

1 ENGROSSED HOUSE AMENDMENTS
TO
2 ENGROSSED SENATE BILL NO. 1164

By: David of the Senate

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4 Babinec of the House
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7 An Act relating to impaired driving; repealing 47
8 O.S. 2011, Section 6-204, as amended by Section 4,
9 Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section
10 6-204), which relates to the order to surrender
11 license; * * * providing for codification; and
12 providing a provisional effective date.

13 AMENDMENT NO. 1. Page 1, lines 6 through 21, strike the title to
14 read

15 "[driver license revocation - directing mandatory
16 revocation for certain offenses - directing
17 certain revocation periods - provisional effective
18 date]"

19 AMENDMENT NO. 2. Page 1, line 23, strike the enacting clause
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1 Passed the House of Representatives the 26th day of April, 2018.

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4 Presiding Officer of the House of
5 Representatives

6 Passed the Senate the ____ day of _____, 2018.

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2 BILL NO. 1164

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6 An Act relating to impaired driving; repealing 47
7 O.S. 2011, Section 6-204, as amended by Section 4,
8 Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section
9 6-204), which relates to the order to surrender
10 license; directing certain surrender of license
11 procedures; repealing 47 O.S. 2011, Section 6-205, as
12 amended by Section 5, Chapter 392, O.S.L. 2017 (47
13 O.S. Supp. 2017, 6-205), which relates to mandatory
14 revocation of license; directing mandatory revocation
15 for certain offenses; directing certain revocation
16 periods; providing definition; repealing 47 O.S.
17 2011, Section 6-205.1, as last amended by Section 6,
18 Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section
19 6-205.1), which relates to the duration of
20 revocation; directing certain revocation or denial;
21 stating revocation periods; directing certain
22 modification; providing definitions; repealing 47
23 O.S. 2011, Section 6-212, as last amended by Section
24 7, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017,
Section 6-212), which relates to conditions for
reinstatement; establishing procedures for
reinstatement; directing collection of certain fees;
establishing procedures for issuance of provisional
license; repealing 47 O.S. 2011, Section 754.1, as
last amended by Section 14, Chapter 392, O.S.L. 2017
(47 O.S. Supp. 2017, Section 754.1), which relates to
modification or revocation of license; requiring
ignition interlock; establishing procedures for
modification; directing collection of certain fees;
providing for codification; and providing a
provisional effective date.

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

1 SECTION 1. REPEALER 47 O.S. 2011, Section 6-204, as
2 amended by Section 4, Chapter 292, O.S.L. 2017 (47 O.S. Supp. 2017,
3 Section 6-204) is hereby repealed.

4 SECTION 2. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 6-204a of Title 47, unless there
6 is created a duplication in numbering, reads as follows:

7 A. Whenever any person is convicted of, or receives a deferred
8 sentence for any offense for which this title makes mandatory the
9 revocation of the driving privilege of such person by the Department
10 of Public Safety as provided in Section 4 of this act, the court in
11 which the conviction or deferred sentence occurred may require the
12 surrender to it of all proof of driving privileges then held by the
13 person so convicted or sentenced and the court shall thereupon
14 forward the same together with a record of such conviction or
15 deferred sentence to the Department within five (5) days after the
16 conviction or deferred sentence occurred.

17 B. Every court, including courts not of record, having
18 jurisdiction over offenses committed under this act, or any other
19 law of this state or municipal ordinance regulating the operation of
20 motor vehicles on highways, shall forward to the Department a record
21 of the conviction of any person in such court for a violation of any
22 such laws other than regulations governing standing or parking, and
23 may recommend the suspension of the driving privileges of the person
24 so convicted.

1 C. Whenever a person arrested for any offense for which this
2 title makes mandatory the revocation of the driving privilege of
3 such person by the Department as provided in Section 4 of this act,
4 and enters into a deferred prosecution agreement related to such
5 offense, the prosecutor shall forward to the Department notice of
6 the deferred prosecution agreement. The notice of a deferred
7 prosecution agreement provided to the Department shall not be a
8 violation of Section 305.5 of Title 22 of the Oklahoma Statutes.

9 D. For the purposes of Section 6-101 et seq. of Title 47 of the
10 Oklahoma Statutes, the term "conviction" shall mean a final
11 conviction or shall mean a forfeiture of bail or collateral
12 deposited to secure a defendant's appearance in court, which
13 forfeiture has not been vacated.

