

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3191

By: Newton of the House

and

**Jech** of the Senate

7  
8  
9  
10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to driver licenses; amending 47 O.S.  
12                   2021, Section 6-102, as amended by Section 39,  
13                   Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2023, Section  
14                   6-102), which relate to persons exempt; allowing  
15                   certain resident drivers to operate a vehicle without  
16                   a license; amending 47 O.S. 2021, Section 6-105, as  
17                   last amended by Section 1, Chapter 229, O.S.L. 2023  
18                   (47 O.S. Supp. 2023, Section 6-105), which relates to  
19                   graduated class D licenses; allowing certain  
20                   residents to receive driver education; defining term;  
21                   allowing for waiving over certain examination;  
22                   amending 47 O.S. 2021, Section 6-105.2, as amended by  
23                   Section 43, Chapter 282, O.S.L. 2022 (47 O.S. Supp.  
24                   2023, Section 6-105.2), which relates to instructor  
                  permit; authorizing driver education instructors to  
                  instruct certain drivers; defining term; amending 47  
                  O.S. 2021, Section 801, which relates to definitions;  
                  modifying definitions; and providing an effective  
                  date.

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

1 SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-102, as  
2 amended by Section 39, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2023,  
3 Section 6-102), is amended to read as follows:

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

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

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

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

19 1. Operating a vehicle pursuant to subsection B of Section 6-  
20 105 of this title; or

21 2. Taking the driving skills examination as required by Section  
22 6-110 of this title, when accompanied by a Driver License Examiner  
23 of Service Oklahoma or by a designated examiner approved and  
24 certified by Service Oklahoma.

1 C. A legal resident who is at least thirteen and one-half (13  
2 1/2) years of age may operate a vehicle in this state without a  
3 driver license if the resident:

4 1. Either resides upon a farm in this state or is employed for  
5 compensation upon a farm in this state. For purposes of this  
6 subsection, the term "farm" means any parcel of land for which the  
7 owner has an agricultural exemption permit issued by the Oklahoma  
8 Tax Commission;

9 2. Is operating a vehicle pursuant to subsection B of Section  
10 6-105 of this title; or

11 3. Is taking the driving skills examination as required by  
12 Sections 6-105 and 6-110 of this title when accompanied by a driver  
13 license examiner of Service Oklahoma or by a designated examiner  
14 approved and certified by Service Oklahoma.

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

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

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

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

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

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

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

13 SECTION 2. AMENDATORY 47 O.S. 2021, Section 6-105, as  
14 last amended by Section 1, Chapter 229, O.S.L. 2023 (47 O.S. Supp.  
15 2023, Section 6-105), is amended to read as follows:

16 Section 6-105. A. Unless a legal custodial parent or legal  
17 guardian has filed an objection to licensure pursuant to Section 6-  
18 103.1 of this title, any person under eighteen (18) years of age may  
19 be permitted to operate:

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

22 2. A motorcycle under the provisions prescribed in subsection H  
23 of this section; or  
24

1           3. A farm vehicle under the provisions prescribed in subsection  
2 I of this section.

3           B. 1. Any person who is at least fifteen (15) years of age or  
4 who is at least thirteen and one-half (13 1/2) years of age, and  
5 either resides upon a farm in this state or is employed for  
6 compensation upon a farm in this state, may drive during a session  
7 in which the driver is being instructed in a driver education  
8 course, as set out in subparagraphs a, b, c, d and e of paragraph 1  
9 of subsection C of this section, by a certified driver education  
10 instructor who is seated in the right front seat of the motor  
11 vehicle.

12           2. For purposes of this subsection, the term "farm" means any  
13 parcel of land for which the owner has an agricultural exemption  
14 permit issued by the Oklahoma Tax Commission.

15           C. Any person:

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

20           a. a prescribed secondary school driver education course,  
21 as provided for in Sections 19-113 through 19-121 of  
22 Title 70 of the Oklahoma Statutes,  
23  
24

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

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

24          D. 1. Any person:

1 a. who has applied for, been issued, and has possessed a  
2 learner permit for a minimum of six (6) months, and  
3 b. whose custodial legal parent or legal guardian  
4 certifies to Service Oklahoma by sworn affidavit that  
5 the person has received a minimum of fifty (50) hours  
6 of actual behind-the-wheel training, of which at least  
7 ten (10) hours of such training was at night, from a  
8 licensed driver who was at least twenty-one (21) years  
9 of age and who was properly licensed to operate a  
10 Class D motor vehicle for a minimum of two (2) years,  
11 may be issued an intermediate Class D license upon successfully  
12 passing all parts of the driver license examinations administered by  
13 Service Oklahoma; provided, the written examination, if it has not  
14 previously been administered or waived, may be waived by Service  
15 Oklahoma upon verification that the person has successfully  
16 completed driver education or the driving examination may be waived  
17 by Service Oklahoma upon successful passage of the examination  
18 administered by a certified designated examiner, as provided for in  
19 Section 6-110 of this title. However, notwithstanding the date of  
20 issuance of the learner permit, if the person has been convicted of  
21 a traffic offense which is reported on the driving record of that  
22 person, the time period specified in subparagraph a of this  
23 paragraph shall be recalculated to begin from the date of conviction  
24 for the traffic offense, and must elapse before that person may be

