

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 4008

By: Bashore and Frix

COMMITTEE SUBSTITUTE

An Act relating to motor vehicles; amending 47 O.S. 2021, Sections 2-106.1, 14-101, 14-103, 14-103C, 14-103D, 14-103E, 14-103G, 14-109, 14-116, 14-116a, 14-118, 14-118.1, 14-120, 14-120.1, 14-120.2, 14-121 and 14-126, which relate to permit clerks and supervisors, prohibition against movement of certain vehicles, special permits, movement of manufactured homes, issue of permits, annual overload permits, permit fees, movement of loads without permit penalties, permits for motor carriers, permit agreements, cost of escort and requirements, permits for combination vehicles, agricultural vehicles; modifying list of materials for which certain permits may be purchased; modifying apportionment of certain proceeds; modifying agency reference; transferring certain duties from the Department of Public Safety to the Department of Transportation; amending 69 O.S. 2021, Section 306, which relates to the powers and duties of the Director; authorizing certain hiring; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 2021, Section 2-106.1, is amended to read as follows:

1       Section 2-106.1 ~~Subject to the Merit System laws, the~~  
2 ~~Commissioner of Public Safety is hereby authorized to employ a~~  
3 ~~supervisor of permit clerks, headquarters permit clerks and~~  
4 ~~additional permit clerks, who shall have the duty to issue oversize~~  
5 ~~and/or overweight permits in accordance with the terms of Chapter 14~~  
6 ~~of this title and to collect the fees therefor and to remit the same~~  
7 ~~to the Oklahoma Tax Commission.~~

8       All the powers, duties, functions, records, employees, property,  
9 matters pending, funds, and responsibilities of the Size and Weights  
10 Permits Division of the Department of Public Safety are hereby  
11 transferred to the Department of Transportation effective July 1,  
12 2022. An accurate, current inventory of all properties shall be  
13 maintained by the Department of Transportation.

14       SECTION 2.       AMENDATORY       47 O.S. 2021, Section 14-101, is  
15 amended to read as follows:

16       Section 14-101. A. It is a misdemeanor for any person to drive  
17 or move or for the owner to cause or knowingly permit to be driven  
18 or moved on any highway any vehicle or vehicles of a size or weight  
19 exceeding the limitations stated in this chapter or otherwise in  
20 violation of this chapter, and the maximum size and weight of  
21 vehicles herein specified shall be lawful throughout this state and  
22 local authorities shall have no power or authority to alter the  
23 limitations except as express authority may be granted in this  
24 chapter.

1        B.    ~~The Commissioner of Public Safety~~ Executive Director of the  
2    Department of Transportation is directed to issue annual overweight  
3 permits to:

4        1.    Municipalities and rural fire districts for the  
5 transportation of firefighting apparatus at no cost to the  
6 municipalities or rural fire districts;

7        2.    Owners of implements of husbandry, which includes tractors  
8 that are temporarily moved upon a highway at no cost to the owner;

9        3.    Retail implement dealers while hauling implements of  
10 husbandry at no cost to the dealer; and

11       4.    Owners of certain vehicles as provided for in Section 14-  
12 103G of this title.

13       C.    If a vehicle is issued a license pursuant to Section 1134.4  
14 of this title, the license shall also serve as the overweight permit  
15 required by this section.

16       D.    All size, weight and load provisions covered by this chapter  
17 shall be subject to the limitations imposed by Title 23, United  
18 States Code, Section 127, and such other rules and regulations  
19 developed herein. Provided further that any size and weight  
20 provision authorized by the United States Congress for use on the  
21 National System of Interstate and Defense Highways, including, but  
22 not limited to, height, axle weight, gross weight, combinations of  
23 vehicles or load thereon shall be authorized for immediate use on  
24 such segments of the National System of Interstate and Defense

1 Highways and any other highways or portions thereof as designated by  
2 the Transportation Commission or their duly authorized  
3 representative.

