

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3409

By: Sterling

AS INTRODUCED

An Act relating to motor vehicles; requiring vehicles and equipment be in good working order; requiring certain vehicles have inspection stickers; excepting certain vehicles; allowing for certain alternative inspection; providing certain nonexemption; authorizing certain inspections; requiring certain notice; requiring drivers submit to inspection; requiring inspection after notice; providing for nonoperation of vehicle until inspection is passed; requiring certain designation of inspection stations; providing for permit applications; setting certain fees; providing certain inspections for vehicles with alternative fuels; providing for supervision of program; allowing for suspensions of permits; requiring retention of certain records; providing for certain hearings; providing for certain punishment; providing for the collection and deposit of funds; providing for issuance of licenses and forms; authorizing Commission of Public Safety to set certain training requirements by rule; allowing for certain interlocal agreement; requiring certain notice of revocation or suspension; disallowing transfer or assignment of permit; providing for issuance of signage; requiring surrender of signage; requiring use of official forms; stating certain tests to be administered; requiring certain owners to have current inspection; stating intent; requiring certain notification; allowing for gas-cap integrity test and training in certain locations; requiring gas-cap integrity test in certain locations; specifying the nonpurchase of certain equipment; allowing for certain retention of funds; requiring the certain use of funds; excluding certain vehicles from test; making certain active duty military exception; requiring gas-cap prices remain stable;

1 requiring certain equipment inspections; excepting  
2 requirements for certain vehicles; providing for  
3 nontermination of certain emission control  
4 requirements; providing for promulgation of certain  
5 rules and procedures; requiring certain study;  
6 requiring certain report; setting time for failed  
7 test reinspections; providing for appeal; providing  
8 for inspection after appeal; directing deposit of  
9 certain funds collected; directing collection of  
10 certain fees; providing for the use of funds;  
11 requiring retention of certain records; requiring  
12 inspector be identified; requiring only official  
13 stations make inspections; disallowing fictitious  
14 permits; requiring vehicles have proper permits;  
15 providing for penalties; providing for codification;  
16 and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 862 of Title 47, unless there is  
created a duplication in numbering, reads as follows:

A. Except as otherwise provided for in subsections B and C of  
this section, no person shall drive or move on any highway any motor  
vehicle, including, but not limited to, motorcycles, trailers,  
semitrailers or pole trailers, or ancient vehicles which are not  
used primarily incidental to historical or exhibition purposes only,  
which are licensed by the Oklahoma Tax Commission and operated on  
the streets or highways of this state or any combination thereof,  
unless the equipment upon the vehicle is in good working order and  
adjustment as required in Title 47 of the Oklahoma Statutes and is  
in such safe mechanical condition as not to endanger the driver or

1 other occupant of any vehicle upon the highway. Each such motor  
2 vehicle, except any commercial truck or truck-tractor registered  
3 pursuant to Section 1120 of Title 47 of the Oklahoma Statutes which  
4 is engaged in interstate commerce, or any trailer or semitrailer  
5 registered pursuant to Section 1133 of Title 47 of the Oklahoma  
6 Statutes, which is engaged in interstate commerce, shall bear an  
7 official inspection sticker.

8 B. The provisions of this section shall not apply to:

9 1. Any manufactured home which requires a permit to be moved  
10 upon the highways of this state;

11 2. Any ancient vehicle as defined by Section 1-101.1 of Title  
12 47 of the Oklahoma Statutes, which has not been modified from its  
13 original state of manufacture. Provided, ancient vehicles shall be  
14 exempt from retrofitted pollution control devices; or

15 3. Any modified ancient vehicle which has been inspected as  
16 required by subsection C of this section. For purposes of this  
17 section, "modified ancient vehicle" shall mean any vehicle  
18 manufactured in 1948 or earlier which has been modified or  
19 modernized from its original state of manufacture.

20 C. 1. No person shall drive or move on any roadway any  
21 modified ancient vehicle unless the vehicle has been inspected in  
22 accordance with subsection A of this section or has been inspected  
23 annually in accordance with this subsection.