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

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

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

11 (1) only between the hours of 5:00 a.m. and 10:00  
12 p.m., except for driving to and from work,  
13 school, school activities, and church activities,  
14 or

15 (2) at any time, if a licensed driver who is at least  
16 twenty-one (21) years of age is actually  
17 occupying a seat beside the intermediate Class D  
18 licensee, or if the intermediate Class D licensee  
19 is a farm or ranch resident, and is operating a  
20 motor vehicle while engaged in farming or  
21 ranching operations outside the limits of a  
22 municipality, or driving to and from work,  
23 school, school activities, or church activities,  
24 and



1           b.   shall not operate a motor vehicle with more than one  
2           passenger unless:

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

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

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

10          1.   One (1) year; or

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

15   may be issued a Class D license.  However, notwithstanding the date  
16   of issuance of the Class D license, if the person has been convicted  
17   of a traffic offense which is reported on the driving record of that  
18   person, the time periods specified in paragraph 1 or 2 of this  
19   subsection, as applicable, shall be recalculated to begin from the  
20   date of conviction for the traffic offense, and must elapse before  
21   that person may be issued a Class D license.  If the person has been  
22   convicted of more than one traffic offense which is reported on the  
23   driving record of that person, the time periods specified in  
24   paragraph 1 or 2 of this subsection, as applicable, shall be

1 recalculated to begin from the most recent date of conviction, and  
2 must elapse before that person may be issued a Class D license.

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

14 G. Service Oklahoma shall promulgate rules establishing  
15 procedures for removal of learner permit and intermediate Class D  
16 license restrictions from the permit or license upon the permittee  
17 or licensee qualifying for a less restricted or an unrestricted  
18 license.

19 H. Any person fourteen (14) years of age or older may apply for  
20 a restricted Class D license with a motorcycle-only restriction.  
21 After the person has successfully passed all parts of the motorcycle  
22 examination other than the driving examination, has successfully  
23 completed a certified state-approved motorcycle basic rider course  
24 approved by the Department of Public Safety, in conjunction with

1 Service Oklahoma, and has met all requirements provided for in the  
2 rules of the Department and Service Oklahoma, Service Oklahoma shall  
3 issue to the person a restricted Class D license with a motorcycle-  
4 only restriction which shall grant to the person, while having the  
5 license in the person's immediate possession, the privilege to  
6 operate a motorcycle or motor-driven cycle:

7 1. With a piston displacement not to exceed three hundred (300)  
8 cubic centimeters;

9 2. Between the hours of 4:30 a.m. to 9:00 p.m. only;

10 3. While wearing approved protective headgear; and

11 4. While accompanied by and receiving instruction from any  
12 person who is at least twenty-one (21) years of age and who is  
13 properly licensed pursuant to the laws of this state to operate a  
14 motorcycle or motor-driven cycle, and who has visual contact with  
15 the restricted licensee.

16 The restricted licensee may apply on or after thirty (30) days  
17 from date of issuance of the restricted Class D license with a  
18 motorcycle-only restriction to have the restriction of being  
19 accompanied by a licensed driver removed by successfully completing  
20 the driving portion of an examination.

21 The written examination and driving examination for a restricted  
22 Class D license with a motorcycle-only endorsement shall be waived  
23 by Service Oklahoma upon verification that the person has

24

1 successfully completed a certified state-approved motorcycle basic  
2 rider course approved by the Department and Service Oklahoma.

3 I. 1. Any person who is less than seventeen (17) years of age  
4 but is at least fourteen (14) years of age and who resides upon a  
5 farm in this state or is employed for compensation upon a farm in  
6 this state may apply to Service Oklahoma for a farm permit  
7 authorizing such person, while possessing the permit, to operate any  
8 Class D motor vehicle.

9 2. a. A farm permit shall entitle the licensee, who is at  
10 least fourteen (14) years of age but less than sixteen  
11 (16) years of age, to operate the appropriate motor  
12 vehicles at any time:

- 13 (1) while going to or from or in connection with any  
14 farm job, employment, or other farm-related work,  
15 (2) on days while school is in session, over the most  
16 direct and accessible route between the  
17 licensee's residence and school of enrollment for  
18 the purpose of school attendance; provided, that  
19 the privilege shall only extend to those  
20 licensees who reside on a farm and commute  
21 directly from their place of residence to the  
22 school in which they are enrolled, or  
23 (3) when the licensee is operating a passenger car at  
24 any time when accompanied by an adult who is the

1 holder of a valid commercial driver license,  
2 Class A, B, C, or D driver license and who is  
3 actually occupying a seat beside the driver.