4 E. All size, weight and load provisions covered by Sections 14-  
5 101 through 14-123 of this title shall be subject to a gross vehicle  
6 weight limit of ninety thousand (90,000) pounds when applied to a  
7 vehicle operating off the National System of Interstate and Defense  
8 Highways unless such vehicle is operating in full compliance with an  
9 overweight permit issued by the ~~Commissioner of Public Safety~~  
10 Executive Director of the Department of Transportation.

11 F. Any vehicle permitted for movement on the highways of this  
12 state as provided in Section 14-101 et seq. of this title, other  
13 than a vehicle permitted solely for overweight movement, shall be  
14 moved only during daylight hours. As used in Section 14-101 et seq.  
15 of this title, "daylight hours" shall mean one-half (1/2) hour  
16 before sunrise to one-half (1/2) hour after sunset. The  
17 ~~Commissioner of Public Safety~~ Executive Director of the Department  
18 of Transportation, for good cause and consistent with the safe  
19 movement of the vehicle, may endorse a permit for the movement of an  
20 oversize vehicle to authorize ~~night-time~~ nighttime travel under such  
21 terms and restrictions as the ~~Commissioner~~ Executive Director of the  
22 Department of Transportation may require.

1 G. 1. Any vehicle permitted for movement on the highways of  
2 this state as provided in Section 14-101 et seq. of this title shall  
3 not be moved at any time on the following holidays:

- 4 a. New Year's Day (January 1),
- 5 b. Memorial Day (the last Monday in May),
- 6 c. ~~The~~ Fourth of July (Independence Day),
- 7 d. Labor Day (the first Monday in September),
- 8 e. Thanksgiving Day (the fourth Thursday in November),
- 9 and
- 10 f. Christmas Day (December 25).

11 2. Any vehicle permitted for movement on the highways of this  
12 state as provided in Section 14-101 et seq. of this title shall be  
13 allowed to move on the following holidays:

- 14 a. Martin Luther King, Jr.'s Birthday (the third Monday  
15 in January),
- 16 b. President's Day, also known as Washington's Birthday  
17 (the third Monday in February), and
- 18 c. Veteran's Day (November 11).

19 SECTION 3. AMENDATORY 47 O.S. 2021, Section 14-103, is  
20 amended to read as follows:

21 Section 14-103. A. Except as otherwise provided for by this  
22 chapter, no vehicle, with or without load, shall have a total  
23 outside width in excess of one hundred two (102) inches excluding:

- 24 1. Tire bulge;

2. Approved safety devices;

3. A retracted awning with a width of eight (8) inches or less or other appurtenance of four (4) inches or less which is attached to the side of a recreational vehicle, as defined in Section 1102 of this title; and

4. Pins used as a safety precaution or as a load-assisting device if the pins do not extend the overall width of the vehicle beyond nine (9) feet. The State of Oklahoma hereby declares it has determined, in accordance with 23 C.F.R., Section 658.15, that such pins are necessary for the safe and efficient operation of motor vehicles.

The provisions of this subsection shall not apply to any person engaged in the hauling of round baled hay with a total outside width of eleven (11) feet or less when the hay is owned by such person and is being hauled for any purpose other than resale. The provisions of this subsection shall also not apply to any county official or employee engaged in the hauling or pulling of a trailer or equipment owned by the county on the county roads of such county.

B. Except as otherwise provided for by this chapter:

1. No vehicle, with or without load, shall exceed a height of thirteen and one-half (13 1/2) feet on any county road, or fourteen (14) feet on any turnpike, interstate, U.S. or state highway, unless a greater height is authorized by a special permit issued by the ~~Commissioner of Public Safety~~ Executive Director of the Department

1 of Transportation or an authorized representative of the  
2 ~~Commissioner in consultation with the~~ Department of Transportation  
3 specifying the highways to be used, consistent with public  
4 convenience and safety. The prohibitions on movement as prescribed  
5 in subsection F of Section 14-101 of this title and paragraph 1 of  
6 subsection G of Section 14-101 of this title shall not apply to  
7 vehicles operated pursuant to such permits;

8       2. An official state bridge vertical clearance map providing  
9 clearance heights as posted for bridges on the interstate, U.S. and  
10 state highway systems shall be available on the Oklahoma Department  
11 of Transportation website; and

12       3. Operators and owners of vehicles which exceed or have loads  
13 which exceed thirteen and one-half (13 1/2) feet shall be held  
14 liable for all damages to any part of structures spanning the  
15 highway or damages suffered by other affected parties caused by the  
16 vehicle or load exceeding the posted height~~+~~.