1        2. A modified ancient vehicle may be inspected pursuant to  
2 standards issued by the National Street Rod Association and the  
3 Department of Public Safety. This inspection shall be conducted  
4 annually by an inspector certified by the National Street Rod  
5 Association. Upon successful completion of the inspection, the  
6 Department shall issue to the owner of the vehicle a Certificate of  
7 Exemption which shall be carried in the vehicle at all times it is  
8 driven or moved on any roadway of this state. The certificate shall  
9 be submitted to any law enforcement officer upon request. The  
10 certificate shall serve as proof that the requirement for a state  
11 inspection and official inspection sticker as prescribed in  
12 subsection A of this section has been waived for the vehicle, and  
13 that the vehicle has been inspected pursuant to this subsection.  
14 The Department shall promulgate rules to implement and administer  
15 the provisions of this subsection.

16        D. Nothing in this section shall exempt any motor vehicle from  
17 the provisions of the Oklahoma Motor Carrier Safety and Hazardous  
18 Materials Transportation Act.

19        SECTION 2.        NEW LAW        A new section of law to be codified  
20 in the Oklahoma Statutes as Section 863 of Title 47, unless there is  
21 created a duplication in numbering, reads as follows:

22        A. The Commissioner of Public Safety, members of the Oklahoma  
23 Highway Patrol, and such other officers and employees of the  
24 Department of Public Safety as the Commissioner may designate, and

1 any sheriff, duly appointed deputy sheriff, and police officers of  
2 regularly constituted police departments, may at any time upon  
3 observation that a vehicle is unsafe or not equipped as required by  
4 law, or that its equipment is not in proper adjustment or repair,  
5 require the driver of such vehicle to stop and submit such vehicle  
6 to an inspection and such test with reference thereto as may be  
7 appropriate.

8 B. In the event such vehicle is found to be in an unsafe  
9 condition or any required part or equipment is not present or is not  
10 in proper repair and adjustment, the officer shall give a written  
11 notice to the driver and shall send a copy thereof to the Department  
12 of Public Safety. Said notice shall require that such vehicle be  
13 placed in safe condition and its equipment in proper repair and  
14 adjustment, specifying the particulars with reference thereto and  
15 that a certificate of inspection and approval must be obtained  
16 within thirty (30) calendar days.

17 SECTION 3. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 864 of Title 47, unless there is  
19 created a duplication in numbering, reads as follows:

20 A. No person driving a vehicle shall refuse to submit such  
21 vehicle to an inspection and test at an approved inspection station  
22 when required to do so by the Commissioner of Public Safety or an  
23 authorized officer or employee of the Department of Public Safety.

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1       B. Every owner or driver, upon receiving a notice as provided  
2 in Section 2 of this act, shall comply therewith and shall within  
3 fifteen (15) days, excluding Saturdays, Sundays and legal holidays,  
4 secure an official certificate of inspection and approval which  
5 shall be issued in triplicate, one copy to be retained by the owner  
6 or driver, one copy by the inspection station and the original copy  
7 to be forwarded to the Department of Public Safety. In lieu of  
8 compliance with this subsection the vehicle shall not be operated  
9 except as provided in subsection C of this section.

10       C. No person shall operate any vehicle after receiving a notice  
11 with reference thereto, as provided, except as may be necessary to  
12 return such vehicle to the residence or place of business of the  
13 owner or driver, if within a distance of one hundred fifty (150)  
14 miles, or to a garage, until said vehicle and its equipment have  
15 been placed in proper repair and adjustment and otherwise made to  
16 conform to the requirements of this act.

17       D. In the event repair or adjustment of any vehicle or its  
18 equipment is found necessary upon inspection, the owner of said  
19 vehicle may obtain such repair or adjustment at any place he may  
20 choose, but, in any event, an official certificate of inspection and  
21 approval must be obtained; otherwise such vehicle shall not be  
22 operated upon the highways of this state.

SECTION 4. NEW LAW

A new section of law to be codified in the Oklahoma Statutes as Section 865 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. The Commissioner of Public Safety shall designate official inspection stations and shall issue permits for and furnish instructions and all necessary forms to said official inspection stations for the inspection of vehicles as required and the issuance of official certificates of inspection and approval. Said permits shall be renewed annually.

