

1 ENGROSSED HOUSE  
2 BILL NO. 1069

By: Pae and Davis of the House

3 and

4 Dossett of the Senate

5  
6 [ motor vehicles - creating the Victims of Impaired  
7 Driving Memorial Sign Act of 2019 - creating the  
8 Victims of Impaired Driving Memorial Sign Program -  
9 effective date ]  
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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 4050 of Title 69, unless there  
15 is created a duplication in numbering, reads as follows:

16 This act shall be known and may be cited as the "Victims of  
17 Impaired Driving Memorial Sign Act of 2019".

18 SECTION 2. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 4051 of Title 69, unless there  
20 is created a duplication in numbering, reads as follows:

21 As used in the Victims of Impaired Driving Memorial Sign Act of  
22 2019:

23 1. "Applicant" means any person requesting a sign on behalf of  
24 a victim as defined in this subsection;

1        2. "Impaired driver" means any driver who causes an accident  
2 involving a motor vehicle while under the influence of alcohol or  
3 drugs; and

4        3. "Victim" means any person killed in an accident involving an  
5 impaired driver. The term does not encompass a person that was  
6 considered an impaired driver.

7        SECTION 3.        NEW LAW        A new section of law to be codified  
8 in the Oklahoma Statutes as Section 4052 of Title 69, unless there  
9 is created a duplication in numbering, reads as follows:

10        A. There is hereby created a Victims of Impaired Driving  
11 Memorial Sign Program. The Program shall give family or friends of  
12 victims of impaired driving accidents the opportunity to purchase a  
13 sign to be placed near the site of an accident caused by impaired  
14 driving on any state highway, bridge or turnpike.

15        B. Memorial signs shall not be issued for impaired drivers.

16        C. The memorial sign shall bear the words "Please Don't Drive  
17 Under the Influence. In Memory of" along with the legal name of the  
18 victim and the date of the accident. The sign shall have a blue  
19 background as defined by the latest version of the United States  
20 Department of Transportation's "Manual on Uniform Traffic Control  
21 Devices for Streets and Highways". The applicant shall provide the  
22 investigating law enforcement agency's report or other government  
23 document showing that the accident occurred as the result of  
24 impaired driving.

1 D. The cost associated with signage related to the Victims of  
2 Impaired Driving Memorial Sign Program shall be paid by the  
3 applicant requesting the sign. The sign shall be installed only  
4 after the application has been approved by the Oklahoma Department  
5 of Transportation or the Oklahoma Turnpike Authority and the cost  
6 has been collected. The Oklahoma Department of Transportation or  
7 the Oklahoma Turnpike Authority shall promulgate rules establishing  
8 a procedure to collect the cost of the sign. The cost of the sign  
9 shall be no greater than the cost to manufacture and install said  
10 sign.

11 E. If the sign is damaged or stolen, the Oklahoma Department of  
12 Transportation or the Oklahoma Turnpike Authority shall replace the  
13 sign without charge to the applicant. Should damage or theft occur  
14 more than once, the Oklahoma Department of Transportation or the  
15 Oklahoma Turnpike Authority shall not replace the sign again without  
16 payment for a new sign by the original applicant.

17 F. An installed sign shall remain in place for a period of two  
18 (2) years. At the end of that period, the sign shall be offered  
19 back to the applicant. The applicant shall have thirty (30) days  
20 from the time originally contacted in order to claim the expired  
21 sign. After thirty (30) days, if the sign is not claimed by the  
22 applicant, the sign shall be recycled.

23 G. Any other rules or administration of the Victims of Impaired  
24 Driving Memorial Sign Program beyond the provisions outlined in the

1 Victims of Impaired Driving Memorial Sign Act of 2019 shall be  
2 promulgated by rule at the discretion of the Oklahoma Department of  
3 Transportation or the Oklahoma Turnpike Authority.

4 SECTION 4. This act shall become effective November 1, 2019.

5 Passed the House of Representatives the 25th day of February,  
6 2019.

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Presiding Officer of the House  
of Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2019.

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Presiding Officer of the Senate