14 SECTION 3. REPEALER 47 O.S. 2011, Section 6-205, as last
15 amended by Section 5, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017,
16 Section 6-205), is hereby repealed.

17 SECTION 4. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 6-205a of Title 47, unless there
19 is created a duplication in numbering, reads as follows:

20 A. The Department of Public Safety shall revoke the driving
21 privilege of any person, whether adult or juvenile, who, in any
22 municipal, state or federal court within the United States, receives
23 a deferred sentence, or a conviction, when such conviction has
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1 become final, or a deferred prosecution, for any of the following
2 offenses:

3 1. Manslaughter or negligent homicide resulting from the
4 operation of a motor vehicle;

5 2. Driving, operating or being in actual physical control of a
6 motor vehicle while under the influence of alcohol, any other
7 intoxicating substance, or the combined influence of alcohol and any
8 other intoxicating substance, or any offense in subsection A of
9 Section 11-902 of Title 47 of the Oklahoma Statutes or any offense
10 in Section 11-906.4 of Title 47 of the Oklahoma Statutes;

11 3. Any felony during the commission of which a motor vehicle is
12 used;

13 4. Failure to stop and render aid as required under the laws of
14 this state in the event of a motor vehicle accident resulting in the
15 death or personal injury of another;

16 5. Perjury or the making of a false affidavit or statement
17 under oath to the Department under the Uniform Vehicle Code or under
18 any other law relating to the ownership or operation of motor
19 vehicles;

20 6. A misdemeanor or felony conviction for unlawfully
21 possessing, distributing, dispensing, manufacturing, trafficking,
22 cultivating, selling, transferring, attempting or conspiring to
23 possess, distribute, dispense, manufacture, traffic, sell, or
24 transfer of a controlled dangerous substance as defined in the

1 Uniform Controlled Dangerous Substances Act while using a motor
2 vehicle;

3 7. Failure to pay for gasoline pumped into a vehicle pursuant
4 to Section 1740 of Title 21 of the Oklahoma Statutes;

5 8. A misdemeanor conviction for a violation of Section 1465 of
6 Title 21 of the Oklahoma Statutes;

7 9. A misdemeanor conviction for a violation of Section 609 of
8 Title 37 of the Oklahoma Statutes;

9 10. Failure to obey a traffic control device as provided in
10 Section 11-202 or 11-803 of Title 47 of the Oklahoma Statutes when
11 such failure results in great bodily injury to any other person; or

12 11. Failure to stop or to remain stopped for school bus loading
13 or unloading of children pursuant to Section 11-705 or 11-705.1 of
14 Title 47 of the Oklahoma Statutes.

15 B. The first license revocation under any provision of this
16 section, except for paragraph 2 of subsection A of this section,
17 shall be for a period of one (1) year. Such period shall not be
18 modified.

19 C. A license revocation under any provision of this section,
20 except for paragraph 2 of subsection A of this section, shall be for
21 a period of three (3) years if a prior revocation under this
22 section, except under paragraph 2 of subsection a of this section,
23 was commenced within the preceding five-year period as shown by the
24 records of the Department. Such period shall not be modified.

1 D. The period of license revocation under paragraph 2 of
2 subsection A of this section shall be governed by the provisions of
3 Section 6 of this act.

4 E. The first license revocation under paragraph 7 of subsection
5 A of this section shall be for a period of six (6) months. A second
6 or subsequent license revocation under paragraph 7 of subsection A
7 of this section shall be for a period of one (1) year. Such periods
8 shall not be modified.

9 F. The first license revocation under paragraph 11 of
10 subsection A of this section shall be for a period of one (1) year.
11 Such period may not be modified. Any appeal of the revocation of
12 driving privilege under paragraph 11 of subsection A of this section
13 shall be governed by Section 6-211 of Title 47 of the Oklahoma
14 Statutes.

15 G. As used in this section, "great bodily injury" means bodily
16 injury which creates a substantial risk of death or which causes
17 serious, permanent disfigurement or protracted loss or impairment of
18 the function of any bodily member or organ.

19 SECTION 5. REPEALER 47 O.S. 2011, Section 6-205.1, as
20 last amended by Section 6, Chapter 392, O.S.L. 2017 (47 O.S. Supp.
21 2017, Section 6-205.1), is hereby repealed.