17       C. Except as otherwise provided for by this chapter:

18       1. No single truck, with or without load, shall have an overall  
19 length, inclusive of front and rear bumpers, in excess of forty-five  
20 (45) feet;

21       2. No single bus, with or without load, shall have an overall  
22 length, inclusive of front and rear bumpers, in excess of forty-five  
23 (45) feet;

- 1        3.    a.    On the National Network of Highways which includes the  
2                National System of Interstate and Defense Highways and  
3                four-lane divided Federal Aid Primary System Highways,  
4                no semitrailer operating in a truck-  
5                tractor/semitrailer combination shall have a length  
6                greater than fifty-three (53) feet, except as provided  
7                in subsection C of Section 14-118 of this title which  
8                shall apply to semitrailers exceeding fifty-three (53)  
9                feet but not exceeding fifty-nine (59) feet six (6)  
10              inches. On the National System of Interstate and  
11              Defense Highways and four-lane divided Federal Aid  
12              Primary System Highways, no semitrailer or trailer  
13              operating in a truck-tractor/semitrailer and trailer  
14              combination shall have a length greater than fifty-  
15              three (53) feet;
- 16        b.    On roads and highways not a part of the National  
17                System of Interstate and Defense Highways or four-lane  
18                divided Federal Aid Primary System Highways, no  
19                semitrailer operating in a truck-tractor/semitrailer  
20                combination shall have a length greater than fifty-  
21                three (53) feet and no semitrailer or trailer  
22                operating in a truck-tractor/semitrailer and trailer  
23                combination shall have a length greater than twenty-  
24                nine (29) feet. Except as provided for in subsection

1 D of Section 14-118 of this title, no other  
2 combination of vehicles shall have an overall length,  
3 inclusive of front and rear bumpers, in excess of  
4 seventy (70) feet on all roads and highways. For the  
5 purposes of this paragraph, oil field rig-up trucks  
6 shall be considered to be truck-tractors, when towing  
7 a trailer or semitrailer;

8 c. On the National Network of Highways the overall length  
9 limitation of a towaway trailer transporter  
10 combination may exceed length restrictions up to  
11 eighty-two (82) feet;

12 d. As used in this section:

13 (1) The term "trailer transporter towing unit" shall  
14 mean a power unit that is not used to carry  
15 property when operating in a towaway trailer  
16 transporter combination, and

17 (2) The term "towaway trailer transporter  
18 combination" shall mean a combination of vehicles  
19 consisting of a trailer transporter towing unit  
20 and two (2) trailers or semitrailers with a total  
21 weight that does not exceed twenty-six thousand  
22 (26,000) pounds; and in which the trailers or  
23 semitrailers carry no property and constitute  
24

inventory property of a manufacturer, distributor  
or dealer of such trailers or semitrailers;

4. No combination of vehicles shall consist of more than two  
units, except:

a. one truck and semitrailer or truck-tractor/semitrailer  
combination may tow one complete trailer or  
semitrailer, or

b. vans, suburbans, blazers or other similar types of  
vehicles and self-propelled recreational vehicles with  
a three-quarter (3/4) ton or more rated capacity may  
tow a semitrailer and one complete trailer or  
semitrailer for recreational purposes only, provided  
the overall length, inclusive of the front and rear  
bumpers, does not exceed sixty-five (65) feet;

5. Poles and gas lines used to maintain public utility  
services, not to include new construction, may be moved during  
daylight hours, and during nighttime hours only in an emergency,  
subject to traffic and road restrictions promulgated by the  
~~Commissioner of Public Safety~~ Executive Director of the Department  
of Transportation, when the overall length does not exceed eighty  
(80) feet. When this length is exceeded, these loads are subject to  
the requirements of Section 14-118 of this title;

