

ENGROSSED HOUSE
BILL NO. 1436

BY: APPLE, HOLT, DAVIS,
CAMPBELL, SULLIVAN and
BOECKMAN of the HOUSE

and

TALIAFERRO of the SENATE

AN ACT RELATING TO MOTOR VEHICLES; AMENDING SECTION
4, CHAPTER 219, O.S.L. 1990 (47 O.S. SUPP. 1990,
SECTION 1-107.4), WHICH RELATES TO CLASS D MOTOR
VEHICLES; MODIFYING DEFINITION OF CLASS D MOTOR
VEHICLE TO INCLUDE COUNTY AND MUNICIPAL VEHICLES;
AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY Section 4, Chapter 219, O.S.L.
1990 (47 O.S. Supp. 1990, Section 1-107.4), is amended to read as
follows:

Section 1-107.4 Class D Motor Vehicle.

Any motor vehicle or combination of vehicles, regardless of
weight, which:

1. Is marked and used as a firefighting vehicle;
2. Is designed and used solely as a recreational vehicle;
3. Is marked and used as a county or municipal vehicle;

4. Is a single or combination vehicle with a gross combined weight rating of less than twenty-six thousand one (26,001) pounds; or

~~4.~~ 5. Is a single or combination farm vehicle with a gross combined weight rating of more than twenty-six thousand one (26,001) pounds if:

- a. it is entitled to be registered with a farm tag and has a farm tag attached thereto, and
- b. it is controlled and operated by a farmer, his family or his employees, and
- c. it is used to transport either agricultural products, farm machinery, farm supplies or any combination of those materials to or from a farm, and
- d. it is not used in the operations of a common or contract motor carrier, and
- e. it is used within one hundred fifty (150) air miles of the person's farm or as otherwise provided by federal law.

Provided, however, a Class D Motor Vehicle shall not include any vehicle which is:

1. Designed to carry sixteen or more passengers, including the driver; or

2. Required to be placarded for hazardous materials under 49 C.F.R., Part 172, subpart F.

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

Passed the House of Representatives the 6th day of March, 1991.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1991.

President of the Senate