

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2227

By: Ford

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6 AS INTRODUCED

7 An Act relating to motor vehicles; requiring the
8 creation and management of certain service
9 reimbursement program for licensed wreckers and
10 towing operators; requiring the development of
11 certain application process; requiring certain
12 compliance; directing Department of Public Safety to
13 determine certain rates; requiring reimbursement come
14 from certain fund; authorizing the promulgation of
15 rules and procedures; stating services eligible for
16 reimbursement; creating the Towing Indemnity
17 Revolving Fund; exempting Fund from fiscal year
18 limitations; appropriating certain monies from Fund;
19 stating purpose of certain appropriations; requiring
20 certain warrants for certain expenditures; requiring
21 certain fee be levied upon vehicle registration;
22 requiring fee to be collected at certain time;
23 directing deposit of proceeds; requiring collection
24 be a prerequisite for vehicle registration; providing
for codification; and providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 954B of Title 47, unless there
23 is created a duplication in numbering, reads as follows:
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1 A. The Department of Public Safety shall, through its Wrecker
2 Services Division, create and manage a program to compensate
3 licensed wreckers or towing service operators for certain services
4 of clearing and towing of abandoned vehicles and the removal of
5 accident debris from the roadways of this state. The Department
6 shall develop an application process by which licensed wreckers or
7 towing service operators may apply for reimbursement from the
8 Department for services described in subsection B of this section.
9 Licensed wreckers or towing service operators shall have complied
10 with the provisions of Section 954A of this title before becoming
11 eligible for to see reimbursement under the provisions of this
12 section. The Department shall determine reimbursement rates for
13 towing by the size and weight class of the vehicles towed. Monies
14 for reimbursement shall be drawn from the Towing Indemnity Revolving
15 Fund created in Section 2 of this act. The Department is authorized
16 to promulgate any rules and procedures required to effectuate the
17 provisions of this section.

18 B. Unpaid towing services performed by licensed wreckers or
19 towing service operators eligible for reimbursement include:

20 1. Non-consent law enforcement tows of abandoned or uninsured
21 vehicles; and

22 2. Towing and removal of vehicle accident debris that remain
23 unpaid by the owner, lienholder or insured.

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1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 954C of Title 47, unless there
3 is created a duplication in numbering, reads as follows:

4 There is hereby created in the State Treasury a revolving fund
5 for the Department of Public Safety, to be designated the "Towing
6 Indemnity Revolving Fund". The fund shall be a continuing fund, not
7 subject to fiscal year limitations. All monies accruing to the
8 credit of said fund shall consist of monies received pursuant to
9 Section 3 of this act and shall be budgeted and expended by the
10 Department of Public Safety for the restricted purpose of
11 reimbursement for licensed wreckers or towing service operators for
12 unpaid services. Expenditures from said funds shall be made upon
13 warrants issued by the State Treasurer against claims filed as
14 prescribed by law with the Director of the Office of Management and
15 Enterprise Services for approval and payment.

16 SECTION 3. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1132.8 of Title 47, unless there
18 is created a duplication in numbering, reads as follows:

19 A. In addition to other vehicle registration fees specified by
20 law, beginning on the effective date of this act, there is levied
21 and there shall be paid to Service Oklahoma a fee of Three Dollars
22 (\$3.00) upon every vehicle to be registered. The fee shall accrue
23 and shall be collectible upon each vehicle under the same
24 circumstances and shall be payable in the same manner and times as

1 apply to vehicle registrations under the provisions of the Oklahoma
2 Vehicle License and Registration Act; provided, the fee shall be
3 paid in full for the then current year at the time any vehicle is
4 first registered in a calendar year.

5 B. Revenue from the fee levied in subsection A of this section
6 shall be transferred each month to the Department of Public Safety
7 for deposit in the Towing Indemnity Revolving Fund created in
8 Section 2 of this act.

9 C. The collection and payment of the fee specified in this
10 section shall be a prerequisite to licensing or registration of any
11 vehicles.

12 SECTION 4. This act shall become effective November 1, 2023.

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