

1 ENGROSSED SENATE  
2 BILL NO. 1551

By: Standridge of the Senate

3 and

4 Grau of the House

5  
6 An Act relating to motor vehicles; amending 47 O.S.  
7 2011, Section 14-109, which relates to single axel  
8 load limit; clarifying materials allowed to transport  
9 under a special permit; modifying fee retained by the  
10 Corporation Commission; amending 47 O.S. 2011,  
11 Section 1133.2, which relates to commercial vehicles;  
12 modifying weight restriction; adding certain  
13 passenger and hazardous material requirements;  
14 modifying requirement that an interstate motor  
15 carrier display the name of the vehicle registrant;  
16 deleting certain out-of-state exemption; amending 47  
17 O.S. 2011, Section 1134.1, which relates to taxicabs,  
18 buses and motorbuses; clarifying to whom license fees  
19 shall be paid; providing an effective date; and  
20 declaring an emergency.

21  
22  
23 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

24 SECTION 1. AMENDATORY 47 O.S. 2011, Section 14-109, is  
amended to read as follows:

Section 14-109. A. On any road or highway:

1. No single axle weight shall exceed twenty thousand (20,000)  
pounds; and

2. The total gross weight in pounds imposed thereon by a  
vehicle or combination of vehicles shall not exceed the value given  
in the following table corresponding to the distance in feet between



|    |    |       |        |        |        |        |
|----|----|-------|--------|--------|--------|--------|
| 1  | 21 | ----- | 51,500 | 56,000 | 61,000 | 66,500 |
| 2  | 22 | ----- | 52,500 | 56,500 | 61,500 | 67,000 |
| 3  | 23 | ----- | 53,000 | 57,500 | 62,500 | 68,000 |
| 4  | 24 | ----- | 54,000 | 58,000 | 63,000 | 68,500 |
| 5  | 25 | ----- | 54,500 | 58,500 | 63,500 | 69,000 |
| 6  | 26 | ----- | 56,000 | 59,500 | 64,000 | 69,500 |
| 7  | 27 | ----- | 57,500 | 60,000 | 65,000 | 70,000 |
| 8  | 28 | ----- | 59,000 | 60,500 | 65,500 | 71,000 |
| 9  | 29 | ----- | 60,500 | 61,500 | 66,000 | 71,500 |
| 10 | 30 | ----- | 62,000 | 62,000 | 66,500 | 72,000 |
| 11 | 31 | ----- | 63,500 | 63,500 | 67,000 | 72,500 |
| 12 | 32 | ----- | 64,000 | 64,000 | 68,000 | 73,500 |
| 13 | 33 | ----- | -----  | 64,500 | 68,500 | 74,000 |
| 14 | 34 | ----- | -----  | 65,000 | 69,000 | 74,500 |
| 15 | 35 | ----- | -----  | 66,000 | 70,000 | 75,000 |
| 16 | 36 | ----- | -----  | 68,000 | 70,500 | 75,500 |
| 17 | 37 | ----- | -----  | 68,000 | 71,000 | 76,000 |
| 18 | 38 | ----- | -----  | 69,000 | 72,000 | 77,000 |
| 19 | 39 | ----- | -----  | 70,000 | 72,500 | 77,500 |
| 20 | 40 | ----- | -----  | 71,000 | 73,000 | 78,000 |
| 21 | 41 | ----- | -----  | 72,000 | 73,500 | 78,500 |
| 22 | 42 | ----- | -----  | 73,000 | 74,000 | 79,000 |
| 23 | 43 | ----- | -----  | 73,280 | 75,000 | 80,000 |
| 24 | 44 | ----- | -----  | 73,280 | 75,500 | 80,500 |

