

1 **SENATE FLOOR VERSION**

2 February 27, 2012

3 As Amended

4 SENATE BILL NO. 1537

5 By: Paddack of the Senate

6 and

7 Billy of the House

8 **[motor vehicles - permits - effective date]**

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

12 SECTION 1. AMENDATORY 47 O.S. 2011, Section 14-116, is
13 amended to read as follows:

14 Section 14-116. A. The Commissioner of Public Safety shall
15 charge a minimum permit fee of Forty Dollars (\$40.00) for any permit
16 issued pursuant to the provisions of Section 14-101 et seq. of this
17 title. In addition to the permit fee, the Commissioner shall charge
18 a fee of Ten Dollars (\$10.00) for each thousand pounds in excess of
19 the legal load limit. The Commissioner of Public Safety shall
20 establish any necessary rules for collecting the fees.

21 B. The Department of Public Safety is authorized to establish
22 an escrow account system for the payment of permit fees. Authorized
23 motor carriers meeting established credit requirements may
24 participate in the escrow account system for permits purchased from

1 all size and weight permit offices in this state. Carriers not
2 choosing to participate in the escrow account system shall be
3 required to make payment of the required fee or fees upon purchase
4 of each permit as required by law. All monies collected through the
5 escrow account system shall be deposited to a special account of the
6 Department of Public Safety and placed in the custody of the State
7 Treasurer. Proceeds from permits purchased using the escrow account
8 system shall be distributed as provided for in subsection G of this
9 section. However, fees collected through such accounts for the
10 electronic transmission, transfer or delivery of permits, as
11 provided for in Section 14-118 of this title, shall be credited to
12 the Department of Public Safety Revolving Fund.

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

17 2. Size and weight permit offices in all districts where
18 applicable shall issue permits to authorize carriers by telephone
19 during weekdays.

20 3. The Commissioner of Public Safety shall develop a system for
21 provisional permits for authorized carriers which may be used in
22 lieu of a regular permit for the movement of oversize and overweight
23 loads when issued an authorization number by the Department of
24 Public Safety. Such provisional permits shall include date of

1 movement, general load description, estimated weight, oversize
2 notation, route of travel, truck or truck-tractor license number,
3 and permit authorization number.

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

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

9 F. Permits issued for motor vehicles consisting of a truck
10 tractor working in combination with trailers and semitrailers shall
11 only contain the license tag number for the truck tractor. Any
12 license tag numbers available on any trailer or semitrailer shall
13 not be included on such permit.

14 G. The first deliverer of motor vehicles designated truck
15 carriers or well service carriers manufactured in Oklahoma shall not
16 be required to purchase an overweight permit when being delivered to
17 the first purchaser.

18 ~~G.~~ H. Except as provided in Section 4 14-122 of this ~~act~~ title,
19 the first One Million Two Hundred Sixteen Thousand Dollars
20 (\$1,216,000.00) of proceeds from both the permit fees and the
21 overweight permit fees imposed pursuant to subsection A of this
22 section collected monthly shall be apportioned as provided in
23 Section 1104 of this title. All proceeds collected from both the
24 permit fees and the overweight permit fees imposed pursuant to

1 subsection A of this section in excess of One Million Two Hundred
2 Sixteen Thousand Dollars (\$1,216,000.00) shall be deposited in the
3 Weigh Station Improvement Revolving Fund as provided in Section 1167
4 of this title for the purpose set forth in that section and may be
5 used for motor carrier permitting systems and motor carrier safety
6 and enforcement.

7 SECTION 2. This act shall become effective November 1, 2012.

8 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 2-23-12 - DO
9 PASS, As Amended and Coauthored.

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