

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

HOUSE BILL 1400

By: Provenzano

AS INTRODUCED

An Act relating to driver licenses; amending 47 O.S. 2021, Section 6-103, as amended by Section 40, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2024, Section 6-103), which relates to persons not to be licensed; removing certain description of persons not to be licensed; amending 47 O.S. 2021, Section 6-106, as last amended by Section 5, Chapter 11, O.S.L. 2024 (47 O.S. Supp. 2024, Section 6-106), which relates to application for license; modifying type of information required for driver license application; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-103, as amended by Section 40, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2024, Section 6-103), is amended to read as follows:

Section 6-103. A. Except as otherwise provided by law, Service Oklahoma shall not issue a driver license to:

1. Any person who is under eighteen (18) years of age, except that Service Oklahoma may issue a Class D license to any person who attains sixteen (16) years of age on or after August 15, 2000, and meets the requirements of Sections 6-105 and 6-107.3 of this title;

1        2. Any unemancipated person who is under eighteen (18) years of  
2 age and whose custodial legal parent or legal guardian does not  
3 approve the issuance of a license as required by Section 6-110.2 of  
4 this title or objects to the issuance of a license or permit by  
5 filing an objection pursuant to Section 6-103.1 of this title;

6        3. Any person whose driving privilege has been suspended,  
7 revoked, canceled or denied in this state or any other state or  
8 country until the driving privilege has been reinstated by the state  
9 or country withdrawing the privilege;

10       4. Any person who is classified as an excessive user of  
11 alcohol, any other intoxicating substance, or a combination of  
12 alcohol and any other intoxicating substance, and inimical to public  
13 safety, in accordance with rules promulgated by the Department of  
14 Public Safety, until all requirements granting or reinstating  
15 driving privileges are met, including, but not limited to,  
16 abstinence from the use of alcohol, any other intoxicating  
17 substance, or any combination of alcohol and any other intoxicating  
18 substance for a minimum of either twelve (12) months or eighteen  
19 (18) months, as determined by OAC 595:10-5, immediately preceding  
20 application for or application for reinstatement of driving  
21 privileges;

22       5. Any person who is required by Section 6-101 et seq. of this  
23 title to take an examination, unless the person shall have  
24 successfully passed the examination;

1           6. Any person who is required under the laws of this state to  
2 deposit proof of financial responsibility and who has not deposited  
3 such proof;

4           7. Any person ~~who is physically deformed or~~ who is afflicted  
5 with any mental disease or physical condition that would impair the  
6 driving ability of the person or when the Commissioner of Public  
7 Safety, from information concerning the person or from the records  
8 and reports on file in the Department of Public Safety, determines  
9 that the operation of a motor vehicle by such person on the highways  
10 would be inimical to public safety or welfare;

11           8. Any person who is a nonresident, as defined in Section 1-137  
12 of this title;

13           9. Any alien unless such person presents valid documentation of  
14 identity and authorization for presence in the United States issued  
15 pursuant to the laws of the United States; provided, no license  
16 shall be issued to any alien whose documentation indicates the alien  
17 is a visitor or is not eligible to establish residency; or

18           10. Any person who possesses a valid license to operate a motor  
19 vehicle issued by another state until the other state license has  
20 been surrendered.

21           B. Any applicant who is denied a license under the provisions  
22 of subsection A of this section shall have the right to an appeal as  
23 provided in Section 6-211 of this title.

24

1 SECTION 2. AMENDATORY 47 O.S. 2021, Section 6-106, as  
2 last amended by Section 5, Chapter 11, O.S.L. 2024 (47 O.S. Supp.  
3 2024, Section 6-106), is amended to read as follows:

4 Section 6-106. A. 1. Every application for a driver license  
5 or identification card shall be made by the applicant upon a form  
6 furnished by Service Oklahoma.

