

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2067

BY: ADAIR

AS INTRODUCED

AN ACT RELATING TO MOTOR VEHICLES; AMENDING 47 O.S.

1991, SECTION 14-118, WHICH RELATES TO MOVEMENT OF
OVERSIZE AND OVERWEIGHT VEHICLES; MODIFYING
REFERENCE TO HIGHWAY SYSTEM; ALLOWING PERMITS FOR
NONDIVISIBLE LOADS; ALLOWING PERMITS BY
TELEFACSIMILE; DELETING SALE OF PERMITS IN BOOK
FORM; LIMITING ISSUANCE OF OVERWEIGHT PERMITS;
PROHIBITING SPECIAL OVERWEIGHT PERMITS FOR
DIVISIBLE LOADS; ELIMINATING SPECIAL PERMITS FOR
MULTIPLE TRIPS; INCREASING LENGTH OF SADDLE MOUNTED
VEHICLES; ALLOWING CERTAIN OVERLENGTH, OVERWIDTH OR
OVERHEIGHT VEHICLES TO OPERATE ON CERTAIN HIGHWAYS;
REQUIRING REGISTRATION FEE; REQUIRING PERMISSION TO
MOVE CERTAIN MACHINERY ON HIGHWAYS; REDUCING TIRE
WIDTH RESTRICTION; EXEMPTING CERTAIN MACHINERY FROM
LICENSING AND REGISTRATION; PROHIBITING OPERATION
OF CERTAIN MACHINERY ON HIGHWAYS; AND PROVIDING AN
EFFECTIVE DATE.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 14-118, is
amended to read as follows:

Section 14-118. (a) Pursuant to such rules and regulations as may be prescribed by Oklahoma regulatory agencies of jurisdiction, Oklahoma motor carriers may engage in any activity in which carriers subject to the jurisdiction of the federal government may be authorized by federal legislation to engage. ~~Provided further, the~~ The Transportation Commission shall formulate, for the State ~~Trunk~~ Highway System, including the National System of Interstate and Defense Highways, ~~and for all other highways or portions thereof,~~ rules and regulations governing the movement of vehicles or loads which exceed the size or weight limitations specified by the provisions of Chapter 14 of this title. Such rules and regulations shall be the basis for the development of a system by the Commissioner of Public Safety for the issuance of permits for the movement of oversize vehicles or overweight vehicles ~~or~~ carrying nondivisible loads and shall include, but not be limited to, provisions for duration, seasonal factors, hours of the day or days when valid, special requirements as to flags, flagmen and warning or safety devices, and other such items as may be consistent with the intent of this section. The permit system shall include provisions for ~~a monthly account payment method~~ payment of fees and for required bonding by applicants ~~using said monthly procedure~~ as well as for the issuance of said permits by telephone ~~as well as by telegram and may include provisions for the sale of permits in book form or such other methods of issuance as may be deemed feasible,~~ telefacsimile, telegram or such other methods of issuance as may be deemed appropriate. It is the purpose of this section to permit ~~the~~ on a single trip basis the nonroutine or emergency movement of necessary overweight vehicles and oversize vehicles ~~or~~ carrying nondivisible loads consistent with the following obligations:

1. Protection of motoring public from potential traffic hazards;

2. Protection of highway surfaces, structures, and private property; and

3. Provision for normal flow of traffic with a minimum of interference.

(b) The Transportation Commission shall prepare and publish a map of the State of Oklahoma showing by appropriate symbols the various highway structures and bridges in terms of maximum size and weight restrictions. This map shall be titled "Oklahoma Load Limit Map" and shall be revised periodically to maintain a reasonably current status and in no event shall a period of two (2) years lapse between revisions and publication of same. Provided, further, the Secretary of the Department of Transportation shall prepare and publish a map of the State of Oklahoma showing the advantages of this state as a marketing, warehousing and distribution network center for motor transportation sensitive industries.