4 b. For a period of six (6) months, a farm permit shall  
5 entitle the licensee who is at least sixteen (16)  
6 years of age to operate the appropriate motor vehicles  
7 at any time:

8 (1) from 5:00 a.m. to 9:00 p.m.,

9 (2) while going to or from or in connection with any  
10 farm job, employment, or other farm-related work,

11 (3) while going to or from authorized school  
12 activities,

13 (4) while going directly to or from any religious  
14 worship service held by a religious organization,  
15 or

16 (5) while the licensee is operating a passenger car  
17 at any time while accompanied by an adult who is  
18 the holder of a valid commercial driver license,  
19 Class A, B, or C driver license, and who is  
20 actually occupying a seat beside the driver.

21 After such six-month period, if the licensee has complied with the  
22 provisions of this subsection, such farm permit shall entitle the  
23 licensee to operate the appropriate motor vehicles at any time  
24 without the restrictions required by this subsection.

1 3. A farm permit shall be issued only if:

2 a. the applicant can prove that such applicant resides or  
3 works on a farm by submitting the signed affidavit of  
4 either a parent or guardian stating that the applicant  
5 lives on a farm,

6 b. the applicant has successfully completed the  
7 examination requirements in Section 6-110 of this  
8 title. The written examination for a farm permit may  
9 be waived by Service Oklahoma upon verification that  
10 the person has successfully completed driver  
11 education, and

12 c. the applicant does not live on a farm but works on a  
13 farm and the applicant submits the signed affidavit of  
14 the applicant's employer and parent or guardian  
15 attesting to such employment.

16 4. Any licensee issued a farm permit under this subsection:

17 a. who is less than sixteen (16) years of age shall not  
18 operate any motor vehicle with nonsibling minor  
19 passengers,

20 b. who is at least sixteen (16) years of age, for a  
21 period of six (6) months after reaching sixteen (16)  
22 years of age, shall not operate any motor vehicle with  
23 more than one passenger who is less than eighteen (18)  
24

1           years of age and who is not a member of the licensee's  
2           immediate family, or

3           c.    who is at least fourteen (14) years of age, but less  
4           than sixteen (16) years of age, shall not operate any  
5           motor vehicle on interstate or turnpike highway  
6           systems, nor shall a licensee operate a motor vehicle  
7           within the limits of a city with a population in  
8           excess of one hundred thousand (100,000) persons  
9           according to the latest Federal Decennial Census.

10 Any conviction for violating this paragraph shall be construed as a  
11 moving traffic violation. Service Oklahoma may, in its discretion,  
12 suspend the permit of an individual for violation of this paragraph.

13           5. Any licensee issued a farm permit under this subsection  
14 shall not operate a wireless communication device while driving a  
15 motor vehicle, except that a licensee may operate a wireless  
16 communication device while driving a motor vehicle to report illegal  
17 activity or to summon medical or other emergency help.

18           6. As used in this subsection, "farm" means any parcel of land  
19 for which the owner has an agricultural exemption permit issued by  
20 the Oklahoma Tax Commission.

21           7.    a. A farm permit issued under this subsection is subject  
22           to suspension or revocation in the same manner as any  
23           other driver license.

1           b. A farm permit may be suspended in accordance with  
2           Section 6-113 of this title for any violation of  
3           restrictions under this subsection.

4           c. Service Oklahoma shall suspend the farm permit upon  
5           receiving satisfactory evidence that the licensee has  
6           been involved in two or more accidents chargeable to  
7           the licensee and such suspended license shall not be  
8           reinstated for one (1) year.

9           8. Any licensee issued a farm permit under this subsection  
10          shall provide, prior to reaching sixteen (16) years of age, a signed  
11          affidavit of either a parent or guardian stating that the applicant  
12          has completed at least fifty (50) hours of adult-supervised driving  
13          with at least ten (10) of those hours being at night. The adult-  
14          supervised driving required by this paragraph shall be conducted by  
15          an adult who is at least twenty-one (21) years of age and is the  
16          holder of a valid commercial driver license, Class A, B, C, or D  
17          driver license. Evidence of failure of any licensee who was  
18          required to complete the fifty (50) hours of adult-supervised  
19          driving under this subsection shall not be admissible in any action  
20          for the purpose of determining any aspect of comparative negligence  
21          or mitigation of damages.