6. For the purposes of paragraphs 1, 3, and 4 of this  
subsection, the length of unitized equipment, which is defined to be

1 equipment so constructed and attached to a rubber-tired vehicle that  
2 the vehicle and load become a unit and are for all practical  
3 purposes inseparable, shall be the length of the vehicle itself, and  
4 shall not include any protrusion of the equipment load so  
5 constructed or attached. The equipment shall not protrude for a  
6 distance greater than two-thirds (2/3) of the wheel base of the  
7 vehicle, shall not impair the driver's vision, and if less than  
8 seven (7) feet above the roadway, shall be safely marked, flagged or  
9 illuminated. Any such protruding structure shall be securely held  
10 in place to prevent dropping or swaying. Unitized equipment shall  
11 carry such safety equipment as shall be determined to be necessary  
12 for the safety, health, and welfare of the driving public by the  
13 ~~Commissioner of Public Safety~~ Executive Director of the Department  
14 of Transportation;

15 7. For the purposes of paragraphs 1, 3, and 4 of this  
16 subsection, a truck-tractor, when being towed by another vehicle  
17 with the wheels of its steering axle raised off the roadway, shall  
18 be considered to be a semitrailer as defined in Section 1-162 of  
19 this title;

20 8. The provisions of paragraphs 1 and 3 of this subsection  
21 shall not apply to any contractor or subcontractor, or agents or  
22 employees of any contractor or subcontractor, while engaged in  
23 transporting material to the site of a project being constructed by,  
24

1 for, or on behalf of this state or any city, town, county, or  
2 subdivision of this state; and

3 9. Special mobilized machinery, as defined in Section 1102 of  
4 this title, which exceeds the size provisions of this section shall  
5 only use the highways of ~~the State of Oklahoma~~ this state by special  
6 permit issued by the ~~Commissioner of Public Safety~~ Executive  
7 Director of the Department of Transportation or an authorized  
8 representative of the ~~Commissioner~~ Executive Director of the  
9 Department of Transportation. Such special permit shall be:

- 10 a. a single-trip permit issued under the provisions of  
11 Section 14-116 of this title, or  
12 b. a special annual oversize permit issued for one (1)  
13 calendar year period upon payment of a fee of Ten  
14 Dollars (\$10.00) plus any amount as provided by  
15 subsection H of Section 14-118 of this title.

16 SECTION 4. AMENDATORY 47 O.S. 2021, Section 14-103C, is  
17 amended to read as follows:

18 Section 14-103C. A. The ~~Commissioner of Public Safety~~  
19 Executive Director of the Department of Transportation shall upon  
20 proper application issue a special permit to any person allowing the  
21 movement on state and federal highways of a structure in the form of  
22 a house or building, including, but not limited to, industrialized  
23 housing as ~~defined~~ described in Section 14-103A of this title, not  
24 exceeding thirty-two (32) feet in width at the base, and thirty-four

(34) feet in width at the top and twenty-one (21) feet in height.  
The permit shall specify the highways to be used, consistent with public convenience and safety, as determined by the ~~Commissioner of Public Safety, in consultation with the~~ Executive Director of the Department of Transportation. In addition to the prohibitions on movement as prescribed in Section 14-101 et seq. of this title, such structures shall not be moved on Saturday or Sunday.

B. If any structure or housing described in subsection A of this section has a width in excess of sixteen (16) feet, the towing vehicle shall be a tandem-axle vehicle of no less than two hundred twenty (220) horsepower.

SECTION 5. AMENDATORY 47 O.S. 2021, Section 14-103D, is amended to read as follows:

Section 14-103D. A. No person shall transport or move a manufactured home on any public road or highway in this state, except as otherwise provided by law, without a permit issued pursuant to the provisions of Sections 14-103A and 14-103C of this title and subsection B of this section, and without a current calendar year decal or current registration or a repossession affidavit issued pursuant to Sections 1110 and 1126 of this title.

