license pending before the Authority or is a member of
11 the board of directors of a medical marijuana
12 business, or is an individual financially interested
13 in any licensee or medical marijuana business located
14 within this state.

15 2. The private laboratory under contract with the Authority for
16 compliance testing and a board or committee comprised of licensed
17 Oklahoma medical marijuana laboratories currently accredited by the
18 International Organization for Standardization (ISO) shall provide
19 to the Authority its recommendations for all equipment and standards
20 to be utilized by licensed medical marijuana testing laboratories
21 when testing samples of medical marijuana, medical marijuana
22 concentrate, and medical marijuana products as well as standard
23 operating procedures when extracting and testing medical marijuana,
24 medical marijuana concentrate, and medical marijuana products. The

1 recommendations shall be submitted to the Authority no later than
2 June 1, 2023. The Authority shall have ninety (90) days from the
3 date it receives the recommendations to promulgate new rules or
4 modify its current rules for laboratory standards and testing.
5 Beginning June 1, 2024, medical marijuana testing laboratories
6 renewing their medical marijuana business license shall be subject
7 to and comply with any new or modified rules relating to the testing
8 of medical marijuana, medical marijuana concentrate, and medical
9 marijuana products. The refusal or failure of a medical marijuana
10 testing laboratory licensee to comply with new or modified rules
11 relating to laboratory standards and testing procedures promulgated
12 under the provisions of this paragraph shall result in the permanent
13 revocation of the medical marijuana testing laboratory license.

14 C. The Authority shall develop acceptable testing practices
15 including, but not limited to, testing, standards, quality control
16 analysis, equipment certification and calibration, process
17 validation, and chemical identification and substances used.

18 D. A person who is a direct beneficial owner of a medical
19 marijuana dispensary, medical marijuana commercial grower or medical
20 marijuana processor shall not be an owner of a laboratory.

21 E. A laboratory and a laboratory applicant shall comply with
22 all applicable local ordinances including, but not limited to,
23 zoning, occupancy, licensing and building codes.

24

1 F. A separate license shall be required for each specific
2 laboratory.

3 G. A medical marijuana testing laboratory license may be issued
4 to a person who performs testing on medical marijuana and medical
5 marijuana products for medical marijuana businesses, medical
6 marijuana research facilities, medical marijuana education
7 facilities, and testing on marijuana and marijuana products grown or
8 produced by a patient or caregiver on behalf of a patient, upon
9 verification of registration. A medical marijuana testing
10 laboratory may also conduct research related to the development and
11 improvement of its testing practices and procedures. No state-
12 approved medical marijuana testing facility shall operate unless a
13 medical laboratory director is on site during operational hours.

14 H. Laboratory applicants and licensees shall comply with the
15 application requirements of this section and shall submit such other
16 information as required for a medical marijuana business applicant,
17 in addition to any information the Authority may request for initial
18 approval and periodic evaluations during the approval period.

19 I. A medical marijuana testing laboratory may accept samples of
20 medical marijuana, medical marijuana concentrate or medical
21 marijuana product from a medical marijuana business, medical
22 marijuana research facility or medical marijuana education facility
23 for testing purposes only, which purposes may include the provision
24 of testing services for samples submitted by a medical marijuana

1 business for product development. The Authority may require a
2 medical marijuana business to submit a sample of medical marijuana,
3 medical marijuana concentrate or medical marijuana product to a
4 medical marijuana testing or quality assurance laboratory upon
5 demand.

6 J. A medical marijuana testing laboratory may accept samples of
7 medical marijuana, medical marijuana concentrate or medical
8 marijuana product from an individual person for testing only under
9 the following conditions:

10 1. The individual person is a patient or caregiver pursuant to
11 the Oklahoma Medical Marijuana and Patient Protection Act or is a
12 participant in an approved clinical or observational study conducted
13 by a research facility; and

14 2. The medical marijuana testing laboratory shall require the
15 patient or caregiver to produce a valid patient license and current
16 and valid photo identification.

17 K. A medical marijuana testing laboratory may transfer samples
18 to another medical marijuana testing laboratory for testing. All
19 laboratory reports provided to or by a medical marijuana business or
20 to a patient or caregiver shall identify the medical marijuana
21 testing laboratory that actually conducted the test.

22 L. A medical marijuana testing laboratory may utilize a
23 licensed medical marijuana transporter to transport samples of
24 medical marijuana, medical marijuana concentrate and medical

1 marijuana product for testing, in accordance with the Oklahoma
2 Medical Marijuana and Patient Protection Act and the rules adopted
3 pursuant thereto, between the originating medical marijuana business
4 requesting testing services and the destination laboratory
5 performing testing services.

6 M. The medical marijuana testing laboratory shall establish
7 policies to prevent the existence of or appearance of undue
8 commercial, financial or other influences that may diminish the
9 competency, impartiality and integrity of the testing processes or
10 results of the laboratory, or that may diminish public confidence in
11 the competency, impartiality and integrity of the testing processes
12 or results of the laboratory. At a minimum, employees, owners or
13 agents of a medical marijuana testing laboratory who participate in
14 any aspect of the analysis and results of a sample are prohibited
15 from improperly influencing the testing process, improperly
16 manipulating data or improperly benefiting from any ongoing
17 financial, employment, personal or business relationship with the
18 medical marijuana business that provided the sample. A medical
19 marijuana testing laboratory shall not test samples for any medical
20 marijuana business in which an owner, employee or agent of the
21 medical marijuana testing laboratory has any form of ownership or
22 financial interest in the medical marijuana business.

23

24

1 N. The Authority, pursuant to rules promulgated by the
2 Executive Director of the Authority, shall develop standards,
3 policies and procedures as necessary for:

4 1. The cleanliness and orderliness of a laboratory premises and
5 the location of the laboratory in a secure location, and inspection,
6 cleaning and maintenance of any equipment or utensils used for the
7 analysis of test samples;

8 2. Testing procedures, testing standards for cannabinoid and
9 terpenoid potency and safe levels of contaminants, process
10 validation, and remediation procedures. Process validation shall be
11 voluntary, and no licensee shall be required to validate their
12 process. The Authority shall develop standards and requirements for
13 a licensee to achieve process validation by January 1, 2024. The
14 standards, policies, and procedures for process validation shall
15 include, but not be limited to:

16 a. initial requirements to achieve process validation and
17 ongoing minimum testing requirements once a licensee
18 has achieved process validation,

19 b. requiring licensees to track their marijuana and
20 marijuana product inventory with the Authority's
21 designated seed-to-sale system provided the Authority
22 has selected a seed-to-sale system. This requirement
23 for compliance with the seed-to-sale system shall be
24 mandatory for licensees seeking to achieve process

1 validation whether or not compliance with a seed-to-
2 sale system is mandatory for all licensees,

3 c. requiring licensees that are utilizing process

4 validation to use a laboratory that is certified as a
5 certified process validation testing laboratory,

6 d. requiring licensees to record and document retention

7 policies, which at a minimum shall require licensees

8 to retain all documents and records related to process

9 validation. Such records shall be maintained by the

10 licensee for as long as the licensee is continuing to

11 operate under that validated process. Licensees shall

12 retain all such documents and records for at least

13 four (4) years after the licensee has stopped using

14 the validated process or after the licensee has made a

15 significant process change to a validated process.

16 Any significant process change to the validated

17 processes of a licensee is subject to the same

18 document retention requirements and shall be retained

19 for as long as the significant process change is part

20 of an ongoing validated process, and for at least four

21 (4) years after the licensee has stopped using the

22 validated process or after the licensee has made a

23 subsequent significant process change to the validated

24

1 process. The Authority shall promulgate rules for any
2 modifications to the validated processes,

3 e. requiring licensees to keep all records and documents
4 related to their process validation ready and
5 accessible at the address listed on their marijuana
6 business license for inspection or audit by the
7 Authority without any notice from the Authority,

8 f. a process for biannual inspections by the Authority
9 that, at a minimum, includes random testing of
10 products being produced under process validation. The
11 Authority shall be the entity that obtains the random
12 sample during the biannual inspections and shall have
13 access to all products being produced or grown under
14 process validation. The Authority shall take samples
15 to the quality assurance laboratory,

16 g. a process to revoke the authority of licensees to
17 operate under process validation,

18 h. punishment for violations of process validation that,
19 at a minimum, would prohibit a licensee from operating
20 under process validation for five (5) years and the
21 assessment of a fine not to exceed Fifty Thousand
22 Dollars (\$50,000.00). Any such fine levied against a
23 licensee found to have violated the laws or rules of
24

1 process validation shall be remitted to the Department
2 of Mental Health and Substance Abuse Services,
3 i. punishment for violations if an adulterated product
4 that was produced under process validation fails
5 testing and the batch or lot has been sold to a
6 dispensary, the first violation shall be the
7 assessment of a fine not to exceed Ten Thousand
8 Dollars (\$10,000.00) and a public recall of the
9 product. The licensee shall further be required to
10 revalidate the process. A second violation within two
11 (2) years of a previous violation shall be the
12 assessment of a fine not to exceed Seventy-five
13 Thousand Dollars (\$75,000.00) and a public recall of
14 the product. The licensee shall further be prohibited
15 from utilizing process validation for a minimum of
16 five (5) years. A third violation within two (2)
17 years of a previous violation shall be the assessment
18 of a fine of Two Hundred Fifty Thousand Dollars
19 (\$250,000.00) and a public recall of the product. The
20 licensee shall further be prohibited from utilizing
21 process validation,
22 j. any willful violation of process validation shall
23 result in the assessment of a fine of Two Hundred
24 Fifty Thousand Dollars (\$250,000.00) and a license

1 revocation hearing. A second willful violation of
2 process validation shall result in the assessment of a
3 fine of One Million Dollars (\$1,000,000.00) and a
4 hearing to permanently revoke the license,

5 k. an annual registration fee of Five Thousand Dollars
6 (\$5,000.00) per licensee, in addition to any other
7 fees due by the licensee, to be deposited in the
8 Oklahoma Medical Marijuana Authority Revolving Fund
9 for the enforcement of the laws and regulations of the
10 Authority,

11 l. establishing criteria for eligibility of testing
12 laboratories to be certified as a Certified Process
13 Validation Testing Laboratory and to conduct testing
14 for licensees pursuing or operating under process
15 validation. The criteria shall, at a minimum, pass
16 five (5) consecutive blind proficiency tests without a
17 failure over the course of six (6) months. The
18 proficiency tests shall be administered by the quality
19 assurance laboratory,

20 m. punishment for violations by a Certified Process
21 Validation Testing Laboratory that has been found to
22 have been falsifying data, providing misinformation,
23 or any unethical practices related to process
24 validation at a minimum shall prohibit a licensee from

1 operating under process validation for up to twenty-
2 five (25) years and the assessment of a fine not to
3 exceed One Million Dollars (\$1,000,000.00). Any such
4 fine levied against a licensee shall be remitted to
5 the Authority for deposit into the Oklahoma Medical
6 Marijuana Authority Revolving Fund. In addition to
7 this fine, in response to a finding of a willful
8 violation of process validation by the Authority, the
9 Authority shall also be authorized to collect, levy,
10 or impose any other fee, fine, penalty, or action as
11 allowed by law, and

12 n. a process to revoke the certification of a testing
13 laboratory that is seeking to be a Certified Process
14 Validation Testing Laboratory;

15 3. Controlled access areas for storage of medical marijuana and
16 medical marijuana product test samples, waste and reference
17 standards;

18 4. Records to be retained and computer systems to be utilized
19 by the laboratory;

20 5. The possession, storage and use by the laboratory of
21 reagents, solutions and reference standards;

22 6. A certificate of analysis (COA) for each lot of reference
23 standard;

1 7. The transport and disposal of unused marijuana, marijuana
2 products and waste;

3 8. The mandatory use by a laboratory of an inventory tracking
4 system to ensure all harvest and production batches or samples
5 containing medical marijuana, medical marijuana concentrate or
6 medical marijuana products are identified and tracked from the point
7 they are transferred from a medical marijuana business, a patient or
8 a caregiver through the point of transfer, destruction or disposal.
9 The inventory tracking system reporting shall include the results of
10 any tests that are conducted on medical marijuana, medical marijuana
11 concentrate or medical marijuana product;

12 9. Standards of performance;

13 10. The employment of laboratory personnel;

14 11. A written standard operating procedure manual to be
15 maintained and updated by the laboratory;

16 12. The successful participation in a proficiency testing
17 program approved by the Executive Director for each testing category
18 listed in this section, in order to obtain and maintain
19 certification;

20 13. The establishment of and adherence to a quality assurance
21 and quality control program to ensure sufficient monitoring of
22 laboratory processes and quality of results reported;

23

24

1 14. The immediate recall of medical marijuana or medical
2 marijuana products that test above allowable thresholds or are
3 otherwise determined to be unsafe;

4 15. The establishment by the laboratory of a system to document
5 the complete chain of custody for samples from receipt through
6 disposal;

7 16. The establishment by the laboratory of a system to retain
8 and maintain all required records, including business records, and
9 processes to ensure results are reported in a timely and accurate
10 manner; and

11 17. Any other aspect of laboratory testing of medical marijuana
12 or medical marijuana product deemed necessary by the Executive
13 Director.

14 O. A medical marijuana testing laboratory shall promptly
15 provide the Authority or designee of the Authority access to a
16 report of a test and any underlying data that is conducted on a
17 sample at the request of a medical marijuana business or qualified
18 patient. A medical marijuana testing laboratory shall also provide
19 access to the Authority or designee of the Authority to laboratory
20 premises and to any material or information requested by the
21 Authority to determine compliance with the requirements of this
22 section.

23 P. A medical marijuana testing laboratory shall retain all
24 results of laboratory tests conducted on marijuana or products for a

1 period of at least seven (7) years and shall make them available to
2 the Authority upon request.

3 Q. A medical marijuana testing laboratory shall test samples
4 from each harvest batch or, product batch, or samples consistent
5 with the rules promulgated for process validation, as appropriate,
6 of medical marijuana, medical marijuana concentrate and medical
7 marijuana product for each of the following categories of testing,
8 consistent with standards developed by the Executive Director:

- 9 1. Microbials;
- 10 2. Mycotoxins;
- 11 3. Residual solvents;
- 12 4. Pesticides;
- 13 5. Tetrahydrocannabinol (THC) and other cannabinoid potency;
- 14 6. Terpenoid type and concentration; and
- 15 7. Heavy metals.

16 R. A licensed medical marijuana testing laboratory shall test
17 each individual harvest batch. A grower shall separate each harvest
18 lot of usable marijuana into harvest batches containing no more than
19 fifteen (15) pounds, with the exception of any plant material to be
20 sold to a licensed processor for the purposes of turning the plant
21 material into concentrate which may be separated into harvest
22 batches of no more than fifty (50) pounds. A processor shall
23 separate each medical marijuana production lot into production
24 batches containing no more than four (4) liters of concentrate or

1 nine (9) pounds for nonliquid products, and for final products, the
2 Oklahoma Medical Marijuana Authority shall be authorized to
3 promulgate rules on final products as necessary. Provided, however,
4 the Authority shall not require testing of final products less often
5 than every one thousand (1,000) grams of THC. As used in this
6 subsection, "final products" shall include, but not be limited to,
7 cookies, brownies, candies, gummies, beverages and chocolates.

8 S. Medical marijuana testing laboratory licensure shall be
9 contingent upon successful on-site inspection, successful
10 participation in proficiency testing and ongoing compliance with the
11 applicable requirements in this section.

12 T. A medical marijuana testing laboratory shall be inspected
13 prior to initial licensure and up to two (2) times per year
14 thereafter by an inspector approved by the Authority. The Authority
15 may enter the licensed premises of a testing laboratory to conduct
16 investigations and additional inspections when the Authority
17 believes an investigation or additional inspection is necessary due
18 to a possible violation of applicable laws, rules or regulations.

19 U. Medical marijuana testing laboratories shall obtain
20 accreditation by an accrediting body approved by the Executive
21 Director within one (1) year of the date the initial license is
22 issued. Renewal of any medical marijuana testing laboratory license
23 shall be contingent upon accreditation in accordance with this
24 subsection. All medical marijuana testing laboratories shall obtain

1 accreditation prior to applying for and receiving a medical
2 marijuana testing laboratory license.

3 V. Unless authorized by the provisions of this section, a
4 commercial grower shall not transfer or sell medical marijuana and a
5 processor shall not transfer, sell or process into a concentrate or
6 product any medical marijuana, medical marijuana concentrate or
7 medical marijuana product unless samples from each harvest batch or,
8 production batch, or samples consistent with the rules promulgated
9 for process validation, from which that medical marijuana, medical
10 marijuana concentrate or medical marijuana product was derived has
11 been tested by a medical marijuana testing laboratory and passed all
12 contaminant tests required by the Oklahoma Medical Marijuana and
13 Patient Protection Act and applicable laws, rules and regulations.
14 A licensed commercial grower may transfer medical marijuana that has
15 failed testing to a licensed processor only for the purposes of
16 decontamination or remediation and only in accordance with the
17 provisions of the Oklahoma Medical Marijuana and Patient Protection
18 Act and the rules and regulations promulgated by the Executive
19 Director. Remediated and decontaminated medical marijuana may be
20 returned only to the originating licensed commercial grower.

21 W. Kief shall not be transferred or sold except as authorized
22 in the rules and regulations promulgated by the Executive Director.

23

24

1 SECTION 104. REPEALER 63 O.S. 2021, Section 427.17, as
2 last amended by Section 1, Chapter 353, O.S.L. 2022 (63 O.S. Supp.
3 2022, Section 427.17), is hereby repealed.

4 SECTION 105. AMENDATORY 63 O.S. 2021, Section 427.18, as
5 last amended by Section 2, Chapter 141, O.S.L. 2022 (63 O.S. Supp.
6 2022, Section 427.18), is amended to read as follows:

7 Section 427.18. A. ~~An Oklahoma~~ A medical marijuana business
8 shall not sell, transfer or otherwise distribute medical marijuana
9 or medical marijuana product that has not been packaged and labeled
10 in accordance with this section and rules promulgated by the ~~State~~
11 ~~Commissioner of Health~~ Executive Director of the Oklahoma Medical
12 Marijuana Authority.

13 B. A medical marijuana dispensary shall return medical
14 marijuana and medical marijuana product that does not meet packaging
15 or labeling requirements in this section or rules promulgated
16 pursuant thereto to the entity who transferred it to the dispensary.
17 The medical marijuana dispensary shall document to whom the item was
18 returned, what was returned and the date of the return or dispose of
19 any usable marijuana that does not meet these requirements in
20 accordance with the Oklahoma Medical Marijuana and Patient
21 Protection Act.

22 C. 1. Medical marijuana packaging shall be packaged to
23 minimize its appeal to children and shall not depict images other
24

1 than the business name logo of the medical marijuana producer and
2 image of the product.

3 2. A medical marijuana business shall not place any content on
4 a container in a manner that reasonably appears to target
5 individuals under the age of twenty-one (21) including, but not
6 limited to, cartoon characters or similar images.

7 3. Labels on a container shall not include any false or
8 misleading statements.

9 4. No container shall be intentionally or knowingly labeled so
10 as to cause a reasonable patient confusion as to whether the medical
11 marijuana, medical marijuana concentrate or medical marijuana
12 product is a trademarked product or labeled in a manner that
13 violates any federal trademark law or regulation. The label on the
14 container shall include a warning that states the following:

- 15 a. "For use by licensed medical marijuana patients only",
16 and
17 b. "Keep out of reach of children".

18 5. The label on the container shall not make any claims
19 regarding health or physical benefits to the patient.

20 6. The container itself may be clear in order to allow licensed
21 medical marijuana patients and licensed medical marijuana caregivers
22 the ability to view the product inside the container but shall be
23 child-resistant, as defined in Section 427.2 of this title.

24

1 7. At the point of sale and transfer of any medical marijuana,
2 medical marijuana concentrate, or medical marijuana products to a
3 licensed medical marijuana patient or licensed medical marijuana
4 caregiver, the dispensary shall place the medical marijuana, medical
5 marijuana concentrate, or medical marijuana products in an exit
6 package, as such term is defined in Section 427.2 of this title.

7 D. ~~The State Department of Health~~ Executive Director shall
8 develop minimum standards for packaging and labeling of medical
9 marijuana, medical marijuana concentrate, and medical marijuana
10 products. Such standards shall include, but not be limited to, the
11 required contents of labels to be affixed to all medical marijuana,
12 medical marijuana concentrate, and medical marijuana products prior
13 to transfer to a licensed patient or caregiver, which shall include,
14 at a minimum:

15 1. THC and other cannabinoid potency, and terpenoid potency;

16 2. A statement indicating that the product has been tested for
17 contaminants;

18 3. One or more product warnings to be determined by the
19 ~~Department~~ Executive Director; and

20 4. Any other information the ~~Department~~ Executive Director
21 deems necessary.

22 SECTION 106. REPEALER 63 O.S. 2021, Section 427.18, as
23 last amended by Section 18, Chapter 251, O.S.L. 2022 (63 O.S. Supp.
24 2022, Section 427.18), is hereby repealed.

1 SECTION 107. AMENDATORY 68 O.S. 2021, Section 1353, as
2 last amended by Section 3, Chapter 412, O.S.L. 2022 (68 O.S. Supp.
3 2022, Section 1353), is amended to read as follows:

4 Section 1353. A. It is hereby declared to be the purpose of
5 the Oklahoma Sales Tax Code to provide funds for the financing of
6 the program provided for by the Oklahoma Social Security Act and to
7 provide revenues for the support of the functions of the state
8 government of Oklahoma, and for this purpose it is hereby expressly
9 provided that, revenues derived pursuant to the provisions of the
10 Oklahoma Sales Tax Code, subject to the apportionment requirements
11 for the Oklahoma Tax Commission and Office of Management and
12 Enterprise Services Joint Computer Enhancement Fund provided by
13 Section 265 of this title, shall be apportioned as follows:

14 1. Except as provided in subsections C ~~and~~, D and E of this
15 section, the following amounts shall be paid to the State Treasurer
16 to be placed to the credit of the General Revenue Fund to be paid
17 out pursuant to direct appropriation by the Legislature:

18 Fiscal Year	Amount
19 FY 2003 and FY 2004	86.04%
20 FY 2005	85.83%
21 FY 2006	85.54%
22 FY 2007	85.04%
23 FY 2008 through FY 2022	83.61%
24 FY 2023 through FY 2027	83.36%

FY 2028 and each fiscal year thereafter 83.61%;

2. The following amounts shall be paid to the State Treasurer to be placed to the credit of the Education Reform Revolving Fund of the State Department of Education:

a. for FY 2003, FY 2004 and FY 2005, ten and forty-two one-hundredths percent (10.42%),

b. for FY 2006 through FY 2020, ten and forty-six one-hundredths percent (10.46%),

c. for FY 2021:

(1) for the month beginning July 1, 2020, through the month ending August 31, 2020, ten and forty-six one-hundredths percent (10.46%), and

(2) for the month beginning September 1, 2020, through the month ending June 30, 2021, eleven and ninety-six one-hundredths percent (11.96%),

d. for FY 2022 and each fiscal year thereafter, ten and forty-six one-hundredths percent (10.46%);

3. The following amounts shall be paid to the State Treasurer to be placed to the credit of the Teachers' Retirement System Dedicated Revenue Revolving Fund:

Fiscal Year	Amount
FY 2003 and FY 2004	3.54%
FY 2005	3.75%
FY 2006	4.0%

1	FY 2007	4.5%
2	FY 2008 through FY 2020	5.0%
3	FY 2021:	
4	a. for the month beginning July	
5	1, 2020, through the month	
6	ending August 31, 2020	5.0%
7	b. for the month beginning	
8	September 1, 2020, through	
9	the month ending June 30,	
10	2021	3.5%
11	FY 2022	5.0%
12	FY 2023 through FY 2027	5.25%
13	FY 2028 and each fiscal year thereafter	5.0%;
14	4. a. except as otherwise provided in subparagraph b of this	
15	paragraph, for the fiscal year beginning July 1, 2022,	
16	and for each fiscal year thereafter, eighty-seven one-	
17	hundredths percent (0.87%) shall be paid to the State	
18	Treasurer to be further apportioned as follows:	
19	(1) twenty-four percent (24%) shall be placed to the	
20	credit of the Oklahoma Tourism Promotion	
21	Revolving Fund, but in no event shall such	
22	apportionment exceed Five Million Dollars	
23	(\$5,000,000.00) in any fiscal year,	
24		

1 (2) forty-four percent (44%) shall be placed to the
2 credit of the Oklahoma Tourism Capital
3 Improvement Revolving Fund, but in no event shall
4 such apportionment exceed Nine Million Dollars
5 (\$9,000,000.00) in any fiscal year, and

6 (3) thirty-two percent (32%) shall be placed to the
7 credit of the Oklahoma Route 66 Commission
8 Revolving Fund, but in no event shall such
9 apportionment exceed Six Million Six Hundred
10 Thousand Dollars (\$6,600,000.00) in any fiscal
11 year, and

12 b. any amounts which exceed the limitations of
13 subparagraph a of this paragraph shall be placed to
14 the credit of the General Revenue Fund; and

15 5. For the fiscal year beginning July 1, 2015, and for each
16 fiscal year thereafter, six one-hundredths percent (0.06%) shall be
17 placed to the credit of the Oklahoma Historical Society Capital
18 Improvement and Operations Revolving Fund, but in no event shall
19 such apportionment exceed the total amount apportioned pursuant to
20 this paragraph for the fiscal year ending on June 30, 2015. Any
21 amounts which exceed the limitations of this paragraph shall be
22 placed to the credit of the General Revenue Fund.

