

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2015)

3 SENATE BILL 1571

By: Allen

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6 AS INTRODUCED

7 An Act relating to motor vehicles; creating the port-
8 of-entry officer division within the Department of
9 Public Safety; providing certain authority and
10 duties; requiring certain training; authorizing
11 certain purchase authority; authorizing the
12 promulgation of rules; providing for codification;
13 providing an effective date; and declaring an
14 emergency.

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

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

19 A. There is hereby created within the Department of Public
20 Safety the Port-of-Entry Officer Division which shall consist of
21 such employees the Commissioner of Public Safety deems necessary to
22 carry out the provisions of this act.

23 B. The officers of the division shall be stationed at all port-
24 of-entry weigh stations as defined by Section 1201 of this title and
25 have the following authority, responsibilities, powers and duties:

1 1. To enforce the provisions of this title, US 49 CFR, and any
2 other law regulating the operation of commercial motor vehicles or
3 the use of the highways, including, but not limited to, the Motor
4 Carriers Act of this state, and the Weigh Station Act of this state;

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

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

11 4. To assist the Highway Patrol Division to direct all traffic
12 in conformance with law and, in the event of an emergency, or to
13 expedite traffic, or to insure safety, to direct traffic as
14 conditions may require, notwithstanding the provisions of law;

15 5. To assist the Highway Patrol Division in investigating and
16 reporting traffic collisions on all interstate and defense highways
17 and on all highways outside of incorporated municipalities, and to
18 secure testimony of witnesses or of persons involved; and

19 6. To serve all warrants relating to the enforcement of the
20 laws regulating the operation of vehicles or the use of the highways
21 and bench warrants issued for nonpayment of fines and costs for
22 moving traffic violations;

23 C. All port-of-entry officers shall be certified with the
24 Council on Law Enforcement Education and Training.

1 D. Any citations issued by officers pursuant to the provisions
2 of this act shall be subject to the jurisdiction of the district
3 court in the county where such violation occurred.

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

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