(c) The Commissioner of Public Safety, or his authorized representative, shall have the authority, within the limitations formulated under provisions of Chapter 14 of this title, to issue, withhold or revoke special permits which are hereby required for the operation of vehicles or combinations of vehicles or loads which exceed the size or weight limitations of Chapter 14 of this title. No overweight permit shall be issued for divisible loads. Every such permit shall be issued for a single trip only and shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any police officer or authorized agent of any authority granting such permit, and no person shall violate any of the terms or conditions of such special permit.

(d) It shall be permissible in the transportation of empty trucks on any road or highway to tow by use of saddle mounts, i.e., mounting the front wheels of one vehicle on the bed of another leaving the rear wheels only of such towed vehicle in contact with the roadway. One or more vehicles may be full mounted on the towing

or towed vehicles engaged in any driveaway or towaway operation. No more than three saddle mounts may be permitted in such combinations. The towed vehicles shall be securely fastened and operated under the applicable safety requirements of the United States Department of Transportation and such combinations shall not exceed an overall length of ~~sixty-five (65)~~ seventy-five (75) feet.

(e) ~~The Commissioner of Public Safety, upon application of any person~~ The owner of any overlength, overwidth or overheight vehicle engaged in the transportation of forest products in the raw state, which is defined to be tree-length logs moving from the forest directly to the mill, or ~~upon application of any person~~ engaged in the transportation of overwidth or overheight equipment used in soil conservation work ~~as described in Section 22.5-1 of this title,~~ or ~~upon application of any person~~ engaged in the hauling for hire or for resale, of round baled hay with a total outside width of less than eleven (11) feet, shall ~~issue an annual permit, upon payment of a fee of Twenty-five Dollars (\$25.00) each year,~~ after receipt of written approval from the Commissioner of Public Safety for the operation of said vehicle or equipment, pay to the Oklahoma Tax Commission an additional annual registration fee of Fifty Dollars (\$50.00) which shall be apportioned as provided in Section 1104 of this title, thereby authorizing the operation ~~by such persons~~ of such motor vehicle load heights, lengths and widths upon the highways of this state except on the National System of Interstate and Defense Highways. Provided however, the restriction on use of the National System of Interstate and Defense Highways shall not be applicable to ~~persons~~ soil conservation equipment or to vehicles engaged in the hauling of round baled hay with a total outside width of less than eleven (11) feet.

(f) Farm equipment shall be exempted from the requirement for special permits due to size. However, such equipment shall not move on any highway during the hours of darkness and shall be subject to

limitations formulated under other provisions of Chapter 14 of this title.

(g) ~~Any rubber-tired road construction vehicle including~~
Special mobilized machinery, including rubber-tired road
construction vehicles and rubber-tired truck cranes and registered
as special mobilized machinery either self-propelled or drawn and
carrying no load other than its own weight, but which is overweight
by any provisions of this chapter, shall be permitted to move on the
highways of the State of Oklahoma. ~~Movement of such vehicles shall~~
~~be permitted on the Federal Interstate System of Highways only if~~
~~written permission is secured from~~ only by written permission of the
Commissioner of Public Safety or his authorized representative upon
determination that the objectives of this section will be served by
such a permit and that federal weight or size restrictions will not
be violated. The weight of any such permitted vehicle shall not
exceed ~~six hundred fifty (650)~~ six hundred (600) pounds multiplied
by the ~~nominal~~ rated width of the tire. Such vehicle shall be
required to carry the safety equipment adjudged necessary for the
health and welfare of the driving public. If any such vehicle
travels and does not come under the other limitations of the present
laws, it ~~shall be deemed that the same~~ shall travel only between the
hours of sunrise and sunset. ~~Said vehicles, except special~~
~~mobilized machinery~~ All such vehicles, except those registered as
special mobilized machinery, shall be exempt from the laws of
Oklahoma relating to motor vehicle registration, licensing or other
in lieu of ad valorem fees. Exempt vehicles not registered as
special mobilized machinery except those owned by or contracted to
any governmental entity and used primarily for road construction or
maintenance, are prohibited from operating upon the highways of
Oklahoma.

SECTION 2. This act shall become effective September 1, 1992.

43-2-7415

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