7 2. Every original, renewal, or replacement application for a  
8 driver license or identification card made by a male applicant who  
9 is at least sixteen (16) but less than twenty-six (26) years of age  
10 shall include a statement that by submitting the application, the  
11 applicant is consenting to registration with the Selective Service  
12 System. The pertinent information from the application shall be  
13 forwarded by Service Oklahoma to the Data Management Center of the  
14 Selective Service System in order to register the applicant as  
15 required by law with the Selective Service System. Any applicant  
16 refusing to sign the consent statement shall be denied a driver  
17 license or identification card.

18 3. Except as provided for in subsections G and H of this  
19 section, every applicant for a driver license or identification card  
20 shall provide to Service Oklahoma at the time of application a  
21 document showing proof of identity. Service Oklahoma shall  
22 promulgate rules prescribing forms of identification acceptable for  
23 an original Oklahoma driver license.

24

1 B. Every applicant for a driver license shall provide the  
2 following information:

3 1. Full name;

4 2. Date of birth;

5 3. Sex;

6 4. Address of principal residence and county of such residence  
7 which shall be referenced on the REAL ID Compliant Driver License or  
8 Identification Card; proof of principal residency, as prescribed by  
9 rules promulgated by Service Oklahoma, documenting provided address;

10 5. Current and complete mailing address to be maintained by  
11 Service Oklahoma for the purpose of giving notice, if necessary, as  
12 required by Section 2-116 of this title;

13 6. Medical information, as determined by the Department, which  
14 shall assure Service Oklahoma that the person is not prohibited from  
15 being licensed as provided by paragraph 7 of subsection A of Section  
16 6-103 of this title. For Class D driver licenses only, a self-  
17 certification that the applicant is medically able to drive safely  
18 shall assure Service Oklahoma that the person is not prohibited from  
19 being licensed as provided by paragraph 7 of subsection A of Section  
20 6-103 of this title;

21 7. Whether the applicant is deaf or hard-of-hearing;

22 8. A brief physical description of the applicant, as determined  
23 by ~~the Department~~ Service Oklahoma in conjunction with the  
24 Department of Public Safety;

1 9. Whether the applicant has previously been licensed, and, if  
2 so, when and by what state or country, and whether any license has  
3 ever been suspended or revoked without subsequent reinstatement, or  
4 whether an application has ever been refused without subsequent  
5 acceptance, and, if so, the date of and reason for the suspension,  
6 revocation or refusal;

7 10. Whether the applicant is an alien eligible to be considered  
8 for licensure and is not prohibited from licensure pursuant to  
9 paragraph 9 of subsection A of Section 6-103 of this title;

10 11. Whether the applicant has:

11 a. previously been licensed and, if so, when and by what  
12 state or country, and

13 b. held more than one license at the same time during the  
14 immediately preceding ten (10) years; and

15 12. Social Security number.

16 No person shall request Service Oklahoma to use the Social Security  
17 number of that person as the driver license number. Upon renewal or  
18 replacement of any driver license issued after the effective date of  
19 this act, the licensee shall advise Service Oklahoma or the licensed  
20 operator if the present driver license number of the licensee is the  
21 Social Security number of the licensee. If the driver license  
22 number is the Social Security number, Service Oklahoma or the  
23 licensed operator shall change the driver license number to a  
24 computer-generated alphanumeric identification.

1 C. 1. In addition to the requirements of subsections A and B  
2 of this section, every applicant for a commercial driver license who  
3 is subject to the requirements of 49 C.F.R., Part 391, and is  
4 applying for an original, renewal, or replacement license, and every  
5 person who, upon or after May 8, 2012, is currently the holder of a  
6 commercial driver license and is subject to the requirements of 49  
7 C.F.R., Part 391, and who does not apply for a renewal or  
8 replacement license prior to January 30, 2014, shall submit to  
9 Service Oklahoma and maintain with Service Oklahoma a current  
10 approved medical examination certificate signed by a licensed  
11 physician authorized to perform and approve medical examination  
12 certifications. Service Oklahoma shall adopt rules for maintaining  
13 medical examination certificates pursuant to the requirements in 49  
14 C.F.R., Parts 383 and 384. Any commercial driver licensee subject  
15 to the requirements of this paragraph who fails to maintain on file  
16 with Service Oklahoma a current, approved medical examination  
17 certificate shall have the driving privileges of the person  
18 downgraded to a Class D driver license by Service Oklahoma.