22          9. Any licensee issued a farm permit under this subsection who:

23               a. is under sixteen (16) years of age and is convicted of  
24               two or more moving traffic violations committed on



1 separate occasions shall not be eligible to receive a  
2 driver license which is not restricted, in accordance  
3 with the provisions of subparagraph a of paragraph 2  
4 of this subsection, until the person reaches seventeen  
5 (17) years of age,

6 b. is at least sixteen (16) years of age but less than  
7 seventeen (17) years of age and is convicted of two or  
8 more moving traffic violations committed on separate  
9 occasions shall not be eligible to receive a driver  
10 license which is not restricted, in accordance with  
11 the provisions of subparagraph b of paragraph 2 of  
12 this subsection, until the person reaches eighteen  
13 (18) years of age, or

14 c. fails to provide the affidavit required under  
15 paragraph 8 of this subsection shall not be eligible  
16 to receive a driver license which is not restricted,  
17 in accordance with the provisions of subparagraph a of  
18 paragraph 2 of this subsection, until the person  
19 provides such affidavit to Service Oklahoma or the  
20 person reaches seventeen (17) years of age, whichever  
21 occurs first.

22 J. As used in this section:

23 1. "Hand-held electronic device" means a mobile telephone or  
24 electronic device with which a user engages in a telephone call,

1 plays or stores media, including but not limited to music and video,  
2 or sends or reads a text message while requiring the use of at least  
3 one hand; and

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

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

10 SECTION 3. AMENDATORY 47 O.S. 2021, Section 6-105.2, as  
11 amended by Section 43, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2023,  
12 Section 6-105.2), is amended to read as follows:

13 Section 6-105.2 Service Oklahoma may issue an instructor permit  
14 to any qualified secondary school driver education instructor as  
15 defined by the State Board of Education Rules and Regulations for  
16 Oklahoma High School Driver and Traffic Safety Education or any  
17 driver education instructor, certified by Service Oklahoma, of a  
18 parochial, private, or other nonpublic secondary school upon a  
19 proper application to the State Board of Education or the Department  
20 of Public Safety in the case of secondary schools that are not  
21 regulated by the State Board of Education or a commercial driver  
22 training course instructor, as provided for in Sections 801 through  
23 808 of this title. Service Oklahoma shall promulgate rules for the  
24 issuance of the permits. Any instructor as defined in this

1 subsection who has been issued a permit may instruct any person who  
2 is at least fifteen;

3 1. Fifteen and one-half (15 1/2) years of age ~~or who is at~~  
4 ~~least fifteen~~;

5 2. Fifteen (15) years of age and of secondary school or higher  
6 educational standing while regularly enrolled and certified by the  
7 instructor as a student taking a prescribed course of secondary  
8 school driver education or a driver education course, certified by  
9 Service Oklahoma, from a parochial, private, or other nonpublic  
10 secondary school or a commercial driver training course, as defined  
11 by Sections 801 through 808 of this title, to operate a motor  
12 vehicle while accompanied by and receiving instruction from the  
13 instructor who is actually occupying a seat beside the driver; or

14 3. Thirteen and one-half (13 1/2) years of age and either  
15 resides upon a farm in this state or is employed for compensation  
16 upon a farm in this state. For purposes of this section, the term  
17 "farm" means any parcel of land for which the owner has an  
18 agricultural exemption permit issued by the Oklahoma Tax Commission.

19 SECTION 4. AMENDATORY 47 O.S. 2021, Section 801, is  
20 amended to read as follows:

21 Section 801. As used in Section 801 et seq. of this title:

22 (A) "Commercial driver training school" or "school" means a  
23 business enterprise conducted by an individual, association,  
24 partnership, or corporation, for the education and training of

1 persons, either practically or theoretically, or both, to operate or  
2 drive motor vehicles and/or to prepare an applicant for an  
3 examination given by the state for a driver license including a  
4 restricted Class D license for persons fifteen and one-half (15 1/2)  
5 years old and a farm permit for persons thirteen and one-half (13  
6 1/2) years of age as defined in Section 6-105 of this title, and  
7 charging a consideration or tuition for such services.

8 (B) "Instructor" means any person, whether acting for himself  
9 as operator of a commercial driver training school or for any such  
10 school for compensation, who teaches, conducts classes of, gives  
11 demonstrations to, or supervises practice of persons learning to  
12 operate or drive motor vehicles or preparing to take an examination  
13 for a driver license including a restricted Class D license for  
14 persons fifteen and one-half (15 1/2) years ~~old~~ of age and a farm  
15 permit for persons thirteen and one-half (13 1/2) years of age as  
16 defined in Section 6-105 of this title, and any person who  
17 supervises the work of any other such instructor.

18 (C) "Commissioner" means the Commissioner of Public Safety.

19 SECTION 5. This act shall become effective November 1, 2024.

20

21 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/14/2024 -  
22 DO PASS, As Amended and Coauthored.

23

24