23 B. Provided, for the fiscal year beginning July 1, 2007, and
24 every fiscal year thereafter, an amount of revenue shall be

1 apportioned to each municipality or county which levies a sales tax
2 subject to the provisions of Section 1357.10 of this title and
3 subsection F of Section 2701 of this title equal to the amount of
4 sales tax revenue of such municipality or county exempted by the
5 provisions of Section 1357.10 of this title and subsection F of
6 Section 2701 of this title. The Oklahoma Tax Commission shall
7 promulgate and adopt rules necessary to implement the provisions of
8 this subsection.

9 C. From the monies that would otherwise be apportioned to the
10 General Revenue Fund pursuant to subsection A of this section, there
11 shall be apportioned the following amounts:

12 1. For the month ending August 31, 2019:

13 a. Nine Million Six Hundred Thousand Dollars
14 (\$9,600,000.00) to the credit of the State Highway
15 Construction and Maintenance Fund created in Section
16 1501 of Title 69 of the Oklahoma Statutes, and

17 b. Two Million Dollars (\$2,000,000.00) to the credit of
18 the Oklahoma Railroad Maintenance Revolving Fund
19 created in Section 309 of Title 66 of the Oklahoma
20 Statutes;

21 2. For the month ending September 30, 2019:

22 a. Twenty Million Dollars (\$20,000,000.00) to the credit
23 of the State Highway Construction and Maintenance Fund
24

1 created in Section 1501 of Title 69 of the Oklahoma
2 Statutes, and

3 b. Two Million Dollars (\$2,000,000.00) to the credit of
4 the Oklahoma Railroad Maintenance Revolving Fund
5 created in Section 309 of Title 66 of the Oklahoma
6 Statutes;

7 3. For the month ending October 31, 2019:

8 a. Twenty Million Dollars (\$20,000,000.00) to the credit
9 of the State Highway Construction and Maintenance Fund
10 created in Section 1501 of Title 69 of the Oklahoma
11 Statutes, and

12 b. Two Million Dollars (\$2,000,000.00) to the credit of
13 the Oklahoma Railroad Maintenance Revolving Fund
14 created in Section 309 of Title 66 of the Oklahoma
15 Statutes;

16 4. For the month ending November 30, 2019:

17 a. Twenty Million Dollars (\$20,000,000.00) to the credit
18 of the State Highway Construction and Maintenance Fund
19 created in Section 1501 of Title 69 of the Oklahoma
20 Statutes, and

21 b. Two Million Dollars (\$2,000,000.00) to the credit of
22 the Oklahoma Railroad Maintenance Revolving Fund
23 created in Section 309 of Title 66 of the Oklahoma
24 Statutes; and

1 5. For the month ending December 31, 2019:

2 a. Twenty Million Dollars (\$20,000,000.00) to the credit
3 of the State Highway Construction and Maintenance Fund
4 created in Section 1501 of Title 69 of the Oklahoma
5 Statutes, and

6 b. Two Million Dollars (\$2,000,000.00) to the credit of
7 the Oklahoma Railroad Maintenance Revolving Fund
8 created in Section 309 of Title 66 of the Oklahoma
9 Statutes.

10 D. For fiscal year 2023, and each subsequent fiscal year,
11 before any other apportionment otherwise required by this section is
12 made to the General Revenue Fund, there shall be apportioned to the
13 State Public Common School Building Equalization Fund an amount, if
14 any, as required pursuant to Section 3-104 of Title 70 of the
15 Oklahoma Statutes, not to exceed the state sales tax generated by
16 medical marijuana sales in the preceding fiscal year as reported by
17 the Oklahoma Tax Commission.

18 E. For the fiscal year ending June 30, 2023, and for each
19 fiscal year thereafter, after the apportionment required by
20 subsection D of this section, but before any other apportionment to
21 the General Revenue Fund is made, there shall be apportioned to the
22 Municipal Road Drilling Activity Revolving Fund created pursuant to
23 Section 37-501 of Title 11 of the Oklahoma Statutes the amount of
24 Five Million Dollars (\$5,000,000.00) for use by municipalities to

1 repair roads as prescribed pursuant to the requirements of Section
2 37-501 of Title 11 of the Oklahoma Statutes.

3 SECTION 108. REPEALER 68 O.S. 2021, Section 1353, as
4 last amended by Section 1, Chapter 240, O.S.L. 2022 (68 O.S. Supp.
5 2022, Section 1353), is hereby repealed.

6 SECTION 109. AMENDATORY 68 O.S. 2021, Section 1356, as
7 last amended by Section 1, Chapter 314, O.S.L. 2022 (68 O.S. Supp.
8 2022, Section 1356), is amended to read as follows:

9 Section 1356. Exemptions - Governmental and nonprofit entities.

10 There are hereby specifically exempted from the tax levied by
11 Section 1350 et seq. of this title:

12 1. Sale of tangible personal property or services to the United
13 States government or to this state, any political subdivision of
14 this state, or any agency of a political subdivision of this state;
15 provided, all sales to contractors in connection with the
16 performance of any contract with the United States government, this
17 state, or any of its political subdivisions shall not be exempted
18 from the tax levied by Section 1350 et seq. of this title, except as
19 hereinafter provided;

20 2. Sales of property to agents appointed by or under contract
21 with agencies or instrumentalities of the United States government
22 if ownership and possession of such property transfers immediately
23 to the United States government;

24

1 3. Sales of property to agents appointed by or under contract
2 with a political subdivision of this state if the sale of such
3 property is associated with the development of a qualified federal
4 facility, as provided in the Oklahoma Federal Facilities Development
5 Act, and if ownership and possession of such property transfers
6 immediately to the political subdivision or the state;

7 4. Sales made directly by county, district, or state fair
8 authorities of this state, upon the premises of the fair authority,
9 for the sole benefit of the fair authority or sales of admission
10 tickets to such fairs or fair events at any location in the state
11 authorized by county, district, or state fair authorities; provided,
12 the exemption provided by this paragraph for admission tickets to
13 fair events shall apply only to any portion of the admission price
14 that is retained by or distributed to the fair authority. As used
15 in this paragraph, "fair event" shall be limited to an event held on
16 the premises of the fair authority in conjunction with and during
17 the time period of a county, district, or state fair;

18 5. Sale of food in cafeterias or lunchrooms of elementary
19 schools, high schools, colleges, or universities which are operated
20 primarily for teachers and pupils and are not operated primarily for
21 the public or for profit;

22 6. Dues paid to fraternal, religious, civic, charitable, or
23 educational societies or organizations by regular members thereof,
24 provided, such societies or organizations operate under what is

1 commonly termed the lodge plan or system, and provided such
2 societies or organizations do not operate for a profit which inures
3 to the benefit of any individual member or members thereof to the
4 exclusion of other members and dues paid monthly or annually to
5 privately owned scientific and educational libraries by members
6 sharing the use of services rendered by such libraries with students
7 interested in the study of geology, petroleum engineering, or
8 related subjects;

9 7. Sale of tangible personal property or services to or by
10 churches, except sales made in the course of business for profit or
11 savings, competing with other persons engaged in the same, or a
12 similar business or sale of tangible personal property or services
13 by an organization exempt from federal income tax pursuant to
14 Section 501(c)(3) of the Internal Revenue Code of 1986, as amended,
15 made on behalf of or at the request of a church or churches if the
16 sale of such property is conducted not more than once each calendar
17 year for a period not to exceed three (3) days by the organization
18 and proceeds from the sale of such property are used by the church
19 or churches or by the organization for charitable purposes;

20 8. The amount of proceeds received from the sale of admission
21 tickets which is separately stated on the ticket of admission for
22 the repayment of money borrowed by any accredited state-supported
23 college or university or any public trust of which a county in this
24 state is the beneficiary, for the purpose of constructing or

1 enlarging any facility to be used for the staging of an athletic
2 event, a theatrical production, or any other form of entertainment,
3 edification or cultural cultivation to which entry is gained with a
4 paid admission ticket. Such facilities include, but are not limited
5 to, athletic fields, athletic stadiums, field houses, amphitheaters,
6 and theaters. To be eligible for this sales tax exemption, the
7 amount separately stated on the admission ticket shall be a
8 surcharge which is imposed, collected, and used for the sole purpose
9 of servicing or aiding in the servicing of debt incurred by the
10 college or university to effect the capital improvements
11 hereinbefore described;

12 9. Sales of tangible personal property or services to the
13 council organizations or similar state supervisory organizations of
14 the Boy Scouts of America, Girl Scouts of U.S.A., and Camp Fire USA;

15 10. Sale of tangible personal property or services to any
16 county, municipality, rural water district, public school district,
17 city-county library system, the institutions of The Oklahoma State
18 System of Higher Education, the Grand River Dam Authority, the
19 Northeast Oklahoma Public Facilities Authority, the Oklahoma
20 Municipal Power Authority, City of Tulsa-Rogers County Port
21 Authority, Muskogee City-County Port Authority, the Oklahoma
22 Department of Veterans Affairs, the Broken Bow Economic Development
23 Authority, Ardmore Development Authority, Durant Industrial
24 Authority, Oklahoma Ordnance Works Authority, Central Oklahoma

1 Master Conservancy District, Arbuckle Master Conservancy District,
2 Fort Cobb Master Conservancy District, Foss Reservoir Master
3 Conservancy District, Mountain Park Master Conservancy District,
4 Waurika Lake Master Conservancy District and the Office of
5 Management and Enterprise Services only when carrying out a public
6 construction contract on behalf of the Oklahoma Department of
7 Veterans Affairs, and effective July 1, 2022, the University
8 Hospitals Trust, or to any person with whom any of the above-named
9 subdivisions or agencies of this state has duly entered into a
10 public contract pursuant to law, necessary for carrying out such
11 public contract or to any subcontractor to such a public contract.
12 Any person making purchases on behalf of such subdivision or agency
13 of this state shall certify, in writing, on the copy of the invoice
14 or sales ticket to be retained by the vendor that the purchases are
15 made for and on behalf of such subdivision or agency of this state
16 and set out the name of such public subdivision or agency. Any
17 person who wrongfully or erroneously certifies that purchases are
18 for any of the above-named subdivisions or agencies of this state or
19 who otherwise violates this section shall be guilty of a misdemeanor
20 and upon conviction thereof shall be fined an amount equal to double
21 the amount of sales tax involved or incarcerated for not more than
22 sixty (60) days or both;

23 11. Sales of tangible personal property or services to private
24 institutions of higher education and private elementary and

1 secondary institutions of education accredited by the State
2 Department of Education or registered by the State Board of
3 Education for purposes of participating in federal programs or
4 accredited as defined by the Oklahoma State Regents for Higher
5 Education which are exempt from taxation pursuant to the provisions
6 of the Internal Revenue Code, 26 U.S.C., Section 501(c)(3) including
7 materials, supplies, and equipment used in the construction and
8 improvement of buildings and other structures owned by the
9 institutions and operated for educational purposes.

10 Any person, firm, agency, or entity making purchases on behalf
11 of any institution, agency or subdivision in this state, shall
12 certify in writing, on the copy of the invoice or sales ticket the
13 nature of the purchases, and violation of this paragraph shall be a
14 misdemeanor as set forth in paragraph 10 of this section;

15 12. Tuition and educational fees paid to private institutions
16 of higher education and private elementary and secondary
17 institutions of education accredited by the State Department of
18 Education or registered by the State Board of Education for purposes
19 of participating in federal programs or accredited as defined by the
20 Oklahoma State Regents for Higher Education which are exempt from
21 taxation pursuant to the provisions of the Internal Revenue Code, 26
22 U.S.C., Section 501(c)(3);

23 13. a. Sales of tangible personal property made by:
24 (1) a public school,

- 1 (2) a private school offering instruction for grade
- 2 levels kindergarten through twelfth grade,
- 3 (3) a public school district,
- 4 (4) a public or private school board,
- 5 (5) a public or private school student group or
- 6 organization,
- 7 (6) a parent-teacher association or organization
- 8 other than as specified in subparagraph b of this
- 9 paragraph, or
- 10 (7) public or private school personnel for purposes
- 11 of raising funds for the benefit of a public or
- 12 private school, public school district, public or
- 13 private school board, or public or private school
- 14 student group or organization, or

15 b. Sales of tangible personal property made by or to
16 nonprofit parent-teacher associations or organizations
17 exempt from taxation pursuant to the provisions of the
18 Internal Revenue Code, 26 U.S.C., Section 501(c)(3),
19 nonprofit local public or private school foundations
20 which solicit money or property in the name of any
21 public or private school or public school district.

22 The exemption provided by this paragraph for sales made by a
23 public or private school shall be limited to those public or private
24 schools accredited by the State Department of Education or

1 registered by the State Board of Education for purposes of
2 participating in federal programs. Sale of tangible personal
3 property in this paragraph shall include sale of admission tickets
4 and concessions at athletic events;

5 14. Sales of tangible personal property by:

- 6 a. local 4-H clubs,
- 7 b. county, regional or state 4-H councils,
- 8 c. county, regional or state 4-H committees,
- 9 d. 4-H leader associations,
- 10 e. county, regional or state 4-H foundations, and
- 11 f. authorized 4-H camps and training centers.

12 The exemption provided by this paragraph shall be limited to
13 sales for the purpose of raising funds for the benefit of such
14 organizations. Sale of tangible personal property exempted by this
15 paragraph shall include sale of admission tickets;

16 15. The first Seventy-five Thousand Dollars (\$75,000.00) each
17 year from sale of tickets and concessions at athletic events by each
18 organization exempt from taxation pursuant to the provisions of the
19 Internal Revenue Code, 26 U.S.C., Section 501(c)(4);

20 16. Sales of tangible personal property or services to any
21 person with whom the Oklahoma Tourism and Recreation Department has
22 entered into a public contract and which is necessary for carrying
23 out such contract to assist the Department in the development and
24

1 production of advertising, promotion, publicity, and public
2 relations programs;

3 17. Sales of tangible personal property or services to fire
4 departments organized pursuant to Section 592 of Title 18 of the
5 Oklahoma Statutes which items are to be used for the purposes of the
6 fire department. Any person making purchases on behalf of any such
7 fire department shall certify, in writing, on the copy of the
8 invoice or sales ticket to be retained by the vendor that the
9 purchases are made for and on behalf of such fire department and set
10 out the name of such fire department. Any person who wrongfully or
11 erroneously certifies that the purchases are for any such fire
12 department or who otherwise violates the provisions of this section
13 shall be deemed guilty of a misdemeanor and upon conviction thereof,
14 shall be fined an amount equal to double the amount of sales tax
15 involved or incarcerated for not more than sixty (60) days, or both;

16 18. Complimentary or free tickets for admission to places of
17 amusement, sports, entertainment, exhibition, display, or other
18 recreational events or activities which are issued through a box
19 office or other entity which is operated by a state institution of
20 higher education with institutional employees or by a municipality
21 with municipal employees;

22 19. The first Fifteen Thousand Dollars (\$15,000.00) each year
23 from sales of tangible personal property by fire departments
24 organized pursuant to Title 11, 18, or 19 of the Oklahoma Statutes

1 for the purposes of raising funds for the benefit of the fire
2 department. Fire departments selling tangible personal property for
3 the purposes of raising funds shall be limited to no more than six
4 (6) days each year to raise such funds in order to receive the
5 exemption granted by this paragraph;

6 20. Sales of tangible personal property or services to any Boys
7 & Girls Clubs of America affiliate in this state which is not
8 affiliated with the Salvation Army and which is exempt from taxation
9 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,
10 Section 501(c)(3);

11 21. Sales of tangible personal property or services to any
12 organization, which takes court-adjudicated juveniles for purposes
13 of rehabilitation, and which is exempt from taxation pursuant to the
14 provisions of the Internal Revenue Code, 26 U.S.C., Section
15 501(c)(3), provided that at least fifty percent (50%) of the
16 juveniles served by such organization are court adjudicated and the
17 organization receives state funds in an amount less than ten percent
18 (10%) of the annual budget of the organization;

19 22. Sales of tangible personal property or services to:

20 a. any health center as defined in Section 254b of Title
21 42 of the United States Code,

22 b. any clinic receiving disbursements of state monies
23 from the Indigent Health Care Revolving Fund pursuant
24

1 to the provisions of Section 66 of Title 56 of the
2 Oklahoma Statutes,

3 c. any community-based health center which meets all of
4 the following criteria:

5 (1) provides primary care services at no cost to the
6 recipient, and

7 (2) is exempt from taxation pursuant to the
8 provisions of Section 501(c)(3) of the Internal
9 Revenue Code, 26 U.S.C., Section 501(c)(3), and

10 d. any community mental health center as defined in
11 Section 3-302 of Title 43A of the Oklahoma Statutes;

12 23. Dues or fees including free or complimentary dues or fees
13 which have a value equivalent to the charge that could have
14 otherwise been made, to YMCAs, YWCAs, or municipally-owned
15 recreation centers for the use of facilities and programs;

16 24. The first Fifteen Thousand Dollars (\$15,000.00) each year
17 from sales of tangible personal property or services to or by a
18 cultural organization established to sponsor and promote
19 educational, charitable, and cultural events for disadvantaged
20 children, and which organization is exempt from taxation pursuant to
21 the provisions of the Internal Revenue Code, 26 U.S.C., Section
22 501(c)(3);

23 25. Sales of tangible personal property or services to museums
24 or other entities which have been accredited by the American

1 Association of Museums. Any person making purchases on behalf of
2 any such museum or other entity shall certify, in writing, on the
3 copy of the invoice or sales ticket to be retained by the vendor
4 that the purchases are made for and on behalf of such museum or
5 other entity and set out the name of such museum or other entity.
6 Any person who wrongfully or erroneously certifies that the
7 purchases are for any such museum or other entity or who otherwise
8 violates the provisions of this paragraph shall be deemed guilty of
9 a misdemeanor and, upon conviction thereof, shall be fined an amount
10 equal to double the amount of sales tax involved or incarcerated for
11 not more than sixty (60) days, or by both such fine and
12 incarceration;

13 26. Sales of tickets for admission by any museum accredited by
14 the American Association of Museums. In order to be eligible for
15 the exemption provided by this paragraph, an amount equivalent to
16 the amount of the tax which would otherwise be required to be
17 collected pursuant to the provisions of Section 1350 et seq. of this
18 title shall be separately stated on the admission ticket and shall
19 be collected and used for the sole purpose of servicing or aiding in
20 the servicing of debt incurred by the museum to effect the
21 construction, enlarging or renovation of any facility to be used for
22 entertainment, edification, or cultural cultivation to which entry
23 is gained with a paid admission ticket;

24

1 27. Sales of tangible personal property or services occurring
2 on or after June 1, 1995, to children's homes which are supported or
3 sponsored by one or more churches, members of which serve as
4 trustees of the home;

5 28. Sales of tangible personal property or services to the
6 organization known as the Disabled American Veterans, Department of
7 Oklahoma, Inc., and subordinate chapters thereof;

8 29. Sales of tangible personal property or services to youth
9 camps which are supported or sponsored by one or more churches,
10 members of which serve as trustees of the organization;

11 30. a. Until July 1, 2022, transfer of tangible personal
12 property made pursuant to Section 3226 of Title 63 of
13 the Oklahoma Statutes by the University Hospitals
14 Trust, and

15 b. Effective July 1, 2022, transfer of tangible personal
16 property or services to or by:

17 (1) the University Hospitals Trust created pursuant
18 to Section 3224 of Title 63 of the Oklahoma
19 Statutes, or

20 (2) nonprofit entities which are exempt from taxation
21 pursuant to the provisions of the Internal
22 Revenue Code of the United States, 26 U.S.C.,
23 Section 501(c)(3), which have entered into a
24

1 joint operating agreement with the University
2 Hospitals Trust;

3 31. Sales of tangible personal property or services to a
4 municipality, county, or school district pursuant to a lease or
5 lease-purchase agreement executed between the vendor and a
6 municipality, county, or school district. A copy of the lease or
7 lease-purchase agreement shall be retained by the vendor;

8 32. Sales of tangible personal property or services to any
9 spaceport user, as defined in the Oklahoma Space Industry
10 Development Act;

11 33. The sale, use, storage, consumption, or distribution in
12 this state, whether by the importer, exporter, or another person, of
13 any satellite or any associated launch vehicle including components
14 of, and parts and motors for, any such satellite or launch vehicle,
15 imported or caused to be imported into this state for the purpose of
16 export by means of launching into space. This exemption provided by
17 this paragraph shall not be affected by:

- 18 a. the destruction in whole or in part of the satellite
19 or launch vehicle,
- 20 b. the failure of a launch to occur or be successful, or
- 21 c. the absence of any transfer or title to, or possession
22 of, the satellite or launch vehicle after launch;

23 34. The sale, lease, use, storage, consumption, or distribution
24 in this state of any space facility, space propulsion system or

1 space vehicle, satellite, or station of any kind possessing space
2 flight capacity including components thereof;

3 35. The sale, lease, use, storage, consumption, or distribution
4 in this state of tangible personal property, placed on or used
5 aboard any space facility, space propulsion system or space vehicle,
6 satellite, or station possessing space flight capacity, which is
7 launched into space, irrespective of whether such tangible property
8 is returned to this state for subsequent use, storage, or
9 consumption in any manner;

10 36. The sale, lease, use, storage, consumption, or distribution
11 in this state of tangible personal property meeting the definition
12 of "section 38 property" as defined in Sections 48(a)(1)(A) and
13 (B)(i) of the Internal Revenue Code of 1986, that is an integral
14 part of and used primarily in support of space flight; however,
15 section 38 property used in support of space flight shall not
16 include general office equipment, any boat, mobile home, motor
17 vehicle, or other vehicle of a class or type required to be
18 registered, licensed, titled or documented in this state or by the
19 United States government, or any other property not specifically
20 suited to supporting space activity. The term "in support of space
21 flight", for purposes of this paragraph, means the altering,
22 monitoring, controlling, regulating, adjusting, servicing, or
23 repairing of any space facility, space propulsion systems or space

24

1 vehicle, satellite, or station possessing space flight capacity
2 including the components thereof;

3 37. The purchase or lease of machinery and equipment for use at
4 a fixed location in this state, which is used exclusively in the
5 manufacturing, processing, compounding, or producing of any space
6 facility, space propulsion system or space vehicle, satellite, or
7 station of any kind possessing space flight capacity. Provided, the
8 exemption provided for in this paragraph shall not be allowed unless
9 the purchaser or lessee signs an affidavit stating that the item or
10 items to be exempted are for the exclusive use designated herein.
11 Any person furnishing a false affidavit to the vendor for the
12 purpose of evading payment of any tax imposed by Section 1354 of
13 this title shall be subject to the penalties provided by law. As
14 used in this paragraph, "machinery and equipment" means "section 38
15 property" as defined in Sections 48(a)(1)(A) and (B)(i) of the
16 Internal Revenue Code of 1986, which is used as an integral part of
17 the manufacturing, processing, compounding, or producing of items of
18 tangible personal property. Such term includes parts and
19 accessories only to the extent that the exemption thereof is
20 consistent with the provisions of this paragraph;

21 38. The amount of a surcharge or any other amount which is
22 separately stated on an admission ticket which is imposed, collected
23 and used for the sole purpose of constructing, remodeling, or
24

1 enlarging facilities of a public trust having a municipality or
2 county as its sole beneficiary;

3 39. Sales of tangible personal property or services which are
4 directly used in or for the benefit of a state park in this state,
5 which are made to an organization which is exempt from taxation
6 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,
7 Section 501(c) (3) and which is organized primarily for the purpose
8 of supporting one or more state parks located in this state;

9 40. The sale, lease, or use of parking privileges by an
10 institution of The Oklahoma State System of Higher Education;

11 41. Sales of tangible personal property or services for use on
12 campus or school construction projects for the benefit of
13 institutions of The Oklahoma State System of Higher Education,
14 private institutions of higher education accredited by the Oklahoma
15 State Regents for Higher Education, or any public school or school
16 district when such projects are financed by or through the use of
17 nonprofit entities which are exempt from taxation pursuant to the
18 provisions of the Internal Revenue Code, 26 U.S.C., Section
19 501(c) (3);

20 42. Sales of tangible personal property or services by an
21 organization which is exempt from taxation pursuant to the
22 provisions of the Internal Revenue Code, 26 U.S.C., Section
23 501(c) (3), in the course of conducting a national championship
24 sports event, but only if all or a portion of the payment in

1 exchange therefor would qualify as the receipt of a qualified
2 sponsorship payment described in Internal Revenue Code, 26 U.S.C.,
3 Section 513(i). Sales exempted pursuant to this paragraph shall be
4 exempt from all Oklahoma sales, use, excise, and gross receipts
5 taxes;

6 43. Sales of tangible personal property or services to or by an
7 organization which:

8 a. is exempt from taxation pursuant to the provisions of
9 the Internal Revenue Code, 26 U.S.C., Section
10 501(c)(3),

11 b. is affiliated with a comprehensive university within
12 The Oklahoma State System of Higher Education, and

13 c. has been organized primarily for the purpose of
14 providing education and teacher training and
15 conducting events relating to robotics;

