

1 ENGROSSED HOUSE
2 BILL NO. 3671

By: Miller and Talley of the
House

3 and

4 Coleman and Garvin of the
5 Senate

6
7 An Act relating to motor vehicles; authorizing
8 Service Oklahoma to allow individuals to make certain
9 voluntary designation; stating purpose and use;
10 authorizing the display or nondisplay of designation
11 on credentials; allowing removal of certain
12 designation; requiring establishment and maintenance
13 of certain registry; stating purpose of registry;
14 requiring development of certain form; allowing
15 certain voluntary report of diagnosis be submitted;
16 listing information to be stored by registry;
17 providing for submission of certain information;
18 allowing certain opportunities for holders of certain
19 credentials; limiting availability of submitted
20 information; prescribing use of certain information;
21 stating certain information shall be confidential;
22 limiting liability for certain causes; requiring
23 Service Oklahoma comply with certain federal
24 requirements; authorizing the promulgation of rules;
requiring the development of certain program;
requiring program consist of certain elements;
requiring program be available annually to certain
entities; providing for codification; and providing
an effective date.

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

22 SECTION 1. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 6-125 of Title 47, unless there
24 is created a duplication in numbering, reads as follows:

1 A. 1. Service Oklahoma shall permit a driver license or state
2 identification cardholder to voluntarily designate that the person
3 has been diagnosed with an autism spectrum disorder by a licensed
4 primary care physician, licensed psychologist, or licensed
5 psychiatrist. The designation shall be used by a law enforcement
6 officer or an emergency medical professional to identify and
7 effectively communicate with a person who has been diagnosed with an
8 autism spectrum disorder and shall not be used for any other purpose
9 by any other person.

10 2. The cardholder may choose whether the voluntary designation
11 indicating that a person has been diagnosed with an autism spectrum
12 disorder pursuant to paragraph 1 of this subsection shall be
13 displayed on the driver license or identification card or in the
14 Oklahoma Law Enforcement Telecommunications System (OLETS) in
15 accordance with procedures prescribed by Service Oklahoma. A holder
16 of a driver license or identification card who makes a voluntary
17 designation pursuant to this section shall have the opportunity to
18 remove the designation at any time.

19 B. 1. Service Oklahoma shall establish and maintain an
20 automated statewide registry accessible by law enforcement officers
21 for the purpose of identifying and effectively communicating with a
22 person who has been diagnosed with an autism spectrum disorder by a
23 licensed primary care physician, licensed psychologist, or licensed
24 psychiatrist. Service Oklahoma shall permit a person diagnosed with

1 an autism spectrum disorder to voluntarily report the diagnosis to
2 Service Oklahoma for inclusion in the registry. The registry shall
3 be capable of storing information, which shall include, but not be
4 limited to:

- 5 a. the license plate and registration information of any
6 motor vehicle that the person intends to regularly
7 operate,
- 8 b. the emergency contact information of a person who can
9 communicate on behalf of the person who has been
10 diagnosed with an autism spectrum disorder, and
- 11 c. any other information that may assist a law
12 enforcement officer when communicating with the
13 person.

14 2. Service Oklahoma shall develop a standardized autism
15 diagnosis form that provides a diagnosing or treating licensed
16 primary care physician, licensed psychologist, or licensed
17 psychiatrist to certify that an individual has been diagnosed with
18 an autism spectrum disorder. The holder of an Oklahoma driver
19 license or identification card or a person making application or
20 renewal for a driver license or identification card issued by
21 Service Oklahoma may voluntarily submit the form to the registry
22 established pursuant to paragraph 1 of this subsection, through
23 procedures established by Service Oklahoma. A holder of a driver
24 license or identification card who submits information to the

1 registry shall have the opportunity to revise, update the
2 information, or be removed from the registry at any time.

3 3. Information submitted pursuant to this section shall only be
4 available to Service Oklahoma, licensed operators who are designated
5 to collect and maintain the information, and law enforcement
6 officers when accessing the person's motor vehicle records. The
7 information shall be exclusively used during a motor vehicle stop or
8 other law enforcement action to assist law enforcement officers in
9 identifying and effectively communicating with a person who has been
10 diagnosed with an autism spectrum disorder.

11 4. Any information submitted to Service Oklahoma or licensed
12 operators pursuant to this section shall not be considered a
13 government record pursuant to subparagraph c of paragraph 1 of
14 Section 24A.5 of Title 51 of the Oklahoma Statutes and shall not be
15 discoverable as a government record by any person, entity, or
16 governmental agency, except upon a subpoena issued by a grand jury
17 or a court order in a criminal matter.

18 5. Service Oklahoma, its employees, or licensed operators, for
19 the purpose of discharging their duties pursuant to this act, shall
20 not be liable to any person for civil damages or subject to criminal
21 prosecution resulting from or caused by:

22 a. any disruption or failure in Internet service caused
23 by any accident, malfunction, act of sabotage or
24 nature, or any other condition or circumstance that

1 Service Oklahoma has not, directly or indirectly,
2 caused, and which prevents the holder of an Oklahoma
3 driver license or identification card from accessing
4 or inputting information into the registry established
5 pursuant to this subsection, or which results in, or
6 prevents, Service Oklahoma, licensed operators,
7 designated Service Oklahoma employees, and law
8 enforcement officers from accessing, establishing, or
9 maintaining the database,

10 b. any misuse of, or the failure or omission to input
11 accurate information, or the inputting of inaccurate
12 or outdated information into the registry by any
13 holder of an Oklahoma driver license or identification
14 card, or

15 c. the inability of any law enforcement officer to make
16 contact, in good faith, with any designated emergency
17 contact person. This limitation of liability is
18 inapplicable if such failure resulted from a malicious
19 purpose or a wanton and willful disregard for the
20 safety of persons or property.

21 6. With regard to the issuance of REAL-ID compliant licenses
22 containing designations pursuant to this section, Service Oklahoma
23 shall comply with all federal design requirements and shall seek
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1 design approval from all necessary federal agencies, including, but
2 not limited to, the United States Department of Homeland Security.

3 7. Service Oklahoma is authorized to promulgate any rules
4 necessary to effectuate the provisions of this section.

5 SECTION 2. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 6-125.1 of Title 47, unless
7 there is created a duplication in numbering, reads as follows:

8 The Department of Public Safety, in consultation with Service
9 Oklahoma, the Council on Law Enforcement Education and Training, the
10 Oklahoma Department of Mental Health and Substance Abuse Services,
11 and other entities or individuals with expertise in autism, shall
12 develop a program to assist and train law enforcement officers to
13 effectively communicate with a person who has been diagnosed with an
14 autism spectrum disorder by a licensed primary care physician,
15 licensed psychologist, or licensed psychiatrist. In addition, the
16 program shall include training in de-escalation methods when
17 interacting with a person who has been diagnosed with an autism
18 spectrum disorder, proper utilization of the registry established
19 pursuant to Section 1 of this act, proper utilization of any
20 specific information regarding an individual listed in the registry,
21 and any other information that may be useful to law enforcement
22 officers when interacting with a person who has been diagnosed with
23 an autism spectrum disorder.

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1 The program established pursuant to this section shall be
2 available annually to every state, tribal, county, and municipal law
3 enforcement agency in this state.

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

5 Passed the House of Representatives the 5th day of March, 2024.

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Presiding Officer of the House
of Representatives

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10 Passed the Senate the ___ day of _____, 2024.

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Presiding Officer of the Senate

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