

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 1935, by striking the title, enacting clause and entire body of the bill and substituting the attached floor substitute.

Submitted by:

Senator Schulz

Schulz-JCR-FS-Req#3233
2/29/2012 11:58 AM

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1935

By: Schulz of the Senate

and

(DeWitt) of the House

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7
8
9 FLOOR SUBSTITUTE

10 [motor vehicle registration - cotton module vehicles
11 - apportionment - license plate - effective date]

12
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 1134.4 of Title 47, unless there
16 is created a duplication in numbering, reads as follows:

17 A. For each motor vehicle used for the purpose of transporting
18 cotton modules from the point of production to the first point of
19 delivery or cotton gin, the annual license fee shall be Sixty
20 Dollars (\$60.00). Fees collected pursuant to this section shall be
21 apportioned pursuant to Section 1104 of Title 47 of the Oklahoma
22 Statutes.

23 B. The Oklahoma Tax Commission shall design appropriate license
24 plates for all vehicles registered pursuant to this section. The

1 license plates shall be permanent in nature and shall be designed in
2 a manner as to remain with the vehicle for the duration of the
3 vehicle's life span or until the title is transferred or the vehicle
4 is no longer used for the purposes specified in subsection A of this
5 section.

6 C. Any person, firm or corporation who transports cotton
7 modules without the required permit shall be deemed guilty of a
8 misdemeanor and upon conviction thereof shall be punished as
9 follows:

10 1. For the first such violation, by a fine of Five Hundred
11 Dollars (\$500.00);

12 2. For the second such violation, by a fine of One Thousand
13 Dollars (\$1,000.00); and

14 3. For the third and subsequent violations, by a fine of not
15 less than One Thousand Dollars (\$1,000.00) nor more than Five
16 Thousand Dollars (\$5,000.00).

17 D. A motor vehicle subject to the license requirement in this
18 section shall be exempt from the license required pursuant to
19 Section 1133 of Title 47 of the Oklahoma Statutes.

20 SECTION 2. AMENDATORY 47 O.S. 2011, Section 14-101, is
21 amended to read as follows:

22 Section 14-101. A. It is a misdemeanor for any person to drive
23 or move or for the owner to cause or knowingly permit to be driven
24 or moved on any highway any vehicle or vehicles of a size or weight

1 exceeding the limitations stated in this chapter or otherwise in
2 violation of this chapter, and the maximum size and weight of
3 vehicles herein specified shall be lawful throughout this state and
4 local authorities shall have no power or authority to alter ~~said~~ the
5 limitations except as express authority may be granted in this
6 chapter.

7 B. The Commissioner of Public Safety is directed to issue
8 annual overweight permits to:

9 1. Municipalities and rural fire districts for the
10 transportation of firefighting apparatus at no cost to the
11 municipalities or rural fire districts;

12 2. Owners of implements of husbandry, which includes tractors
13 that are temporarily moved upon a highway at no cost to the owner;

14 3. Retail implement dealers while hauling implements of
15 husbandry at no cost to the dealer; and

16 4. Owners of certain vehicles as provided for in Section ~~2 of~~
17 ~~this act~~ 14-103G of this title.

18 C. If a vehicle is issued a license pursuant to Section 1 of
19 this act, the license shall also serve as the overweight permit
20 required by this section.

21 D. All size, weight and load provisions covered by this chapter
22 shall be subject to the limitations imposed by Title 23, United
23 States Code, Section 127, and such other rules and regulations
24 developed herein. Provided further that any size and weight

1 provision authorized by the United States Congress for use on the
2 National System of Interstate and Defense Highways, including but
3 not limited to height, axle weight, gross weight, combinations of
4 vehicles or load thereon shall be authorized for immediate use on
5 such segments of the National System of Interstate and Defense
6 Highways and any other highways or portions thereof as designated by
7 the Transportation Commission or their duly authorized
8 representative.

9 ~~D.~~ E. Any vehicle permitted for movement on the highways of
10 this state as provided in Section 14-101 et seq. of this title,
11 other than a vehicle permitted solely for overweight movement, shall
12 be moved only during daylight hours. As used in Section 14-101 et
13 seq. of this title, "daylight hours" shall mean one-half (1/2) hour
14 before sunrise to one-half (1/2) hour after sunset.

15 ~~E.~~ F. 1. Any vehicle permitted for movement on the highways of
16 this state as provided in Section 14-101 et seq. of this title shall
17 not be moved at any time on the following holidays:

- 18 a. New Year's Day (January 1),
- 19 b. Memorial Day (the last Monday in May),
- 20 c. The Fourth of July (Independence Day),
- 21 d. Labor Day (the first Monday in September),
- 22 e. Thanksgiving Day (the fourth Thursday in November),
- 23 and
- 24 f. Christmas Day (December 25).

1 2. Any vehicle permitted for movement on the highways of this
2 state as provided in Section 14-101 et seq. of this title shall be
3 allowed to move on the following holidays:

4 a. Martin Luther King, Jr.'s Birthday (the third Monday
5 in January),

6 b. President's Day, also known as Washington's Birthday
7 (the third Monday in February), and

8 c. Veteran's Day (November 11).

9 SECTION 3. This act shall become effective January 1, 2013.

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11 53-2-3233 JCR 2/29/2012 11:58:49 AM