19 2. If the applicant is applying for an original commercial  
20 driver license in Oklahoma or is transferring a commercial driver  
21 license from another state to Oklahoma, Service Oklahoma shall  
22 review the driving record of the applicant in other states for the  
23 immediately preceding ten (10) years, unless the record review has  
24 already been performed by Service Oklahoma. As a result of the

1 review, if it is determined by Service Oklahoma that the applicant  
2 is subject to a period of disqualification as prescribed by Section  
3 6-205.2 of this title which has not yet been imposed, Service  
4 Oklahoma shall impose the period of disqualification and the  
5 applicant shall serve the period of disqualification before a  
6 commercial driver license is issued to the applicant; provided,  
7 nothing in this paragraph shall be construed to prevent the issuance  
8 of a Class D driver license to the applicant.

9 3. If the applicant has or is applying for a hazardous material  
10 endorsement, the applicant shall submit to a security threat  
11 assessment performed by the Transportation Security Administration  
12 of the Department of Homeland Security as required by and pursuant  
13 to 49 C.F.R., Part 1572, which shall be used to determine whether  
14 the applicant is eligible for the endorsement pursuant to federal  
15 law and regulation.

16 4. Service Oklahoma shall notify each commercial driving school  
17 of the passage of this section, and each commercial driving school  
18 shall notify prospective students of its school of the hazardous  
19 material endorsement requirement.

20 D. In addition to the requirements of subsections A and B of  
21 this section, every applicant shall be given an option on the  
22 application for issuance of a driver license or identification card  
23 or renewal pursuant to Section 6-115 of this title to provide an  
24 emergency contact person. The emergency contact information



1 requested may include full name, address, and phone number. The  
2 emergency contact information shall be maintained by Service  
3 Oklahoma and shall be used by Service Oklahoma and law enforcement  
4 for emergency purposes only. A person listed as an emergency  
5 contact may request to be removed at any time. Any update to a  
6 change of name, address, or phone number may be made by the  
7 applicant listing the emergency contact person or by the person  
8 listed as the emergency contact.

9 E. Whenever application is received from a person previously  
10 licensed in another jurisdiction, Service Oklahoma shall request a  
11 copy of the driving record from the other jurisdiction and,  
12 effective September 1, 2005, from all other jurisdictions in which  
13 the person was licensed within the immediately previous ten (10)  
14 years. When received, the driving record shall become a part of the  
15 driving record of the person in this state with the same force and  
16 effect as though entered on the driver's record in this state in the  
17 original instance.

18 F. Whenever Service Oklahoma receives a request for a driving  
19 record from another licensing jurisdiction, the record shall be  
20 forwarded without charge.

21 G. A person shall not apply for or possess more than one state-  
22 issued or territory-issued REAL ID Compliant Driver License or  
23 Identification Card pursuant to the provisions of Section 6-101 of  
24 this title. A valid and unexpired Oklahoma driver license shall

1 serve as both primary and secondary proofs of identity whenever  
2 application for a REAL ID Noncompliant Identification Card is  
3 submitted to Service Oklahoma. The provisions of subsection B of  
4 Section 1550.42 of Title 21 of the Oklahoma Statutes shall not apply  
5 when issuing an identification card pursuant to the provisions of  
6 this subsection. Service Oklahoma shall promulgate rules necessary  
7 to implement and administer the provisions of this subsection.

8 H. A valid and unexpired U.S. passport shall serve as both  
9 primary and secondary proofs of identity whenever application for a  
10 driver license or identification card is submitted to ~~the Department~~  
11 Service Oklahoma. Service Oklahoma shall promulgate rules necessary  
12 to implement and administer the provisions of this subsection.

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

14

15 60-1-11235 JBH 12/27/24

16

17

18

19

20

21

22

23

24