B. Application for a permit as an official inspection station shall be made upon an official form and shall be granted only when the Commissioner of Public Safety, after appropriate inquiry and investigation, is satisfied that the station is equipped in accordance with the requirements as prescribed by the Commissioner and is convinced that the owner-operator is of good character and has competent personnel to make such inspections and adjustments and will be properly conducted. Applications for a permit for an official inspection station shall be accompanied by a fee of Twenty-five Dollars (\$25.00). Each annual renewal thereafter shall be Five Dollars (\$5.00). Applications for a permit for an official inspection station for operators of commercial, public or private fleets of vehicles shall be accompanied by a fee of Fifteen Dollars (\$15.00); each annual renewal thereafter shall be Five Dollars

1 (\$5.00). The Commissioner shall refund said fee if applicant fails  
2 to qualify for a permit or renewal under this section.

3 C. Any station, facility or conversion center which converts  
4 motor vehicles to have the capability of being fueled by alternative  
5 fuels, as defined by Section 130.2 of Title 74 of the Oklahoma  
6 Statutes, may be authorized by the Commissioner to perform  
7 inspections as provided in Title 47 of the Oklahoma Statutes.  
8 Subject to the application requirements specified in this section,  
9 the Commissioner of Public Safety shall issue an official inspection  
10 station permit to any such station, facility or center which  
11 qualifies for a permit as an official inspection station.

12 D. The Commissioner of Public Safety shall properly supervise  
13 and cause inspections to be made of such stations and shall suspend  
14 or revoke and require the surrender of the permit issued to a  
15 station which is not properly equipped or conducted. The  
16 Commissioner shall maintain and post at the office of the Department  
17 of Public Safety lists of all stations holding permits and those  
18 stations whose permits have been revoked.

19 E. No permit shall be revoked or suspended except upon notice  
20 to the holder and after an opportunity to be heard by the  
21 Commissioner. A permit may be temporarily suspended without notice  
22 pending any investigation or hearing. Whenever any permit has been  
23 revoked, no permit shall be reissued to an applicant until after the  
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1 expiration of a period of one (1) year from the date of such  
2 revocation.

3 F. Funds collected pursuant to the provisions of this section  
4 shall be remitted to the State Treasurer to be credited to the  
5 General Revenue Fund in the State Treasury.

6 SECTION 5. NEW LAW A new section of law to be codified  
7 in the Oklahoma Statutes as Section 866 of Title 47, unless there is  
8 created a duplication in numbering, reads as follows:

9 A. 1. The Commissioner of Public Safety shall designate  
10 official inspectors and shall issue licenses for and furnish  
11 instructions and all necessary forms to said official inspectors for  
12 the inspection of vehicles and the issuance of official certificates  
13 of inspection or rejection.

14 2. Application for a license as an official inspector shall be  
15 made upon an official form and shall be granted only when the  
16 Commissioner of Public Safety, after appropriate training,  
17 examination and investigation, is satisfied that the applicant is  
18 eligible in accordance with the requirements as prescribed by the  
19 Commissioner to make such inspections. The Commissioner shall  
20 prescribe by rule the training requirements for all official  
21 inspectors, and the applicant shall complete all training  
22 requirements, including any subsequent additional training  
23 requirements which the Commissioner deems necessary for licensed  
24 official inspectors.

1        3. The Commissioner and the Oklahoma Department of Career and  
2 Technology Education may enter into an interlocal agreement to carry  
3 out the requirements of this subsection.

4        B. Any employee of a station, facility or conversion center  
5 which converts motor vehicles to have the capability of being fueled  
6 by alternative fuels, as defined by Section 130.2 of Title 74 of the  
7 Oklahoma Statutes, may be authorized by the Commissioner to perform  
8 inspections as provided in Title 47 of the Oklahoma Statutes.

9 Subject to the application requirements specified in this section,  
10 the Commissioner of Public Safety shall issue an official inspector  
11 license to any such person who qualifies for a license as an  
12 official inspector.

13        C. The Commissioner of Public Safety shall properly supervise  
14 and cause inspections to be made of the performance of persons  
15 licensed under this section and shall suspend or revoke and require  
16 the surrender of the license issued to the person who is not  
17 properly conducting inspections.