B. In addition to the permit information required by the provisions of Sections 14-103A and 14-103C of this title, the permit shall also include the following:

1. The name of the owner of the manufactured home;

1        2. The serial number or identification number of the  
2 manufactured home;

3        3. A legal description or the physical address of the location  
4 from which the manufactured home is to be moved;

5        4. A legal description or the physical address of the location  
6 to which the manufactured home is to be moved; and

7        5. The name of the firm or individual repossessing the  
8 manufactured home as it appears on the repossession affidavit, if  
9 the movement is for repossession purposes and the repossession  
10 affidavit is being used in lieu of current license plate and decal,  
11 as provided in subsection E of Section 1113 of this title.

12        C. Except as otherwise provided by law, the Executive Director  
13 of the Department of ~~Public Safety~~ Transportation shall not issue a  
14 permit to any person to transport or move a manufactured home  
15 without a current calendar year decal or current registration;  
16 provided:

17        1. Upon proof of possession of a dealer or in-transit license  
18 plate, issued by the Oklahoma Tax Commission according to the  
19 provisions of subsection D of Section 1128 of this title, the  
20 Department of ~~Public Safety~~ Transportation shall issue a permit to  
21 the holder of such license;

22        2. The Executive Director of the Department of Transportation  
23 shall issue a permit to the holder of a perfected security interest  
24 in a manufactured home, or a licensed representative thereof,

1 pursuant to a lawful repossession of the manufactured home, if the  
2 holder or representative is bonded by the state, to move the  
3 manufactured home to a secure location with a repossession  
4 affidavit; provided, all registration fees, excise taxes or ad  
5 valorem taxes due on such home shall be required to be paid within  
6 thirty (30) days of the issuance of the permit; and

7 3. The Executive Director of the Department of Transportation  
8 shall issue a permit to transport or move a manufactured home used  
9 for commercial purposes during the second through the sixth day of  
10 the first month of the following calendar year if the applicant can  
11 provide a special waiver and a commercial move affidavit authorized  
12 pursuant to Section 2813 of Title 68 of the Oklahoma Statutes. As  
13 used in this paragraph, "manufactured home used for commercial  
14 purposes" means a manufactured home owned by any lawfully recognized  
15 business entity the primary purpose of which is to provide temporary  
16 housing for the employees or contractors of such business entity.

17 D. For the purposes of subsections A and C of this section, a  
18 manufactured home registration receipt and Manufactured Home  
19 Registration Decal attached to a certificate of title for a  
20 manufactured home or receipts and decal as authorized by subsection  
21 C of Section 1117 of this title shall be evidence of payment of the  
22 excise tax and registration fees required pursuant to the provisions  
23 of Section 1135 of this title and the Ad Valorem Tax Code.

1 E. The Department of ~~Public Safety~~ Transportation shall notify  
2 the Oklahoma Tax Commission, the county assessor of the county from  
3 which the manufactured home is to be moved and the county assessor  
4 of the county in which the manufactured home is to be moved of any  
5 permits issued pursuant to the provisions of this section.

6 SECTION 6. AMENDATORY 47 O.S. 2021, Section 14-103E, is  
7 amended to read as follows:

8 Section 14-103E. A. Upon issuance of a permit pursuant to the  
9 provisions of Section 14-103D of ~~Title 47 of the Oklahoma Statutes~~  
10 this title, the Department of ~~Public Safety~~ Transportation shall  
11 notify the Oklahoma Tax Commission of the issuance of such permit.  
12 The notification shall include the permit information required by  
13 subsection B of Section 14-103D of ~~Title 47 of the Oklahoma Statutes~~  
14 this title.

15 B. Upon notification of issuance of the permit pursuant to  
16 subsection A of this section, the Tax Commission shall notify the  
17 county assessor of the county in which the manufactured home is to  
18 be located, of the issuance of the permit. Such notification shall  
19 include the permit information required by subsection B of Section  
20 14-103D of ~~Title 47 of the Oklahoma Statutes~~ this title.