22 SECTION 6. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 6-205.3 of Title 47, unless
24 there is created a duplication in numbering, reads as follows:

1 A. The driving privilege of a person who is convicted of, or
2 receives a deferred sentence, or deferred prosecution agreement for
3 any offense as provided in paragraph 2 of subsection A of Section 4
4 of this act, unless the person has successfully completed, or is
5 currently participating in, the Impaired Driver Accountability
6 Program (IDAP) in accordance with Section 5 of Enrolled Senate Bill
7 No. 1163 of the 2nd Session of the 56th Oklahoma Legislature, shall
8 be revoked or denied by the Department of Public Safety for the
9 following period, as applicable:

10 1. The first license revocation pursuant to paragraph 2 of
11 subsection A of Section 4 of this act shall be for a minimum period
12 of one (1) year, which shall be modified; provided, any modification
13 under this paragraph shall apply to Class D motor vehicles only.
14 Modification requires the issuance of a modified driver license and
15 the continuous installation of an ignition interlock device or
16 devices pursuant to Section 10 of this act for a period of not less
17 than one (1) year immediately preceding reinstatement of the
18 license. If within the last six (6) months of the revocation period
19 the Department receives a report of an interlock violation, as
20 defined by the rules of the Board of Tests for Alcohol and Drug
21 Influence, the revocation period shall be extended until such time
22 that the person completes a violation-free, six-month period;

23 2. A revocation pursuant to paragraph 2 of subsection A of
24 Section 4 of this act shall be for a minimum period of twenty-four

1 (24) months, if within ten (10) years preceding the date of arrest
2 relating thereto, as shown by the records of the Department:

- 3 a. a prior revocation commenced pursuant to paragraph 2
4 or 6 of subsection A of Section 4 of this act, or a
5 revocation because of a test result or test refusal,
6 or previous enrollment and/or completion of the
7 Impaired Driver Accountability Program pursuant to
8 Section 5 of Enrolled Senate Bill No. 1163 of the 2nd
9 Session of the 56th Oklahoma Legislature, or
10 b. the record of the person reflects a prior conviction
11 in another jurisdiction which did not result in a
12 revocation of Oklahoma driving privileges, for a
13 violation substantially similar to paragraph 2 of
14 subsection A of Section 4 of this act, and the person
15 was not a resident or a licensee of Oklahoma at the
16 time of the offense resulting in the conviction.

17 Such twenty-four-month period of revocation shall be modified;
18 provided, any modification under this paragraph shall apply to Class
19 D driver licenses only. Modification shall require the issuance of
20 a modified driver license and the installation of an ignition
21 interlock device or devices, pursuant to Section 10 of this act for
22 a continuous period of not less than twenty-four (24) months
23 immediately preceding reinstatement of the license. If within the
24 last eighteen (18) months of the revocation period the Department

1 receives a report of an interlock violation, as defined by the rules
2 of the Board of Tests for Alcohol and Drug Influence, the revocation
3 period shall be extended until such time that the person completes a
4 violation-free twelve-month period; or

5 3. A revocation pursuant to paragraph 2 of subsection A of
6 Section 4 of this act, or a revocation because of a test result or
7 test refusal shall be for a minimum period of forty-eight (48)
8 months if within ten (10) years preceding the date of arrest
9 relating thereto, as shown by the records of the Department:

10 a. two or more prior revocations commenced pursuant to
11 paragraph 2 or 6 of subsection A of Section 4 of this
12 act, or revocations because of a test result or test
13 refusal, or previous enrollment(s) or completion(s) of
14 the Impaired Driver Accountability Program pursuant to
15 Section 5 of Enrolled Senate Bill No. 1163 of the 2nd
16 Session of the 56th Oklahoma Legislature,

17 b. the record of the person reflects two or more prior
18 convictions in another jurisdiction which did not
19 result in a revocation of Oklahoma driving privileges,
20 for a violation substantially similar to paragraph 2
21 of subsection A of Section 4 of this act, and the
22 person was not a resident or a licensee of Oklahoma at
23 the time of the offense resulting in the conviction,
24 or

1 c. any combination of two or more prior revocations, or
2 previous completions of the Impaired Driver
3 Accountability Program, or convictions as described in
4 subparagraphs a and b of this paragraph.

5 Such forty-eight-month period of revocation shall be modified;
6 provided, any modification under this paragraph shall apply to Class
7 D driver licenses only. Modification requires the issuance of a
8 modified driver license and the installation of an ignition
9 interlock device or devices, pursuant to Section 10 of this act for
10 a continuous period of not less than forty-eight (48) months
11 immediately preceding reinstatement of the license. If within the
12 last forty-two (42) months of the revocation period the Department
13 receives a report of an interlock violation, as defined by the rules
14 of the Board of Tests for Alcohol and Drug Influence, the revocation
15 period shall be extended until such time that the person completes a
16 violation-free forty-two (42) month period.

