

1 In addition to the permit fee, the Commissioner shall charge a fee
2 of Ten Dollars (\$10.00) for each thousand pounds in excess of the
3 legal load limit. The Commissioner of Public Safety shall establish
4 any necessary rules for collecting the fees.

5 2. For the fiscal year ending June 30, 2013, and all subsequent
6 years, the Commissioner of Public Safety shall charge a minimum
7 permit fee of Thirty-five Dollars (\$35.00) for any permit issued
8 pursuant to the provisions of Section 14-101 et seq. of this title.

9 In addition to the permit fee, the Commissioner shall charge a fee
10 of Eight Dollars and seventy-five cents (\$8.75) for each thousand
11 pounds in excess of the legal load limit. The Commissioner of
12 Public Safety shall establish any necessary rules for collecting the
13 fees.

14 B. The Department of Public Safety is authorized to establish
15 an escrow account system for the payment of permit fees. Authorized
16 motor carriers meeting established credit requirements may
17 participate in the escrow account system for permits purchased from
18 all size and weight permit offices in this state. Carriers not
19 choosing to participate in the escrow account system shall be
20 required to make payment of the required fee or fees upon purchase
21 of each permit as required by law. All monies collected through the
22 escrow account system shall be deposited to a special account of the
23 Department of Public Safety and placed in the custody of the State

1 Treasurer. Proceeds from permits purchased using the escrow account
2 system shall be distributed as provided for in subsection G of this
3 section. However, fees collected through such accounts for the
4 electronic transmission, transfer or delivery of permits, as
5 provided for in Section 14-118 of this title, shall be credited to
6 the Department of Public Safety Revolving Fund.

7 C. 1. Application for permits shall be made a reasonable time
8 in advance of the expected time of movement of such vehicles. For
9 emergencies affecting the health or safety of persons or a
10 community, permits may be issued for immediate movement.

11 2. Size and weight permit offices in all districts where
12 applicable shall issue permits to authorize carriers by telephone
13 during weekdays.

14 3. The Commissioner of Public Safety shall develop a system for
15 provisional permits for authorized carriers which may be used in
16 lieu of a regular permit for the movement of oversize and overweight
17 loads when issued an authorization number by the Department of
18 Public Safety. Such provisional permits shall include date of
19 movement, general load description, estimated weight, oversize
20 notation, route of travel, truck or truck-tractor license number,
21 and permit authorization number.

22 D. No overweight permit shall be valid until all license taxes
23 due the State of Oklahoma have been paid.

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1 E. No permit violation shall be deemed to have occurred when an
2 oversize or overweight movement is made pursuant to a permit whose
3 stated weight or size exceeds the actual load.

4 F. The first deliverer of motor vehicles designated truck
5 carriers or well service carriers manufactured in Oklahoma shall not
6 be required to purchase an overweight permit when being delivered to
7 the first purchaser.

8 G. Except as provided in Section 4 14-122 of this ~~act~~ title,
9 the first One Million Two Hundred Sixteen Thousand Dollars
10 (\$1,216,000.00) of proceeds from both the permit fees and the
11 overweight permit fees imposed pursuant to subsection A of this
12 section collected monthly shall be apportioned as provided in
13 Section 1104 of this title. All proceeds collected from both the
14 permit fees and the overweight permit fees imposed pursuant to
15 subsection A of this section in excess of One Million Two Hundred
16 Sixteen Thousand Dollars (\$1,216,000.00) shall be deposited in the
17 Weigh Station Improvement Revolving Fund as provided in Section 1167
18 of this title for the purpose set forth in that section and may be
19 used for motor carrier permitting systems and motor carrier safety
20 and enforcement.

21 SECTION 2. AMENDATORY 47 O.S. 2011, Section 14-122, is
22 amended to read as follows:
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24

1 Section 14-122. A. ~~Notwithstanding~~ 1. Until the end of the
2 fiscal year ending June 30, 2012, notwithstanding the provisions of
3 Section 1104 of ~~Title 47 of the Oklahoma Statutes~~ this title, the
4 first Twenty Million Dollars (\$20,000,000.00) of the following fees
5 shall be deposited in the General Revenue Fund to be apportioned as
6 follows:

7 ~~1.~~ a. Twenty Dollars (\$20.00) of any fee collected for a
8 minimum permit fee pursuant to Section 14-116 of ~~Title~~
9 ~~47 of the Oklahoma Statutes;~~ this title,

10 ~~2.~~ b. Five Dollars (\$5.00) of any fee collected for excess
11 weight pursuant to Section 14-116 of ~~Title 47 of the~~
12 ~~Oklahoma Statutes;~~ this title,

13 ~~3.~~ c. Two Hundred Fifty Dollars (\$250.00) of any fee
14 collected pursuant to Section 14-120 of ~~Title 47 of~~
15 ~~the Oklahoma Statutes;~~ this title, and

16 ~~4.~~ d. One Hundred Twenty Dollars (\$120.00) of any fee
17 collected pursuant to Section 14-121 of ~~Title 47 of~~
18 ~~the Oklahoma Statutes~~ this title.

19 2. For the fiscal year ending June 30, 2013, and all subsequent
20 years, notwithstanding the provisions of Section 1104 of this title,
21 the first Twenty Million Dollars (\$20,000,000.00) of the following
22 fees shall be deposited in the General Revenue Fund to be
23 apportioned as follows:

- 1 a. Fifteen Dollars (\$15.00) of any fee collected for a
2 minimum permit fee pursuant to Section 14-116 of this
3 title,
- 4 b. Three Dollars and seventy-five cents (\$3.75) of any
5 fee collected for excess weight pursuant to Section
6 14-116 of this title,
- 7 c. Two Hundred Fifty Dollars (\$250.00) of any fee
8 collected pursuant to Section 14-120 of this title,
9 and
- 10 d. One Hundred Twenty Dollars (\$120.00) of any fee
11 collected pursuant to Section 14-121 of this title.

12 B. Any fees collected pursuant to Sections 14-116, 14-120 and
13 14-121 of ~~Title 47 of the Oklahoma Statutes~~ this title that are in
14 excess of Twenty Million Dollars (\$20,000,000.00) shall be
15 apportioned as otherwise provided for in the sections specified in
16 this subsection.

17 SECTION 3. This act shall become effective July 1, 2012.

18 SECTION 4. It being immediately necessary for the preservation
19 of the public peace, health and safety, an emergency is hereby
20 declared to exist, by reason whereof this act shall take effect and
21 be in full force from and after its passage and approval.

22
23 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
24 02/29/2012 - DO PASS, As Amended and Coauthored.