16 44. The first Fifteen Thousand Dollars (\$15,000.00) each year
17 from sales of tangible personal property to or by youth athletic
18 teams which are part of an athletic organization exempt from
19 taxation pursuant to the provisions of the Internal Revenue Code, 26
20 U.S.C., Section 501(c)(4), for the purposes of raising funds for the
21 benefit of the team;

22 45. Sales of tickets for admission to a collegiate athletic
23 event that is held in a facility owned or operated by a municipality
24 or a public trust of which the municipality is the sole beneficiary

1 and that actually determines or is part of a tournament or
2 tournament process for determining a conference tournament
3 championship, a conference championship, or a national championship;

4 46. Sales of tangible personal property or services to or by an
5 organization which is exempt from taxation pursuant to the
6 provisions of the Internal Revenue Code, 26 U.S.C., Section
7 501(c) (3) and is operating the Oklahoma City National Memorial and
8 Museum, an affiliate of the National Park System;

9 47. Sales of tangible personal property or services to
10 organizations which are exempt from federal taxation pursuant to the
11 provisions of Section 501(c) (3) of the Internal Revenue Code, 26
12 U.S.C., Section 501(c) (3), the memberships of which are limited to
13 honorably discharged veterans, and which furnish financial support
14 to area veterans' organizations to be used for the purpose of
15 constructing a memorial or museum;

16 48. Sales of tangible personal property or services on or after
17 January 1, 2003, to an organization which is exempt from taxation
18 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,
19 Section 501(c) (3) that is expending monies received from a private
20 foundation grant in conjunction with expenditures of local sales tax
21 revenue to construct a local public library;

22 49. Sales of tangible personal property or services to a state
23 that borders this state or any political subdivision of that state,
24 but only to the extent that the other state or political subdivision

1 exempts or does not impose a tax on similar sales of items to this
2 state or a political subdivision of this state;

3 50. Effective July 1, 2005, sales of tangible personal property
4 or services to the Career Technology Student Organizations under the
5 direction and supervision of the Oklahoma Department of Career and
6 Technology Education;

7 51. Sales of tangible personal property to a public trust
8 having either a single city, town or county or multiple cities,
9 towns or counties, or combination thereof as beneficiary or
10 beneficiaries or a nonprofit organization which is exempt from
11 taxation pursuant to the provisions of the Internal Revenue Code, 26
12 U.S.C., Section 501(c)(3) for the purpose of constructing
13 improvements to or expanding a hospital or nursing home owned and
14 operated by any such public trust or nonprofit entity prior to July
15 1, 2008, in counties with a population of less than one hundred
16 thousand (100,000) persons, according to the most recent Federal
17 Decennial Census. As used in this paragraph, "constructing
18 improvements to or expanding" shall not mean any expense for routine
19 maintenance or general repairs and shall require a project cost of
20 at least One Hundred Thousand Dollars (\$100,000.00). For purposes
21 of this paragraph, sales made to a contractor or subcontractor that
22 enters into a contractual relationship with a public trust or
23 nonprofit entity as described by this paragraph shall be considered
24 sales made to the public trust or nonprofit entity. The exemption

1 authorized by this paragraph shall be administered in the form of a
2 refund from the sales tax revenues apportioned pursuant to Section
3 1353 of this title and the vendor shall be required to collect the
4 sales tax otherwise applicable to the transaction. The purchaser
5 may apply for a refund of the sales tax paid in the manner
6 prescribed by this paragraph. Within thirty (30) days after the end
7 of each fiscal year, any purchaser that is entitled to make
8 application for a refund based upon the exempt treatment authorized
9 by this paragraph may file an application for refund of the sales
10 taxes paid during such preceding fiscal year. The Tax Commission
11 shall prescribe a form for purposes of making the application for
12 refund. The Tax Commission shall determine whether or not the total
13 amount of sales tax exemptions claimed by all purchasers is equal to
14 or less than Six Hundred Fifty Thousand Dollars (\$650,000.00). If
15 such claims are less than or equal to that amount, the Tax
16 Commission shall make refunds to the purchasers in the full amount
17 of the documented and verified sales tax amounts. If such claims by
18 all purchasers are in excess of Six Hundred Fifty Thousand Dollars
19 (\$650,000.00), the Tax Commission shall determine the amount of each
20 purchaser's claim, the total amount of all claims by all purchasers,
21 and the percentage each purchaser's claim amount bears to the total.
22 The resulting percentage determined for each purchaser shall be
23 multiplied by Six Hundred Fifty Thousand Dollars (\$650,000.00) to
24 determine the amount of refundable sales tax to be paid to each

1 purchaser. The pro rata refund amount shall be the only method to
2 recover sales taxes paid during the preceding fiscal year and no
3 balance of any sales taxes paid on a pro rata basis shall be the
4 subject of any subsequent refund claim pursuant to this paragraph;

5 52. Effective July 1, 2006, sales of tangible personal property
6 or services to any organization which assists, trains, educates, and
7 provides housing for physically and mentally handicapped persons and
8 which is exempt from taxation pursuant to the provisions of the
9 Internal Revenue Code, 26 U.S.C., Section 501(c)(3) and that
10 receives at least eighty-five percent (85%) of its annual budget
11 from state or federal funds. In order to receive the benefit of the
12 exemption authorized by this paragraph, the taxpayer shall be
13 required to make payment of the applicable sales tax at the time of
14 sale to the vendor in the manner otherwise required by law.

15 Notwithstanding any other provision of the Oklahoma Uniform Tax
16 Procedure Code to the contrary, the taxpayer shall be authorized to
17 file a claim for refund of sales taxes paid that qualify for the
18 exemption authorized by this paragraph for a period of one (1) year
19 after the date of the sale transaction. The taxpayer shall be
20 required to provide documentation as may be prescribed by the
21 Oklahoma Tax Commission in support of the refund claim. The total
22 amount of sales tax qualifying for exempt treatment pursuant to this
23 paragraph shall not exceed One Hundred Seventy-five Thousand Dollars
24 (\$175,000.00) each fiscal year. Claims for refund shall be

1 processed in the order in which such claims are received by the
2 Oklahoma Tax Commission. If a claim otherwise timely filed exceeds
3 the total amount of refunds payable for a fiscal year, such claim
4 shall be barred;

5 53. The first Two Thousand Dollars (\$2,000.00) each year of
6 sales of tangible personal property or services to, by, or for the
7 benefit of a qualified neighborhood watch organization that is
8 endorsed or supported by or working directly with a law enforcement
9 agency with jurisdiction in the area in which the neighborhood watch
10 organization is located. As used in this paragraph, "qualified
11 neighborhood watch organization" means an organization that is a
12 not-for-profit corporation under the laws of this state that was
13 created to help prevent criminal activity in an area through
14 community involvement and interaction with local law enforcement and
15 which is one of the first two thousand organizations which makes
16 application to the Oklahoma Tax Commission for the exemption after
17 March 29, 2006;

18 54. Sales of tangible personal property to a nonprofit
19 organization, exempt from taxation pursuant to the provisions of the
20 Internal Revenue Code, 26 U.S.C., Section 501(c)(3), organized
21 primarily for the purpose of providing services to homeless persons
22 during the day and located in a metropolitan area with a population
23 in excess of five hundred thousand (500,000) persons according to
24 the latest Federal Decennial Census. The exemption authorized by

1 this paragraph shall be applicable to sales of tangible personal
2 property to a qualified entity occurring on or after January 1,
3 2005;

4 55. Sales of tangible personal property or services to or by an
5 organization which is exempt from taxation pursuant to the
6 provisions of the Internal Revenue Code, 26 U.S.C., Section
7 501(c) (3) for events the principal purpose of which is to provide
8 funding for the preservation of wetlands and habitat for wild ducks;

9 56. Sales of tangible personal property or services to or by an
10 organization which is exempt from taxation pursuant to the
11 provisions of the Internal Revenue Code, 26 U.S.C., Section
12 501(c) (3) for events the principal purpose of which is to provide
13 funding for the preservation and conservation of wild turkeys;

14 57. Sales of tangible personal property or services to an
15 organization which:

16 a. is exempt from taxation pursuant to the provisions of
17 the Internal Revenue Code, 26 U.S.C., Section
18 501(c) (3), and

19 b. is part of a network of community-based, autonomous
20 member organizations that meets the following
21 criteria:

22 (1) serves people with workplace disadvantages and
23 disabilities by providing job training and
24

1 employment services, as well as job placement
2 opportunities and post-employment support,

3 (2) has locations in the United States and at least
4 twenty other countries,

5 (3) collects donated clothing and household goods to
6 sell in retail stores and provides contract labor
7 services to business and government, and

8 (4) provides documentation to the Oklahoma Tax
9 Commission that over seventy-five percent (75%)
10 of its revenues are channeled into employment,
11 job training and placement programs, and other
12 critical community services;

13 58. Sales of tickets made on or after September 21, 2005, and
14 complimentary or free tickets for admission issued on or after
15 September 21, 2005, which have a value equivalent to the charge that
16 would have otherwise been made, for admission to a professional
17 athletic event in which a team in the National Basketball
18 Association is a participant, which is held in a facility owned or
19 operated by a municipality, a county, or a public trust of which a
20 municipality or a county is the sole beneficiary, and sales of
21 tickets made on or after July 1, 2007, and complimentary or free
22 tickets for admission issued on or after July 1, 2007, which have a
23 value equivalent to the charge that would have otherwise been made,
24 for admission to a professional athletic event in which a team in

1 the National Hockey League is a participant, which is held in a
2 facility owned or operated by a municipality, a county, or a public
3 trust of which a municipality or a county is the sole beneficiary;

4 59. Sales of tickets for admission and complimentary or free
5 tickets for admission which have a value equivalent to the charge
6 that would have otherwise been made to a professional sporting event
7 involving ice hockey, baseball, basketball, football or arena
8 football, or soccer. As used in this paragraph, "professional
9 sporting event" means an organized athletic competition between
10 teams that are members of an organized league or association with
11 centralized management, other than a national league or national
12 association, that imposes requirements for participation in the
13 league upon the teams, the individual athletes, or both, and which
14 uses a salary structure to compensate the athletes;

15 60. Sales of tickets for admission to an annual event sponsored
16 by an educational and charitable organization of women which is
17 exempt from taxation pursuant to the provisions of the Internal
18 Revenue Code, 26 U.S.C., Section 501(c)(3) and has as its mission
19 promoting volunteerism, developing the potential of women and
20 improving the community through the effective action and leadership
21 of trained volunteers;

22 61. Sales of tangible personal property or services to an
23 organization, which is exempt from taxation pursuant to the
24 provisions of the Internal Revenue Code, 26 U.S.C., Section

1 501(c) (3), and which is itself a member of an organization which is
2 exempt from taxation pursuant to the provisions of the Internal
3 Revenue Code, 26 U.S.C., Section 501(c) (3), if the membership
4 organization is primarily engaged in advancing the purposes of its
5 member organizations through fundraising, public awareness, or other
6 efforts for the benefit of its member organizations, and if the
7 member organization is primarily engaged either in providing
8 educational services and programs concerning health-related diseases
9 and conditions to individuals suffering from such health-related
10 diseases and conditions or their caregivers and family members or
11 support to such individuals, or in health-related research as to
12 such diseases and conditions, or both. In order to qualify for the
13 exemption authorized by this paragraph, the member nonprofit
14 organization shall be required to provide proof to the Oklahoma Tax
15 Commission of its membership status in the membership organization;

16 62. Sales of tangible personal property or services to or by an
17 organization which is part of a national volunteer women's service
18 organization dedicated to promoting patriotism, preserving American
19 history, and securing better education for children and which has at
20 least 168,000 members in 3,000 chapters across the United States;

21 63. Sales of tangible personal property or services to or by a
22 YWCA or YMCA organization which is part of a national nonprofit
23 community service organization working to meet the health and social
24 service needs of its members across the United States;

1 64. Sales of tangible personal property or services to or by a
2 veteran's organization which is exempt from taxation pursuant to the
3 provisions of the Internal Revenue Code, 26 U.S.C., Section
4 501(c)(19) and which is known as the Veterans of Foreign Wars of the
5 United States, Oklahoma Chapters;

6 65. Sales of boxes of food by a church or by an organization,
7 which is exempt from taxation pursuant to the provisions of the
8 Internal Revenue Code, 26 U.S.C., Section 501(c)(3). To qualify
9 under the provisions of this paragraph, the organization must be
10 organized for the primary purpose of feeding needy individuals or to
11 encourage volunteer service by requiring such service in order to
12 purchase food. These boxes shall only contain edible staple food
13 items;

14 66. Sales of tangible personal property or services to any
15 person with whom a church has duly entered into a construction
16 contract, necessary for carrying out such contract or to any
17 subcontractor to such a construction contract;

18 67. Sales of tangible personal property or services used
19 exclusively for charitable or educational purposes, to or by an
20 organization which:

- 21 a. is exempt from taxation pursuant to the provisions of
22 the Internal Revenue Code, 26 U.S.C., Section
23 501(c)(3),

1 b. has filed a Not-for-Profit Certificate of
2 Incorporation in this state, and

3 c. is organized for the purpose of:

4 (1) providing training and education to
5 developmentally disabled individuals,

6 (2) educating the community about the rights,
7 abilities, and strengths of developmentally
8 disabled individuals, and

9 (3) promoting unity among developmentally disabled
10 individuals in their community and geographic
11 area;

12 68. Sales of tangible personal property or services to any
13 organization which is a shelter for abused, neglected, or abandoned
14 children and which is exempt from taxation pursuant to the
15 provisions of the Internal Revenue Code, 26 U.S.C., Section
16 501(c)(3); provided, until July 1, 2008, such exemption shall apply
17 only to eligible shelters for children from birth to age twelve (12)
18 and after July 1, 2008, such exemption shall apply to eligible
19 shelters for children from birth to age eighteen (18);

20 69. Sales of tangible personal property or services to a child
21 care center which is licensed pursuant to the Oklahoma Child Care
22 Facilities Licensing Act and which:

1 a. possesses a 3-star rating from the Department of Human
2 Services Reaching for the Stars Program or a national
3 accreditation, and

4 b. allows on-site universal prekindergarten education to
5 be provided to four-year-old children through a
6 contractual agreement with any public school or school
7 district.

8 For the purposes of this paragraph, sales made to any person,
9 firm, agency, or entity that has entered previously into a
10 contractual relationship with a child care center for construction
11 and improvement of buildings and other structures owned by the child
12 care center and operated for educational purposes shall be
13 considered sales made to a child care center. Any such person,
14 firm, agency, or entity making purchases on behalf of a child care
15 center shall certify, in writing, on the copy of the invoice or
16 sales ticket the nature of the purchase. Any such person, or person
17 acting on behalf of a firm, agency, or entity making purchases on
18 behalf of a child care center in violation of this paragraph shall
19 be guilty of a misdemeanor and upon conviction thereof shall be
20 fined an amount equal to double the amount of sales tax involved or
21 incarcerated for not more than sixty (60) days or both;

22 70. a. Sales of tangible personal property to a service
23 organization of mothers who have children who are
24 serving or who have served in the military, which

1 service organization is exempt from taxation pursuant
2 to the provisions of the Internal Revenue Code, 26
3 U.S.C., Section 501(c)(19) and which is known as the
4 Blue Star Mothers of America, Inc. The exemption
5 provided by this paragraph shall only apply to the
6 purchase of tangible personal property actually sent
7 to United States military personnel overseas who are
8 serving in a combat zone and not to any other tangible
9 personal property purchased by the organization.
10 Provided, this exemption shall not apply to any sales
11 tax levied by a city, town, county, or any other
12 jurisdiction in this state.

13 b. The exemption authorized by this paragraph shall be
14 administered in the form of a refund from the sales
15 tax revenues apportioned pursuant to Section 1353 of
16 this title, and the vendor shall be required to
17 collect the sales tax otherwise applicable to the
18 transaction. The purchaser may apply for a refund of
19 the state sales tax paid in the manner prescribed by
20 this paragraph. Within sixty (60) days after the end
21 of each calendar quarter, any purchaser that is
22 entitled to make application for a refund based upon
23 the exempt treatment authorized by this paragraph may
24 file an application for refund of the state sales

1 taxes paid during such preceding calendar quarter.

2 The Tax Commission shall prescribe a form for purposes
3 of making the application for refund.

4 c. A purchaser who applies for a refund pursuant to this
5 paragraph shall certify that the items were actually
6 sent to military personnel overseas in a combat zone.
7 Any purchaser that applies for a refund for the
8 purchase of items that are not authorized for
9 exemption under this paragraph shall be subject to a
10 penalty in the amount of Five Hundred Dollars
11 (\$500.00);

12 71. Sales of food and snack items to or by an organization
13 which is exempt from taxation pursuant to the provisions of the
14 Internal Revenue Code, 26 U.S.C., Section 501(c)(3), whose primary
15 and principal purpose is providing funding for scholarships in the
16 medical field;

17 72. Sales of tangible personal property or services for use
18 solely on construction projects for organizations which are exempt
19 from taxation pursuant to the provisions of the Internal Revenue
20 Code, 26 U.S.C., Section 501(c)(3) and whose purpose is providing
21 end-of-life care and access to hospice services to low-income
22 individuals who live in a facility owned by the organization. The
23 exemption provided by this paragraph applies to sales to the
24 organization as well as to sales to any person with whom the

1 organization has duly entered into a construction contract,
2 necessary for carrying out such contract or to any subcontractor to
3 such a construction contract. Any person making purchases on behalf
4 of such organization shall certify, in writing, on the copy of the
5 invoice or sales ticket to be retained by the vendor that the
6 purchases are made for and on behalf of such organization and set
7 out the name of such organization. Any person who wrongfully or
8 erroneously certifies that purchases are for any of the above-named
9 organizations or who otherwise violates this section shall be guilty
10 of a misdemeanor and upon conviction thereof shall be fined an
11 amount equal to double the amount of sales tax involved or
12 incarcerated for not more than sixty (60) days or both;

13 73. Sales of tickets for admission to events held by
14 organizations exempt from taxation pursuant to the provisions of the
15 Internal Revenue Code, 26 U.S.C., Section 501(c)(3) that are
16 organized for the purpose of supporting general hospitals licensed
17 by the State Department of Health;

18 74. Sales of tangible personal property or services:
19 a. to a foundation which is exempt from taxation pursuant
20 to the provisions of the Internal Revenue Code, 26
21 U.S.C., Section 501(c)(3) and which raises tax-
22 deductible contributions in support of a wide range of
23 firearms-related public interest activities of the
24 National Rifle Association of America and other

1 organizations that defend and foster Second Amendment
2 rights, and

3 b. to or by a grassroots fundraising program for sales
4 related to events to raise funds for a foundation
5 meeting the qualifications of subparagraph a of this
6 paragraph;

7 75. Sales by an organization or entity which is exempt from
8 taxation pursuant to the provisions of the Internal Revenue Code, 26
9 U.S.C., Section 501(c) (3) which are related to a fundraising event
10 sponsored by the organization or entity when the event does not
11 exceed any five (5) consecutive days and when the sales are not in
12 the organization's or the entity's regular course of business.
13 Provided, the exemption provided in this paragraph shall be limited
14 to tickets sold for admittance to the fundraising event and items
15 which were donated to the organization or entity for sale at the
16 event;

17 76. Effective November 1, 2017, sales of tangible personal
18 property or services to an organization which is exempt from
19 taxation pursuant to the provisions of the Internal Revenue Code, 26
20 U.S.C., Section 501(c) (3) and operates as a collaborative model
21 which connects community agencies in one location to serve
22 individuals and families affected by violence and where victims have
23 access to services and advocacy at no cost to the victim;

1 77. Effective July 1, 2018, sales of tangible personal property
2 or services to or by an association which is exempt from taxation
3 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,
4 Section 501(c)(19) and which is known as the National Guard
5 Association of Oklahoma;

6 78. Effective July 1, 2018, sales of tangible personal property
7 or services to or by an association which is exempt from taxation
8 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,
9 Section 501(c)(4) and which is known as the Marine Corps League of
10 Oklahoma;

11 79. Sales of tangible personal property or services to the
12 American Legion, whether the purchase is made by the entity
13 chartered by the United States Congress or is an entity organized
14 under the laws of this or another state pursuant to the authority of
15 the national American Legion organization;

16 80. Sales of tangible personal property or services to or by an
17 organization which is:

- 18 a. exempt from taxation pursuant to the provisions of the
19 Internal Revenue Code, 26 U.S.C., Section 501(c)(3),
- 20 b. verified with a letter from the MIT Fab Foundation as
21 an official member of the Fab Lab Network in
22 compliance with the Fab Charter, and
- 23 c. able to provide documentation that its primary and
24 principal purpose is to provide community access to

1 advanced 21st century manufacturing and digital
2 fabrication tools for science, technology,
3 engineering, art and math (STEAM) learning skills,
4 developing inventions, creating and sustaining
5 businesses, and producing personalized products;

6 81. Effective November 1, 2021, sales of tangible personal
7 property or services used solely for construction and remodeling
8 projects to an organization which is exempt from taxation pursuant
9 to the provisions of the Internal Revenue Code, 26 U.S.C., Section
10 501(c)(3), and which meets the following requirements:

- 11 a. its primary purpose is to construct or remodel and
12 sell affordable housing and provide homeownership
13 education to residents of Oklahoma that have an income
14 that is below one hundred percent (100%) of the Family
15 Median Income guidelines as defined by the U.S.
16 Department of Housing and Urban Development,
- 17 b. it conducts its activities in a manner that serves
18 public or charitable purposes, rather than commercial
19 purposes,
- 20 c. it receives funding and revenue and charges fees in a
21 manner that does not incentivize it or its employees
22 to act other than in the best interests of its
23 clients, and

1 d. it compensates its employees in a manner that does not
2 incentivize employees to act other than in the best
3 interests of its clients;

4 82. Effective November 1, 2021, sales of tangible personal
5 property or services to a nonprofit entity, organized pursuant to
6 Oklahoma law before January 1, 2022, exempt from federal income
7 taxation pursuant to Section 501(c) of the Internal Revenue Code of
8 1986, as amended, the principal functions of which are to provide
9 assistance to natural persons following a disaster, with program
10 emphasis on repair or restoration to single-family residential
11 dwellings or the construction of a replacement single-family
12 residential dwelling. As used in this paragraph, "disaster" means
13 damage to property with or without accompanying injury to persons
14 from heavy rain, high winds, tornadic winds, drought, wildfire,
15 snow, ice, geologic disturbances, explosions, chemical accidents or
16 spills, and other events causing damage to property on a large
17 scale. For purposes of this paragraph, an entity that expended at
18 least seventy-five percent (75%) of its funds on the restoration to
19 single-family housing following a disaster including related general
20 and administrative expenses, shall be eligible for the exemption
21 authorized by this paragraph;

22 83. Effective November 1, 2021, through December 31, 2024,
23 sales of tangible personal property or services to a museum that:
24

- 1 a. operates as a part of an organization which is exempt
2 from taxation pursuant to the provisions of the
3 Internal Revenue Code, 26 U.S.C., Section 501(c)(3),
4 b. is not accredited by the American Alliance of Museums,
5 and
6 c. operates on an annual budget of less than One Million
7 Dollars (\$1,000,000.00);

8 84. Until July 1, 2022, sales of tangible personal property or
9 services for use in a clinical practice or medical facility operated
10 by an organization which is exempt from taxation pursuant to the
11 provisions of the Internal Revenue Code of the United States, 26
12 U.S.C., Section 501(c)(3), and which has entered into a joint
13 operating agreement with the University Hospitals Trust created
14 pursuant to Section 3224 of Title 63 of the Oklahoma Statutes. The
15 exemption provided by this paragraph shall be limited to the
16 purchase of tangible personal property and services for use in
17 clinical practices or medical facilities acquired or leased by the
18 organization from the University Hospitals Authority, University
19 Hospitals Trust, or the University of Oklahoma on or after June 1,
20 2021; ~~and~~

21 85. Sales of tangible personal property or services to or by a
22 women's veterans organization, and its subchapters in this state,
23 that is exempt from taxation pursuant to the provisions of the
24

1 Internal Revenue Code, 26 U.S.C., Section 501(c)(19) and is known as
2 the Oklahoma Women Veterans Organization;

3 86. Sales of tangible personal property or services to a
4 nonprofit entity, organized pursuant to Oklahoma law before January
5 1, 2019, exempt from federal income taxation pursuant to Section
6 501(c) of the Internal Revenue Code of 1986, as amended, the
7 principal functions of which are to provide assistance to natural
8 persons following a disaster, with program emphasis on repair or
9 restoration to single-family residential dwellings or the
10 construction of a replacement single-family residential dwelling.

11 For purposes of this paragraph, an entity operated exclusively for
12 charitable and educational purposes through the coordination of
13 volunteers for the disaster recovery of homes (as derived from Part
14 III, Statement of Program Services, of Internal Revenue Service Form
15 990) and which offers its services free of charge to disaster
16 survivors statewide who are low income with no or limited means of
17 recovery on their own for the restoration to single-family housing
18 following a disaster including related general and administrative
19 expenses, shall be eligible for the exemption authorized by this
20 paragraph. The exemption provided by this paragraph shall only be
21 applicable to sales made on or after the effective date of this act.