17 B. The driving privilege of a person who is convicted of any
18 offense as provided in paragraph 6 of subsection A of Section 4 of
19 this act shall be revoked or denied by the Department of Public
20 Safety for the following period, as applicable:

21 1. The first license revocation shall be for one hundred eighty
22 (180) days, which may not be modified;

1 2. A revocation shall be for a period of one (1) year if within
2 ten (10) years preceding the date of arrest relating thereto, as
3 shown by the records of the Department:

- 4 a. a prior revocation commenced pursuant to paragraph 2
5 or 6 of subsection A of Section 4 of this act, or a
6 revocation because of a test result or test refusal,
7 previous participation and/or completion of the
8 Impaired Driver Accountability Program pursuant to
9 Section 5 of Enrolled Senate Bill No. 1163 of the 2nd
10 Session of the 56th Oklahoma Legislature, or
11 b. the record of the person reflects a prior conviction
12 in another jurisdiction which did not result in a
13 revocation of Oklahoma driving privileges, for a
14 violation substantially similar to paragraph 2 or 6 of
15 subsection A of Section 4 of this act, and the person
16 was not a resident or a licensee of Oklahoma at the
17 time of the offense resulting in the conviction.

18 Such period shall not be modified; or

19 3. A revocation shall be for a period of three (3) years if
20 within ten (10) years preceding the date of arrest relating thereto,
21 as shown by the records of the Department:

- 22 a. two or more prior revocations commenced pursuant to
23 paragraph 2 or 6 of subsection A of Section 4 of this
24 act, or a revocation because of a test result or test

1 refusal, previous participation and/or completion of
2 the Impaired Driver Accountability Program pursuant to
3 Section 5 of Enrolled Senate Bill No. 1163 of the 2nd
4 Session of the 56th Oklahoma Legislature,

5 b. the record of the person reflects two or more prior
6 convictions in another jurisdiction which did not
7 result in a revocation of Oklahoma driving privileges,
8 for a violation substantially similar to paragraph 2
9 or 6 of subsection A of Section 4 of this act, and the
10 person was not a resident or licensee of Oklahoma at
11 the time of the offense resulting in the conviction,
12 or

13 c. any combination of two or more prior revocations as
14 described in subparagraphs a and b or this paragraph.

15 Such period shall not be modified.

16 The revocation of the driving privilege of any person under this
17 subsection shall not run concurrently with any other withdrawal of
18 driving privilege resulting from a different incident and which
19 requires the driving privilege to be withdrawn for a prescribed
20 amount of time. A denial based on a conviction of any offense as
21 provided in paragraph 6 of subsection A of Section 4 of this act
22 shall become effective on the first day the convicted person is
23 otherwise eligible to apply for and be granted driving privilege if
24 the person was not eligible to do so at the time of the conviction.

1 C. For the purposes of this subsection:

2 1. The term "conviction" includes a juvenile delinquency
3 adjudication by a court or any notification from a court pursuant to
4 Section 6-107.1 of Title 47 of the Oklahoma Statutes; and

5 2. The term "revocation" includes a denial of driving
6 privileges by the Department.

7 D. Each period of revocation not subject to modification shall
8 be mandatory and neither the Department nor any court may grant
9 driving privileges for the duration of that period. Each period of
10 revocation, subject to modification as provided for in this section,
11 shall be modified as provided for in Section 10 of this act;
12 provided, any modification under this paragraph shall apply to Class
13 D driver licenses only.

14 E. Any appeal of a revocation of denial of driving privileges
15 shall be governed by Section 6-211 of Title 47 of the Oklahoma
16 Statutes.

17 SECTION 7. REPEALER 47 O.S. 2011, Section 6-212, as last
18 amended by Section 7, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017,
19 Section 6-212), is hereby repealed.

20 SECTION 8. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 6-212a of Title 47, unless there
22 is created a duplication in numbering, reads as follows:

23 A. The Department of Public Safety shall not assess and collect
24 multiple reinstatement fees when reinstating the driving privilege

1 of any person having more than one suspension or revocation
2 affecting the person's driving privilege at the time of
3 reinstatement.

