

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 POLICY COMMITTEE
4 RECOMMENDATION

5 FOR

6 HOUSE BILL NO. 2126

By: Sterling

7 POLICY COMMITTEE RECOMMENDATION

8 An Act relating to motor vehicles; creating the
9 Shelby Johnson and Logan Deardorff Act of 2025;
10 amending 47 O.S. 2021, Section 6-207, as amended by
11 Section 70, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
12 2023, Section 6-207), which relates to authority to
13 deny application for or cancel license for certain
14 ailments; deleting certain reporting requirement;
15 requiring certain diagnosis report; stating certain
16 report shall not be considered public record;
17 authorizing the promulgation of certain rules;
18 providing for noncodification; and providing an
19 effective date.

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

21 SECTION 1. NEW LAW A new section of law not to be
22 codified in the Oklahoma Statutes reads as follows:

23 This act shall be known and may be cited as the "Shelby Johnson
24 and Logan Deardorff Act of 2025".

SECTION 2. AMENDATORY 47 O.S. 2021, Section 6-207, as
amended by Section 70, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2024,
Section 6-207), is amended to read as follows:

1 Section 6-207. Whenever Service Oklahoma is furnished with
2 information or, from the records on file in Service Oklahoma, it is
3 established that the holder of a driver license is afflicted with a
4 physical disease with a history of seizures, or mental disease, or
5 momentary lapses of consciousness or any other ailment which may
6 result in temporary loss of control or partial control of a motor
7 vehicle, Service Oklahoma may, in its discretion, execute an order
8 of cancellation of any driver license issued to such individual, or,
9 should such information be available at the time of application for
10 a driver license, Service Oklahoma may execute an order denying the
11 issuance of said license to any such individual and shall cause any
12 such license that may have been issued to be picked up or to be
13 delivered to Service Oklahoma as specified for other such orders.

14 ~~Every physician or surgeon, including doctors of medicine and~~
15 ~~osteopathy, examining, attending or treating an individual for any~~
16 ~~illness or injury that would impair the ability of the individual in~~
17 ~~any manner as to affect the performance of the person to operate a~~
18 ~~motor vehicle, may make a written report of the diagnosis to Service~~
19 ~~Oklahoma.~~ Any person who is diagnosed with a disorder that causes a
20 momentary lapse of consciousness that would impair the ability of
21 the individual in any manner as to affect the performance of the
22 person to operate a motor vehicle shall report his or her diagnosis
23 to Service Oklahoma. Service Oklahoma may, in its discretion,
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1 suspend or cancel the license of such person for such period of time
2 as in its judgment is justified.

3 In addition thereto, any person or physician or any medical
4 personnel participating in good faith and without negligence or
5 malicious intent in making of a report pursuant to this act shall
6 have the immunity from civil liability that might otherwise be
7 incurred or imposed. Any such participant shall have the same
8 immunity with respect to participation in any judicial proceeding
9 resulting from such report.

10 Provided further that, in any proceeding resulting from a report
11 made pursuant to this act or in any proceeding where such a report
12 or any contents thereof are sought to be introduced in evidence,
13 such report or contents or any other fact or facts related thereto,
14 or the condition of the individual who is the subject of the report
15 shall only be admitted in evidence in actions regarding the
16 revocation, suspension, cancellation or denial of the subject's
17 driver's license ~~and~~. The report shall not be considered to be a
18 public record provided that the report shall not be excluded on the
19 ground that the matter is or may be the subject of a physician-
20 patient privilege or similar privilege or rule against disclosure.

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

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Service Oklahoma is authorized to promulgate rules to effectuate
the provisions of this section.

SECTION 3. This act shall become effective November 1, 2025.

60-1-12884 JBH 02/24/25