

HB 1795 Impact Estimate

Open Justice Oklahoma

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Between **9,215** and **16,144** Oklahomans with misdemeanor drug charges were impacted by provisions in HB 1795 between January 1, 2022 and December 1, 2023.

1 Background

Oklahoma's [House Bill 1795](#) went into effect November 1, 2021 (Q2 FY 2022). This new law reduces the number of offenses that can lead to a license revocation, although certain circumstances may still result in revocation. Additionally, HB 1795 sought to enhance the accessibility and affordability of provisional licenses. The legislation imposed restrictions on license suspensions resulting from "failure to pay" and incorporated a significant provision reducing the minimum payment plan for outstanding fines and fees. Previously set at \$25 per month, HB 1795 lowers the minimum monthly payment to \$5. The aforementioned fees encompass various charges such as provisional license fees, warrant fees, court costs or fees, and driver license reinstatement fees.

2 Data and Methodology

Open Justice Oklahoma maintains a database of administrative court records which includes information on all criminal misdemeanors and felonies filed in Oklahoma beginning in 2001. Case information is systematically collected from publicly available data hosted on the [Oklahoma State Court Network \(OSCN\)](#) website. This analysis uses Oklahoma court records beginning January 1, 2022 (Q3 FY 2022) to estimate the impact of HB 1795 during a period of full implementation. We explore two provisions of the bill in order to estimate lower and upper bounds for the number of individuals with misdemeanor drug charges that were impacted by the bill's passing.

To estimate the lower bound, we focus on the provision concerned with modifying the types of offenses requiring immediate revocation of driving privileges (Section 6-205). Using the

Department of Safety [violation codes](#) we pull court records for individuals who are charged with possession of a controlled dangerous substance as defined by Oklahoma's [Uniform Controlled Dangerous Substances Act](#) while driving a motor vehicle. Court records also include drug violation codes that are similar but do not specify use of a motor vehicle. These violation codes provide a minimum estimate of individuals whose drug charges would have resulted in immediate driver license suspension or revocation prior to the enactment of HB 1795.

Prior to the bill's passing, individuals could have their license suspended or revoked for the failure to pay court fines or fees. Some of these fines and fees are imposed on individuals who are charged with misdemeanor drug offenses. Following this logic, we account for any individuals who may be subject to fines and/or fees due to a misdemeanor drug possession charge. We combine the previously calculated lower bound and adjust for duplicate entries (individuals that may appear in both methods) for an upper bound estimate.

3 Results

Estimated Impact for Oklahomans with Misdemeanor Drug Charges
2022-01-01 to 2023-12-01

Upper Bound	Lower Bound
16,144	9,215