

SHORT TITLE: Motor vehicles; allowing all-terrain vehicles to operate on public roads; requiring certificates of title and registration; codification; emergency.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 197

By: Rozell

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S. 1991, Section 149.1, which relates to slow-moving vehicles; providing exception; defining term; authorizing certain vehicle to operate on public roads; requiring owners of certain all-terrain vehicles to display slow-moving vehicle emblem on certain vehicle; providing for codification; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 149.1, is amended to read as follows:

Section 149.1 (A) The triangular yellow-orange and red slow moving vehicle emblem shall be recognized as the official state slow moving vehicle emblem.

(B) All farm machinery and other machinery including all road construction and maintenance machinery designed to operate and operating at a maximum speed of twenty-five (25) MPH, or less, traveling on a public highway during day or night shall display a slow moving vehicle emblem on the rear of the vehicle except when such machinery is engaged in actual construction or maintenance work and there is either a flagman or clearly visible warning signs to warn of such machinery's presence on the roadway; and all vehicles classified as "antiques" under existing state statutes are exempt

from the requirements of this section. The emblem shall be positioned as near as practicable to the center of the machinery, provided however, that in the case of a string of farm machinery or implements being towed only one clearly visible emblem must be displayed. The Commissioner of Public Safety shall adopt standards and specifications in conformance with those recommendations of the American Society of Agricultural Engineers for the size and design of said emblem.

(C) The use of such emblem shall be in addition to any lighting devices or other equipment required by law. Use on any other type of vehicle or as a clearance marker or on wide machinery or on stationary objects on the highways is prohibited, except on an all-terrain vehicle as defined by Section 2 of this act.

(D) Any person who violates the provisions of this act is guilty of a misdemeanor and shall be subject to a fine of not more than Ten Dollars (\$10.00).

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 149.1a of Title 47, unless there is created a duplication in numbering, reads as follows:

As used in this act, "all-terrain vehicle" means a motorized vehicle which is fifty (50) inches or less in width, with an unladen weight of six hundred (600) pounds or less, traveling on four or more low-pressure tires, with a seat designated to be straddled by the operator and handlebars for steering control. Such vehicle may be operated on public roads as defined in Section 232 of Title 69 of the Oklahoma Statutes, provided, the vehicle displays the slow-moving vehicle emblem as defined by Section 149.1 of Title 47 of the Oklahoma Statutes. The emblem shall be positioned on the rear and as near as practicable to the center of the vehicle.

SECTION 3. 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.

46-1-0255

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