22 As used in this paragraph, "disaster" means damage to property with
23 or without accompanying injury to persons from heavy rain, high
24 winds, tornadic winds, drought, wildfire, snow, ice, geologic

1 disturbances, explosions, chemical accidents or spills and other
2 events causing damage to property on a large scale; and

3 87. Effective July 1, 2022, sales of tangible personal property
4 or services to an organization which is exempt from taxation
5 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,
6 Section 501(c)(3) and which provides support to veterans, active
7 duty members of the Armed Forces, reservists, and members of the
8 National Guard to assist with the transition to civilian life and
9 which provides documentation to the Oklahoma Tax Commission that
10 over seventy percent (70%) of its revenue is expended on support for
11 transition to civilian life.

12 SECTION 110. REPEALER 68 O.S. 2021, Section 1356, as
13 last amended by Section 1, Chapter 295, O.S.L. 2022 (68 O.S. Supp.
14 2022, Section 1356), is hereby repealed.

15 SECTION 111. REPEALER 68 O.S. 2021, Section 1356, as
16 last amended by Section 1, Chapter 394, O.S.L. 2022 (68 O.S. Supp.
17 2022, Section 1356), is hereby repealed.

18 SECTION 112. AMENDATORY 68 O.S. 2021, Section 2101, as
19 last amended by Section 235, Chapter 282, O.S.L. 2022 (68 O.S. Supp.
20 2022, Section 2101), is amended to read as follows:

21 Section 2101. For the purpose of this article:

22 1. The term "motor vehicle" means and includes every
23 automobile, truck, truck-tractor, all-terrain vehicle, utility
24

1 vehicle or any motor bus or any self-propelled vehicle not operated
2 or driven upon fixed rails or tracks or in the air or on water;

3 2. The term "vehicle" means and includes every device in, upon,
4 or by which any person or property is, or may be, transported or
5 drawn, excepting devices moved by human or animal power, when not
6 used upon fixed rails or tracks, or in the air or on water;

7 3. The term "low-speed electrical vehicle" means and includes
8 any four-wheeled electrical vehicle that is powered by an electric
9 motor that draws current from rechargeable storage batteries or
10 other sources of electrical current and whose top speed is greater
11 than twenty (20) miles per hour but not greater than twenty-five
12 (25) miles per hour and is manufactured in compliance with the
13 National Highway Traffic Safety Administration standards for low-
14 speed vehicles in 49 C.F.R. 571.500;

15 4. The term "automobile" means and includes every motor vehicle
16 constructed and used solely for the transportation of persons for
17 purposes other than for hire or compensation;

18 5. The term "motorcycle" means and includes every motor vehicle
19 designed to travel on not more than three wheels other than an all-
20 terrain vehicle;

21 6. The term "truck" means and includes every motor vehicle
22 constructed or used for the transportation of property not falling
23 within the definition of truck-tractor, trailer or semitrailer, as
24 herein defined;

1 7. The term "truck-tractor" means and includes every motor
2 vehicle of the truck type designed to draw or support the front end
3 of a semitrailer;

4 8. The term "trailer" means and includes any vehicle designed
5 to be drawn by a truck, tractor or a truck-tractor, but supported
6 upon its own wheels;

7 9. The term "semitrailer" means and includes any vehicle
8 designed to be attached to, and having its front end supported by a
9 truck, tractor, or truck-tractor;

10 10. The term "motor bus" means and includes every motor vehicle
11 constructed so as to carry persons, and which is used or rented to
12 carry persons for compensation;

13 11. The term "manufactured home" means a residential dwelling
14 built in accordance with the National Manufactured Housing
15 Construction and Safety Standards Act of 1974, 42 U.S.C., Section
16 5401 et seq., and rules promulgated pursuant thereto and the rules
17 promulgated by the Oklahoma Used Motor Vehicle ~~and Parts,~~
18 Dismantler, and Manufactured Housing Commission pursuant to Section
19 582 of Title 47 of the Oklahoma Statutes. Manufactured home shall
20 not mean a park model recreational vehicle as defined in Section
21 1102 of Title 47 of the Oklahoma Statutes;

22 12. The term "farm tractor" means and includes any vehicle of
23 tractor type owned and operated by the purchaser and used
24 exclusively for agricultural purposes;

1 13. The term "all-terrain vehicle" means and includes every
2 vehicle defined as an all-terrain vehicle in Section 1102 of Title
3 47 of the Oklahoma Statutes;

4 14. The terms "legal ownership" and "legally owned" mean the
5 right to possession, whether acquired by purchase, barter, exchange,
6 assignment, gift, operation of law, or in any other manner;

7 15. The term "person" means and includes natural persons,
8 individuals, partnerships, firms, associations, limited liability
9 companies, corporations, estates, trustees, business trusts,
10 syndicates, this state, any county, city, municipality, school
11 district or other political subdivision of the state, or any
12 corporation or combination acting as a unit or any receiver
13 appointed by any state or federal court; and the use of the singular
14 number shall include the plural number;

15 16. The term "utility vehicle" means every vehicle defined as a
16 utility vehicle in Section 1102 of Title 47 of the Oklahoma
17 Statutes; and

18 17. The term "medium-speed electrical vehicle" means any self-
19 propelled, electrically powered four-wheeled motor vehicle, equipped
20 with a roll cage or crush-proof body design, whose speed attainable
21 in one (1) mile is more than thirty (30) miles per hour but not
22 greater than thirty-five (35) miles per hour.

23

24

1 SECTION 113. REPEALER 68 O.S. 2021, Section 2101, as
2 last amended by Section 23, Chapter 107, O.S.L. 2022 (68 O.S. Supp.
3 2022, Section 2101), is hereby repealed.

4 SECTION 114. AMENDATORY 68 O.S. 2021, Section 2358, as
5 last amended by Section 2, Chapter 341, O.S.L. 2022 (68 O.S. Supp.
6 2022, Section 2358), is amended to read as follows:

7 Section 2358. For all tax years beginning after December 31,
8 1981, taxable income and adjusted gross income shall be adjusted to
9 arrive at Oklahoma taxable income and Oklahoma adjusted gross income
10 as required by this section.

11 A. The taxable income of any taxpayer shall be adjusted to
12 arrive at Oklahoma taxable income for corporations and Oklahoma
13 adjusted gross income for individuals, as follows:

14 1. There shall be added interest income on obligations of any
15 state or political subdivision thereto which is not otherwise
16 exempted pursuant to other laws of this state, to the extent that
17 such interest is not included in taxable income and adjusted gross
18 income.

19 2. There shall be deducted amounts included in such income that
20 the state is prohibited from taxing because of the provisions of the
21 Federal Constitution, the State Constitution, federal laws or laws
22 of Oklahoma.

23 3. The amount of any federal net operating loss deduction shall
24 be adjusted as follows:

1 a. For carryovers and carrybacks to taxable years
2 beginning before January 1, 1981, the amount of any
3 net operating loss deduction allowed to a taxpayer for
4 federal income tax purposes shall be reduced to an
5 amount which is the same portion thereof as the loss
6 from sources within this state, as determined pursuant
7 to this section and Section 2362 of this title, for
8 the taxable year in which such loss is sustained is of
9 the total loss for such year;

10 b. For carryovers and carrybacks to taxable years
11 beginning after December 31, 1980, the amount of any
12 net operating loss deduction allowed for the taxable
13 year shall be an amount equal to the aggregate of the
14 Oklahoma net operating loss carryovers and carrybacks
15 to such year. Oklahoma net operating losses shall be
16 separately determined by reference to Section 172 of
17 the Internal Revenue Code, 26 U.S.C., Section 172, as
18 modified by the Oklahoma Income Tax Act, Section 2351
19 et seq. of this title, and shall be allowed without
20 regard to the existence of a federal net operating
21 loss. For tax years beginning after December 31,
22 2000, and ending before January 1, 2008, the years to
23 which such losses may be carried shall be determined
24 solely by reference to Section 172 of the Internal

1 Revenue Code, 26 U.S.C., Section 172, with the
2 exception that the terms "net operating loss" and
3 "taxable income" shall be replaced with "Oklahoma net
4 operating loss" and "Oklahoma taxable income". For
5 tax years beginning after December 31, 2007, and
6 ending before January 1, 2009, years to which such
7 losses may be carried back shall be limited to two (2)
8 years. For tax years beginning after December 31,
9 2008, the years to which such losses may be carried
10 back shall be determined solely by reference to
11 Section 172 of the Internal Revenue Code, 26 U.S.C.,
12 Section 172, with the exception that the terms "net
13 operating loss" and "taxable income" shall be replaced
14 with "Oklahoma net operating loss" and "Oklahoma
15 taxable income".

16 4. Items of the following nature shall be allocated as
17 indicated. Allowable deductions attributable to items separately
18 allocable in subparagraphs a, b and c of this paragraph, whether or
19 not such items of income were actually received, shall be allocated
20 on the same basis as those items:

21 a. Income from real and tangible personal property, such
22 as rents, oil and mining production or royalties, and
23 gains or losses from sales of such property, shall be
24

1 allocated in accordance with the situs of such
2 property;

3 b. Income from intangible personal property, such as
4 interest, dividends, patent or copyright royalties,
5 and gains or losses from sales of such property, shall
6 be allocated in accordance with the domiciliary situs
7 of the taxpayer, except that:

8 (1) where such property has acquired a nonunitary
9 business or commercial situs apart from the
10 domicile of the taxpayer such income shall be
11 allocated in accordance with such business or
12 commercial situs; interest income from
13 investments held to generate working capital for
14 a unitary business enterprise shall be included
15 in apportionable income; a resident trust or
16 resident estate shall be treated as having a
17 separate commercial or business situs insofar as
18 undistributed income is concerned, but shall not
19 be treated as having a separate commercial or
20 business situs insofar as distributed income is
21 concerned,

22 (2) for taxable years beginning after December 31,
23 2003, capital or ordinary gains or losses from
24 the sale of an ownership interest in a publicly

1 traded partnership, as defined by Section 7704(b)
2 of the Internal Revenue Code, shall be allocated
3 to this state in the ratio of the original cost
4 of such partnership's tangible property in this
5 state to the original cost of such partnership's
6 tangible property everywhere, as determined at
7 the time of the sale; if more than fifty percent
8 (50%) of the value of the partnership's assets
9 consists of intangible assets, capital or
10 ordinary gains or losses from the sale of an
11 ownership interest in the partnership shall be
12 allocated to this state in accordance with the
13 sales factor of the partnership for its first
14 full tax period immediately preceding its tax
15 period during which the ownership interest in the
16 partnership was sold; the provisions of this
17 division shall only apply if the capital or
18 ordinary gains or losses from the sale of an
19 ownership interest in a partnership do not
20 constitute qualifying gain receiving capital
21 treatment as defined in subparagraph a of
22 paragraph 2 of subsection F of this section,

23 (3) income from such property which is required to be
24 allocated pursuant to the provisions of paragraph

1 5 of this subsection shall be allocated as herein
2 provided;

3 c. Net income or loss from a business activity which is
4 not a part of business carried on within or without
5 the state of a unitary character shall be separately
6 allocated to the state in which such activity is
7 conducted;

8 d. In the case of a manufacturing or processing
9 enterprise the business of which in Oklahoma consists
10 solely of marketing its products by:

11 (1) sales having a situs without this state, shipped
12 directly to a point from without the state to a
13 purchaser within the state, commonly known as
14 interstate sales,

15 (2) sales of the product stored in public warehouses
16 within the state pursuant to "in transit"
17 tariffs, as prescribed and allowed by the
18 Interstate Commerce Commission, to a purchaser
19 within the state,

20 (3) sales of the product stored in public warehouses
21 within the state where the shipment to such
22 warehouses is not covered by "in transit"
23 tariffs, as prescribed and allowed by the
24

1 Interstate Commerce Commission, to a purchaser
2 within or without the state,
3 the Oklahoma net income shall, at the option of the
4 taxpayer, be that portion of the total net income of
5 the taxpayer for federal income tax purposes derived
6 from the manufacture and/or processing and sales
7 everywhere as determined by the ratio of the sales
8 defined in this section made to the purchaser within
9 the state to the total sales everywhere. The term
10 "public warehouse" as used in this subparagraph means
11 a licensed public warehouse, the principal business of
12 which is warehousing merchandise for the public;

13 e. In the case of insurance companies, Oklahoma taxable
14 income shall be taxable income of the taxpayer for
15 federal tax purposes, as adjusted for the adjustments
16 provided pursuant to the provisions of paragraphs 1
17 and 2 of this subsection, apportioned as follows:

18 (1) except as otherwise provided by division (2) of
19 this subparagraph, taxable income of an insurance
20 company for a taxable year shall be apportioned
21 to this state by multiplying such income by a
22 fraction, the numerator of which is the direct
23 premiums written for insurance on property or
24 risks in this state, and the denominator of which

1 is the direct premiums written for insurance on
2 property or risks everywhere. For purposes of
3 this subsection, the term "direct premiums
4 written" means the total amount of direct
5 premiums written, assessments and annuity
6 considerations as reported for the taxable year
7 on the annual statement filed by the company with
8 the Insurance Commissioner in the form approved
9 by the National Association of Insurance
10 Commissioners, or such other form as may be
11 prescribed in lieu thereof,

12 (2) if the principal source of premiums written by an
13 insurance company consists of premiums for
14 reinsurance accepted by it, the taxable income of
15 such company shall be apportioned to this state
16 by multiplying such income by a fraction, the
17 numerator of which is the sum of (a) direct
18 premiums written for insurance on property or
19 risks in this state, plus (b) premiums written
20 for reinsurance accepted in respect of property
21 or risks in this state, and the denominator of
22 which is the sum of (c) direct premiums written
23 for insurance on property or risks everywhere,
24 plus (d) premiums written for reinsurance

1 accepted in respect of property or risks
2 everywhere. For purposes of this paragraph,
3 premiums written for reinsurance accepted in
4 respect of property or risks in this state,
5 whether or not otherwise determinable, may at the
6 election of the company be determined on the
7 basis of the proportion which premiums written
8 for insurance accepted from companies
9 commercially domiciled in Oklahoma bears to
10 premiums written for reinsurance accepted from
11 all sources, or alternatively in the proportion
12 which the sum of the direct premiums written for
13 insurance on property or risks in this state by
14 each ceding company from which reinsurance is
15 accepted bears to the sum of the total direct
16 premiums written by each such ceding company for
17 the taxable year.

18 5. The net income or loss remaining after the separate
19 allocation in paragraph 4 of this subsection, being that which is
20 derived from a unitary business enterprise, shall be apportioned to
21 this state on the basis of the arithmetical average of three factors
22 consisting of property, payroll and sales or gross revenue
23 enumerated as subparagraphs a, b and c of this paragraph. Net
24 income or loss as used in this paragraph includes that derived from

1 patent or copyright royalties, purchase discounts, and interest on
2 accounts receivable relating to or arising from a business activity,
3 the income from which is apportioned pursuant to this subsection,
4 including the sale or other disposition of such property and any
5 other property used in the unitary enterprise. Deductions used in
6 computing such net income or loss shall not include taxes based on
7 or measured by income. Provided, for corporations whose property
8 for purposes of the tax imposed by Section 2355 of this title has an
9 initial investment cost equaling or exceeding Two Hundred Million
10 Dollars (\$200,000,000.00) and such investment is made on or after
11 July 1, 1997, or for corporations which expand their property or
12 facilities in this state and such expansion has an investment cost
13 equaling or exceeding Two Hundred Million Dollars (\$200,000,000.00)
14 over a period not to exceed three (3) years, and such expansion is
15 commenced on or after January 1, 2000, the three factors shall be
16 apportioned with property and payroll, each comprising twenty-five
17 percent (25%) of the apportionment factor and sales comprising fifty
18 percent (50%) of the apportionment factor. The apportionment
19 factors shall be computed as follows:

20 a. The property factor is a fraction, the numerator of
21 which is the average value of the taxpayer's real and
22 tangible personal property owned or rented and used in
23 this state during the tax period and the denominator
24 of which is the average value of all the taxpayer's

1 real and tangible personal property everywhere owned
2 or rented and used during the tax period.

3 (1) Property, the income from which is separately
4 allocated in paragraph 4 of this subsection,
5 shall not be included in determining this
6 fraction. The numerator of the fraction shall
7 include a portion of the investment in
8 transportation and other equipment having no
9 fixed situs, such as rolling stock, buses, trucks
10 and trailers, including machinery and equipment
11 carried thereon, airplanes, salespersons'
12 automobiles and other similar equipment, in the
13 proportion that miles traveled in Oklahoma by
14 such equipment bears to total miles traveled,

15 (2) Property owned by the taxpayer is valued at its
16 original cost. Property rented by the taxpayer
17 is valued at eight times the net annual rental
18 rate. Net annual rental rate is the annual
19 rental rate paid by the taxpayer, less any annual
20 rental rate received by the taxpayer from
21 subrentals,

22 (3) The average value of property shall be determined
23 by averaging the values at the beginning and
24 ending of the tax period but the Oklahoma Tax

1 Commission may require the averaging of monthly
2 values during the tax period if reasonably
3 required to reflect properly the average value of
4 the taxpayer's property;

5 b. The payroll factor is a fraction, the numerator of
6 which is the total compensation for services rendered
7 in the state during the tax period, and the
8 denominator of which is the total compensation for
9 services rendered everywhere during the tax period.
10 "Compensation", as used in this subsection means those
11 paid-for services to the extent related to the unitary
12 business but does not include officers' salaries,
13 wages and other compensation.

14 (1) In the case of a transportation enterprise, the
15 numerator of the fraction shall include a portion
16 of such expenditure in connection with employees
17 operating equipment over a fixed route, such as
18 railroad employees, airline pilots, or bus
19 drivers, in this state only a part of the time,
20 in the proportion that mileage traveled in
21 Oklahoma bears to total mileage traveled by such
22 employees,

23 (2) In any case the numerator of the fraction shall
24 include a portion of such expenditures in

1 connection with itinerant employees, such as
2 traveling salespersons, in this state only a part
3 of the time, in the proportion that time spent in
4 Oklahoma bears to total time spent in furtherance
5 of the enterprise by such employees;

6 c. The sales factor is a fraction, the numerator of which
7 is the total sales or gross revenue of the taxpayer in
8 this state during the tax period, and the denominator
9 of which is the total sales or gross revenue of the
10 taxpayer everywhere during the tax period. "Sales",
11 as used in this subsection does not include sales or
12 gross revenue which are separately allocated in
13 paragraph 4 of this subsection.

14 (1) Sales of tangible personal property have a situs
15 in this state if the property is delivered or
16 shipped to a purchaser other than the United
17 States government, within this state regardless
18 of the FOB point or other conditions of the sale;
19 or the property is shipped from an office, store,
20 warehouse, factory or other place of storage in
21 this state and (a) the purchaser is the United
22 States government or (b) the taxpayer is not
23 doing business in the state of the destination of
24 the shipment.

1 (2) In the case of a railroad or interurban railway
2 enterprise, the numerator of the fraction shall
3 not be less than the allocation of revenues to
4 this state as shown in its annual report to the
5 Corporation Commission.

6 (3) In the case of an airline, truck or bus
7 enterprise or freight car, tank car, refrigerator
8 car or other railroad equipment enterprise, the
9 numerator of the fraction shall include a portion
10 of revenue from interstate transportation in the
11 proportion that interstate mileage traveled in
12 Oklahoma bears to total interstate mileage
13 traveled.

14 (4) In the case of an oil, gasoline or gas pipeline
15 enterprise, the numerator of the fraction shall
16 be either the total of traffic units of the
17 enterprise within Oklahoma or the revenue
18 allocated to Oklahoma based upon miles moved, at
19 the option of the taxpayer, and the denominator
20 of which shall be the total of traffic units of
21 the enterprise or the revenue of the enterprise
22 everywhere as appropriate to the numerator. A
23 "traffic unit" is hereby defined as the
24 transportation for a distance of one (1) mile of

1 one (1) barrel of oil, one (1) gallon of gasoline
2 or one thousand (1,000) cubic feet of natural or
3 casinghead gas, as the case may be.

4 (5) In the case of a telephone or telegraph or other
5 communication enterprise, the numerator of the
6 fraction shall include that portion of the
7 interstate revenue as is allocated pursuant to
8 the accounting procedures prescribed by the
9 Federal Communications Commission; provided that
10 in respect to each corporation or business entity
11 required by the Federal Communications Commission
12 to keep its books and records in accordance with
13 a uniform system of accounts prescribed by such
14 Commission, the intrastate net income shall be
15 determined separately in the manner provided by
16 such uniform system of accounts and only the
17 interstate income shall be subject to allocation
18 pursuant to the provisions of this subsection.
19 Provided further, that the gross revenue factors
20 shall be those as are determined pursuant to the
21 accounting procedures prescribed by the Federal
22 Communications Commission.

23 In any case where the apportionment of the three factors
24 prescribed in this paragraph attributes to Oklahoma a portion of net

1 income of the enterprise out of all appropriate proportion to the
2 property owned and/or business transacted within this state, because
3 of the fact that one or more of the factors so prescribed are not
4 employed to any appreciable extent in furtherance of the enterprise;
5 or because one or more factors not so prescribed are employed to a
6 considerable extent in furtherance of the enterprise; or because of
7 other reasons, the Tax Commission is empowered to permit, after a
8 showing by taxpayer that an excessive portion of net income has been
9 attributed to Oklahoma, or require, when in its judgment an
10 insufficient portion of net income has been attributed to Oklahoma,
11 the elimination, substitution, or use of additional factors, or
12 reduction or increase in the weight of such prescribed factors.
13 Provided, however, that any such variance from such prescribed
14 factors which has the effect of increasing the portion of net income
15 attributable to Oklahoma must not be inherently arbitrary, and
16 application of the recomputed final apportionment to the net income
17 of the enterprise must attribute to Oklahoma only a reasonable
18 portion thereof.

19 6. For calendar years 1997 and 1998, the owner of a new or
20 expanded agricultural commodity processing facility in this state
21 may exclude from Oklahoma taxable income, or in the case of an
22 individual, the Oklahoma adjusted gross income, fifteen percent
23 (15%) of the investment by the owner in the new or expanded
24 agricultural commodity processing facility. For calendar year 1999,

1 and all subsequent years, the percentage, not to exceed fifteen
2 percent (15%), available to the owner of a new or expanded
3 agricultural commodity processing facility in this state claiming
4 the exemption shall be adjusted annually so that the total estimated
5 reduction in tax liability does not exceed One Million Dollars
6 (\$1,000,000.00) annually. The Tax Commission shall promulgate rules
7 for determining the percentage of the investment which each eligible
8 taxpayer may exclude. The exclusion provided by this paragraph
9 shall be taken in the taxable year when the investment is made. In
10 the event the total reduction in tax liability authorized by this
11 paragraph exceeds One Million Dollars (\$1,000,000.00) in any
12 calendar year, the Tax Commission shall permit any excess over One
13 Million Dollars (\$1,000,000.00) and shall factor such excess into
14 the percentage for subsequent years. Any amount of the exemption
15 permitted to be excluded pursuant to the provisions of this
16 paragraph but not used in any year may be carried forward as an
17 exemption from income pursuant to the provisions of this paragraph
18 for a period not exceeding six (6) years following the year in which
19 the investment was originally made.

20 For purposes of this paragraph:

21 a. "Agricultural commodity processing facility" means
22 building, structures, fixtures and improvements used
23 or operated primarily for the processing or production
24 of marketable products from agricultural commodities.

1 The term shall also mean a dairy operation that
2 requires a depreciable investment of at least Two
3 Hundred Fifty Thousand Dollars (\$250,000.00) and which
4 produces milk from dairy cows. The term does not
5 include a facility that provides only, and nothing
6 more than, storage, cleaning, drying or transportation
7 of agricultural commodities, and

8 b. "Facility" means each part of the facility which is
9 used in a process primarily for:

- 10 (1) the processing of agricultural commodities,
11 including receiving or storing agricultural
12 commodities, or the production of milk at a dairy
13 operation,
14 (2) transporting the agricultural commodities or
15 product before, during or after the processing,
16 or
17 (3) packaging or otherwise preparing the product for
18 sale or shipment.

19 7. Despite any provision to the contrary in paragraph 3 of this
20 subsection, for taxable years beginning after December 31, 1999, in
21 the case of a taxpayer which has a farming loss, such farming loss
22 shall be considered a net operating loss carryback in accordance
23 with and to the extent of the Internal Revenue Code, 26 U.S.C.,
24

1 Section 172(b) (G). However, the amount of the net operating loss
2 carryback shall not exceed the lesser of:

- 3 a. Sixty Thousand Dollars (\$60,000.00), or
- 4 b. the loss properly shown on Schedule F of the Internal
5 Revenue Service Form 1040 reduced by one-half (1/2) of
6 the income from all other sources other than reflected
7 on Schedule F.

8 8. In taxable years beginning after December 31, 1995, all
9 qualified wages equal to the federal income tax credit set forth in
10 26 U.S.C.A., Section 45A, shall be deducted from taxable income.
11 The deduction allowed pursuant to this paragraph shall only be
12 permitted for the tax years in which the federal tax credit pursuant
13 to 26 U.S.C.A., Section 45A, is allowed. For purposes of this
14 paragraph, "qualified wages" means those wages used to calculate the
15 federal credit pursuant to 26 U.S.C.A., Section 45A.

16 9. In taxable years beginning after December 31, 2005, an
17 employer that is eligible for and utilizes the Safety Pays OSHA
18 Consultation Service provided by the Oklahoma Department of Labor
19 shall receive an exemption from taxable income in the amount of One
20 Thousand Dollars (\$1,000.00) for the tax year that the service is
21 utilized.