|    |    |       |       |        |        |        |
|----|----|-------|-------|--------|--------|--------|
| 1  | 45 | ----- | ----- | 73,280 | 76,000 | 81,000 |
| 2  | 46 | ----- | ----- | 73,280 | 76,500 | 81,500 |
| 3  | 47 | ----- | ----- | 73,500 | 77,500 | 82,000 |
| 4  | 48 | ----- | ----- | 74,000 | 78,000 | 83,000 |
| 5  | 49 | ----- | ----- | 74,500 | 78,500 | 83,500 |
| 6  | 50 | ----- | ----- | 75,500 | 79,000 | 84,000 |
| 7  | 51 | ----- | ----- | 76,000 | 80,000 | 84,500 |
| 8  | 52 | ----- | ----- | 76,500 | 80,500 | 85,000 |
| 9  | 53 | ----- | ----- | 77,500 | 81,000 | 86,000 |
| 10 | 54 | ----- | ----- | 78,000 | 81,500 | 86,500 |
| 11 | 55 | ----- | ----- | 78,500 | 82,500 | 87,000 |
| 12 | 56 | ----- | ----- | 79,500 | 83,000 | 87,500 |
| 13 | 57 | ----- | ----- | 80,000 | 83,500 | 88,000 |
| 14 | 58 | ----- | ----- | -----  | 84,000 | 89,000 |
| 15 | 59 | ----- | ----- | -----  | 85,000 | 89,500 |
| 16 | 60 | ----- | ----- | -----  | 85,500 | 90,000 |

17 B. Except as to gross limits, the table in subsection A of this  
18 section shall not apply to a truck-tractor and dump semitrailer when  
19 used as a combination unit. In no event shall the maximum load in  
20 pounds carried by any set of tandem axles exceed thirty-four  
21 thousand (34,000) pounds for vehicles exempt from the table;  
22 however, any vehicle operating with split tandem axles or tri-axles  
23 shall adhere to the table.

24

1 C. Special permits may be issued as provided in this title for  
2 divisible loads for vehicle configurations in excess of six (6)  
3 axles. The permits may not exceed the Table "B" federal weights  
4 formula imposed by Title 23, U.S. Code, Section 127. Vehicles  
5 moving under the permits shall not traverse H-15 bridges or less  
6 without the express approval of the Secretary of Transportation.

7 D. Except for loads moving under special permits as provided in  
8 this title, no department or agency of this state or any county,  
9 city, or public entity thereof shall pay for any material that  
10 exceeds the legal weight limits moving in interstate or intrastate  
11 commerce in excess of the legal load limits of this state.

12 E. Exceptions to this section will be:

13 1. Utility or refuse collection vehicles used by counties,  
14 cities, or towns or by private companies contracted by counties,  
15 cities, or towns if the following conditions are met:

16 a. calculation of weight for a utility or refuse  
17 collection vehicle shall be "Gross Vehicle Weight".  
18 The "Gross Vehicle Weight" of a utility or refuse  
19 collection vehicle may not exceed the otherwise  
20 applicable weight by more than fifteen percent (15%).  
21 The weight on individual axles must not exceed the  
22 manufacturer's component rating which includes axle,  
23 suspension, wheels, rims, brakes, and tires as shown  
24 on the vehicle certification label or tag, and

1           b. utility or refuse collection vehicles operated under  
2           these exceptions will not be allowed to operate on  
3           interstate highways;

4           2. Vehicles transporting timber, pulpwood, and chips in their  
5 natural state, vehicles transporting oil field fluids, oil field  
6 equipment, or equipment used in oil and gas well drilling or  
7 exploration, and vehicles transporting grain, if the following  
8 conditions are met:

9           a. the vehicles are registered for the maximum allowable  
10           rate,

11           b. the vehicles do not exceed five percent (5%) of the  
12           gross limits set forth in subsection A of this  
13           section, and

14           c. the vehicles operating pursuant to the provisions of  
15           this paragraph will not be allowed to operate on the  
16           National System of Interstate and Defense Highways;

17           3. Vehicles transporting rock, sand, gravel, coal, and flour if  
18 the following conditions are met:

19           a. the vehicles are registered for the maximum allowable  
20           rate,

21           b. the vehicles do not exceed five percent (5%) of the  
22           axle limits set forth in subsection A of this section,  
23           and

1           c.    the vehicles operating pursuant to the provisions of  
2                    this paragraph will not be allowed to operate on the  
3                    National System of Interstate and Defense Highways;  
4                    and

5           4.    A combination of a wrecker or tow vehicle and another  
6 vehicle or vehicle combination if:

7           a.    the service provided by the wrecker or tow vehicle is  
8                    needed to remove disabled, abandoned, or accident-  
9                    damaged vehicles, and

10          b.    the wrecker or tow vehicle is towing the other vehicle  
11                    or vehicle combination directly to the nearest  
12                    authorized place of repair, terminal, or vehicle  
13                    storage facility.

14 Vehicles operating pursuant to the provisions of this paragraph will  
15 not be allowed to operate on the National System of Interstate and  
16 Defense Highways.

