

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

COMMITTEE SUBSTITUTE
FOR

SENATE BILL 767

By: Bass

COMMITTEE SUBSTITUTE

An Act relating to commercial truck drivers;
requiring certain employers of commercial truck
drivers to disclose paid mileage to drivers;
requiring written document; allowing for negotiated
terms; allowing civil remedies, costs and attorney
fees; and providing for codification.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 196 of Title 40, unless there is
created a duplication in numbering, reads as follows:

A. Notwithstanding any other law or regulation by this state or
by the Federal Motor Carrier Safety Administration (FMCSA), all
employers authorized to do business in this state that employ
transport drivers of commercial trucks with a gross combination
weight of twenty-six thousand and one (26,001) pounds or more shall
disclose to the prospective transport driver the total contracted
price for paid total mileage between the employer and the
destination entity prior to the delivery of a product. The

1 disclosure of the total mileage and the amount to be paid for the
2 total mileage shall be in writing and a copy retained by each party.
3 Any document deemed as the contract between the employer and the
4 driver shall reflect that stated amount and that amount shall be
5 paid to the driver upon completion and shall be signed by both
6 parties. Nothing herein shall prevent an employer and a driver from
7 negotiating different terms for payment of mileage so long as the
8 original amount and the agreed amount are reflected.

9 B. Any employer not in compliance with the provisions of this
10 section is subject to any civil remedy available to a petitioner,
11 including the difference in any discrepancy between the amount paid
12 to a driver to perform a job and the exact amount paid to an
13 employer along with court costs and recovery of attorney fees. Any
14 judgment entered against an employer shall also be disclosed to all
15 licensing regulating bodies of the employer.

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