

1 ENGROSSED SENATE  
2 BILL NO. 320

By: Allen of the Senate

and

Bennett of the House

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5  
6 [ motor vehicles - operation of weigh stations -  
7 construction and maintenance of certain weigh  
8 stations - ~~effective date~~ -  
9 emergency ]

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

11 SECTION 1. AMENDATORY 47 O.S. 2011, Section 1202, as  
12 last amended by Section 3, Chapter 262, O.S.L. 2012 (47 O.S. Supp.  
13 2014, Section 1202), is amended to read as follows:

14 Section 1202. A. The Department of Transportation, the  
15 Oklahoma Turnpike Authority and the Corporation Commission may enter  
16 into interagency agreements concerning the equipment, maintenance  
17 and operations of fixed facilities.

18 B. The Department of Transportation, the Authority and the  
19 Commission shall endeavor to electronically upgrade weigh stations  
20 as practical to minimize the duplication of inspections for  
21 compliant commercial motor vehicles and motor carriers.

22 C. The Commission shall operate all current and future ports of  
23 entry weigh stations twenty-four (24) hours a day and seven (7) days  
24 a week upon the availability of funds.

1 D. The Commission shall continue to conduct roadside  
2 enforcement in the general area where a fixed facility is planned  
3 but no fixed facility currently exists until a fixed facility is  
4 located in the general area or July 1, 2016, whichever is earlier.

5 E. When a fixed facility is located in the general area,  
6 Commission motor carrier and commercial motor vehicle enforcement  
7 shall be limited to the fixed facility and a seven-mile radius of  
8 the facility.

9 F. The Commission may assist in roadside enforcement in a joint  
10 effort at the request of the Oklahoma Highway Patrol.

11 G. The Commission is authorized to conduct audits, reviews,  
12 investigations, inspections or other enforcement actions by  
13 enforcement officers, provided those activities are within the scope  
14 of the Commission's jurisdiction and are not conducted as roadside  
15 enforcement in accordance with the provisions of the Oklahoma Weigh  
16 Station Act of 2012.

17 H. The Commission may enter into interagency cooperative  
18 agreements with other state or federal agencies to jointly enforce  
19 federal and state laws or rules.

20 I. North American Standard Inspections shall be conducted only  
21 by individuals holding certification in the level or classification  
22 of inspection being conducted.

23 J. Upon the effective date of this act, the Department of  
24 Transportation and the Commission shall suspend any new construction

1 of any fixed port of entry weigh station until a study is completed  
2 to standardize the size and weight enforcement authority between the  
3 Department of Public Safety, the commission, and local law  
4 enforcement.

5 ~~SECTION 2. This act shall become effective July 1, 2015.~~

6 ~~SECTION 3. It being immediately necessary for the preservation~~  
7 ~~of the public peace, health and safety, an emergency is hereby~~  
8 ~~declared to exist, by reason whereof this resolution shall take~~  
9 ~~effect and be in full force from and after its passage and approval.~~

10 Passed the Senate the 9th day of March, 2015.

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12 \_\_\_\_\_  
13 Presiding Officer of the Senate

14 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
15 2015.

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18 Presiding Officer of the House  
19 of Representatives  
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