18        D. No license shall be revoked or suspended except upon notice  
19 to the licensee and to the employer of the licensee and after an  
20 opportunity to be heard by the Commissioner. A license may be  
21 temporarily suspended without notice pending any investigation or  
22 hearing. Whenever any license has been revoked, no license shall be  
23 reissued to an applicant until after the expiration of a period of  
24 one (1) year from the date of such revocation.

1       SECTION 6.       NEW LAW       A new section of law to be codified  
2 in the Oklahoma Statutes as Section 867 of Title 47, unless there is  
3 created a duplication in numbering, reads as follows:

4       A. No permit for an official station shall be assigned or  
5 transferred or used at any location other than therein designated  
6 and every said permit shall be posted in a conspicuous place at the  
7 location designated.

8       Upon payment of the first annual fee for an inspection permit by  
9 an approved inspection station, the Department of Public Safety  
10 shall issue to the station a uniform official inspection station  
11 sign to be posted in a conspicuous place at the inspection station.  
12 The official inspection station sign issued by the Department of  
13 Public Safety shall be the only sign used by inspection stations  
14 designating state approval.

15       Approved application for a renewal permit by the Department of  
16 Public Safety shall give an inspection station the authority to  
17 continue to use the sign. Upon suspension or revocation of an  
18 inspection permit or failure to qualify for a renewal permit or  
19 refusal to make application for a renewal permit the sign shall be  
20 surrendered to the Department of Public Safety.

21       B. The person operating an official inspection station shall  
22 issue a certificate of inspection and approval upon official forms,  
23 which shall be numbered serially and furnished by the Department of  
24 Public Safety, to the owner of a vehicle upon inspecting such

1 vehicle and determining that its equipment required under the  
2 provisions of this chapter is in good condition and proper  
3 adjustment, otherwise no certificate shall be issued. When required  
4 by the Commissioner of Public Safety, records and reports shall be  
5 made by official inspection stations on every inspection and every  
6 certificate so issued.

7 C. Each official inspection station shall examine and test the  
8 following vehicle mechanical equipment on each inspection: brakes,  
9 steering, front and rear wheel suspension, exhaust systems, wheels  
10 and tires, windshield wipers, horn or warning device, including  
11 proper adjustment of turn signals, windshield and other glass, and  
12 lighting equipment.

13 D. Each official inspection station shall check to determine if  
14 the vehicle has a current vehicle license plate or license  
15 registration decal. If the vehicle does not display a plate or  
16 decal or if the plate or decal is expired, no certificate of  
17 inspection and approval shall be issued. If the vehicle is returned  
18 to the inspecting station within thirty (30) calendar days and bears  
19 a current vehicle license plate or license registration decal, the  
20 inspecting station shall issue a certificate of inspection and  
21 approval without additional fee.

22 E. With respect to any vehicle equipped to be fueled by  
23 alternative fuels, as defined in Section 130.2 of Title 74 of the  
24 Oklahoma Statutes, each official inspection station shall visually

1 check, in addition to all other items required by this section,  
2 alternative fuels equipment specified in any rules the Commissioner  
3 of Public Safety may promulgate.

4 SECTION 7. NEW LAW A new section of law to be codified  
5 in the Oklahoma Statutes as Section 868 of Title 47, unless there is  
6 created a duplication in numbering, reads as follows:

7 A. 1. Any person who owns and drives a vehicle, as that term  
8 is defined by the Oklahoma Vehicle License and Registration Act, and  
9 resides within a county with a population of five hundred thousand  
10 (500,000) or more according to the latest Federal Decennial Census  
11 where there exists an air quality nonattainment area for auto-  
12 related pollutants, as designated by the U.S. Environmental  
13 Protection Agency, or resides within a twenty-five-mile radius of  
14 the centroid of the area of such a county, shall have said vehicle  
15 inspected within that area and shall maintain on the vehicle in good  
16 working order the federally required emission control equipment  
17 required by the Commissioner of Public Safety pursuant to  
18 recommendations of the Department of Environmental Quality. When  
19 any portion of a municipality is included within said twenty-five-  
20 mile radius, the entire municipality shall be subject to these  
21 provisions.