17          F.    1.    Any vehicle utilizing an auxiliary power or idle  
18 reduction technology unit in order to promote reduction of fuel use  
19 and emissions because of engine idling shall be allowed an  
20 additional four hundred (400) pounds total to the total gross weight  
21 limits set by this section.

22          2.    To be eligible for the exception provided in this  
23 subsection, the operator of the vehicle must obtain written proof or  
24 certification of the weight of the auxiliary power or idle reduction

1 technology unit and be able to demonstrate or certify that the idle  
2 reduction technology is fully functional.

3 3. Written proof or certification of the weight of the  
4 auxiliary power or idle reduction technology unit must be available  
5 to law enforcement officers if the vehicle is found in violation of  
6 applicable weight laws. The additional weight allowed cannot exceed  
7 four hundred (400) pounds or the actual proven or certified weight  
8 of the unit, whichever is less.

9 G. Utility or refuse collection vehicles, vehicles transporting  
10 timber, pulpwood, and chips in their natural state, vehicles  
11 transporting oil field fluids, oil field equipment or equipment used  
12 in oil and gas well drilling or exploration, vehicles transporting  
13 rock, sand, gravel, coal, and flour and vehicles transporting grain,  
14 operating under exceptions shall purchase an annual special overload  
15 permit from the Corporation Commission for One Hundred Dollars  
16 (\$100.00). This fee shall be apportioned as provided for in Section  
17 1104 of this title with Three Dollars and fifty cents (\$3.50) of the  
18 fee retained by the Corporation Commission.

19 H. For purposes of this section, "utility vehicle" shall mean  
20 any truck used by a private utility company, county, city, or town  
21 for the purpose of installing or maintaining electric, water, or  
22 sewer systems.

23 SECTION 2. AMENDATORY 47 O.S. 2011, Section 1133.2, is  
24 amended to read as follows:

1 Section 1133.2. A. Every commercial motor vehicle, whether  
2 private, contract or for hire, ~~of twenty-six thousand (26,000):~~

3 1. Of twenty-six thousand one (26,001) pounds or greater  
4 weight;

5 2. Designed to transport more than eight (8) passengers,  
6 including the driver, for compensation;

7 3. Designed to transport more than fifteen (15) passengers,  
8 including the driver, not for compensation; or,

9 4. Transporting hazardous materials in a quantity requiring  
10 placarding in accordance with 49 Code of Federal Regulations, Part  
11 172, Subpart F,

12 shall display the name of the vehicle registrant on each side of  
13 the vehicle in two-inch letters or greater which shall be legible  
14 from a distance of fifty (50) feet. The city or town serving as the  
15 registrant's principal place of business or postal address shall be  
16 displayed in two-inch letters or greater on each side of the vehicle  
17 adjacent to the registrant's name. Provided however, ~~in the~~  
18 ~~instance of an Interstate Motor Carrier the address need not be~~  
19 ~~displayed if the Interstate Commerce Commission number is displayed~~  
20 ~~on the vehicle~~ if the motor carrier holds a valid United States  
21 Department of Transportation number, whether for interstate or  
22 solely intrastate purposes, the motor carrier's markings shall be in  
23 compliance with 49 CFR 390.21.

1 B. Those not complying with the provisions of this section  
2 shall be assessed a fine of not less than One Hundred Dollars  
3 (\$100.00). Such penalty shall not exceed the amount established by  
4 the Corporation Commission pursuant to the provisions of ~~subsection~~  
5 ~~A of~~ Section ~~3~~ 1166 et seq. of this ~~act~~ title. Revenue from such  
6 fines shall be apportioned as provided in Section ~~3~~ 1166 et seq. of  
7 this ~~act~~ title. Any person in violation of the provisions of this  
8 section may be cited by the Oklahoma Highway Patrol, the Corporation  
9 Commission, or any county sheriff or municipal law enforcement  
10 officer. Any fines collected by a county sheriff or municipal law  
11 enforcement officer shall be deposited in the respective county or  
12 municipal treasury.

13 C. After a fine has been assessed pursuant to the provisions of  
14 subsection B of this section, the offender shall have ten (10) days  
15 to display the name of the registrant on the vehicle as provided in  
16 subsection A of this section.

