

## BILL SUMMARY

1<sup>st</sup> Session of the 60<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB2126</b>
<b>Version:</b>	<b>CS</b>
<b>Request Number:</b>	<b>13121</b>
<b>Author:</b>	<b>Rep. Sterling</b>
<b>Date:</b>	<b>3/10/2025</b>
<b>Impact:</b>	<b>ServiceOK: \$72,000</b>

### Research Analysis

The committee substitute to HB 2126 requires any person who is diagnosed with a disorder that causes a momentary lapse of consciousness that would impair the ability of the individual in any manner as to affect the performance of the person to operate a motor vehicle to report his or her diagnosis to Service Oklahoma.

Prepared By: Brad Wolgamott

### Fiscal Analysis

The CS to HB2126 amends 47 O.S. 2021, Section 6-207, to shift certain reporting requirements regarding medical conditions that impair driving. The bill removes the requirement for physicians to report impairments that affect an individual's ability to drive and instead mandates self-reporting for individuals diagnosed with a disorder that causes momentary lapses in consciousness. The bill also provides ServiceOK with discretionary authority to suspend or cancel licenses based on self-reported conditions and authorizes rule promulgation to implement these changes. Officials with ServiceOK have provided the following information:

HB2126 eliminates the requirement for physicians to report impairments affecting driving ability, shifting responsibility to individuals to self-report diagnoses of disorders causing momentary lapses in consciousness. This change creates enforcement gaps, as there are no penalties for failing to report, making compliance voluntary and leading to inconsistent application.

Currently, medical determinations for roadworthiness are made by the Medical Desk at the Department of Public Safety (DPS) based on physician-reported conditions. Under HB2126, Service Oklahoma staff — who lack medical training — would be responsible for assessing self reported conditions, increasing subjectivity and potential liability. The absence of physician input also weakens the state's position in appeals, which are expected to increase.

To implement these changes, Service Oklahoma will need to modify the driver license system and provide staff training, resulting in a one-time administrative cost of \$72,000. Therefore, in its current form, ServiceOK would use existing budgetary resources to absorb a one-time administrative cost of \$72,000 to administer the provisions of HB2126.

Prepared By: Robert Flipping IV, House Fiscal Staff

### Other Considerations

None.

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