

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2627

By: Frame

AS INTRODUCED

An Act relating to motor vehicles; defining term; providing for registration of all-terrain vehicles used for certain purposes; prohibiting operation of all-terrain vehicles in certain places; providing exceptions; providing registration fee; requiring operator to have a driver license; providing that registration and operation requirements do not apply to state, counties, and municipalities; providing fine; providing for codification; and providing an effective date.

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 1-101A of Title 47, unless there is created a duplication in numbering, reads as follows:

"All-terrain vehicle" shall mean a motor vehicle that is equipped with a saddle for the use of the rider, designed to propel itself with three or four tires in contact with the ground, designed by the manufacturer for off-highway use by the operator only, and not designed by the manufacturer for farming or lawn care.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1113.1 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. All-terrain vehicles as defined by Section 1 of this act which are used in any capacity for business or commercial purposes shall be registered with the Oklahoma Tax Commission as provided in this section.

B. A person shall not operate an all-terrain vehicle on a public street, road, or highway except as provided in this section. The registration provided for in this section shall be for off-highway registration only. No registration shall be permitted for operation on a public highway except as provided in this section.

C. The operator of an all-terrain vehicle may drive the vehicle across a public street, road, or highway that is not an interstate or limited-access highway if the operator:

1. Brings the vehicle to a complete stop before crossing the shoulder or main traveled way of the roadway;

2. Yields the right-of-way to oncoming traffic that is an immediate hazard; and

3. Makes the crossing:

a. at an angle of approximately ninety (90) degrees to the roadway,

b. at a place where no obstruction prevents a quick and safe crossing, and

c. with the vehicle's headlights and taillights illuminated, if applicable.

D. The operator of an all-terrain vehicle may drive the vehicle across a divided highway other than an interstate or limited access highway only at an intersection of the highway with another public street, road, or highway.

E. The fee for registering an all-terrain vehicle pursuant to this section shall be Fifteen Dollars (\$15.00). The vehicle shall

be registered each year it is to be used for a business or commercial purpose. The Tax Commission shall design and issue an appropriate sticker or decal to be placed on the vehicle at the time of registration.

F. The operator of an all-terrain vehicle registered pursuant to this section shall hold a valid driver license issued pursuant to law.

G. This section shall not apply to the operation of an all-terrain vehicle owned by the state, a county, or a municipality.

H. The owner of an all-terrain vehicle which is not registered or operated in accordance with this section shall be subject to a fine, upon conviction, of One Hundred Dollars (\$100.00).

SECTION 3. This act shall become effective November 1, 1998.

46-2-8031

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