22 10. For taxable years beginning on or after January 1, 2010,
23 there shall be added to Oklahoma taxable income an amount equal to
24 the amount of deferred income not included in such taxable income

1 pursuant to Section 108(i)(1) of the Internal Revenue Code of 1986
2 as amended by Section 1231 of the American Recovery and Reinvestment
3 Act of 2009 (P.L. No. 111-5). There shall be subtracted from
4 Oklahoma taxable income an amount equal to the amount of deferred
5 income included in such taxable income pursuant to Section 108(i)(1)
6 of the Internal Revenue Code by Section 1231 of the American
7 Recovery and Reinvestment Act of 2009 (P.L. No. 111-5).

8 11. For taxable years beginning on or after January 1, 2019,
9 there shall be subtracted from Oklahoma taxable income or adjusted
10 gross income any item of income or gain, and there shall be added to
11 Oklahoma taxable income or adjusted gross income any item of loss or
12 deduction that in the absence of an election pursuant to the
13 provisions of the Pass-Through Entity Tax Equity Act of 2019 would
14 be allocated to a member or to an indirect member of an electing
15 pass-through entity pursuant to Section 2351 et seq. of this title,
16 if (i) the electing pass-through entity has accounted for such item
17 in computing its Oklahoma net entity income or loss pursuant to the
18 provisions of the Pass-Through Entity Tax Equity Act of 2019, and
19 (ii) the total amount of tax attributable to any resulting Oklahoma
20 net entity income has been paid. The Oklahoma Tax Commission shall
21 promulgate rules for the reporting of such exclusion to direct and
22 indirect members of the electing pass-through entity. As used in
23 this paragraph, "electing pass-through entity", "indirect member",
24 and "member" shall be defined in the same manner as prescribed by

1 Section 2355.1P-2 of this title. Notwithstanding the application of
2 this paragraph, the adjusted tax basis of any ownership interest in
3 a pass-through entity for purposes of Section 2351 et seq. of this
4 title shall be equal to its adjusted tax basis for federal income
5 tax purposes.

6 B. 1. The taxable income of any corporation shall be further
7 adjusted to arrive at Oklahoma taxable income, except those
8 corporations electing treatment as provided in subchapter S of the
9 Internal Revenue Code, 26 U.S.C., Section 1361 et seq., and Section
10 2365 of this title, deductions pursuant to the provisions of the
11 Accelerated Cost Recovery System as defined and allowed in the
12 Economic Recovery Tax Act of 1981, Public Law 97-34, 26 U.S.C.,
13 Section 168, for depreciation of assets placed into service after
14 December 31, 1981, shall not be allowed in calculating Oklahoma
15 taxable income. Such corporations shall be allowed a deduction for
16 depreciation of assets placed into service after December 31, 1981,
17 in accordance with provisions of the Internal Revenue Code, 26
18 U.S.C., Section 1 et seq., in effect immediately prior to the
19 enactment of the Accelerated Cost Recovery System. The Oklahoma tax
20 basis for all such assets placed into service after December 31,
21 1981, calculated in this section shall be retained and utilized for
22 all Oklahoma income tax purposes through the final disposition of
23 such assets.

24

1 Notwithstanding any other provisions of the Oklahoma Income Tax
2 Act, Section 2351 et seq. of this title, or of the Internal Revenue
3 Code to the contrary, this subsection shall control calculation of
4 depreciation of assets placed into service after December 31, 1981,
5 and before January 1, 1983.

6 For assets placed in service and held by a corporation in which
7 accelerated cost recovery system was previously disallowed, an
8 adjustment to taxable income is required in the first taxable year
9 beginning after December 31, 1982, to reconcile the basis of such
10 assets to the basis allowed in the Internal Revenue Code. The
11 purpose of this adjustment is to equalize the basis and allowance
12 for depreciation accounts between that reported to the Internal
13 Revenue Service and that reported to Oklahoma.

14 2. For tax years beginning on or after January 1, 2009, and
15 ending on or before December 31, 2009, there shall be added to
16 Oklahoma taxable income any amount in excess of One Hundred Seventy-
17 five Thousand Dollars (\$175,000.00) which has been deducted as a
18 small business expense under Internal Revenue Code, Section 179 as
19 provided in the American Recovery and Reinvestment Act of 2009.

20 C. 1. For taxable years beginning after December 31, 1987, the
21 taxable income of any corporation shall be further adjusted to
22 arrive at Oklahoma taxable income for transfers of technology to
23 qualified small businesses located in Oklahoma. Such transferor
24 corporation shall be allowed an exemption from taxable income of an

1 amount equal to the amount of royalty payment received as a result
2 of such transfer; provided, however, such amount shall not exceed
3 ten percent (10%) of the amount of gross proceeds received by such
4 transferor corporation as a result of the technology transfer. Such
5 exemption shall be allowed for a period not to exceed ten (10) years
6 from the date of receipt of the first royalty payment accruing from
7 such transfer. No exemption may be claimed for transfers of
8 technology to qualified small businesses made prior to January 1,
9 1988.

10 2. For purposes of this subsection:

11 a. "Qualified small business" means an entity, whether
12 organized as a corporation, partnership, or
13 proprietorship, organized for profit with its
14 principal place of business located within this state
15 and which meets the following criteria:

16 (1) Capitalization of not more than Two Hundred Fifty
17 Thousand Dollars (\$250,000.00),

18 (2) Having at least fifty percent (50%) of its
19 employees and assets located in Oklahoma at the
20 time of the transfer, and

21 (3) Not a subsidiary or affiliate of the transferor
22 corporation;

23 b. "Technology" means a proprietary process, formula,
24 pattern, device or compilation of scientific or

1 technical information which is not in the public
2 domain;

3 c. "Transferor corporation" means a corporation which is
4 the exclusive and undisputed owner of the technology
5 at the time the transfer is made; and

6 d. "Gross proceeds" means the total amount of
7 consideration for the transfer of technology, whether
8 the consideration is in money or otherwise.

9 D. 1. For taxable years beginning after December 31, 2005, the
10 taxable income of any corporation, estate or trust, shall be further
11 adjusted for qualifying gains receiving capital treatment. Such
12 corporations, estates or trusts shall be allowed a deduction from
13 Oklahoma taxable income for the amount of qualifying gains receiving
14 capital treatment earned by the corporation, estate or trust during
15 the taxable year and included in the federal taxable income of such
16 corporation, estate or trust.

17 2. As used in this subsection:

18 a. "qualifying gains receiving capital treatment" means
19 the amount of net capital gains, as defined in Section
20 1222(11) of the Internal Revenue Code, included in the
21 federal income tax return of the corporation, estate
22 or trust that result from:

23 (1) the sale of real property or tangible personal
24 property located within Oklahoma that has been

1 directly or indirectly owned by the corporation,
2 estate or trust for a holding period of at least
3 five (5) years prior to the date of the
4 transaction from which such net capital gains
5 arise,

6 (2) the sale of stock or on the sale of an ownership
7 interest in an Oklahoma company, limited
8 liability company, or partnership where such
9 stock or ownership interest has been directly or
10 indirectly owned by the corporation, estate or
11 trust for a holding period of at least three (3)
12 years prior to the date of the transaction from
13 which the net capital gains arise, or

14 (3) the sale of real property, tangible personal
15 property or intangible personal property located
16 within Oklahoma as part of the sale of all or
17 substantially all of the assets of an Oklahoma
18 company, limited liability company, or
19 partnership where such property has been directly
20 or indirectly owned by such entity owned by the
21 owners of such entity, and used in or derived
22 from such entity for a period of at least three
23 (3) years prior to the date of the transaction
24 from which the net capital gains arise,

1 b. "holding period" means an uninterrupted period of
2 time. The holding period shall include any additional
3 period when the property was held by another
4 individual or entity, if such additional period is
5 included in the taxpayer's holding period for the
6 asset pursuant to the Internal Revenue Code,

7 c. "Oklahoma company", "limited liability company", or
8 "partnership" means an entity whose primary
9 headquarters have been located in Oklahoma for at
10 least three (3) uninterrupted years prior to the date
11 of the transaction from which the net capital gains
12 arise,

13 d. "direct" means the taxpayer directly owns the asset,
14 and

15 e. "indirect" means the taxpayer owns an interest in a
16 pass-through entity (or chain of pass-through
17 entities) that sells the asset that gives rise to the
18 qualifying gains receiving capital treatment.

19 (1) With respect to sales of real property or
20 tangible personal property located within
21 Oklahoma, the deduction described in this
22 subsection shall not apply unless the pass-
23 through entity that makes the sale has held the
24 property for not less than five (5) uninterrupted

1 years prior to the date of the transaction that
2 created the capital gain, and each pass-through
3 entity included in the chain of ownership has
4 been a member, partner, or shareholder of the
5 pass-through entity in the tier immediately below
6 it for an uninterrupted period of not less than
7 five (5) years.

8 (2) With respect to sales of stock or ownership
9 interest in or sales of all or substantially all
10 of the assets of an Oklahoma company, limited
11 liability company, or partnership, the deduction
12 described in this subsection shall not apply
13 unless the pass-through entity that makes the
14 sale has held the stock or ownership interest or
15 the assets for not less than three (3)
16 uninterrupted years prior to the date of the
17 transaction that created the capital gain, and
18 each pass-through entity included in the chain of
19 ownership has been a member, partner or
20 shareholder of the pass-through entity in the
21 tier immediately below it for an uninterrupted
22 period of not less than three (3) years.

1 E. The Oklahoma adjusted gross income of any individual
2 taxpayer shall be further adjusted as follows to arrive at Oklahoma
3 taxable income:

4 1. a. In the case of individuals, there shall be added or
5 deducted, as the case may be, the difference necessary
6 to allow personal exemptions of One Thousand Dollars
7 (\$1,000.00) in lieu of the personal exemptions allowed
8 by the Internal Revenue Code.

9 b. There shall be allowed an additional exemption of One
10 Thousand Dollars (\$1,000.00) for each taxpayer or
11 spouse who is blind at the close of the tax year. For
12 purposes of this subparagraph, an individual is blind
13 only if the central visual acuity of the individual
14 does not exceed 20/200 in the better eye with
15 correcting lenses, or if the visual acuity of the
16 individual is greater than 20/200, but is accompanied
17 by a limitation in the fields of vision such that the
18 widest diameter of the visual field subtends an angle
19 no greater than twenty (20) degrees.

20 c. There shall be allowed an additional exemption of One
21 Thousand Dollars (\$1,000.00) for each taxpayer or
22 spouse who is sixty-five (65) years of age or older at
23 the close of the tax year based upon the filing status
24 and federal adjusted gross income of the taxpayer.

1 Taxpayers with the following filing status may claim
2 this exemption if the federal adjusted gross income
3 does not exceed:

4 (1) Twenty-five Thousand Dollars (\$25,000.00) if
5 married and filing jointly~~†~~1

6 (2) Twelve Thousand Five Hundred Dollars (\$12,500.00)
7 if married and filing separately~~†~~1

8 (3) Fifteen Thousand Dollars (\$15,000.00) if single~~†~~1
9 and

10 (4) Nineteen Thousand Dollars (\$19,000.00) if a
11 qualifying head of household.

12 Provided, for taxable years beginning after December
13 31, 1999, amounts included in the calculation of
14 federal adjusted gross income pursuant to the
15 conversion of a traditional individual retirement
16 account to a Roth individual retirement account shall
17 be excluded from federal adjusted gross income for
18 purposes of the income thresholds provided in this
19 subparagraph.

- 20 2. a. For taxable years beginning on or before December 31,
21 2005, in the case of individuals who use the standard
22 deduction in determining taxable income, there shall
23 be added or deducted, as the case may be, the
24 difference necessary to allow a standard deduction in

1 lieu of the standard deduction allowed by the Internal
2 Revenue Code, in an amount equal to the larger of
3 fifteen percent (15%) of the Oklahoma adjusted gross
4 income or One Thousand Dollars (\$1,000.00), but not to
5 exceed Two Thousand Dollars (\$2,000.00), except that
6 in the case of a married individual filing a separate
7 return such deduction shall be the larger of fifteen
8 percent (15%) of such Oklahoma adjusted gross income
9 or Five Hundred Dollars (\$500.00), but not to exceed
10 the maximum amount of One Thousand Dollars
11 (\$1,000.00).

12 b. For taxable years beginning on or after January 1,
13 2006, and before January 1, 2007, in the case of
14 individuals who use the standard deduction in
15 determining taxable income, there shall be added or
16 deducted, as the case may be, the difference necessary
17 to allow a standard deduction in lieu of the standard
18 deduction allowed by the Internal Revenue Code, in an
19 amount equal to:

- 20 (1) Three Thousand Dollars (\$3,000.00), if the filing
21 status is married filing joint, head of household
22 or qualifying widow~~r~~, or
23 (2) Two Thousand Dollars (\$2,000.00), if the filing
24 status is single or married filing separate.

1 c. For the taxable year beginning on January 1, 2007, and
2 ending December 31, 2007, in the case of individuals
3 who use the standard deduction in determining taxable
4 income, there shall be added or deducted, as the case
5 may be, the difference necessary to allow a standard
6 deduction in lieu of the standard deduction allowed by
7 the Internal Revenue Code, in an amount equal to:

8 (1) Five Thousand Five Hundred Dollars (\$5,500.00),
9 if the filing status is married filing joint or
10 qualifying widow~~r~~, or

11 (2) Four Thousand One Hundred Twenty-five Dollars
12 (\$4,125.00) for a head of household~~r~~, or

13 (3) Two Thousand Seven Hundred Fifty Dollars
14 (\$2,750.00), if the filing status is single or
15 married filing separate.

16 d. For the taxable year beginning on January 1, 2008, and
17 ending December 31, 2008, in the case of individuals
18 who use the standard deduction in determining taxable
19 income, there shall be added or deducted, as the case
20 may be, the difference necessary to allow a standard
21 deduction in lieu of the standard deduction allowed by
22 the Internal Revenue Code, in an amount equal to:

- 1 (1) Six Thousand Five Hundred Dollars (\$6,500.00), if
2 the filing status is married filing joint or
3 qualifying widow, ~~or~~
- 4 (2) Four Thousand Eight Hundred Seventy-five Dollars
5 (\$4,875.00) for a head of household, or
- 6 (3) Three Thousand Two Hundred Fifty Dollars
7 (\$3,250.00), if the filing status is single or
8 married filing separate.

9 e. For the taxable year beginning on January 1, 2009, and
10 ending December 31, 2009, in the case of individuals
11 who use the standard deduction in determining taxable
12 income, there shall be added or deducted, as the case
13 may be, the difference necessary to allow a standard
14 deduction in lieu of the standard deduction allowed by
15 the Internal Revenue Code, in an amount equal to:

- 16 (1) Eight Thousand Five Hundred Dollars (\$8,500.00),
17 if the filing status is married filing joint or
18 qualifying widow, ~~or~~
- 19 (2) Six Thousand Three Hundred Seventy-five Dollars
20 (\$6,375.00) for a head of household, or
- 21 (3) Four Thousand Two Hundred Fifty Dollars
22 (\$4,250.00), if the filing status is single or
23 married filing separate.

24

1 Oklahoma adjusted gross income shall be increased by
2 any amounts paid for motor vehicle excise taxes which
3 were deducted as allowed by the Internal Revenue Code.

4 f. For taxable years beginning on or after January 1,
5 2010, and ending on December 31, 2016, in the case of
6 individuals who use the standard deduction in
7 determining taxable income, there shall be added or
8 deducted, as the case may be, the difference necessary
9 to allow a standard deduction equal to the standard
10 deduction allowed by the Internal Revenue Code, based
11 upon the amount and filing status prescribed by such
12 Code for purposes of filing federal individual income
13 tax returns.

14 g. For taxable years beginning on or after January 1,
15 2017, in the case of individuals who use the standard
16 deduction in determining taxable income, there shall
17 be added or deducted, as the case may be, the
18 difference necessary to allow a standard deduction in
19 lieu of the standard deduction allowed by the Internal
20 Revenue Code, as follows:

21 (1) Six Thousand Three Hundred Fifty Dollars
22 (\$6,350.00) for single or married filing
23 separately,
24

1 (2) Twelve Thousand Seven Hundred Dollars
2 (\$12,700.00) for married filing jointly or
3 qualifying widower with dependent child, and
4 (3) Nine Thousand Three Hundred Fifty Dollars
5 (\$9,350.00) for head of household.

6 3. a. In the case of resident and part-year resident
7 individuals having adjusted gross income from sources
8 both within and without the state, the itemized or
9 standard deductions and personal exemptions shall be
10 reduced to an amount which is the same portion of the
11 total thereof as Oklahoma adjusted gross income is of
12 adjusted gross income. To the extent itemized
13 deductions include allowable moving expense, proration
14 of moving expense shall not be required or permitted
15 but allowable moving expense shall be fully deductible
16 for those taxpayers moving within or into Oklahoma and
17 no part of moving expense shall be deductible for
18 those taxpayers moving without or out of Oklahoma.
19 All other itemized or standard deductions and personal
20 exemptions shall be subject to proration as provided
21 by law.

22 b. For taxable years beginning on or after January 1,
23 2018, the net amount of itemized deductions allowable
24 on an Oklahoma income tax return, subject to the

1 provisions of paragraph 24 of this subsection, shall
2 not exceed Seventeen Thousand Dollars (\$17,000.00).
3 For purposes of this subparagraph, charitable
4 contributions and medical expenses deductible for
5 federal income tax purposes shall be excluded from the
6 amount of Seventeen Thousand Dollars (\$17,000.00) as
7 specified by this subparagraph.

8 4. A resident individual with a physical disability
9 constituting a substantial handicap to employment may deduct from
10 Oklahoma adjusted gross income such expenditures to modify a motor
11 vehicle, home or workplace as are necessary to compensate for his or
12 her handicap. A veteran certified by the Department of Veterans
13 Affairs of the federal government as having a service-connected
14 disability shall be conclusively presumed to be an individual with a
15 physical disability constituting a substantial handicap to
16 employment. The Tax Commission shall promulgate rules containing a
17 list of combinations of common disabilities and modifications which
18 may be presumed to qualify for this deduction. The Tax Commission
19 shall prescribe necessary requirements for verification.

20 5. a. Before July 1, 2010, the first One Thousand Five
21 Hundred Dollars (\$1,500.00) received by any person
22 from the United States as salary or compensation in
23 any form, other than retirement benefits, as a member
24

1 of any component of the Armed Forces of the United
2 States shall be deducted from taxable income.

3 b. On or after July 1, 2010, one hundred percent (100%)
4 of the income received by any person from the United
5 States as salary or compensation in any form, other
6 than retirement benefits, as a member of any component
7 of the Armed Forces of the United States shall be
8 deducted from taxable income.

9 c. Whenever the filing of a timely income tax return by a
10 member of the Armed Forces of the United States is
11 made impracticable or impossible of accomplishment by
12 reason of:

13 (1) absence from the United States, which term
14 includes only the states and the District of
15 Columbia~~†~~,

16 (2) absence from the State of Oklahoma while on
17 active duty~~†~~ or

18 (3) confinement in a hospital within the United
19 States for treatment of wounds, injuries or
20 disease,

21 the time for filing a return and paying an income tax
22 shall be and is hereby extended without incurring
23 liability for interest or penalties, to the fifteenth
24 day of the third month following the month in which:

1 (a) Such individual shall return to the United
2 States if the extension is granted pursuant
3 to subparagraph a of this paragraph, return
4 to the State of Oklahoma if the extension is
5 granted pursuant to subparagraph b of this
6 paragraph or be discharged from such
7 hospital if the extension is granted
8 pursuant to subparagraph c of this
9 paragraph~~7~~, or

10 (b) An executor, administrator, or conservator
11 of the estate of the taxpayer is appointed,
12 whichever event occurs the earliest.

13 Provided, that the Tax Commission may, in its discretion, grant
14 any member of the Armed Forces of the United States an extension of
15 time for filing of income tax returns and payment of income tax
16 without incurring liabilities for interest or penalties. Such
17 extension may be granted only when in the judgment of the Tax
18 Commission a good cause exists therefor and may be for a period in
19 excess of six (6) months. A record of every such extension granted,
20 and the reason therefor, shall be kept.

21 6. Before July 1, 2010, the salary or any other form of
22 compensation, received from the United States by a member of any
23 component of the Armed Forces of the United States, shall be
24 deducted from taxable income during the time in which the person is

1 detained by the enemy in a conflict, is a prisoner of war or is
2 missing in action and not deceased; provided, after July 1, 2010,
3 all such salary or compensation shall be subject to the deduction as
4 provided pursuant to paragraph 5 of this subsection.

5 7. a. An individual taxpayer, whether resident or
6 nonresident, may deduct an amount equal to the federal
7 income taxes paid by the taxpayer during the taxable
8 year.

9 b. Federal taxes as described in subparagraph a of this
10 paragraph shall be deductible by any individual
11 taxpayer, whether resident or nonresident, only to the
12 extent they relate to income subject to taxation
13 pursuant to the provisions of the Oklahoma Income Tax
14 Act. The maximum amount allowable in the preceding
15 paragraph shall be prorated on the ratio of the
16 Oklahoma adjusted gross income to federal adjusted
17 gross income.

18 c. For the purpose of this paragraph, "federal income
19 taxes paid" shall mean federal income taxes, surtaxes
20 imposed on incomes or excess profits taxes, as though
21 the taxpayer was on the accrual basis. In determining
22 the amount of deduction for federal income taxes for
23 tax year 2001, the amount of the deduction shall not
24 be adjusted by the amount of any accelerated ten

1 percent (10%) tax rate bracket credit or advanced
2 refund of the credit received during the tax year
3 provided pursuant to the federal Economic Growth and
4 Tax Relief Reconciliation Act of 2001, P.L. No. 107-
5 16, and the advanced refund of such credit shall not
6 be subject to taxation.

7 d. The provisions of this paragraph shall apply to all
8 taxable years ending after December 31, 1978, and
9 beginning before January 1, 2006.

10 8. Retirement benefits not to exceed Five Thousand Five Hundred
11 Dollars (\$5,500.00) for the 2004 tax year, Seven Thousand Five
12 Hundred Dollars (\$7,500.00) for the 2005 tax year and Ten Thousand
13 Dollars (\$10,000.00) for the 2006 tax year and all subsequent tax
14 years, which are received by an individual from the civil service of
15 the United States, the Oklahoma Public Employees Retirement System,
16 the Teachers' Retirement System of Oklahoma, the Oklahoma Law
17 Enforcement Retirement System, the Oklahoma Firefighters Pension and
18 Retirement System, the Oklahoma Police Pension and Retirement
19 System, the employee retirement systems created by counties pursuant
20 to Section 951 et seq. of Title 19 of the Oklahoma Statutes, the
21 Uniform Retirement System for Justices and Judges, the Oklahoma
22 Wildlife Conservation Department Retirement Fund, the Oklahoma
23 Employment Security Commission Retirement Plan, or the employee
24 retirement systems created by municipalities pursuant to Section 48-

1 101 et seq. of Title 11 of the Oklahoma Statutes shall be exempt
2 from taxable income.

3 9. In taxable years beginning after December 31, 1984, Social
4 Security benefits received by an individual shall be exempt from
5 taxable income, to the extent such benefits are included in the
6 federal adjusted gross income pursuant to the provisions of Section
7 86 of the Internal Revenue Code, 26 U.S.C., Section 86.

8 10. For taxable years beginning after December 31, 1994, lump-
9 sum distributions from employer plans of deferred compensation,
10 which are not qualified plans within the meaning of Section 401(a)
11 of the Internal Revenue Code, 26 U.S.C., Section 401(a), and which
12 are deposited in and accounted for within a separate bank account or
13 brokerage account in a financial institution within this state,
14 shall be excluded from taxable income in the same manner as a
15 qualifying rollover contribution to an individual retirement account
16 within the meaning of Section 408 of the Internal Revenue Code, 26
17 U.S.C., Section 408. Amounts withdrawn from such bank or brokerage
18 account, including any earnings thereon, shall be included in
19 taxable income when withdrawn in the same manner as withdrawals from
20 individual retirement accounts within the meaning of Section 408 of
21 the Internal Revenue Code.

22 11. In taxable years beginning after December 31, 1995,
23 contributions made to and interest received from a medical savings
24

1 account established pursuant to Sections 2621 through 2623 of Title
2 63 of the Oklahoma Statutes shall be exempt from taxable income.

3 12. For taxable years beginning after December 31, 1996, the
4 Oklahoma adjusted gross income of any individual taxpayer who is a
5 swine or poultry producer may be further adjusted for the deduction
6 for depreciation allowed for new construction or expansion costs
7 which may be computed using the same depreciation method elected for
8 federal income tax purposes except that the useful life shall be
9 seven (7) years for purposes of this paragraph. If depreciation is
10 allowed as a deduction in determining the adjusted gross income of
11 an individual, any depreciation calculated and claimed pursuant to
12 this section shall in no event be a duplication of any depreciation
13 allowed or permitted on the federal income tax return of the
14 individual.

15 13. a. In taxable years beginning before January 1, 2005,
16 retirement benefits not to exceed the amounts
17 specified in this paragraph, which are received by an
18 individual sixty-five (65) years of age or older and
19 whose Oklahoma adjusted gross income is Twenty-five
20 Thousand Dollars (\$25,000.00) or less if the filing
21 status is single, head of household, or married filing
22 separate, or Fifty Thousand Dollars (\$50,000.00) or
23 less if the filing status is married filing joint or
24 qualifying widow, shall be exempt from taxable income.