22 2. Any person who owns and drives a motor vehicle as that term  
23 is defined by the Oklahoma Vehicle License and Registration Act,  
24 Section 1-101 et seq. of Title 47 of the Oklahoma Statutes, and

1 resides within a county with a population of less than five hundred  
2 thousand (500,000) according to the latest Federal Decennial Census  
3 where there exists an air quality nonattainment area for auto-  
4 related pollutants, as designated by the U.S. Environmental  
5 Protection Agency, or resides within a metropolitan transportation  
6 study area as that term is defined by the Department of  
7 Transportation and approved by the United States Department of  
8 Transportation which includes said county, shall have said vehicle  
9 inspected within that area and shall maintain on the vehicle in good  
10 working order the federally required emission control equipment  
11 required by the Commissioner of Public Safety pursuant to  
12 recommendations of the Department of Environmental Quality. When  
13 any portion of a municipality is included within said metropolitan  
14 transportation study area, the entire municipality shall be subject  
15 to these provisions.

16 B. The Commissioner of Public Safety shall require a visual  
17 inspection of the federally required emission control equipment  
18 required on vehicles by the provisions of subsection A of this  
19 section in counties where there exists an air quality nonattainment  
20 area for auto-related pollutants as designated by the U.S.  
21 Environmental Protection Agency.

22 C. In addition to the vehicle mechanical equipment required to  
23 be inspected pursuant to the provisions of Section 5 of this act,  
24 each person operating an official inspection station shall visually

1 inspect the original manufacturer's automotive emission control  
2 equipment or proper replacements for said equipment installed on  
3 vehicles when required by the Commissioner of Public Safety pursuant  
4 to the provisions of subsection B of this section.

5 D. It is the intent of the Legislature that local governmental  
6 entities implement federal mandates in a manner that:

7 1. Is the least disruptive for local businesses; and

8 2. Permits local governmental entities to have control in lieu  
9 of federal intervention.

10 When there is a violation, as that term is defined by the United  
11 States Environmental Protection Agency, of the National Ambient Air  
12 Quality Standard for ozone in a metropolitan transportation study  
13 area described in subsection A of this section, the Oklahoma  
14 Department of Environmental Quality shall notify the Department of  
15 Public Safety and the Metropolitan Planning Organization (MPO),  
16 otherwise known as the Local Councils of Government (COG). The MPO  
17 shall notify all local governments in the metropolitan study area in  
18 which the violation has occurred. Municipal and county governments  
19 in such a metropolitan transportation study area may by ordinance or  
20 resolution include the gas-cap integrity test in the annual vehicle  
21 inspection. For the purposes of including a gas-cap integrity test  
22 in the annual vehicle inspection, resolutions by counties shall have  
23 the same force and effect as ordinances by municipalities. The  
24 municipalities or counties shall contract with the MPO to provide

1 all equipment and training required for gas-cap integrity testing  
2 for the entire area described in subsection A of this section in  
3 which a violation of the National Ambient Air Quality Standard for  
4 ozone has occurred. The gas-cap integrity testing shall begin no  
5 later than January 1 of the second year following the violation of  
6 air quality standards.

7 When all the municipal and county governments in the  
8 transportation study area in which the violation has occurred adopt  
9 ordinances or resolutions including the gas-cap integrity test in  
10 the annual vehicle inspection, the Commissioner of Public Safety by  
11 rule shall require that gas-cap integrity testing be performed by  
12 official inspection stations designated by the Department of Public  
13 Safety and that the testing be performed at the same time as the  
14 annual vehicle emissions inspection required under subsections A, B  
15 and C of this section. Certificates of inspection and approval, as  
16 required by subsection D of Section 4 of this act for emissions  
17 inspections, shall also be used to indicate compliance with gas-cap  
18 integrity testing.

19 E. No official inspection station shall be required to purchase  
20 equipment to implement provisions of this section. An official  
21 inspection station may retain, as determined by the MPO, a  
22 reasonable portion of any monies collected as compensation for  
23 providing the gas-cap integrity tests. The remainder of any monies  
24 collected for providing the gas-cap integrity test shall be remitted



1 to the MPO for the area in violation and shall be used for expenses  
2 related to the provision of the gas-cap integrity testing, including  
3 purchasing and maintaining test equipment, providing training to  
4 inspection officials, performing program audits and improving air  
5 quality in the area of violation. The Department of Public Safety  
6 shall not be responsible for collecting any monies for the gas-cap  
7 integrity test. This section shall not modify the amount of monies  
8 required to be remitted to the Commissioner of Public Safety by  
9 official inspection stations pursuant to Section 13 of this act.

