

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 779

By: Barrington and Shortey of  
the Senate

and

Denney of the House

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10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to electric utility vehicles;  
12                   amending 47 O.S. 2011, Section 14-103G, which relates  
13                   to oversize and overweight load vehicle permits;  
14                   authorizing the Department of Public Safety to issue  
15                   annual fleet permits to certain electric utilities;  
16                   limiting purpose of permits to moving electric poles;  
17                   limiting length; stating fee for the permit;  
18                   establishing issuance date; providing for delivery  
19                   and replacement of permit; defining term; providing  
20                   an effective date; and declaring an emergency.

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

22                   SECTION 1.           AMENDATORY           47 O.S. 2011, Section 14-103G, is  
23 amended to read as follows:

24                   Section 14-103G.   A.   1.   The Department of Public Safety may  
issue an annual vehicle permit under the provisions of this  
subsection to a specific vehicle, for the movement of oversize or

1 overweight loads that cannot reasonably be dismantled. Unless  
2 otherwise provided by law, permits issued under this subsection  
3 shall be subject to the conditions described in paragraphs 2 through  
4 8 of this subsection.

5 2. Oversize or overweight loads operating under an annual  
6 vehicle permit shall not exceed:

- 7 a. twelve (12) feet in width,
- 8 b. fourteen (14) feet in height,
- 9 c. one hundred ten (110) feet in length, or
- 10 d. one hundred twenty thousand (120,000) pounds gross  
11 weight.

12 3. Oversize or overweight loads operating under an annual  
13 vehicle permit under this subsection shall not transport a load that  
14 has more than a twenty-five-foot front overhang, or more than a  
15 thirty-foot rear overhang.

16 4. The fee for an annual vehicle permit shall be Four Thousand  
17 Dollars (\$4,000.00) and shall be nonrefundable.

18 5. The annual vehicle permit shall be issued for one (1)  
19 calendar year period and shall commence upon the date specified on  
20 the permit.

21 6. An annual vehicle permit issued pursuant to this subsection  
22 shall be nontransferable between permittees.

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1           7. The permitted vehicle or vehicle combination shall be  
2 registered in accordance with the provisions of Chapter 14 of Title  
3 47 of the Oklahoma Statutes for maximum weight.

4           8. An annual vehicle permit issued pursuant to this subsection  
5 may be transferred from one vehicle to another vehicle in the fleet  
6 of the permittee provided:

7           a. the permitted vehicle is destroyed or otherwise  
8 becomes permanently inoperable to the extent that the  
9 vehicle will no longer be utilized, and the permittee  
10 presents proof to the Department of Public Safety that  
11 the negotiable certificate of title or other  
12 qualifying documentation has been surrendered to the  
13 Department of Public Safety, or

14           b. the certificate of title to the permitted vehicle is  
15 transferred to someone other than the permittee, and  
16 the permittee presents proof to the Department of  
17 Public Safety that the negotiable certificate of title  
18 or other qualifying documentation has been transferred  
19 from the permittee.

20           9. A permit issued for loads specific to turbine blades, used  
21 for the purpose of wind generation, may exceed a length of one  
22 hundred ten (110) feet.

23           B. 1. The Department of Public Safety may issue an annual  
24 vehicle permit under this subsection to a specific motor carrier,

1 for the movement of oversize or overweight loads that cannot  
2 reasonably be dismantled. An annual vehicle permit issued under  
3 this subsection may be transferred from one vehicle to another  
4 vehicle in the fleet of the permittee provided:

- 5 a. that no more than one vehicle is operating at a time,  
6 and
- 7 b. the original certified permit is carried in the  
8 vehicle that is being operated under the terms of the  
9 permit.

10 2. An annual vehicle permit issued under this subsection shall  
11 be sent to the permittee via first-class, registered mail, or at the  
12 request and expense of the permittee via overnight delivery service.  
13 The annual vehicle permit shall not be duplicated. The annual  
14 vehicle permit shall be replaced only if:

- 15 a. the permittee did not receive the original permit  
16 within seven (7) business days after the date of  
17 issuance,
- 18 b. a request for replacement is submitted to the  
19 Department of Public Safety within ten (10) business  
20 days after the original date of issuance of the  
21 permit, and
- 22 c. the request for replacement is accompanied by a  
23 notarized statement signed by a principal or officer  
24 of the permittee acknowledging that the permittee

1 understands the permit may not be duplicated and that  
2 if the original permit is located, the permittee shall  
3 return either the original or replacement permit to  
4 the Department of Public Safety.

5 3. A request for replacement of an annual vehicle permit issued  
6 pursuant to the provisions of this subsection shall be denied if the  
7 Department of Public Safety can verify that the permittee received  
8 the original annual vehicle permit.

9 4. Lost, misplaced, damaged, destroyed, or otherwise unusable  
10 annual vehicle permits shall not be replaced. A new permit shall be  
11 required and shall be issued by the Department of Public Safety.

12 C. 1. The Department of Public Safety may issue an annual  
13 fleet permit under this subsection to an electric utility, regulated  
14 by the Corporation Commission of Oklahoma or a rural electric  
15 cooperative solely for the movement of poles. An annual fleet  
16 permit issued under this subsection may be used by any vehicle in  
17 the fleet of the permittee provided that a certified copy of the  
18 permit is carried in each vehicle that is being operated under the  
19 terms of the permit.

20 2. Oversize loads operating under an annual permit issued  
21 pursuant to this subsection shall not exceed:

- 22 a. twelve (12) feet in width,
- 23 b. fourteen (14) feet in height, or
- 24 c. fifty-five (55) feet in length.

1       3. The annual fee for an annual fleet permit issued pursuant to  
2 this subsection shall be Four Thousand Dollars (\$4,000.00) and shall  
3 be nonrefundable.

4       4. The annual fleet permit shall be issued for a one-calendar-  
5 year period and shall commence upon the date specified on the  
6 permit.

7       5. The annual fleet permit issued under this subsection shall  
8 be sent to the permittee via first class, registered mail, or at the  
9 request and expense of the permittee via overnight delivery service.

10 The annual permit shall be replaced only if:

11       a. the permittee did not receive the original permit  
12       within seven (7) business days after the date of the  
13       issuance,

14       b. a request for replacement is submitted to the  
15       Department of Public Safety within ten (10) business  
16       days after the original date of issuance of the  
17       permit, and

18       c. the request for replacement is accompanied by a  
19       notarized statement signed by an authorized person of  
20       the permittee acknowledging that if the original  
21       permit is located, the permittee shall either return  
22       the original or replacement permit to the Department  
23       of Public Safety.

1       6. A request for replacement of an annual permit issued under  
2 the provisions of this subsection shall be denied if the Department  
3 of Public Safety can verify the permittee received the original  
4 annual permit.

5       7. Lost, misplaced, damaged, destroyed or otherwise unusable  
6 annual permits shall not be replaced. A new permit shall be  
7 required and shall be issued by the Department of Public Safety.

8       8. For the purposes of paragraph 5 of subsection C of Section  
9 14-103 of this title, the term "emergency" means any permitted  
10 movement of poles pursuant to the provisions of this subsection that  
11 is not for new construction of electric distribution facilities.

12       SECTION 2. This act shall become effective July 1, 2013.

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

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18 COMMITTEE REPORT BY: COMMITTEE ON UTILITY AND ENVIRONMENTAL  
19 REGULATION, dated 04/02/2013 - DO PASS, As Amended.  
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