21 SECTION 7. AMENDATORY 47 O.S. 2021, Section 14-103G, is  
22 amended to read as follows:

23 Section 14-103G. A. 1. The Department of ~~Public Safety~~  
24 Transportation may issue an annual vehicle permit under the

1 provisions of this subsection to a specific vehicle, for the  
2 movement of oversize or overweight loads that cannot reasonably be  
3 dismantled. Unless otherwise provided by law, permits issued under  
4 this subsection shall be subject to the conditions described in  
5 paragraphs 2 through 8 of this subsection.

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

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

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

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

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

22 6. An annual vehicle permit issued pursuant to this subsection  
23 shall be nontransferable between permittees.  
24

1       7. The permitted vehicle or vehicle combination shall be  
2 registered in accordance with the provisions of Chapter 14 of this  
3 title 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~~  
11 Transportation that the negotiable certificate of  
12 title or other qualifying documentation has been  
13 surrendered to the Department of ~~Public Safety~~  
14 Transportation, or

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

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

1 B. 1. The Department of ~~Public Safety~~ Transportation may issue  
2 an annual vehicle permit under this subsection to a specific motor  
3 carrier, for the movement of oversize or overweight loads that  
4 cannot reasonably be dismantled. An annual vehicle permit issued  
5 under this subsection may be transferred from one vehicle to another  
6 vehicle in the fleet of the permittee provided:

7 a. that no more than one vehicle is operating at a time,  
8 and

9 b. the original certified permit is carried in the  
10 vehicle that is being operated under the terms of the  
11 permit.

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

17 a. the permittee did not receive the original permit  
18 within seven (7) business days after the date of  
19 issuance,

20 b. a request for replacement is submitted to the  
21 Department of ~~Public Safety~~ Transportation within ten  
22 (10) business days after the original date of issuance  
23 of the permit, and  
24

1           c.    the request for replacement is accompanied by a  
2                    notarized statement signed by a principal or officer  
3                    of the permittee acknowledging that the permittee  
4                    understands the permit may not be duplicated and that  
5                    if the original permit is located, the permittee shall  
6                    return either the original or replacement permit to  
7                    the Department of ~~Public Safety~~ Transportation.

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

12          4.   Lost, misplaced, damaged, destroyed, or otherwise unusable  
13   annual vehicle permits shall not be replaced. A new permit shall be  
14   required and shall be issued by the Department of ~~Public Safety~~  
15   Transportation.

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

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

- 3            a.    twelve (12) feet in width,
- 4            b.    fourteen (14) feet in height, or
- 5            c.    fifty-five (55) feet in length.

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

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

12       5. The annual fleet permit issued under this subsection shall  
13 be sent to the permittee via first class, registered mail, or at the  
14 request and expense of the permittee via overnight delivery service.  
15 The annual permit shall be replaced only if:

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

1 the permittee acknowledging that if the original  
2 permit is located, the permittee shall either return  
3 the original or replacement permit to the Department  
4 of ~~Public Safety~~ Transportation.

5 6. A request for replacement of an annual permit issued under  
6 the provisions of this subsection shall be denied if the Department  
7 of ~~Public Safety~~ Transportation can verify the permittee received  
8 the original annual permit.

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

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

17 D. 1. The Department of ~~Public Safety~~ Transportation shall  
18 issue an annual vehicle permit under this subsection to a  
19 transportation company or manufacturer of portable buildings solely  
20 for the movement of oversize portable buildings for a specific  
21 manufacturer of portable buildings. An annual vehicle permit issued  
22 under this subsection may not be transferred from one vehicle to  
23 another vehicle in the fleet. The name of the manufacturer shall be  
24 on the permit and on any portable building being moved. The

1 original certified permit shall be carried in the vehicle that is  
2 being operated under the terms of the permit.

3 2. Oversize loads operating under an annual vehicle permit  
4 issued pursuant to this subsection shall not exceed:

5 a. twelve (12) feet in width at the wall with no more  
6 than a three-inch-eave overhang, or

7 b. fourteen (14) feet in height.