10 F. The provisions of subsection D of this section shall not  
11 apply to vehicles which were manufactured prior to 1979 or to motor  
12 vehicles manufactured in the current model year that meet all  
13 Environmental Protection Agency standards. Active duty military  
14 personnel permanently assigned to a duty station outside of the  
15 State of Oklahoma, but still claiming Oklahoma residency, may  
16 register their vehicles in Oklahoma without a vehicle inspection if  
17 the state they reside in does not require a vehicle inspection.

18 G. The Metropolitan Planning Organization shall take steps to  
19 ensure that the price of gas caps remains stable. This could  
20 include, but is not limited to, publishing the price of gas caps for  
21 selected car models before and after the initiation of any testing  
22 or the signing of voluntary agreements with parts retailers.

23 H. Any inspection of automotive emission control equipment  
24 required pursuant to the provisions of this section shall apply to

1 emission control equipment installed on vehicles of a model year  
2 required by the Commissioner of Public Safety pursuant to  
3 recommendations of the Department of Environmental Quality as is  
4 necessary to accommodate the resolution of the defined air pollution  
5 problem of the specific nonattainment area.

6 I. The provisions of this section shall not be construed to  
7 apply to:

8 1. Trucks or truck-tractors owned and operated by one or more  
9 farmers and used primarily for farm use, and not for commercial or  
10 industrial purposes, or trucks or truck-tractors used primarily for  
11 the transportation of logs, ties, stave bolts, and posts direct from  
12 the forest to mill, first market, or railroad shipping points, which  
13 are licensed pursuant to law; or

14 2. Motor vehicles or motor vehicle engines for which liquefied  
15 petroleum gas is used as a fuel.

16 SECTION 8. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 869 of Title 47, unless there is  
18 created a duplication in numbering, reads as follows:

19 The emission control requirements set forth under Section 7 of  
20 this act shall not terminate, but shall continue in effect as  
21 maintenance requirements upon the redesignation of any air quality  
22 nonattainment area for auto-related pollutants, as designated by the  
23 U.S. Environmental Protection Agency to the status of attainment.  
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1       SECTION 9.       NEW LAW       A new section of law to be codified  
2 in the Oklahoma Statutes as Section 870 of Title 47, unless there is  
3 created a duplication in numbering, reads as follows:

4       The Commissioner of Public Safety shall make necessary rules and  
5 regulations for the administration and enforcement of the Oklahoma  
6 Motor Carrier Safety and Hazardous Materials Transportation Act  
7 pursuant to recommendations of the Department of Environmental  
8 Quality.

9       SECTION 10.       NEW LAW       A new section of law to be codified  
10 in the Oklahoma Statutes as Section 871 of Title 47, unless there is  
11 created a duplication in numbering, reads as follows:

12       The State Department of Health shall conduct a study of commuter  
13 traffic from suburban communities which impacts nonattainment areas.  
14 A written report of said study shall be presented to the President  
15 Pro Tempore of the Senate and the Speaker of the House of  
16 Representatives on or before January 2, 2022. Said report shall  
17 include recommendations as to additional areas which should be  
18 included in the emission control inspection program.

19       SECTION 11.       NEW LAW       A new section of law to be codified  
20 in the Oklahoma Statutes as Section 872 of Title 47, unless there is  
21 created a duplication in numbering, reads as follows:

22       A. Vehicles rejected for any item during the vehicle emission  
23 inspection shall have thirty (30) calendar days in which to correct  
24 such defect. Such vehicle may be presented for reinspection one

1 time to the original inspection station for reinspection of an item  
2 or items rejected.