4 B. The Department shall:

5 1. Suspend or revoke a person's driving privilege as delineated
6 within the Oklahoma Statutes; and

7 2. Require any person having more than one suspension or
8 revocation affecting the person's driving privilege to meet the
9 statutory requirements for each action as a condition precedent to
10 the reinstatement of any driving privilege. Provided, however,
11 reinstatement fees shall not be cumulative, and a single
12 reinstatement fee, as provided for in subsection C of this section,
13 shall be paid for all suspensions or revocations as shown by the
14 Department's records at the time of reinstatement.

15 C. Whenever a person's privilege to operate a motor vehicle is
16 suspended or revoked pursuant to any provision as authorized by the
17 Oklahoma Statutes, the license or privilege to operate a motor
18 vehicle shall remain under suspension or revocation and shall not be
19 reinstated until:

20 1. The expiration of each such revocation or suspension order
21 and the satisfaction of all terms and conditions of the revocation;

22 2. The person has paid to the Department:

23 a. if such privilege is suspended or revoked pursuant to
24 Section 1115.5 of Title 22 of the Oklahoma

1 Statutes or pursuant to any provisions of this
2 title, except as provided in subparagraph b of
3 this paragraph, a processing fee of Twenty-five
4 Dollars (\$25.00) for each such suspension or
5 revocation as shown by the Department's records,
6 or

- 7 b. (1) if such privilege is suspended or revoked because
8 of a test result or test refusal, or pursuant to
9 the provisions of Section 4 of this act, Section
10 6 of this act, 7-612 or 761 of Title 47 of the
11 Oklahoma Statutes or pursuant to subsection A of
12 Section 7-605 of Title 47 of the Oklahoma
13 Statutes for a conviction for failure to maintain
14 the mandatory motor vehicle insurance required by
15 law or pursuant to subsection B of Section 6-206
16 of Title 47 of the Oklahoma Statutes for a
17 suspension other than for points accumulation, a
18 processing fee of Seventy-five Dollars (\$75.00)
19 for each such suspension or revocation as shown
20 by the Department's records, and a special
21 assessment trauma-care fee of Two Hundred Dollars
22 (\$200.00) to be deposited into the Trauma Care
23 Assistance Revolving Fund created in Section 1-
24 2530.9 of Title 63 of the Oklahoma Statutes, for

1 each suspension or revocation as shown by the
2 records of the Department, and

3 (2) in addition to any other fees required by this
4 section, if such privilege is suspended or
5 revoked pursuant to an arrest on or after
6 November 1, 2008, under the provisions of
7 paragraph 2 or 6 of subsection A of Section 4 of
8 this act or of Section 761 of Title 47 of the
9 Oklahoma Statutes or because of a test result or
10 test refusal, a fee of Fifteen Dollars (\$15.00),
11 which shall be apportioned pursuant to the
12 provisions of Section 3-460 of Title 43A of the
13 Oklahoma Statutes; and

14 3. The person has paid to the Department a single reinstatement
15 fee of:

16 a. beginning on August 26, 2011, through June 30, 2013,
17 Fifty Dollars (\$50.00), of which Twenty-five Dollars
18 (\$25.00) shall be deposited by the Commissioner to the
19 credit of the Department of Public Safety Revolving
20 Fund and, in addition to other purposes authorized by
21 law, the expenditures from that fund of monies derived
22 from the Twenty-five Dollars (\$25.00) pursuant to this
23 subparagraph shall be used to fund any Oklahoma
24 Highway Patrol Trooper Academy provided by the

1 Department. Any remaining funds shall be used for
2 operational expenses of the Oklahoma Highway Patrol,
3 and

4 b. beginning on July 1, 2013, and any year thereafter,
5 Twenty-five Dollars (\$25.00).

6 D. The Department of Public Safety is hereby authorized to
7 enter into agreements with persons whose license to operate a motor
8 vehicle or commercial motor vehicle has been suspended or revoked,
9 for issuance of a provisional license that allows such persons to
10 drive:

11 1. Between their place of residence and their place of
12 employment or potential employment;

13 2. During the scope and course of their employment;

14 3. Between their place of residence and a college, university
15 or technology center;

16 4. Between their place of residence and their child's school or
17 day care provider;

18 5. Between their place of residence and a place of worship; or

19 6. Between their place of residence and any court-ordered
20 treatment program,

21 with the condition that such persons pay a minimum of Twenty-
22 five Dollars (\$25.00) per month toward the satisfaction of all
23 outstanding driver license or commercial driver license
24 reinstatement fees. The Department shall develop rules and

1 procedures to establish such a provisional driver license program
2 and such rules and procedures shall include, but not be limited to,
3 eligibility criteria, proof of insurance, proof of enrollment or
4 employment, and any provisional license fees. Any violation of law
5 by the person holding the provisional license that would result in
6 the suspension or revocation of a driver license shall result in the
7 revocation of the provisional license and such person shall be
8 ineligible for future application for a provisional driver license.