1 In taxable years beginning after December 31, 2004,
2 retirement benefits not to exceed the amounts
3 specified in this paragraph, which are received by an
4 individual whose Oklahoma adjusted gross income is
5 less than the qualifying amount specified in this
6 paragraph, shall be exempt from taxable income.

7 b. For purposes of this paragraph, the qualifying amount
8 shall be as follows:

9 (1) in taxable years beginning after December 31,
10 2004, and prior to January 1, 2007, the
11 qualifying amount shall be Thirty-seven Thousand
12 Five Hundred Dollars (\$37,500.00) or less if the
13 filing status is single, head of household, or
14 married filing separate, or Seventy-five Thousand
15 Dollars (\$75,000.00) or less if the filing status
16 is married filing jointly or qualifying widow,

17 (2) in the taxable year beginning January 1, 2007,
18 the qualifying amount shall be Fifty Thousand
19 Dollars (\$50,000.00) or less if the filing status
20 is single, head of household, or married filing
21 separate, or One Hundred Thousand Dollars
22 (\$100,000.00) or less if the filing status is
23 married filing jointly or qualifying widow,
24

1 (3) in the taxable year beginning January 1, 2008,
2 the qualifying amount shall be Sixty-two Thousand
3 Five Hundred Dollars (\$62,500.00) or less if the
4 filing status is single, head of household, or
5 married filing separate, or One Hundred Twenty-
6 five Thousand Dollars (\$125,000.00) or less if
7 the filing status is married filing jointly or
8 qualifying widow,

9 (4) in the taxable year beginning January 1, 2009,
10 the qualifying amount shall be One Hundred
11 Thousand Dollars (\$100,000.00) or less if the
12 filing status is single, head of household, or
13 married filing separate, or Two Hundred Thousand
14 Dollars (\$200,000.00) or less if the filing
15 status is married filing jointly or qualifying
16 widow, and

17 (5) in the taxable year beginning January 1, 2010,
18 and subsequent taxable years, there shall be no
19 limitation upon the qualifying amount.

20 c. For purposes of this paragraph, "retirement benefits"
21 means the total distributions or withdrawals from the
22 following:
23
24

- 1 (1) an employee pension benefit plan which satisfies
2 the requirements of Section 401 of the Internal
3 Revenue Code, 26 U.S.C., Section 401,
- 4 (2) an eligible deferred compensation plan that
5 satisfies the requirements of Section 457 of the
6 Internal Revenue Code, 26 U.S.C., Section 457,
- 7 (3) an individual retirement account, annuity or
8 trust or simplified employee pension that
9 satisfies the requirements of Section 408 of the
10 Internal Revenue Code, 26 U.S.C., Section 408,
- 11 (4) an employee annuity subject to the provisions of
12 Section 403(a) or (b) of the Internal Revenue
13 Code, 26 U.S.C., Section 403(a) or (b),
- 14 (5) United States Retirement Bonds which satisfy the
15 requirements of Section 86 of the Internal
16 Revenue Code, 26 U.S.C., Section 86, or
- 17 (6) lump-sum distributions from a retirement plan
18 which satisfies the requirements of Section
19 402(e) of the Internal Revenue Code, 26 U.S.C.,
20 Section 402(e).

21 d. The amount of the exemption provided by this paragraph
22 shall be limited to Five Thousand Five Hundred Dollars
23 (\$5,500.00) for the 2004 tax year, Seven Thousand Five
24 Hundred Dollars (\$7,500.00) for the 2005 tax year and

1 Ten Thousand Dollars (\$10,000.00) for the tax year
2 2006 and for all subsequent tax years. Any individual
3 who claims the exemption provided for in paragraph 8
4 of this subsection shall not be permitted to claim a
5 combined total exemption pursuant to this paragraph
6 and paragraph 8 of this subsection in an amount
7 exceeding Five Thousand Five Hundred Dollars
8 (\$5,500.00) for the 2004 tax year, Seven Thousand Five
9 Hundred Dollars (\$7,500.00) for the 2005 tax year and
10 Ten Thousand Dollars (\$10,000.00) for the 2006 tax
11 year and all subsequent tax years.

12 14. In taxable years beginning after December 31, 1999, for an
13 individual engaged in production agriculture who has filed a
14 Schedule F form with the taxpayer's federal income tax return for
15 such taxable year, there shall be excluded from taxable income any
16 amount which was included as federal taxable income or federal
17 adjusted gross income and which consists of the discharge of an
18 obligation by a creditor of the taxpayer incurred to finance the
19 production of agricultural products.

20 15. In taxable years beginning December 31, 2000, an amount
21 equal to one hundred percent (100%) of the amount of any scholarship
22 or stipend received from participation in the Oklahoma Police Corps
23 Program, as established in Section 2-140.3 of Title 47 of the
24 Oklahoma Statutes shall be exempt from taxable income.

1 16. a. In taxable years beginning after December 31, 2001,
2 and before January 1, 2005, there shall be allowed a
3 deduction in the amount of contributions to accounts
4 established pursuant to the Oklahoma College Savings
5 Plan Act. The deduction shall equal the amount of
6 contributions to accounts, but in no event shall the
7 deduction for each contributor exceed Two Thousand
8 Five Hundred Dollars (\$2,500.00) each taxable year for
9 each account.

10 b. In taxable years beginning after December 31, 2004,
11 each taxpayer shall be allowed a deduction for
12 contributions to accounts established pursuant to the
13 Oklahoma College Savings Plan Act. The maximum annual
14 deduction shall equal the amount of contributions to
15 all such accounts plus any contributions to such
16 accounts by the taxpayer for prior taxable years after
17 December 31, 2004, which were not deducted, but in no
18 event shall the deduction for each tax year exceed Ten
19 Thousand Dollars (\$10,000.00) for each individual
20 taxpayer or Twenty Thousand Dollars (\$20,000.00) for
21 taxpayers filing a joint return. Any amount of a
22 contribution that is not deducted by the taxpayer in
23 the year for which the contribution is made may be
24 carried forward as a deduction from income for the

1 succeeding five (5) years. For taxable years
2 beginning after December 31, 2005, deductions may be
3 taken for contributions and rollovers made during a
4 taxable year and up to April 15 of the succeeding
5 year, or the due date of a taxpayer's state income tax
6 return, excluding extensions, whichever is later.
7 Provided, a deduction for the same contribution may
8 not be taken for two (2) different taxable years.

9 c. In taxable years beginning after December 31, 2006,
10 deductions for contributions made pursuant to
11 subparagraph b of this paragraph shall be limited as
12 follows:

13 (1) for a taxpayer who qualified for the five-year
14 carryforward election and who takes a rollover or
15 nonqualified withdrawal during that period, the
16 tax deduction otherwise available pursuant to
17 subparagraph b of this paragraph shall be reduced
18 by the amount which is equal to the rollover or
19 nonqualified withdrawal, and

20 (2) for a taxpayer who elects to take a rollover or
21 nonqualified withdrawal within the same tax year
22 in which a contribution was made to the
23 taxpayer's account, the tax deduction otherwise
24 available pursuant to subparagraph b of this

1 paragraph shall be reduced by the amount of the
2 contribution which is equal to the rollover or
3 nonqualified withdrawal.

4 d. If a taxpayer elects to take a rollover on a
5 contribution for which a deduction has been taken
6 pursuant to subparagraph b of this paragraph within
7 one (1) year of the date of contribution, the amount
8 of such rollover shall be included in the adjusted
9 gross income of the taxpayer in the taxable year of
10 the rollover.

11 e. If a taxpayer makes a nonqualified withdrawal of
12 contributions for which a deduction was taken pursuant
13 to subparagraph b of this paragraph, such nonqualified
14 withdrawal and any earnings thereon shall be included
15 in the adjusted gross income of the taxpayer in the
16 taxable year of the nonqualified withdrawal.

17 f. As used in this paragraph:

18 (1) "non-qualified withdrawal" means a withdrawal
19 from an Oklahoma College Savings Plan account
20 other than one of the following:

21 (a) a qualified withdrawal,

22 (b) a withdrawal made as a result of the death
23 or disability of the designated beneficiary
24 of an account,

1 (c) a withdrawal that is made on the account of
2 a scholarship or the allowance or payment
3 described in Section 135(d)(1)(B) or (C) or
4 by the Internal Revenue Code, received by
5 the designated beneficiary to the extent the
6 amount of the refund does not exceed the
7 amount of the scholarship, allowance, or
8 payment, or

9 (d) a rollover or change of designated
10 beneficiary as permitted by subsection F of
11 Section 3970.7 of Title 70 of Oklahoma
12 Statutes, and

13 (2) "rollover" means the transfer of funds from the
14 Oklahoma College Savings Plan to any other plan
15 under Section 529 of the Internal Revenue Code.

16 17. For ~~taxable years beginning after December 31, 2005~~ tax
17 years 2006 through 2021, retirement benefits received by an
18 individual from any component of the Armed Forces of the United
19 States in an amount not to exceed the greater of seventy-five
20 percent (75%) of such benefits or Ten Thousand Dollars (\$10,000.00)
21 shall be exempt from taxable income but in no case less than the
22 amount of the exemption provided by paragraph 13 of this subsection.
23 For tax year 2022 and subsequent tax years, retirement benefits

1 received by an individual from any component of the Armed Forces of
2 the United States shall be exempt from taxable income.

3 18. For taxable years beginning after December 31, 2006,
4 retirement benefits received by federal civil service retirees,
5 including survivor annuities, paid in lieu of Social Security
6 benefits shall be exempt from taxable income to the extent such
7 benefits are included in the federal adjusted gross income pursuant
8 to the provisions of Section 86 of the Internal Revenue Code, 26
9 U.S.C., Section 86, according to the following schedule:

- 10 a. in the taxable year beginning January 1, 2007, twenty
11 percent (20%) of such benefits shall be exempt,
- 12 b. in the taxable year beginning January 1, 2008, forty
13 percent (40%) of such benefits shall be exempt,
- 14 c. in the taxable year beginning January 1, 2009, sixty
15 percent (60%) of such benefits shall be exempt,
- 16 d. in the taxable year beginning January 1, 2010, eighty
17 percent (80%) of such benefits shall be exempt, and
- 18 e. in the taxable year beginning January 1, 2011, and
19 subsequent taxable years, one hundred percent (100%)
20 of such benefits shall be exempt.

21 19. a. For taxable years beginning after December 31, 2007, a
22 resident individual may deduct up to Ten Thousand
23 Dollars (\$10,000.00) from Oklahoma adjusted gross
24 income if the individual, or the dependent of the

1 individual, while living, donates one or more human
2 organs of the individual to another human being for
3 human organ transplantation. As used in this
4 paragraph, "human organ" means all or part of a liver,
5 pancreas, kidney, intestine, lung, or bone marrow. A
6 deduction that is claimed under this paragraph may be
7 claimed in the taxable year in which the human organ
8 transplantation occurs.

9 b. An individual may claim this deduction only once, and
10 the deduction may be claimed only for unreimbursed
11 expenses that are incurred by the individual and
12 related to the organ donation of the individual.

13 c. The Oklahoma Tax Commission shall promulgate rules to
14 implement the provisions of this paragraph which shall
15 contain a specific list of expenses which may be
16 presumed to qualify for the deduction. The Tax
17 Commission shall prescribe necessary requirements for
18 verification.

19 20. For taxable years beginning after December 31, 2009, there
20 shall be exempt from taxable income any amount received by the
21 beneficiary of the death benefit for an emergency medical technician
22 or a registered emergency medical responder provided by Section 1-
23 2505.1 of Title 63 of the Oklahoma Statutes.

1 21. For taxable years beginning after December 31, 2008,
2 taxable income shall be increased by any unemployment compensation
3 exempted under Section 85(c) of the Internal Revenue Code, 26
4 U.S.C., Section 85(c) (2009).

5 22. For taxable years beginning after December 31, 2008, there
6 shall be exempt from taxable income any payment in an amount less
7 than Six Hundred Dollars (\$600.00) received by a person as an award
8 for participation in a competitive livestock show event. For
9 purposes of this paragraph, the payment shall be treated as a
10 scholarship amount paid by the entity sponsoring the event and the
11 sponsoring entity shall cause the payment to be categorized as a
12 scholarship in its books and records.

13 23. For taxable years beginning on or after January 1, 2016,
14 taxable income shall be increased by any amount of state and local
15 sales or income taxes deducted under 26 U.S.C., Section 164 of the
16 Internal Revenue Code. If the amount of state and local taxes
17 deducted on the federal return is limited, taxable income on the
18 state return shall be increased only by the amount actually deducted
19 after any such limitations are applied.

20 24. For taxable years beginning after December 31, 2020, each
21 taxpayer shall be allowed a deduction for contributions to accounts
22 established pursuant to the Achieving a Better Life Experience
23 (ABLE) Program as established in Section 4001.1 et seq. of Title 56
24 of the Oklahoma Statutes. For any tax year, the deduction provided

1 for in this paragraph shall not exceed Ten Thousand Dollars
2 (\$10,000.00) for an individual taxpayer or Twenty Thousand Dollars
3 (\$20,000.00) for taxpayers filing a joint return. Any amount of
4 contribution not deducted by the taxpayer in the tax year for which
5 the contribution is made may be carried forward as a deduction from
6 income for up to five (5) tax years. Deductions may be taken for
7 contributions made during the tax year and through April 15 of the
8 succeeding tax year, or through the due date of a taxpayer's state
9 income tax return excluding extensions, whichever is later.
10 Provided, a deduction for the same contribution may not be taken in
11 more than one (1) tax year.

12 F. 1. For taxable years beginning after December 31, 2004, a
13 deduction from the Oklahoma adjusted gross income of any individual
14 taxpayer shall be allowed for qualifying gains receiving capital
15 treatment that are included in the federal adjusted gross income of
16 such individual taxpayer during the taxable year.

17 2. As used in this subsection:

18 a. "qualifying gains receiving capital treatment" means
19 the amount of net capital gains, as defined in Section
20 1222(11) of the Internal Revenue Code, included in an
21 individual taxpayer's federal income tax return that
22 result from:

23 (1) the sale of real property or tangible personal
24 property located within Oklahoma that has been

1 directly or indirectly owned by the individual
2 taxpayer for a holding period of at least five
3 (5) years prior to the date of the transaction
4 from which such net capital gains arise,

5 (2) the sale of stock or the sale of a direct or
6 indirect ownership interest in an Oklahoma
7 company, limited liability company, or
8 partnership where such stock or ownership
9 interest has been directly or indirectly owned by
10 the individual taxpayer for a holding period of
11 at least two (2) years prior to the date of the
12 transaction from which the net capital gains
13 arise, or

14 (3) the sale of real property, tangible personal
15 property or intangible personal property located
16 within Oklahoma as part of the sale of all or
17 substantially all of the assets of an Oklahoma
18 company, limited liability company, or
19 partnership or an Oklahoma proprietorship
20 business enterprise where such property has been
21 directly or indirectly owned by such entity or
22 business enterprise or owned by the owners of
23 such entity or business enterprise for a period
24 of at least two (2) years prior to the date of

1 the transaction from which the net capital gains
2 arise,

3 b. "holding period" means an uninterrupted period of
4 time. The holding period shall include any additional
5 period when the property was held by another
6 individual or entity, if such additional period is
7 included in the taxpayer's holding period for the
8 asset pursuant to the Internal Revenue Code,

9 c. "Oklahoma company," "limited liability company," or
10 "partnership" means an entity whose primary
11 headquarters have been located in Oklahoma for at
12 least three (3) uninterrupted years prior to the date
13 of the transaction from which the net capital gains
14 arise,

15 d. "direct" means the individual taxpayer directly owns
16 the asset,

17 e. "indirect" means the individual taxpayer owns an
18 interest in a pass-through entity (or chain of pass-
19 through entities) that sells the asset that gives rise
20 to the qualifying gains receiving capital treatment.

21 (1) With respect to sales of real property or
22 tangible personal property located within
23 Oklahoma, the deduction described in this
24 subsection shall not apply unless the pass-

1 through entity that makes the sale has held the
2 property for not less than five (5) uninterrupted
3 years prior to the date of the transaction that
4 created the capital gain, and each pass-through
5 entity included in the chain of ownership has
6 been a member, partner, or shareholder of the
7 pass-through entity in the tier immediately below
8 it for an uninterrupted period of not less than
9 five (5) years.

10 (2) With respect to sales of stock or ownership
11 interest in or sales of all or substantially all
12 of the assets of an Oklahoma company, limited
13 liability company, partnership or Oklahoma
14 proprietorship business enterprise, the deduction
15 described in this subsection shall not apply
16 unless the pass-through entity that makes the
17 sale has held the stock or ownership interest for
18 not less than two (2) uninterrupted years prior
19 to the date of the transaction that created the
20 capital gain, and each pass-through entity
21 included in the chain of ownership has been a
22 member, partner or shareholder of the pass-
23 through entity in the tier immediately below it
24 for an uninterrupted period of not less than two

1 (2) years. For purposes of this division,
2 uninterrupted ownership prior to July 1, 2007,
3 shall be included in the determination of the
4 required holding period prescribed by this
5 division, and

6 f. "Oklahoma proprietorship business enterprise" means a
7 business enterprise whose income and expenses have
8 been reported on Schedule C or F of an individual
9 taxpayer's federal income tax return, or any similar
10 successor schedule published by the Internal Revenue
11 Service and whose primary headquarters have been
12 located in Oklahoma for at least three (3)
13 uninterrupted years prior to the date of the
14 transaction from which the net capital gains arise.

15 G. 1. For purposes of computing its Oklahoma taxable income
16 under this section, the dividends-paid deduction otherwise allowed
17 by federal law in computing net income of a real estate investment
18 trust that is subject to federal income tax shall be added back in
19 computing the tax imposed by this state under this title if the real
20 estate investment trust is a captive real estate investment trust.

21 2. For purposes of computing its Oklahoma taxable income under
22 this section, a taxpayer shall add back otherwise deductible rents
23 and interest expenses paid to a captive real estate investment trust
24

1 that is not subject to the provisions of paragraph 1 of this
2 subsection. As used in this subsection:

3 a. the term "real estate investment trust" or "REIT"
4 means the meaning ascribed to such term in Section 856
5 of the Internal Revenue Code,

6 b. the term "captive real estate investment trust" means
7 a real estate investment trust, the shares or
8 beneficial interests of which are not regularly traded
9 on an established securities market and more than
10 fifty percent (50%) of the voting power or value of
11 the beneficial interests or shares of which are owned
12 or controlled, directly or indirectly, or
13 constructively, by a single entity that is:

- 14 (1) treated as an association taxable as a
15 corporation under the Internal Revenue Code, and
16 (2) not exempt from federal income tax pursuant to
17 the provisions of Section 501(a) of the Internal
18 Revenue Code.

19 The term shall not include a real estate investment
20 trust that is intended to be regularly traded on an
21 established securities market, and that satisfies the
22 requirements of Section 856(a)(5) and (6) of the U.S.
23 Internal Revenue Code by reason of Section 856(h)(2)
24 of the Internal Revenue Code,

1 c. the term "association taxable as a corporation" shall
2 not include the following entities:

3 (1) any real estate investment trust as defined in
4 paragraph a of this subsection other than a
5 "captive real estate investment trust", ~~or~~

6 (2) any qualified real estate investment trust
7 subsidiary under Section 856(i) of the Internal
8 Revenue Code, other than a qualified REIT
9 subsidiary of a "captive real estate investment
10 trust", ~~or~~

11 (3) any Listed Australian Property Trust (meaning an
12 Australian unit trust registered as a "Managed
13 Investment Scheme" under the Australian
14 Corporations Act in which the principal class of
15 units is listed on a recognized stock exchange in
16 Australia and is regularly traded on an
17 established securities market), or an entity
18 organized as a trust, provided that a Listed
19 Australian Property Trust owns or controls,
20 directly or indirectly, seventy-five percent
21 (75%) or more of the voting power or value of the
22 beneficial interests or shares of such trust, or

23 (4) any Qualified Foreign Entity, meaning a
24 corporation, trust, association or partnership

1 organized outside the laws of the United States
2 and which satisfies the following criteria:

3 (a) at least seventy-five percent (75%) of the
4 entity's total asset value at the close of
5 its taxable year is represented by real
6 estate assets, as defined in Section
7 856(c) (5) (B) of the Internal Revenue Code,
8 thereby including shares or certificates of
9 beneficial interest in any real estate
10 investment trust, cash and cash equivalents,
11 and U.S. Government securities,

12 (b) the entity receives a dividend-paid
13 deduction comparable to Section 561 of the
14 Internal Revenue Code, or is exempt from
15 entity level tax,

16 (c) the entity is required to distribute at
17 least eighty-five percent (85%) of its
18 taxable income, as computed in the
19 jurisdiction in which it is organized, to
20 the holders of its shares or certificates of
21 beneficial interest on an annual basis,

22 (d) not more than ten percent (10%) of the
23 voting power or value in such entity is held
24 directly or indirectly or constructively by

1 a single entity or individual, or the shares
2 or beneficial interests of such entity are
3 regularly traded on an established
4 securities market, and

5 (e) the entity is organized in a country which
6 has a tax treaty with the United States.

7 3. For purposes of this subsection, the constructive ownership
8 rules of Section 318(a) of the Internal Revenue Code, as modified by
9 Section 856(d)(5) of the Internal Revenue Code, shall apply in
10 determining the ownership of stock, assets, or net profits of any
11 person.

12 4. A real estate investment trust that does not become
13 regularly traded on an established securities market within one (1)
14 year of the date on which it first becomes a real estate investment
15 trust shall be deemed not to have been regularly traded on an
16 established securities market, retroactive to the date it first
17 became a real estate investment trust, and shall file an amended
18 return reflecting such retroactive designation for any tax year or
19 part year occurring during its initial year of status as a real
20 estate investment trust. For purposes of this subsection, a real
21 estate investment trust becomes a real estate investment trust on
22 the first day it has both met the requirements of Section 856 of the
23 Internal Revenue Code and has elected to be treated as a real estate
24

1 investment trust pursuant to Section 856(c)(1) of the Internal
2 Revenue Code.

3 SECTION 115. REPEALER 68 O.S. 2021, Section 2358, as
4 last amended by Section 1, Chapter 377, O.S.L. 2022 (68 O.S. Supp.
5 2022, Section 2358), is hereby repealed.

6 SECTION 116. AMENDATORY 70 O.S. 2021, Section 6-122.3,
7 as last amended by Section 1, Chapter 121, O.S.L. 2022 (70 O.S.
8 Supp. 2022, Section 6-122.3), is amended to read as follows:

9 Section 6-122.3. A. The State Board of Education shall grant
10 an alternative placement teaching certificate to a person who makes
11 application to the Board and meets the following criteria:

- 12 1. a. holds at least a baccalaureate degree from an
13 institution whose accreditation is recognized by the
14 Oklahoma State Regents for Higher Education and has
15 attained a retention grade point average of not less
16 than 2.50 on a 4.0 scale, or
- 17 b. has successfully completed a terminal degree, such as
18 a doctorate of philosophy, a doctorate in education,
19 professional doctorates, a master of fine arts degree
20 or a master of library science degree, from an
21 institution accredited by a national or regional
22 accrediting agency which is recognized by the
23 Secretary of the United States Department of
24 Education. The Oklahoma State Regents for Higher

1 Education shall be consulted to verify other terminal
2 degrees, or

3 c. holds at least a baccalaureate degree from an
4 institution whose accreditation is recognized by the
5 Oklahoma State Regents for Higher Education and has
6 qualified work experience in a field that corresponds
7 to an area of certification as determined by the State
8 Board of Education, and

9 d. in addition to the requirements of subparagraphs a, b
10 and c of this paragraph, has demonstrated competency
11 or completed a major in a field that corresponds to an
12 area of specialization for an Elementary-Secondary
13 Certificate or a Secondary Certificate as determined
14 by the State Board of Education or a vocational-
15 technical certificate as recommended by the Oklahoma
16 Department of Career and Technology Education;

17 2. Declares the intention to earn standard certification by
18 means of an alternative placement program in not more than three (3)
19 years. The State Board of Education shall determine the subject
20 matter and the number of clock or semester hours required for the
21 professional education component for each person making application
22 for an alternative placement teaching certificate based on the
23 criteria of paragraph 1 of this subsection.

1 The State Board of Education shall establish a core minimum of
2 six (6) semester hours or ninety (90) clock hours and a maximum of
3 eighteen (18) semester hours or two hundred seventy (270) clock
4 hours for the professional education component.

5 The requirements set forth in this subsection shall exclude all
6 student teaching requirements pursuant to the provisions of
7 subsection E of this section;

8 3. Has passed the ~~general education and subject area portions~~
9 portion of the competency examination required in Section 6-187 of
10 this title in the area of specialization for which certification is
11 sought; and

12 4. Either presents a document from an accredited public school
13 district in this state offering employment in the area of
14 specialization for which certification is sought on condition that
15 the person enroll in an alternative placement program approved by
16 the State Board of Education or declares the intention to seek
17 employment as a teacher at an accredited public school district in
18 this state. The certificate granted pursuant to this subsection
19 shall be considered a "valid certificate of qualification" for the
20 purposes of Sections 6-107 and 6-108 of this title, and the holder
21 of the certificate shall be considered an inductee for the purposes
22 of Section 6-195 of this title.

