

1 ENGROSSED HOUSE
2 BILL NO. 2215

3 By: Bashore of the House

4 and

5 Alvord of the Senate

6

7 An Act relating to motor vehicles; amending 47 O.S.
8 2021, Section 7-606, which relates to failure to
9 maintain insurance or security; removing provisions
authorizing certain seizure of license plates; and
declaring an emergency.

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

12 SECTION 1. AMENDATORY 47 O.S. 2021, Section 7-606, is
13 amended to read as follows:

14 Section 7-606. A. 1. An owner or operator who fails to comply
with the Compulsory Insurance Law shall be guilty of a misdemeanor
and upon conviction shall be subject to a fine of not more than Two
Hundred Fifty Dollars (\$250.00), or imprisonment for not more than
thirty (30) days, or by both such fine and imprisonment and, in
addition thereto, shall be subject to suspension of the driving
privilege of the person in accordance with Section 7-605 of this
title; provided, that if a requesting law enforcement officer
verifies valid and current security and compliance with the
Compulsory Insurance Law through the online verification system,

1 there shall be no violation of the Compulsory Insurance Law and no
2 citation shall be issued. Upon issuing a citation under this
3 paragraph, the law enforcement officer issuing the citation may:

- 4 a. seize the vehicle being operated by the person and
5 cause the vehicle to be towed and stored as provided
6 by subsection A of Section 955 of this title, if the
7 officer has probable cause to believe that the vehicle
8 is not insured as required by the Compulsory Insurance
9 Law of this state,~~or~~
- 10 b. ~~seize the license plate of the vehicle and issue the~~
11 ~~citation to the vehicle operator, provided that the~~
12 ~~vehicle is in a drivable condition at the time of~~
13 ~~issuing the citation. A copy of the citation retained~~
14 ~~by the owner or operator of the vehicle shall serve as~~
15 ~~the temporary license plate of the vehicle for up to~~
16 ~~ten (10) calendar days after the issuance of the~~
17 ~~citation. After ten (10) calendar days, the vehicle~~
18 ~~shall not be used until the vehicle operator or owner~~
19 ~~completes the requirements to retrieve the license~~
20 ~~plate.~~

- 21 (1) ~~After the issuance of the citation, and if the~~
22 ~~charges are to be filed in district court, the~~
23 ~~law enforcement agency issuing the citation~~
24 ~~shall, within three (3) days, deposit the license~~

1 plate and deliver a copy of the citation to the
2 county sheriff's office of the county where the
3 violation has occurred. If the charges are to be
4 filed in municipal court, the law enforcement
5 agency issuing the citation may deposit the
6 license plate within their own agency. The
7 county sheriff's office or municipal police
8 department that is storing the license plate
9 shall provide the plan administrator with the
10 seized license plate number by entering the
11 required information into the statewide database
12 maintained by the plan administrator. The plan
13 administrator shall maintain a database including
14 all seized license plates and shall submit such
15 information to the Oklahoma Tax Commission.

16 (2) The vehicle owner or operator may retrieve the
17 license plate from the county sheriff's office or
18 municipal police department upon providing
19 verification of compliance with the Compulsory
20 Insurance Law, payment in full of an
21 administrative fee of One Hundred Twenty-five
22 Dollars (\$125.00) to the county sheriff's office
23 or municipal police department and payment in
24 full of the citation to the court clerk. The

1 county sheriff's office or municipal police
2 department shall transfer the administrative fee
3 to the Plan Administrator. The Plan
4 Administrator shall notify the Oklahoma Tax
5 Commission that the vehicle owner or operator is
6 in compliance with this division and shall
7 distribute the administrative fee as follows:
8 (a) Twenty Dollars (\$20.00) of the fee shall be
9 distributed to the county sheriff's office
10 or municipal police department that stored
11 the seized license plate to defray any
12 expenses involved in the storage of the
13 license plate,
14 (b) Seventy Dollars (\$70.00) of the fee shall be
15 transferred to the law enforcement agency
16 which issued the citation and may be used
17 for any lawful purpose,
18 (c) Twenty five Dollars (\$25.00) of the fee
19 shall be transferred to the Temporary
20 Insurance Premium Pool,
21 (d) the Plan Administrator shall retain Ten
22 Dollars (\$10.00) of the fee, and
23 (e) if, by the end of the second business day
24 immediately following the date of citation,

