

1 ENGROSSED SENATE  
2 BILL NO. 1571

By: Allen of the Senate

3 and

4 Cockroft of the House

5  
6 [ motor vehicles - port-of-entry officer division -  
7 codification - effective date -  
8 emergency ]

9  
10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 1204 of Title 47, unless there  
13 is created a duplication in numbering, reads as follows:

14 A. There is hereby created within the transportation division  
15 of the Corporation Commission the Port-of-Entry Officer Unit which  
16 shall consist of such employees the Commission deems necessary to  
17 carry out the provisions of this act.

18 B. The officers of the unit shall be stationed at various  
19 points along the U.S. highway system within the state and at all  
20 port-of-entry weigh stations as defined by Section 1201 of Title 47  
21 of the Oklahoma Statutes and have the following authority,  
22 responsibilities, powers and duties:

23 1. To enforce the provisions of Title 47 of the Oklahoma  
24 Statutes, US 49 CFR, and any other law regulating the operation of

1 commercial motor vehicles or the use of the highways, including, but  
2 not limited to, the Motor Carriers Act of this state, and the Weigh  
3 Station Act of this state;

4 2. To arrest without writ, rule, order or process any person  
5 detected by them in the act of violating any law of this state;

6 3. To enforce and prevent the violation of the laws relating to  
7 the size, weight of commercial motor vehicles and all laws designed  
8 for the protection of the highway pavements and structures on such  
9 highways;

10 4. To assist at the request of another state agency to direct  
11 all traffic in conformance with law and, in the event of an  
12 emergency, or to expedite traffic, or to insure safety, to direct  
13 traffic as conditions may require, notwithstanding the provisions of  
14 law;

15 5. To serve all warrants relating to the enforcement of the  
16 laws regulating the operation of vehicles or the use of the highways  
17 and bench warrants issued for nonpayment of fines and costs for  
18 moving traffic violations;

19 C. All port-of-entry officers shall be certified with the  
20 Council on Law Enforcement Education and Training and other  
21 applicable agencies.

22 D. The Department of Public Safety shall provide the training  
23 for all port-of-entry officers for the enforcement of size, weights  
24 and inspections related to the provisions of this act. All port-of-

1 entry officers shall receive the same training as a Highway Patrol  
2 officer in the enforcement of size, weights and inspections.

3 E. The Department of Public Safety and other applicable  
4 agencies shall offer a forty-hour continuing education course on  
5 criminal law and alcohol and drug detection to all port-of-entry  
6 officers annually.

7 F. All port-of-entry officers shall at all times while on duty  
8 be required to be dressed in a distinctive uniform and display a  
9 badge of office, both of which shall be completely different and  
10 distinguishable from those of the Oklahoma Highway Patrol and other  
11 transportation officers within the Corporation Commission. All such  
12 badges shall be furnished by the Commission and each badge shall  
13 display a distinctive serial number. The type and detail of the  
14 uniforms shall be designated by the Commission and the Commission  
15 shall furnish the uniforms and replace them when necessary.

16 G. Any safety citations issued by officers pursuant to US 49  
17 CFR and this act shall be apportioned to the following:

18 1. Seventy-five percent (75%) shall be apportioned to the  
19 Department of Public Safety Revolving Fund;

20 2. Twenty percent (20%) shall be apportioned to the Corporation  
21 Commission Revolving Fund for uniforms, training and equipment  
22 related to this act; and  
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1           3. Five percent (5%) shall be apportioned to the various  
2 counties in equal amounts and deposited into the county highway fund  
3 of the respective counties.

4           H. The Corporation Commission is authorized to purchase and  
5 maintain necessary equipment and supplies and shall provide proper  
6 training necessary for the enforcement of the provisions of this  
7 section. The Commission is also authorized to promulgate rules to  
8 carry out the provisions of this act.

9           SECTION 2. This act shall become effective July 1, 2014.

10          SECTION 3. It being immediately necessary for the preservation  
11 of the public peace, health and safety, an emergency is hereby  
12 declared to exist, by reason whereof this act shall take effect and  
13 be in full force from and after its passage and approval.

14          Passed the Senate the 11th day of March, 2014.

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Presiding Officer of the Senate

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18          Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
19 2014.

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Presiding Officer of the House  
of Representatives

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