23 B. An alternative placement teaching certificate shall be
24 renewed for not more than a maximum of three (3) years upon

1 presentation of a document from an accredited public school district
2 in this state offering renewed employment in the same area of
3 specialization and a document from a teacher education institution
4 verifying satisfactory progress in an appropriate alternative
5 placement program.

6 C. Persons enrolled in an alternative placement program shall:

7 1. Have never been denied admittance to a teacher education
8 program approved by the Oklahoma State Regents for Higher Education,
9 the North Central Association of Colleges and Schools and by the
10 Oklahoma Commission for Teacher Preparation to offer teacher
11 education programs, nor have enrolled in and subsequently failed
12 courses necessary to successfully meet the minimum requirements of
13 the program, except those persons who hold a certificate;

14 2. Have on file with the director of teacher education at an
15 Oklahoma institution of higher education a plan for meeting standard
16 certification requirements within three (3) years; and

17 3. Participate in an induction program as required in Section
18 6-195 of this title and have the same duties and responsibilities as
19 other inductees.

20 D. The State Board of Education may grant an exception to the
21 requirements for certification and, upon demonstration by an
22 individual of specific competency in the subject area of
23 specialization, may grant a certificate to the individual. The
24

1 State Board may establish other requirements necessary to grant
2 exceptions.

3 E. The State Board of Education, in consultation with the
4 Commission for Educational Quality and Accountability, may grant an
5 exception to the requirement to complete a subject area examination
6 for initial certification in a field which does not require an
7 advanced degree pursuant to this section if the candidate has an
8 advanced degree in a subject that is substantially comparable to the
9 content assessed on a subject area examination. The degree shall be
10 from an institution accredited by a national or regional accrediting
11 agency which is recognized by the Secretary of the U.S. Department
12 of Education. The Commission shall provide the Board with the
13 necessary information to determine comparability.

14 F. Student teaching and a prestudent teaching field experience
15 shall not be required of alternative placement program participants
16 for standard certification.

17 G. The State Board of Education shall promulgate rules
18 authorizing adjunct teachers who shall be persons with distinguished
19 qualifications in their field. Adjunct teachers shall not be
20 required to meet standard certification. A person employed as an
21 adjunct teacher pursuant to this subsection who does not hold a
22 valid certificate to teach shall not be considered a teacher as
23 defined by Section 1-116 of this title.

24

1 H. Each teacher education institution shall provide the
2 Oklahoma Commission for Teacher Preparation an annual report of
3 information as specified by the Commission regarding participation
4 in the alternative placement programs offered by the institution.

5 I. The Oklahoma Commission for Teacher Preparation shall not
6 accredit, renew the accreditation of, or otherwise approve any
7 teacher education program of any institution of higher education in
8 this state that has not implemented alternative placement programs
9 in at least four areas of specialization including mathematics,
10 science and a foreign language. Each institution shall allow
11 individuals who meet the criteria of subsections A and C of this
12 section to be:

13 1. Admitted to an alternative placement program without further
14 qualification; and

15 2. Offered the opportunity to complete the requirements for
16 standard certification set forth in subsection A of this section
17 during the summer preceding and the summer following the first year
18 of teaching with an alternative placement teaching certificate. Any
19 person seeking standard certification through an alternative
20 placement program shall be permitted to take necessary courses
21 during regular semesters if offered.

22 J. The criteria specified in subsection I of this section can
23 be met through a cooperative arrangement entered into by two or more
24 institutions of higher education.

1 SECTION 117. REPEALER 70 O.S. 2021, Section 6-122.3, as
2 last amended by Section 1, Chapter 220, O.S.L. 2022 (70 O.S. Supp.
3 2022, Section 6-122.3), is hereby repealed.

4 SECTION 118. AMENDATORY 70 O.S. 2021, Section 6-187, as
5 last amended by Section 49, Chapter 228, O.S.L. 2022 (70 O.S. Supp.
6 2022, Section 6-187), is amended to read as follows:

7 Section 6-187. A. Prior to July 1, 2014, a competency
8 examination shall be adopted by the Oklahoma Commission for Teacher
9 Preparation and beginning July 1, 2014, a competency examination
10 shall be adopted by the Commission for Educational Quality and
11 Accountability for the ~~general education~~, professional education and
12 various subject areas and grade levels for purposes of ensuring
13 academic achievement and competency of each teacher candidate or
14 teacher in the subject area the person is seeking certification to
15 teach which shall also include certification as an administrator, as
16 prescribed by the State Board of Education.

17 The Commission, consistent with the purposes of this section,
18 shall promulgate rules and procedures to guarantee the
19 confidentiality of examinations.

20 B. No teacher candidate shall be eligible for certification
21 until successfully completing the competency examination except
22 those candidates who make application to the State Board and meet
23 the criteria for the alternative placement program pursuant to
24 Section 6-122.3 of this title. Certification shall be limited to

1 areas of approval in which the certified teacher has successfully
2 completed the examination. Subject to the provisions of subsection
3 C of this section, testing for certification for subjects in which a
4 teacher candidate or teacher is seeking a minor teaching assignment
5 or an endorsement to teach shall be limited to the specific subject
6 area test.

7 A teacher candidate or teacher may take the ~~general education,~~
8 professional education or subject area portions of the examination
9 subject to any limit imposed by the Commission.

10 C. 1. Except as otherwise provided for in this subsection, a
11 teacher may be certified in as many areas as the teacher meets the
12 necessary requirements provided by law and has successfully
13 completed the subject area portion of the examination.

14 2. Except as otherwise provided for in this paragraph,
15 certification in early childhood, elementary, or special education
16 shall require completion of an appropriate teacher education program
17 approved by the Commission.

18 Any teacher who is certified to teach elementary education may
19 be certified in early childhood education upon meeting the
20 requirements provided in law and successful completion of the
21 appropriate subject area portion of the examination. Any teacher
22 who is certified to teach early childhood education may be certified
23 in elementary education upon meeting the requirements provided in
24 law and successful completion of the appropriate subject area

1 portion of the examination. Any special education teacher who
2 becomes certified to teach through completion of an accredited
3 teacher preparation program may be certified in early childhood or
4 elementary education upon meeting the requirements provided in law
5 and successful completion of the appropriate subject portion of the
6 examination. Any teacher who becomes certified to teach through
7 completion of an accredited teacher preparation program or becomes
8 alternatively certified to teach through the Troops to Teachers
9 program may be certified in special education upon meeting the
10 requirements provided in law and successful completion of the
11 appropriate subject area portion of the examination. Any special
12 education teacher who has not completed a Commission-approved
13 teacher education program in elementary education or early childhood
14 education but who has successfully completed the subject area
15 portion of the examination may be certified in elementary education
16 or early childhood education for the purpose of providing direct
17 instruction and serving as the teacher of record for grading
18 purposes in special education settings only.

19 D. The Commission shall offer the competency examination at
20 least four times per calendar year on dates to be established by the
21 Commission.

22 E. If a teacher candidate or teacher is a non-native-English
23 speaker, the Commission shall offer the subject area competency
24 examination in the native language of the teacher candidate or

1 teacher only if the teacher candidate or teacher is employed or has
2 been offered employment by a school district as a teacher in a
3 foreign language immersion program offered by the school district.
4 If a non-native-English speaker who has received certification in a
5 subject area after taking the subject area competency examination in
6 the native language of the speaker seeks to add a certification area
7 in the future and that person is no longer employed as a teacher in
8 a foreign language immersion program, the examination for the
9 additional certification area shall be taken in English. The State
10 Board of Education shall issue a restricted license or certificate
11 to any teacher who has completed a subject area competency
12 examination in the native language of the teacher as provided for in
13 this subsection restricting the teacher to teaching only in a
14 foreign language immersion program.

15 F. The State Board of Education, in consultation with the
16 Commission for Educational Quality and Accountability, may grant an
17 exception to the requirement to complete a subject area examination
18 for initial certification in a field which does not require an
19 advanced degree if the candidate has an advanced degree in a subject
20 that is substantially comparable to the content assessed on a
21 subject area examination. The advanced degree shall be from an
22 institution accredited by a national or regional accrediting agency
23 which is recognized by the Secretary of the United States Department
24

1 of Education. The Commission shall provide the Board with the
2 necessary information to determine comparability.

3 G. 1. Nothing in the Oklahoma Teacher Preparation Act shall
4 restrict the right of the State Board of Education to issue an
5 emergency or provisional certificate, as needed. Provided, however,
6 prior to the issuance of an emergency certificate, the district
7 shall document substantial efforts to employ a teacher who holds a
8 provisional or standard certificate. In the event a district is
9 unable to hire an individual meeting this criteria, the district
10 shall document efforts to employ an individual with a provisional or
11 standard certificate in another curricular area with academic
12 preparation in the field of need. Only after these alternatives
13 have been exhausted shall the district be allowed to employ an
14 individual meeting minimum standards as established by the State
15 Board of Education for the issuance of emergency certificates.

16 2. The State Board of Education may renew the emergency or
17 provisional certificate of an individual who has been employed by a
18 school district board of education for at least two (2) years if the
19 following criteria are met:

- 20 a. the individual has been granted an emergency or
21 provisional certificate pursuant to paragraph 1 of
22 this subsection for two (2) years,
23 b. the individual has not successfully completed the
24 competency examinations required by this section,

- 1 c. the individual submits a portfolio of his or her work
2 to the State Board of Education, which shall include
3 evidence of progress toward standard certification,
4 d. the employing school district board of education
5 agrees to renew the individual's contract to teach for
6 the ensuing fiscal year, and
7 e. the superintendent of the employing school district
8 submits to the State Board of Education the reason the
9 emergency or provisional certificate should be renewed
10 and provides evidence of the district's inability to
11 hire a teacher who holds a standard certificate.

12 3. Individuals employed by a school district under an emergency
13 or provisional certificate shall not be considered career teachers
14 and therefore not entitled to the protections of the Teacher Due
15 Process Act of 1990.

16 H. The State Board of Education may grant an exception to the
17 requirements for all certification examinations for teacher
18 candidates who are "deaf", which for the purposes of this section
19 shall mean having a hearing loss so severe that the person cannot
20 process auditory linguistic information with or without
21 accommodation and whose primary language and teaching environment is
22 American Sign Language. The Board may grant an exception upon:
23
24

- 1 1. Verification by a licensed audiologist of a hearing loss so
2 severe that the teacher candidate cannot process auditory linguistic
3 information with or without accommodation;
- 4 2. Demonstration of fluency in American Sign Language;
- 5 3. Demonstration of competency in the subject area of
6 specialization as approved by the Board in lieu of certification
7 examinations; and
- 8 4. Sponsorship by a certified deaf education teacher for a
9 mentorship program.

10 The Board may promulgate rules and other requirements as
11 necessary to grant the exceptions described in this subsection.
12 Applicable teaching environments may include American Sign Language
13 immersion programs, the Oklahoma School for the Deaf, programs for
14 the deaf or other classroom settings in which American Sign Language
15 is the language of instruction.

16 SECTION 119. REPEALER 70 O.S. 2021, Section 6-187, as
17 last amended by Section 4, Chapter 220, O.S.L. 2022 (70 O.S. Supp.
18 2022, Section 6-187), is hereby repealed.

19 SECTION 120. AMENDATORY 70 O.S. 2021, Section 11-103.6,
20 as amended by Section 51, Chapter 228, O.S.L. 2022 (70 O.S. Supp.
21 2022, Section 11-103.6), is amended to read as follows:

22 Section 11-103.6. A. 1. The State Board of Education shall
23 adopt subject matter standards for instruction of students in the
24 public schools of this state that are necessary to ensure there is

1 attainment of desired levels of competencies in a variety of areas
2 to include language, mathematics, science, social studies,
3 communication, and health and physical education.

4 2. School districts shall develop and implement curriculum,
5 courses and instruction in order to ensure that students meet the
6 skills and competencies as set forth in this section and in the
7 subject matter standards adopted by the State Board of Education.

8 3. All students shall gain literacy at the elementary and
9 secondary levels. Students shall develop skills in reading,
10 writing, speaking, computing and critical thinking. For purposes of
11 this section, critical thinking means a manner of analytical
12 thinking which is logical and uses linear factual analysis to reach
13 a conclusion. They shall learn about cultures and environments -
14 their own and those of others with whom they share the earth. All
15 students shall receive the instruction needed to lead healthy and
16 physically active lifestyles. Students, therefore, shall study
17 social studies, literature, languages, the arts, health,
18 mathematics, and science. Such curricula shall provide for the
19 teaching of a hands-on career exploration program in cooperation
20 with technology center schools.

21 4. The subject matter standards shall be designed to teach the
22 competencies for which students shall be tested as provided in
23 Section 1210.508 of this title, and shall be designed to prepare all
24 students for active citizenship, employment, and/or successful

1 completion of postsecondary education without the need for remedial
2 coursework at the postsecondary level.

3 5. The subject matter standards shall be designed with rigor as
4 defined in paragraph 3 of subsection G H of this section.

5 6. The subject matter standards for English Language Arts shall
6 give Classic Literature and nonfiction literature equal
7 consideration to other literature. In addition, emphasis shall be
8 given to the study of complete works of literature.

9 7. At a minimum, the subject matter standards for mathematics
10 shall require mastery of the standard algorithms in mathematics,
11 which is the most logical, efficient way of solving a problem that
12 consistently works, and for students to attain fluency in Euclidian
13 geometry.

14 8. The subject matter standards for history, social studies and
15 United States Government shall include study of important historical
16 documents, including the United States Constitution, Declaration of
17 Independence, Emancipation Proclamation, Federalist Papers and other
18 documents with significant history and heritage of the United
19 States, and the content of the United States naturalization test,
20 with an emphasis on the specific content of the test and the ideas
21 and concepts it references. Beginning with the 2022-2023 school
22 year, the United States naturalization test shall be administered in
23 accordance with subsection F G of this section.

24

1 9. The subject matter standards for United States Government
2 shall include an emphasis on civics, the structure and relationship
3 between the national, state, county and local governments and
4 simulations of the democratic process. For the purposes of this
5 section, "civics" means the study of the rights and duties of
6 Oklahoma and United States citizens and of how those governments
7 work.

8 10. The subject matter standards for health and physical
9 education shall include but not be limited to the domains of
10 physical, emotional, social, and intellectual health. Health
11 literacy shall include the ability to obtain, process and understand
12 basic health information and services needed to make appropriate
13 health decisions. Health shall also include the importance of
14 proper nutrition and exercise, mental health and wellness, substance
15 abuse, coping skills for understanding and managing trauma,
16 establishing and maintaining positive relationships, and responsible
17 decision making. Physical literacy shall include the ability to
18 move with competence and confidence in a wide variety of physical
19 activities in multiple environments that benefit the healthy
20 development of the whole person.

21 B. Subject to the provisions of subsection C of this section,
22 in order to graduate from a public high school accredited by the
23 State Board of Education with a standard diploma, students shall
24

1 complete the following college preparatory/work ready curriculum
2 units or sets of competencies at the secondary level:

3 1. Four units or sets of competencies of English to include
4 Grammar, Composition, Literature, or any English course approved for
5 college admission requirements;

6 2. Three units or sets of competencies of mathematics, limited
7 to Algebra I, Algebra II, Geometry, Trigonometry, Math Analysis,
8 Calculus, Advanced Placement Statistics, or any mathematics course
9 with content and/or rigor above Algebra I and approved for college
10 admission requirements;

11 3. Three units or sets of competencies of laboratory science
12 approved for college admission requirements including one unit or
13 set of competencies of life science meeting the standards for
14 Biology I; one unit or set of competencies of physical science,
15 meeting the standards for Physical Science, Chemistry, or Physics;
16 and one unit or set of competencies from the domains of physical
17 science, life science or earth and space science such that the
18 content and rigor is above Biology I or Physical Science;

19 4. Three units or sets of competencies of history and
20 citizenship skills, including one unit of American History, one-half
21 unit of Oklahoma History, one-half unit of United States Government,
22 and one unit from the subjects of History, Government, Geography,
23 Economics, Civics, or non-Western culture and approved for college
24 admission requirements;

1 5. Two units or sets of competencies of the same world or non-
2 English language or two units of computer technology approved for
3 college admission requirements, whether taught at a high school or a
4 technology center school, including computer programming, hardware,
5 and business computer applications, such as word processing,
6 databases, spreadsheets, and graphics, excluding keyboarding or
7 typing courses;

8 6. One additional unit or set of competencies selected from
9 paragraphs 1 through 5 of this subsection or career and technology
10 education courses, concurrently enrolled courses, ~~Advanced Placement~~
11 advanced placement courses, or International Baccalaureate courses
12 approved for college admission requirements; and

13 7. One unit or set of competencies of fine arts, such as music,
14 art, or drama, or one unit or set of competencies of speech.

15 C. In lieu of the requirements of subsection B of this section
16 which requires a college preparatory/work ready curriculum, a
17 student may enroll in the core curriculum as provided in subsection
18 D of this section upon written approval of the parent or legal
19 guardian of the student. For students under the age of eighteen
20 (18) school districts shall require a parent or legal guardian of
21 the student to meet with a designee of the school prior to
22 enrollment in the core curriculum. The State Department of
23 Education shall develop and distribute to school districts a form
24 suitable for this purpose, which shall include information on the

1 benefits to students of completing the college preparatory/work
2 ready curriculum as provided for in subsection B of this section.

3 D. For those students subject to the requirements of subsection
4 C of this section, in order to graduate from a public high school
5 accredited by the State Board of Education with a standard diploma,
6 students shall complete the following core curriculum units or sets
7 of competencies at the secondary level:

8 1. Language Arts - Four units or sets of competencies, to
9 consist of one unit or set of competencies of grammar and
10 composition, and three units or sets of competencies which may
11 include, but are not limited to, the following courses:

- 12 a. American Literature,
- 13 b. English Literature,
- 14 c. World Literature,
- 15 d. Advanced English Courses, or
- 16 e. other English courses with content and/or rigor equal
17 to or above grammar and composition;

18 2. Mathematics - Three units or sets of competencies to consist
19 of one unit or set of competencies of Algebra I or Algebra I taught
20 in a contextual methodology, and two units or sets of competencies
21 which may include, but are not limited to, the following courses:

- 22 a. Algebra II,
- 23 b. Geometry or Geometry taught in a contextual
24 methodology,

- 1 c. Trigonometry,
- 2 d. Math Analysis or Precalculus,
- 3 e. Calculus,
- 4 f. Statistics and/or Probability,
- 5 g. Computer Science or acceptance and successful
- 6 completion of one (1) year of a full-time, three-hour
- 7 career and technology program leading to an industry
- 8 credential/certificate or college credit. The State
- 9 Board of Career and Technology Education shall
- 10 promulgate rules to define the provisions of this
- 11 section related to the accepted industry-valued
- 12 credentials which are industry-endorsed or industry-
- 13 aligned. The list of accepted industry-valued
- 14 credentials shall be reviewed annually and updated at
- 15 least every three (3) years by the Board,
- 16 h. (1) contextual mathematics courses which enhance
- 17 technology preparation, or
- 18 (2) a science, technology, engineering, and math
- 19 (STEM) block course meeting the requirements for
- 20 course competencies listed in paragraph 2 of
- 21 subsection B of this section, whether taught at
- 22 a:
- 23 (a) comprehensive high school, or
- 24

1 (b) technology center school when taken in the
2 tenth, eleventh, or twelfth grade, taught by
3 a certified teacher, and approved by the
4 State Board of Education and the independent
5 district board of education,

- 6 i. mathematics courses taught at a technology center
7 school by a teacher certified in the secondary subject
8 area when taken in the tenth, eleventh, or twelfth
9 grade upon approval of the State Board of Education
10 and the independent district board of education, or
- 11 j. any other mathematics course with content and/or rigor
12 equal to or above Algebra I;

13 3. Science - Three units or sets of competencies to consist of
14 one unit or set of competencies of Biology I or Biology I taught in
15 a contextual methodology, and two units or sets of competencies in
16 the areas of life, physical, or earth science or technology which
17 may include, but are not limited to, the following courses:

- 18 a. Chemistry I,
- 19 b. Physics,
- 20 c. Biology II,
- 21 d. Chemistry II,
- 22 e. Physical Science,
- 23 f. Earth Science,
- 24 g. Botany,

- 1 h. Zoology,
- 2 i. Physiology,
- 3 j. Astronomy,
- 4 k. Applied Biology/Chemistry,
- 5 l. Applied Physics,
- 6 m. Principles of Technology,
- 7 n. qualified agricultural education courses,
- 8 o. (1) contextual science courses which enhance
- 9 technology preparation, or
- 10 (2) a science, technology, engineering and math
- 11 (STEM) block course meeting the requirements for
- 12 course competencies listed in paragraph 3 of
- 13 subsection B of this section, whether taught at
- 14 a:
- 15 (a) comprehensive high school, or
- 16 (b) technology center school when taken in the
- 17 tenth, eleventh or twelfth grade, taught by
- 18 a certified teacher, and approved by the
- 19 State Board of Education and the independent
- 20 district board of education,
- 21 p. science courses taught at a technology center school
- 22 by a teacher certified in the secondary subject area
- 23 when taken in the tenth, eleventh or twelfth grade
- 24

1 upon approval of the State Board of Education and the
2 independent district board of education, or

3 q. other science courses with content and/or rigor equal
4 to or above Biology I;

5 4. Social Studies - Three units or sets of competencies, to
6 consist of one unit or set of competencies of United States History,
7 one-half to one unit or set of competencies of United States
8 Government, one-half unit or set of competencies of Oklahoma
9 History, and one-half to one unit or set of competencies which may
10 include, but are not limited to, the following courses:

11 a. World History,

12 b. Geography,

13 c. Economics,

14 d. Anthropology, or

15 e. other social studies courses with content and/or rigor
16 equal to or above United States History, United States
17 Government, and Oklahoma History;

18 5. Arts - One unit or set of competencies which may include,
19 but is not limited to, courses in Visual Arts and General Music; and

20 6. Computer Education or World Language - One unit or set of
21 competencies of computer technology, whether taught at a high school
22 or a technology center school, including computer programming,
23 hardware, and business computer applications, such as word
24 processing, databases, spreadsheets, and graphics, excluding

1 keyboarding or typing courses, or one unit or set of competencies of
2 world or non-English language.

3 E. The State Board of Education may develop rules to determine
4 if courses on aviation are eligible for non-elective academic credit
5 toward meeting the graduation requirements set forth in subsections
6 B and D of this section.

7 F. 1. In addition to the curriculum requirements of either
8 subsection B or D of this section, in order to graduate from a
9 public high school accredited by the State Board of Education
10 students shall complete the requirements for a personal financial
11 literacy passport as set forth in the Passport to Financial Literacy
12 Act and any additional course requirements or recommended elective
13 courses as may be established by the State Board of Education and
14 the district school board. School districts shall strongly
15 encourage students to complete two units or sets of competencies of
16 world languages and two units or sets of competencies of physical
17 and health education.

18 2. No student shall receive credit for high school graduation
19 more than once for completion of the same unit or set of
20 competencies to satisfy the curriculum requirements of this section.

21 3. A school district shall not be required to offer every
22 course listed in subsections B and D of this section but shall offer
23 sufficient courses to allow a student to meet the graduation
24 requirements during the secondary grade years of the student.

1 ~~F.~~ G. 1. In addition to the curriculum requirements of either
2 subsection B or D of this section, beginning with ninth graders in
3 the 2021-22 school year, in order to graduate from a public high
4 school accredited by the State Board of Education, students shall
5 pass the United States naturalization test pursuant to the
6 provisions of this subsection.

7 2. School districts shall offer the United States
8 naturalization test to students at least once per school year,
9 beginning as early as eighth grade at the discretion of the school
10 district; provided, any student may retake the exam upon request,
11 and as often as desired, until earning a passing score. For
12 purposes of this subsection, a passing score shall be 60 out of 100
13 questions.

14 3. School districts shall exempt students with disabilities
15 whose individualized education program (IEP), consistent with state
16 law, indicates that the student is to be assessed with alternate
17 achievement standards through the Oklahoma Alternate Assessment
18 Program (OAAP).

19 ~~G.~~ H. For purposes of this section:

20 1. "Contextual methodology" means academic content and skills
21 taught by utilizing real-world problems and projects in a way that
22 helps students understand the application of that knowledge;

23 2. "Qualified agricultural education courses" means courses
24 that have been determined by the State Board of Education to offer

1 the sets of competencies for one or more science content areas and
2 which correspond to academic science courses. Qualified
3 agricultural education courses shall include, but are not limited
4 to, ~~Horticulture~~ horticulture, ~~Plant~~ plant and ~~Soil Science~~ soil
5 science, ~~Natural Resources~~ natural resources and ~~Environmental~~
6 ~~Science~~ environmental science, and ~~Animal Science~~ animal science.
7 The courses shall be taught by teachers certified in agricultural
8 education and comply with all rules of the Oklahoma Department of
9 Career and Technology Education;

10 3. "Rigor" means a level of difficulty that is thorough,
11 exhaustive and accurate and is appropriate for the grade level;

12 4. "Sets of competencies" means instruction in those skills and
13 competencies that are specified in the subject matter standards
14 adopted by the State Board of Education and other skills and
15 competencies adopted by the Board, without regard to specified
16 instructional time; and

17 5. "Unit" means a Carnegie Unit as defined by the North Central
18 Association's Commission on Schools.