1 a person produces proof to the law
2 enforcement agency that issued the citation
3 and is storing the seized license plate that
4 a current security verification form or
5 equivalent form which has been issued by the
6 Department of Public Safety reflecting
7 liability coverage for the person was in
8 force at the time of the alleged offense,
9 the person shall not be required to pay the
10 administrative fee required by this
11 division. If no such proof is presented
12 within that time, the person shall pay the
13 full administrative fee required by this
14 division, regardless of whether the person
15 had minimum auto liability insurance
16 coverage at the time of citation.

- 17 (3) The county sheriff's office or municipal police
18 department may dispose of any unclaimed license
19 plate after ninety (90) days according to
20 applicable state law. After the license plate
21 has been disposed of by the county sheriff's
22 office or municipal police department, the
23 operator or owner shall be required to obtain a
24

1 ~~new license plate pursuant to all existing~~
2 ~~requirements.~~

3 If the operator of the vehicle produces what appears to be a valid
4 security verification form and the officer is unable to confirm
5 compliance through the online verification system or noncompliance
6 by a subsequent investigation, the officer shall be prohibited from
7 ~~seizing the license plate or~~ seizing the vehicle and causing such
8 vehicle to be towed and stored. Further, no vehicle shall be seized
9 and towed under the provisions of this paragraph if the vehicle is
10 displaying a temporary license plate that has not expired pursuant
11 to the provisions of Sections 1137.1 and 1137.3 of this title.

12 2. An owner other than an owner of an antique or a classic
13 automobile as defined by the Oklahoma Tax Commission who files an
14 affidavit that a vehicle shall not be driven upon the public
15 highways or public streets, pursuant to Section 7-607 of this title,
16 who drives or permits the driving of the vehicle upon the public
17 highways or public streets, shall be guilty of a misdemeanor and
18 upon conviction thereof shall be subject to a fine of not more than
19 Five Hundred Dollars (\$500.00), or imprisonment for not more than
20 thirty (30) days, or by both such fine and imprisonment, and in
21 addition thereto, shall be subject to suspension of the driving
22 privilege of the person in accordance with Section 7-605 of this
23 title.

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1 B. A sentence imposed for any violation of the Compulsory
2 Insurance Law may be suspended or deferred in whole or in part by
3 the court.

4 C. Any person producing proof in court that a current security
5 verification form or equivalent form which has been issued by the
6 Department of Public Safety reflecting liability coverage for the
7 person was in force at the time of the alleged offense shall be
8 entitled to dismissal of the charge. If proof of security
9 verification is presented to the court by no later than the business
10 day preceding the first scheduled court appearance date, the
11 dismissal shall be without payment of court costs. The court may
12 access information from the online verification system to confirm
13 liability coverage. The court shall not dismiss the fine unless
14 proof that liability coverage for the person was in force at the
15 time of the alleged offense is presented to the court.

16 D. Upon conviction or bond forfeiture, the court clerk shall
17 forward an abstract to the Department of Public Safety within five
18 (5) days reflecting the action taken by the court.

19 E. For purposes of this section, "court" means any court in
20 this state.

21 SECTION 2. It being immediately necessary for the preservation
22 of the public peace, health or safety, an emergency is hereby
23 declared to exist, by reason whereof this act shall take effect and
24 be in full force from and after its passage and approval.

Passed the House of Representatives the 24th day of March, 2025.

Presiding Officer of the House
of Representatives

Passed the Senate the _____ day of _____, 2025.

Presiding Officer of the Senate