9 E. Effective on July 1, 2002, and for each fiscal year
10 thereafter:

11 1. Two Hundred Fifty Thousand Dollars (\$250,000.00) of all
12 monies collected each month pursuant to this section shall be
13 apportioned as provided in Section 1104 of Title 47 of the Oklahoma
14 Statutes, except as otherwise provided in this section; and

15 2. Except as otherwise provided in this section, all other
16 monies collected in excess of Two Hundred Fifty Thousand Dollars
17 (\$250,000.00) each month shall be deposited in the General Revenue
18 Fund.

19 SECTION 9. REPEALER 47 O.S. 2011, Section 754.1, as last
20 amended by Section 14, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017,
21 Section 754.1), is hereby repealed.

22 SECTION 10. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 754.2 of Title 47, unless there
24 is created a duplication in numbering, reads as follows:

1 A. Modification of a revocation arising under the provisions of
2 Section 6 of this act shall apply to Class D motor vehicles only.

3 B. As a prerequisite and condition of any modification, the
4 person shall be required to have installed an ignition interlock
5 device approved by the rules of the Board of Tests for Alcohol and
6 Drug Influence, at the person's own expense, upon any motor vehicle
7 operated by the person. A person whose revocation is modified may
8 only operate a motor vehicle equipped with an approved ignition
9 interlock device. The Department shall require, as a condition of
10 modification, the device to be installed upon any vehicle owned or
11 leased, as reflected on the vehicle registration, by an employer of
12 the person for use by the person, except when the employer requests
13 the ignition interlock device not be installed. The request shall
14 be in writing and notarized on the official letterhead of the
15 employer and provided by the employer to the Department; provided, a
16 request shall not be accepted by the Department under the following
17 circumstances:

18 1. When the person is self-employed or owns part or all of the
19 company or corporation, or exercises control over some part of the
20 business which owns or leases the vehicle;

21 2. When the person is employed by a relative who either is
22 within the first degree of consanguinity or who resides in the same
23 household; or

24

1 3. When the person has had a prior revocation pursuant to
2 paragraph 2 of subsection A of Section 4 of this act or to Sections
3 3 and 7 of Enrolled Senate Bill No. 1163 of the 2nd Session of the
4 56th Oklahoma Legislature.

5 The person shall comply with all provisions of law and rule
6 regarding ignition interlock devices.

7 C. Upon the issuance of a modification order pursuant to this
8 section, or under the provisions of paragraph 1, 2, or 3 of
9 subsection A or paragraph 1, 2, or 3 of subsection B of Section 6 of
10 this act, for a violation of this title, the person shall pay a
11 modification fee of One Hundred Seventy-five Dollars (\$175.00) to
12 the Department. For each modification fee collected pursuant to the
13 provisions of this subsection, One Hundred Dollars (\$100.00) shall
14 be remitted to the State Treasurer to be credited to the General
15 Revenue Fund in the State Treasury and Seventy-five Dollars (\$75.00)
16 shall be remitted to the State Treasurer to be credited to the
17 Department of Public Safety Restricted Revolving Fund. All monies
18 accruing to the credit of the Department of Public Safety Restricted
19 Revolving Fund from modification fees shall be budgeted and expended
20 solely for the purpose of administering the provisions of this
21 section.

22 D. The Board of Tests for Alcohol and Drug Influence shall
23 promulgate such rules as are necessary to implement and administer
24

1 the provisions of this subsection relating to ignition interlock
2 devices and the providers of such devices.

3 SECTION 11. The provisions of this act shall not become
4 effective as law unless Enrolled Senate Bill No. 1163 of the 2nd
5 Session of the 56th Oklahoma Legislature becomes effective as law.

6 Passed the Senate the 13th day of March, 2018.

7

8

Presiding Officer of the Senate

9

10 Passed the House of Representatives the ____ day of _____,
11 2018.

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Presiding Officer of the House
of Representatives

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