

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1152

By: Cockroft

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to motor vehicles; amending Section
10 6, Chapter 176, O.S.L. 2013, as amended by Section 3,
11 Chapter 125, O.S.L. 2016 (47 O.S. Supp. 2017, Section
12 7-626), which relates to the Oklahoma Temporary
13 Motorist Liability Plan; authorizing the Insurance
14 Commissioner to contact with a certain association to
15 serve as Plan Administrator; and providing an
16 effective date.

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

17 SECTION 1. AMENDATORY Section 6, Chapter 176, O.S.L.
18 2013, as amended by Section 3, Chapter 125, O.S.L. 2016 (47 O.S.
19 Supp. 2017, Section 7-626), is amended to read as follows:

20 Section 7-626. A. A The Insurance Commissioner may contract
21 with a statewide association of county sheriffs in Oklahoma ~~shall~~ to
22 serve as the Plan Administrator.

23 B. The daily rate for temporary insurance under the Oklahoma
24 Temporary Motorist Liability Plan for the following calendar year

1 shall be announced on the first Monday in December. The daily cost
2 of coverage and administrative fee shall be paid to the county
3 sheriff's office or municipal police department and the fine and
4 court fees associated with the traffic ticket shall be paid to the
5 court clerk. The daily cost of coverage shall be calculated on each
6 twenty-four-hour period from the time the citation was issued
7 pursuant to subparagraph b of paragraph 1 of subsection A of Section
8 7-606 of ~~Title 47 of the Oklahoma Statutes~~ this title, rounding up.
9 The county sheriff's office or municipal police department shall not
10 waive premium dues for any defendant, except as provided in
11 subsection D of this section. The county sheriff's office or
12 municipal police department shall remit all proceeds from the daily
13 cost of insurance to the Plan on the first business day of each
14 month to the Plan Administrator. The Plan Administrator shall remit
15 the total statewide monthly premium to the appropriate insurance
16 carrier within sixty (60) days of the premium being earned.

17 C. If for any reason the premium is not collected, then the
18 Oklahoma Temporary Motorist Liability Plan shall pay the premium out
19 of the Temporary Insurance Premium Pool.

20 D. If the citation issued pursuant to subparagraph b of
21 paragraph 1 of subsection A of Section 7-606 of ~~Title 47 of the~~
22 ~~Oklahoma Statutes~~ this title is dismissed without cost, the coverage
23 provided under the Plan is considered never activated and the
24 premium is considered unearned and shall be waived.

1 E. Tag agents shall not issue a new or renewed tag for this
2 vehicle until all fines, fees and premiums have been paid and the
3 license plate has been released by the county sheriff's office.

4 SECTION 2. This act shall become effective November 1, 2018.

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6 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 03/05/2018 - DO PASS,
7 As Amended and Coauthored.
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