

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 706 By: Rosino and Bergstrom of the
Senate
3
4 and
5 Echols of the House
6
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8 An Act relating to personal delivery devices;
9 providing definitions; authorizing certain use of
10 personal delivery devices; requiring certain
11 identification; requiring control by operator;
12 providing operational requirements; providing
13 exemptions; requiring liability insurance; limiting
14 certain powers of local jurisdictions; providing
15 certain authority; providing for codification; and
16 providing an effective date.
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15 AUTHORS: Add the following House Coauthors: Fugate and Phillips

16 AMENDMENT NO. 1. Page 4, line 13, after the word "devices" delete
17 the word "in" and insert the following language
18 "within certain districts or within" and after the
19 word "their" insert the word "entire"

1 Passed the House of Representatives the 15th day of April, 2021.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2021.

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9 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 706

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9 identification; requiring control by operator;
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11 exemptions; requiring liability insurance; limiting
12 certain powers of local jurisdictions; providing
13 certain authority; providing for codification; and
14 providing an effective date.

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 1800 of Title 47, unless there
18 is created a duplication in numbering, reads as follows:

19 A. As used in this section:

20 1. "Agent" means any person charged with the responsibility of
21 navigating and operating the personal delivery device, as defined in
22 this section. Agent does not mean a person who requests or receives
23 the services of a personal delivery device;

24 2. "Personal delivery device" means an electronically powered
device:

a. primarily operated on sidewalks and crosswalks,

- b. intended primarily for the transport of cargo and goods on public rights-of-way,
- c. whose weight of the device is not greater than five hundred fifty (550) pounds, not including property being transported, and
- d. equipped with automated driving technology, including software and hardware, that enables the operation of the device with remote support and supervision;

Personal delivery device shall not mean a motor vehicle and shall not be classified as such.

3. "Personal delivery device operator" means a person or the person's agent who monitors or exercises physical control over the navigation system and operation of a personal delivery device.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1801 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. Notwithstanding any other law of this state, a personal delivery device may operate on any sidewalk, crosswalk, road or street of any county or municipality in this state.

B. A personal delivery device shall have a unique identifying device number and identifies the name and contact information of the personal device operator.

C. A personal delivery device shall:

- 1. Not unreasonably interfere with motor vehicles or traffic;

2. Not obstruct public rights of way;

3. Obey all traffic and pedestrian control signals and devices;

4. Not operate at a speed of more than ten (10) miles per hour on the sidewalk;

5. Be equipped with a system that enables the device to come to a controlled stop;

6. Be equipped with lights on the front and rear of the device that are visible and recognizable under normal atmospheric conditions on all sides of the device from at least five hundred (500) feet from the device; and

7. Not transport hazardous material regulated under the Hazardous Materials Transportation Act (49 U.S.C. § 5103) and are required to be placarded under 49 CFR Part 172, Subpart F.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1802 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. A personal delivery device is exempt from motor vehicle licensing and registration requirements under the laws of this state.

B. A personal delivery device operator shall maintain an insurance policy that provides general liability coverage of at least One Hundred Thousand Dollars (\$100,000.00) for damages arising from the operation of the device.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1803 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. Except as otherwise provided by law, a political subdivision shall not enact or enforce an ordinance or resolution relating to any of the following:

1. The design, manufacture, maintenance, certification, licensing, registration, taxation, assessment or insurance requirements of a personal delivery device; and

2. The types of property that may be transported by a personal delivery device.

B. A political subdivision shall have the authority to prohibit the operation of personal delivery devices in their jurisdiction.

SECTION 5. This act shall become effective November 1, 2021.

Passed the Senate the 9th day of March, 2021.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____, 2021.

Presiding Officer of the House
of Representatives

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