19 ~~H.~~ I. 1. The State Board of Education shall adopt a plan to
20 ensure that rigor is maintained in the content, teaching
21 methodology, level of expectations for student achievement, and
22 application of learning in all the courses taught to meet the
23 graduation requirements as specified in this section.

24

1 2. The State Board of Education shall allow as much flexibility
2 at the district level as is possible without diminishing the rigor
3 or undermining the intent of providing these courses. To accomplish
4 this purpose, the State Department of Education shall work with
5 school districts in reviewing and approving courses taught by
6 districts that are not specifically listed in subsections B and D of
7 this section. Options may include, but shall not be limited to,
8 courses taken by concurrent enrollment, advanced placement, or
9 correspondence, or courses bearing different titles.

10 3. The State Board of Education shall approve an advanced
11 placement computer science course to meet the requirements of course
12 competencies listed in paragraph 2 of subsection B of this section
13 if the course is taken in a student's senior year and the student is
14 concurrently enrolled in or has successfully completed Algebra II.

15 4. Technology center school districts may offer programs
16 designed in cooperation with institutions of higher education which
17 have an emphasis on a focused field of career study upon approval of
18 the State Board of Education and the independent district board of
19 education. Students in the tenth grade may be allowed to attend
20 these programs for up to one-half (1/2) of a school day and credit
21 for the units or sets of competencies required in paragraphs 2, 3,
22 and 6 of subsection B or D of this section shall be given if the
23 courses are taught by a teacher certified in the secondary subject
24 area; provided, credit for units or sets of competencies pursuant to

1 subsection B of this section shall be approved for college admission
2 requirements.

3 5. If a student enrolls in a concurrent course, the school
4 district shall not be responsible for any costs incurred for that
5 course, unless the school district does not offer enough course
6 selection during the student's secondary grade years to allow the
7 student to receive the courses needed to meet the graduation
8 requirements of this section. If the school district does not offer
9 the necessary course selection during the student's secondary grade
10 years, it shall be responsible for the cost of resident tuition at
11 an institution in The Oklahoma State System of Higher Education,
12 fees, and books for the concurrent enrollment course, and providing
13 for transportation to and from the institution to the school site.

14 It is the intent of the Legislature that for students enrolled
15 in a concurrent enrollment course which is paid for by the school
16 district pursuant to this paragraph, the institution charge only the
17 supplementary and special service fees that are directly related to
18 the concurrent enrollment course and enrollment procedures for that
19 student. It is further the intent of the Legislature that fees for
20 student activities and student service facilities, including the
21 student health care and cultural and recreational service fees, not
22 be charged to such students.

23 6. Credit for the units or sets of competencies required in
24 subsection B or D of this section shall be given when such units or

1 sets of competencies are taken prior to ninth grade if the teachers
2 are certified or authorized to teach the subjects for high school
3 credit and the required rigor is maintained.

4 7. The three units or sets of competencies in mathematics
5 required in subsection B or D of this section shall be completed in
6 the ninth through twelfth grades. If a student completes any
7 required courses or sets of competencies in mathematics prior to
8 ninth grade, the student may take any other mathematics courses or
9 sets of competencies to fulfill the requirement to complete three
10 units or sets of competencies in grades nine through twelve after
11 the student has satisfied the requirements of subsection B or D of
12 this section.

13 8. All units or sets of competencies required for graduation
14 may be taken in any sequence recommended by the school district.

15 ~~F.~~ J. As a condition of receiving accreditation from the State
16 Board of Education, all students in grades nine through twelve shall
17 enroll in a minimum of six periods, or the equivalent in block
18 scheduling or other scheduling structure that allows for instruction
19 in sets of competencies, of rigorous academic and/or rigorous
20 vocational courses each day, which may include arts, vocal and
21 instrumental music, speech classes, and physical education classes.

22 ~~F.~~ K. 1. Academic and vocational-technical courses designed to
23 offer sets of competencies integrated or embedded within the courses
24 that provide for the teaching and learning of the appropriate skills

1 and knowledge in the subject matter standards, as adopted by the
2 State Board of Education, may, upon approval of the Board, in
3 consultation with the Oklahoma Department of Career and Technology
4 Education if the courses are offered at a technology center school
5 district, be counted for academic credit and toward meeting the
6 graduation requirements of this section.

7 2. Internet-based courses offered by a technology center school
8 that are taught by a certified teacher and provide for the teaching
9 and learning of the appropriate skills and knowledge in the subject
10 matter standards may, upon approval of the State Board of Education
11 and the independent district board of education, be counted for
12 academic credit and toward meeting the graduation requirements of
13 this section.

14 3. Internet-based courses or vocational-technical courses
15 utilizing integrated or embedded skills for which no subject matter
16 standards have been adopted by the State Board of Education may be
17 approved by the Board, in consultation with the Oklahoma Department
18 of Career and Technology Education if the courses are offered at a
19 technology center school district, if such courses incorporate
20 standards of nationally recognized professional organizations and
21 are taught by certified teachers.

22 4. Courses offered by a supplemental education organization
23 that is accredited by a national accrediting body and that are
24 taught by a certified teacher and provide for the teaching and

1 learning of the appropriate skills and knowledge in the subject
2 matter standards may, upon approval of the State Board of Education
3 and the school district board of education, be counted for academic
4 credit and toward meeting the graduation requirements of this
5 section.

6 ~~K.~~ L. The State Board of Education shall provide an option for
7 high school graduation based upon attainment of the desired levels
8 of competencies as required in tests pursuant to the provisions of
9 Section 1210.508 of this title. Such option shall be in lieu of the
10 amount of course credits earned.

11 ~~L.~~ M. The State Board of Education shall prescribe, adopt and
12 approve a promotion system based on the attainment by students of
13 specified levels of competencies in each area of the core
14 curriculum.

15 ~~M.~~ N. Children who have individualized education programs
16 pursuant to the Individuals with Disabilities Education Act (IDEA),
17 and who satisfy the graduation requirements through the
18 individualized education program for that student shall be awarded a
19 standard diploma.

20 ~~N.~~ O. Students who enter the ninth grade in or prior to the
21 2007-08 school year who are enrolled in an alternative education
22 program and meet the requirements of their plans leading to high
23 school graduation developed pursuant to Section 1210.568 of this
24 title shall be awarded a standard diploma.

1 ~~Q.~~ P. Any student who completes the curriculum requirements of
2 the International Baccalaureate Diploma Program shall be awarded a
3 standard diploma.

4 ~~P.~~ Q. Any student who successfully completes an advanced
5 mathematics or science course offered pursuant to Section 1210.404
6 of this title shall be granted academic credit toward meeting the
7 graduation requirements pursuant to paragraph 2 or 3, as
8 appropriate, of subsection B or D of this section.

9 ~~Q.~~ R. For purposes of this section, the courses approved for
10 college admission requirements shall be courses which are approved
11 by the Oklahoma State Regents for Higher Education for admission to
12 an institution within The Oklahoma State System of Higher Education.

13 ~~R.~~ S. Students who have been denied a standard diploma by the
14 school district in which the student is or was enrolled for failing
15 to meet the requirements of this section may re-enroll in the school
16 district that denied the student a standard diploma following the
17 denial of a standard diploma. The student shall be provided
18 remediation or intervention and the opportunity to complete the
19 curriculum units or sets of competencies required by this section to
20 obtain a standard diploma. Students who re-enroll in the school
21 district to meet the graduation requirements of this section shall
22 be exempt from the hourly instructional requirements of Section 1-
23 111 of this title and the six-period enrollment requirements of this
24 section.

1 ~~S. T.~~ The State Department of Education shall collect and
2 report data by school site and district on the number of students
3 who enroll in the core curriculum as provided in subsection D of
4 this section.

5 SECTION 121. REPEALER 70 O.S. 2021, Section 11-103.6, as
6 last amended by Section 1, Chapter 122, O.S.L. 2022 (70 O.S. Supp.
7 2022, Section 11-103.6), is hereby repealed.

8 SECTION 122. AMENDATORY 70 O.S. 2021, Section 3247, as
9 last amended by Section 1, Chapter 23, O.S.L. 2022 (70 O.S. Supp.
10 2022, Section 3247), is amended to read as follows:

11 Section 3247. A. A student shall be eligible for in-state
12 status regardless of the residency of the student if the student is
13 a:

14 1. Dependent child or spouse of a person currently serving as a
15 member of the active uniformed services of the United States on
16 full-time active duty status of more than thirty (30) days and for
17 whom Oklahoma is the home of record;

18 2. Dependent child or spouse of a person currently serving as a
19 member of the military reserve on active duty orders of more than
20 thirty (30) days and for whom Oklahoma is the home of record;

21 3. Person, or spouse or dependent child of a person, currently
22 serving as a member of the uniformed services of the United States
23 who is on full-time active duty for a period more than thirty (30)

24

1 days and is stationed or temporarily present in Oklahoma through
2 military orders;

3 4. Person, or spouse or dependent child of a person, who was
4 discharged or released from a period not fewer than ninety (90) days
5 of active uniformed service, less than ~~five (5)~~ ten (10) years
6 before the date of enrollment in the course(s) concerned and for
7 whom Oklahoma is the home of record;

8 5. Person who is participating in or has received a partial or
9 full scholarship from the Air Force Reserve Officers' Training
10 Corps, Army Reserve Officers' Training Corps or the Navy/Marines
11 Reserve Officers' Training Corps; or

12 6. Person who is a current member of the Oklahoma National
13 Guard.

14 B. To be eligible for in-state status as provided for in
15 subsection A of this section and to maintain eligibility, the
16 student shall:

17 1. Satisfy admission and retention standards as determined by
18 the Oklahoma State Regents for Higher Education for an institution
19 within The Oklahoma State System of Higher Education; and

20 2. Have secured admission to and enrolls full-time or part-time
21 in a program of study at an institution within The Oklahoma State
22 System of Higher Education.

23 C. A student who files with the institution within The Oklahoma
24 State System of Higher Education at which the student intends to

1 register a letter of intent to establish residence in the state and
2 who resides in the state while enrolled in the institution shall be
3 eligible for in-state status, regardless of the residency of the
4 student or home of record, if the student:

5 1. Is a person who:

6 a. was discharged or released from a period not fewer
7 than ninety (90) days of active duty uniformed
8 service, less than five (5) years before the date of
9 enrollment in the course(s) concerned, and

10 b. is pursuing a course of education with educational
11 assistance under Chapter 30 or 33 of Title 38 of the
12 United States Code while living in this state; or

13 2. Is a person who:

14 a. is entitled to assistance under Section 3311(b) (9) or
15 3319 of Title 38 of the United States Code by virtue
16 of a relationship to a person who was discharged or
17 released from a period not fewer than ninety (90) days
18 of active duty uniformed services, and

19 b. enrolls in the course(s) concerned within five (5)
20 years of the date the related person was discharged or
21 released from a period not fewer than ninety (90) days
22 of active duty uniformed services.

23

24

1 D. To be eligible for in-state status as provided for in
2 subsection C of this section and to maintain eligibility, the
3 student shall:

4 1. Satisfy admission and retention standards as determined by
5 the Oklahoma State Regents for Higher Education for an institution
6 within The Oklahoma State System of Higher Education; and

7 2. Have secured admission to and enrolls full-time or part-time
8 in a program of study at an institution within The Oklahoma State
9 System of Higher Education.

10 E. A student who meets the eligibility requirements for in-
11 state status shall maintain in-state status if the student remains
12 continuously enrolled at an institution within The Oklahoma State
13 System of Higher Education after the student:

14 1. As described in paragraph 1, 2, or 3 of subsection A of this
15 section is discharged or released from active duty service;

16 2. As described in paragraph 4 of subsection A of this section
17 or paragraphs 1 and 2 of subsection C of this section exceeds the
18 five-year period after being discharged or released from active duty
19 uniformed service;

20 3. As described in paragraph 1 of subsection C of this section
21 has exhausted education assistance provided under Chapter 30 or 33
22 of Title 38 of the United States Code; or

1 4. As described in paragraph 2 of subsection C of this section
2 has exhausted education assistance provided under Section 3311(b) (9)
3 or 3319 of Title 38 of the United States Code.

4 F. For purposes of this section, "home of record" means the
5 place where one was living when the person enlisted or was
6 commissioned into the military or reenlisted in the military.

7 G. The Oklahoma State Regents for Higher Education shall
8 develop policies and procedures necessary to implement the
9 provisions of this section.

10 SECTION 123. REPEALER 70 O.S. 2021, Section 3247, as
11 last amended by Section 1, Chapter 210, O.S.L. 2022 (70 O.S. Supp.
12 2022, Section 3247), is hereby repealed.

13 SECTION 124. AMENDATORY 74 O.S. 2021, Section 18b, as
14 last amended by Section 1, Chapter 100, O.S.L. 2022 (74 O.S. Supp.
15 2022, Section 18b), is amended to read as follows:

16 Section 18b. A. The duties of the Attorney General as the
17 chief law officer of the state shall be:

18 1. To appear for the state and prosecute and defend all actions
19 and proceedings, civil or criminal, in the Supreme Court and Court
20 of Criminal Appeals in which the state is interested as a party;

21 2. To appear for the state and prosecute and defend all actions
22 and proceedings in any of the federal courts in which the state is
23 interested as a party;

24

1 3. To initiate or appear in any action in which the interests
2 of the state or the people of the state are at issue, or to appear
3 at the request of the Governor, the Legislature, or either branch
4 thereof, and prosecute and defend in any court or before any
5 commission, board or officers any cause or proceeding, civil or
6 criminal, in which the state may be a party or interested; and when
7 so appearing in any such cause or proceeding, the Attorney General
8 may, if the Attorney General deems it advisable and to the best
9 interest of the state, take and assume control of the prosecution or
10 defense of the state's interest therein;

11 4. To consult with and advise district attorneys, when
12 requested by them, in all matters pertaining to the duties of their
13 offices, when the district attorneys shall furnish the Attorney
14 General with a written opinion supported by citation of authorities
15 upon the matter submitted;

16 5. To give an opinion in writing upon all questions of law
17 submitted to the Attorney General by the Legislature or either
18 branch thereof, or by any state officer, board, commission or
19 department, provided, that the Attorney General shall not furnish
20 opinions to any but district attorneys, the Legislature or either
21 branch thereof, or any other state official, board, commission or
22 department, and to them only upon matters in which they are
23 officially interested;

24

1 6. At the request of the Governor, State Auditor and Inspector,
2 State Treasurer, or either branch of the Legislature, to prosecute
3 any official bond or any contract in which the state is interested,
4 upon a breach thereof, and to prosecute or defend for the state all
5 actions, civil or criminal, relating to any matter connected with
6 either of their Departments;

7 7. Whenever requested by any state officer, board or
8 commission, to prepare proper drafts for contracts, forms and other
9 writing which may be wanted for the use of the state;

10 8. To prepare drafts of bills and resolutions for individual
11 members of the Legislature upon their written request stating the
12 gist of the bill or resolution desired;

13 9. To enforce the proper application of monies appropriated by
14 the Legislature and to prosecute breaches of trust in the
15 administration of such funds;

16 10. To institute actions to recover state monies illegally
17 expended, to recover state property and to prevent the illegal use
18 of any state property, upon the request of the Governor or the
19 Legislature;

20 11. To pay into the State Treasury, immediately upon its
21 receipt, all monies received by the Attorney General belonging to
22 the state;

23 12. To settle, compromise and dispose of an action in which the
24 Attorney General represents the interests of the state, so long as

1 the consideration negotiated for such settlement, compromise or
2 disposition is payable to the state or one of its agencies which is
3 a named party of the action and any monies, any property or other
4 item of value is paid first to the State Treasury;

5 13. To keep and file copies of all opinions, contracts, forms
6 and letters of the office, and to keep an index of all opinions,
7 contracts and forms according to subject and section of the law
8 construed or applied;

9 14. To keep a register or docket of all actions, demands and
10 investigations prosecuted, defended or conducted by the Attorney
11 General in behalf of the state. The register or docket shall give
12 the style of the case or investigation, where pending, court number,
13 office number, the gist of the matter, result and the names of the
14 assistants who handled the matter;

15 15. To keep a complete office file of all cases and
16 investigations handled by the Attorney General on behalf of the
17 state;

18 16. To report to the Legislature or either branch thereof
19 whenever requested upon any business relating to the duties of the
20 Attorney General's office;

21 17. To institute civil actions against members of any state
22 board or commission for failure of such members to perform their
23 duties as prescribed by the statutes and the Constitution and to
24 prosecute members of any state board or commission for violation of

1 the criminal laws of this state where such violations have occurred
2 in connection with the performance of such members' official duties;

3 18. To respond to any request for an opinion of the Attorney
4 General's office, submitted by a member of the Legislature,
5 regardless of subject matter, by written opinion determinative of
6 the law regarding such subject matter;

7 19. To convene multicounty grand juries in such manner and for
8 such purposes as provided by law; provided, such grand juries are
9 composed of citizens from each of the counties on a pro rata basis
10 by county;

11 20. To investigate any report by the State Auditor and
12 Inspector filed with the Attorney General pursuant to Section 223 of
13 this title and prosecute all actions, civil or criminal, relating to
14 such reports or any irregularities or derelictions in the management
15 of public funds or property which are violations of the laws of this
16 state;

17 21. To represent and protect the collective interests of all
18 utility consumers of this state in rate-related proceedings before
19 the Corporation Commission or in any other state or federal judicial
20 or administrative proceeding;

21 22. To represent and protect the collective interests of
22 insurance consumers of this state in rate-related proceedings before
23 the Insurance Commissioner or in any other state or federal judicial
24 or administrative proceeding;

1 23. To investigate and prosecute any criminal action relating
2 to insurance fraud, if in the opinion of the Attorney General a
3 criminal prosecution is warranted, or to refer such matters to the
4 appropriate district attorney;

5 24. To monitor and evaluate any action by the federal
6 government including, but not limited to, executive orders by the
7 President of the United States, rules or regulations promulgated by
8 an agency of the federal government or acts of Congress to determine
9 if such actions are in violation of the Tenth Amendment to the
10 Constitution of the United States; ~~and~~

11 25. To cross-deputize police officers of the police department
12 of any municipality or any officer deputized by the county sheriff
13 or a designee subject to an interlocal governmental agreement with
14 the Attorney General's Office in an effort to combine city, county,
15 and state law enforcement efforts and to encourage cooperation
16 between city, county, and state law enforcement officials.
17 Liability for the conduct of any municipal police officer cross-
18 deputized under the terms and conditions of an interlocal
19 governmental agreement or any officer deputized by the county
20 sheriff under the terms and conditions of an interlocal governmental
21 agreement shall remain the responsibility of the respective employer
22 for that officer; and

23
24

1 26. To maintain data related to human trafficking and to assist
2 law enforcement, social service agencies, and victim services
3 programs in identifying and supporting victims of human trafficking.

4 B. Nothing in this section shall be construed as requiring the
5 Attorney General to appear and defend or prosecute in any court any
6 cause or proceeding for or on behalf of the Oklahoma Tax Commission,
7 the Board of Managers of the State Insurance Fund, or the
8 Commissioners of the Land Office.

9 C. In all appeals from the Corporation Commission to the
10 Supreme Court of Oklahoma in which the state is a party, the
11 Attorney General shall have the right to designate counsel of the
12 Corporation Commission as the Attorney General's legally appointed
13 representative in such appeals, and it shall be the duty of the
14 Corporation Commission counsel to act when so designated and to
15 consult and advise with the Attorney General regarding such appeals
16 prior to taking action therein.

17 SECTION 125. REPEALER 74 O.S. 2021, Section 18b, as last
18 amended by Section 1, Chapter 296, O.S.L. 2022 (74 O.S. Supp. 2022,
19 Section 18b), is hereby repealed.

20 SECTION 126. AMENDATORY 82 O.S. 2021, Section 1085.30,
21 as last amended by Section 6, Chapter 185, O.S.L. 2022 (82 O.S.
22 Supp. 2022, Section 1085.30), is amended to read as follows:

23 Section 1085.30. A. 1. In order to effectuate a comprehensive
24 program to assist in the prevention, control and abatement of

1 pollution of the waters of this state, and in order to establish
2 state standards which comply with the Federal Water Pollution
3 Control Act as amended, the Department of Environmental Quality is
4 authorized to promulgate rules to be known as "Oklahoma Water
5 Quality Standards" which establish classifications of uses of waters
6 of the state, criteria to maintain and protect such classifications,
7 and other standards or policies pertaining to the quality of such
8 waters.

9 2. The Oklahoma Water Quality Standards shall, at a minimum, be
10 designed to maintain and protect the quality of the waters of the
11 state.

12 3. Wherever the Department finds it is practical and in the
13 public interest to do so, the rules may be amended to upgrade and
14 improve progressively the quality of waters of the state.

15 4. a. The Department may also amend Oklahoma Water Quality
16 Standards to downgrade a designated use of any waters
17 of this state which is not an existing use, may
18 establish subcategories of a use or may provide for
19 less stringent criteria or other provisions thereof
20 only in those limited circumstances permissible under
21 the Federal Water Pollution Control Act as amended or
22 federal rules which implement the act.

23 b. The Department may amend the Oklahoma Water Quality
24 Standards to downgrade a designated use, establish

1 subcategories of a use or may provide for less
2 stringent criteria or other provisions thereof only to
3 the extent as will maintain or improve the existing
4 uses and the water quality of the water affected;
5 provided, however, the Department shall not modify the
6 Oklahoma Water Quality Standards applicable to scenic
7 river areas as such areas are described by Section
8 896.5 of this title, to downgrade a designated use,
9 establish a subcategory of a use or provide for less
10 stringent criteria or other provisions thereof.

11 5. The Department shall propose any necessary rules to allow
12 for the development of nutrient trading programs by state
13 environmental agencies no later than November 1, 2026.

14 B. 1. Prior to adopting such standards or any amendment
15 thereof, the Department shall conduct public hearings thereon.
16 Notice of such hearing shall be published in accordance with the
17 Administrative Procedures Act and shall be mailed at least twenty
18 (20) days before such public hearing to the chief executive of each
19 municipality and county in the area affected and shall be mailed to
20 all affected holders of permits obtained pursuant to the Oklahoma
21 Environmental Quality Code, and such other persons that have
22 requested notice of hearings on such standard modifications.

23 2. If adoption or amendment of a classification to a lower or
24 downgraded classification is proposed because treatment controls

1 required of the current or a higher or upgraded classification would
2 result in substantial and widespread social and economic impact, the
3 Department shall, in addition to any hearing required by subsection
4 B of this section, conduct a public meeting within a central
5 location within the area to be affected. The Department shall cause
6 notice of such additional public meeting to be published for at
7 least two (2) consecutive weeks in a newspaper of general
8 circulation published in the county or counties in the area
9 affected.

10 C. 1. The Oklahoma Water Quality Standards, their accompanying
11 use support assessment protocols, anti-degradation policy and
12 implementation, and policies generally affecting Oklahoma Water
13 Quality Standards application and implementation including, but not
14 limited to, mixing zones, low flows and variances, except for
15 variances and site-specific criteria adopted by the Department of
16 Environmental Quality pursuant to paragraph 18 of subsection B of
17 Section 1-3-101 of Title 27A of the Oklahoma Statutes, or any
18 modification or change thereof shall be promulgated by the
19 Department in compliance with the Administrative Procedures Act and
20 shall be enforced by all state agencies within the scope of their
21 jurisdiction. All use support assessment protocols promulgated by
22 the Department shall be consistent with state and federal law and
23 guidance specifically related to beneficial use support

24

1 determinations as set forth in Section 305(b) of the Federal Water
2 Pollution Control Act, where applicable.

3 2. In promulgating Oklahoma Water Quality Standards or making
4 any modification or change thereof, the Department shall announce a
5 reasonable time for persons discharging waste into the waters of the
6 state to comply with such new or modified standards unless such
7 discharges create an actual or potential hazard to public health.

8 3. Any discharge in accord with such standards of the
9 Department and in compliance with all other rules, requirements and
10 wasteload allocations established by the Department and with rules
11 promulgated by other state environmental agencies shall not be
12 deemed to be pollution.

13 4. Notwithstanding the implementation jurisdiction provided to
14 the Department in paragraph 1 of subsection C of this section, the
15 Department of Environmental Quality shall also have jurisdiction to
16 adopt variances and site-specific criteria and to develop and
17 utilize policies and requirements, as provided in ~~paragraph~~
18 paragraphs 18 and 22 of subsection B of Section 1-3-101 of Title 27A
19 of the Oklahoma Statutes.

20 SECTION 127. REPEALER 82 O.S. 2021, Section 1085.30, as
21 last amended by Section 4, Chapter 113, O.S.L. 2022 (82 O.S. Supp.
22 2022, Section 1085.30), is hereby repealed.

23 SECTION 128. It being immediately necessary for the
24 preservation of the public peace, health or safety, an emergency is

1 hereby declared to exist, by reason whereof this act shall take
2 effect and be in full force from and after its passage and approval.

3 Passed the Senate the 16th day of May, 2023.

4

5

Presiding Officer of the Senate

6

7 Passed the House of Representatives the ____ day of _____,

8 2023.

9

10

Presiding Officer of the House
of Representatives

11

12

13

14

15

16

17

18

19

20

21

22

23

24