17 ~~D. Out of state vehicles which have a base license plate from a~~  
18 ~~state other than Oklahoma shall be exempt from this section unless~~  
19 ~~such vehicle is being utilized in intrastate commerce.~~

20 ~~E.~~ The name on the side of the vehicle may differ from the name  
21 on the vehicle registration only if a bona fide legal lease is in  
22 the vehicle.

23 SECTION 3. AMENDATORY 47 O.S. 2011, Section 1134.1, is  
24 amended to read as follows:

1 Section 1134.1. The following license fees shall be paid  
2 annually ~~to the Commission~~ upon the registration of the following  
3 vehicles;

4 1. For each taxicab with a seating capacity of ten (10) or less  
5 people, the license fee shall be Twenty-five Dollars (\$25.00) paid  
6 to the Oklahoma Tax Commission;

7 2. For each school bus privately owned and used exclusively for  
8 transporting school children, the fee shall be based on seating  
9 capacity. For each such school bus with a seating capacity of  
10 fifteen (15) or less people, the fee shall be Twenty Dollars  
11 (\$20.00). For each such school bus with a seating capacity of more  
12 than fifteen (15) people, the fee shall be Twenty-five Dollars  
13 (\$25.00) paid to the Tax Commission;

14 3. For each intercity motor bus, the fee shall be based on  
15 seating capacity and paid to the Corporation Commission. For each  
16 intercity motor bus with a seating capacity of eleven (11) or less  
17 people, the fee shall be Seven Dollars and fifty cents (\$7.50) per  
18 seat. For each intercity motor bus with a seating capacity of over  
19 eleven (11) but not more than twenty-three (23) people, the fee  
20 shall be Nine Dollars (\$9.00) per seat. For each intercity motor  
21 bus with a seating capacity of more than twenty-three (23) people,  
22 the fee shall be Ten Dollars (\$10.00) per seat. The seating  
23 capacity shall be determined by the number of seats available for  
24 passengers where separate seats are used, or by allowing sixteen

1 (16) inches of seating space where separate seats are not used.  
2 Provided, that upon all intercity motor buses the license fees  
3 provided herein shall after the first year's registration in this or  
4 any other state be assessed at eighty percent (80%) of the fee  
5 computed and assessed as provided herein; and thereafter shall be  
6 assessed at eighty percent (80%) of the previous year's fee so  
7 computed for seven (7) successive years, but in no event shall the  
8 fee be thus reduced below Ten Dollars (\$10.00). Provided, that the  
9 Commission shall issue intercity motor bus registration certificates  
10 for motor buses having a seating capacity of not exceeding five (5)  
11 seats upon application and payment of necessary fee without further  
12 requirements.

13 4. For each intracity motor bus, the fee shall be based on  
14 seating capacity and paid to the Corporation Commission. For each  
15 intracity motor bus having a seating capacity of not to exceed eight  
16 (8) people, the fee shall be Forty Dollars (\$40.00). For each  
17 intracity motor bus having a seating capacity in excess of eight (8)  
18 and not more than fifteen (15) people, the fee shall be Five Dollars  
19 (\$5.00) per seat. For each intracity motor bus having a seating  
20 capacity in excess of fifteen (15) and not more than twenty-five  
21 (25) people, the fee shall be Six Dollars (\$6.00) per seat. For  
22 each intracity motor bus having a seating capacity in excess of  
23 twenty-five (25) people, the fee shall be Seven Dollars (\$7.00) per  
24 seat. Provided that after the first year's registration of any

1 intracity bus in this or any other state, the license fee thereon  
2 shall be assessed at eighty percent (80%) of the fee computed and  
3 assessed for the first year, and thereafter, the fee shall be  
4 assessed and computed at eighty percent (80%) of the previous year's  
5 fee, and shall be so computed and assessed for the next seven (7)  
6 consecutive years, after the first year; provided further, that the  
7 fee shall not be reduced to less than Twenty-five Dollars (\$25.00).

8 SECTION 4. This act shall become effective July 1, 2014.

9 SECTION 5. It being immediately necessary for the preservation  
10 of the public peace, health and safety, an emergency is hereby  
11 declared to exist, by reason whereof this act shall take effect and  
12 be in full force from and after its passage and approval.

13 Passed the Senate the 6th day of March, 2014.

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\_\_\_\_\_  
Presiding Officer of the Senate

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17 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

18 2014.

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Presiding Officer of the House  
of Representatives

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