3 B. When a vehicle has been rejected for any item during the  
4 vehicle emission inspection, the owner shall have seven (7) days to  
5 appeal such rejection to the Department of Public Safety, Vehicle  
6 Inspection Division in writing. Such appeal shall be resolved prior  
7 to the thirty (30) calendar days allowed on the rejection  
8 certificate. The Department shall inspect the appealed item or  
9 items and the finding of the Department shall be final.

10 SECTION 12. NEW LAW A new section of law to be codified  
11 in the Oklahoma Statutes as Section 873 of Title 47, unless there is  
12 created a duplication in numbering, reads as follows:

13 All monies, fees, and revenues accruing to the state pursuant to  
14 the provisions of Section 13 of this act shall be remitted to the  
15 State Treasurer to be credited to the General Revenue Fund in the  
16 State Treasury.

17 SECTION 13. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 874 of Title 47, unless there is  
19 created a duplication in numbering, reads as follows:

20 A. Official inspection stations shall charge and collect Thirty  
21 Dollars (\$30.00) for each vehicle inspected pursuant to the  
22 provisions of Sections 1 through 15 of this act.

23 B. Stations shall obtain from the Commissioner of Public Safety  
24 an ample quantity of serially numbered decalcomania-type stickers at

1 a cost to the inspection station of Six Dollars (\$6.00) each. Any  
2 quantity of unused approved stickers may be returned to the  
3 Commissioner for a credit or refund. The Commissioner, for each  
4 inspection sticker delivered to an inspection station, shall:

5 1. Remit to the State Treasurer to be credited to the General  
6 Revenue Fund in the State Treasury the sum of Three Dollars (\$3.00);  
7 and

8 2. Apportion the remaining Three Dollars (\$3.00) as follows:

9 a. the first Seven Hundred Fifty Thousand Dollars  
10 (\$750,000.000) collected each year shall be deposited  
11 in the Department of Public Safety Patrol Vehicle  
12 Revolving Fund created pursuant to Section 2-143 of  
13 Title 47 of the Oklahoma Statutes, and

14 b. the funds collected in excess of Seven Hundred Fifty  
15 Thousand Dollars (\$750,000.000) each year shall be  
16 deposited in the Education Reform Revolving Fund  
17 created in Section 34.89 of Title 62 of the Oklahoma  
18 Statutes.

19 C. Each inspection station shall keep an accurate record of the  
20 serially numbered decalcomania-type inspection stickers. Such  
21 record shall designate to whom issued or rejected, and list thereon  
22 the name of the inspector performing the final inspection on each  
23 inspected vehicle or trailer.

1       SECTION 14.       NEW LAW       A new section of law to be codified  
2 in the Oklahoma Statutes as Section 875 of Title 47, unless there is  
3 created a duplication in numbering, reads as follows:

4       A. No person shall in any manner represent any place as an  
5 official inspection station unless such station is operating under a  
6 valid permit and plainly displaying an official inspection station  
7 sign issued by the Department of Public Safety.

8       B. No person shall display or cause or permit to be displayed  
9 upon any vehicle any certificate of inspection and approval knowing  
10 the same to be fictitious or issued for another vehicle or issued  
11 without an inspection having been made.

12       C. No person shall display or cause or permit to be displayed  
13 upon any vehicle that is equipped to be fueled with alternative  
14 fuels any certificate of inspection and approval that has not been  
15 validly issued by an official inspection station as required by  
16 Section 5 of this act.

17       SECTION 15.       NEW LAW       A new section of law to be codified  
18 in the Oklahoma Statutes as Section 876 of Title 47, unless there is  
19 created a duplication in numbering, reads as follows:

20       A. Any person who violates the provisions of Sections 1 through  
21 7 and Sections 13 and 14 of this act shall upon conviction thereof  
22 be subject to imprisonment in the county jail for not more than  
23 thirty (30) days or a fine of not more than Five Hundred Dollars  
24 (\$500.00), or both such imprisonment and fine.

1       B. Any person who violates the provisions of Sections 8 through  
2 12 of this act shall upon conviction thereof be subject to a fine of  
3 Twenty-five Dollars (\$25.00). Provided, any person producing proof  
4 in court that the provisions of said sections of law have been  
5 complied with shall be entitled to dismissal of such charge upon  
6 payment of court costs.

7       SECTION 16. This act shall become effective November 1, 2020.

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