8 3. The total gross weight of oversize loads operating under an  
9 annual vehicle permit issued pursuant to this subsection shall not  
10 exceed forty-five thousand (45,000) pounds.

11 4. The tow vehicle shall be limited to two axles, and the  
12 vehicle identification number of the vehicle shall be on the permit.

13 5. The fee for an annual vehicle permit issued pursuant to this  
14 subsection shall be Five Hundred Dollars (\$500.00) and shall be  
15 nonrefundable.

16 6. An annual vehicle permit issued under this subsection shall  
17 be sent to the permittee via first-class, registered mail, or at the  
18 request and expense of the permittee via overnight delivery service.  
19 The annual vehicle permit shall not be duplicated. The annual  
20 vehicle permit shall be replaced only if:

21 a. the permittee did not receive the original permit  
22 within seven (7) business days after the date of  
23 issuance,

- 1           b.    a request for replacement is submitted to the  
2                   Department of ~~Public Safety~~ Transportation within ten  
3                   (10) business days after the original date of issuance  
4                   of the permit, and
- 5           c.    the request for replacement is accompanied by a  
6                   notarized statement signed by a principal or officer  
7                   of the permittee acknowledging that the permittee  
8                   understands the permit may not be duplicated and that  
9                   if the original permit is located, the permittee shall  
10                  return either the original or replacement permit to  
11                  the Department of ~~Public Safety~~ Transportation.

12           7.   A request for replacement of an annual vehicle permit issued  
13 pursuant to the provisions of this subsection shall be denied if the  
14 Department of ~~Public Safety~~ Transportation can verify that the  
15 permittee received the original annual vehicle permit.

16           8.   A lost, misplaced, damaged, destroyed, or otherwise unusable  
17 annual vehicle permit shall be replaced for a fee of Twenty-five  
18 Dollars (\$25.00).

19           SECTION 8.        AMENDATORY        47 O.S. 2021, Section 14-109, is  
20 amended to read as follows:

21           Section 14-109.   A.   On any road or highway:

22           1.   No single axle weight shall exceed twenty thousand (20,000)  
23 pounds; and  
24

1        2. The total gross weight in pounds imposed thereon by a  
2 vehicle or combination of vehicles shall not exceed the value  
3 calculated in accordance with the Federal Bridge formula imposed by  
4 23 U.S.C., Section 127.

5        B. Except as to gross limits, the formula of this section shall  
6 not apply to a truck-tractor and dump semitrailer when used as a  
7 combination unit. In no event shall the maximum load in pounds  
8 carried by any set of tandem axles exceed thirty-four thousand  
9 (34,000) pounds. Any vehicle operating with split tandem axles or  
10 tri-axles shall adhere to the formula.

11        C. Except for loads moving under special permits as provided in  
12 this title, no department or agency of this state or any county,  
13 city, or public entity thereof shall pay for any material that  
14 exceeds the legal weight limits moving in interstate or intrastate  
15 commerce in excess of the legal load limits of this state.

16        D. 1. An annual special overload permit may be purchased for  
17 vehicles transporting roll-off recycle metals, rock, sand, gravel,  
18 coal, flour, timber, pulpwood, and chips in their natural state, oil  
19 field fluids, oil field equipment or equipment used in oil and gas  
20 well drilling or exploration, and vehicles transporting grain,  
21 fertilizer, cottonseed, cotton, livestock, peanuts, canola,  
22 sunflowers, soybeans, feed, any other raw agricultural products, and  
23 any other unprocessed agricultural products, if the following  
24 conditions are met:

- a. the vehicles are registered for the maximum allowable rate,
- b. the vehicles do not exceed five percent (5%) of the gross limits set forth in subsection A of this section,
- c. the vehicles do not exceed eight percent (8%) of the axle limits set forth in subsection A of this section,
- d. no component of the vehicles exceeds the manufacturer's component weight rating as shown on the vehicle certification label or tag, and
- e. the vehicles operating pursuant to the provisions of this paragraph will not be allowed to operate on the National System of Interstate and Defense Highways.

2. Vehicles operating pursuant to this section must register for the maximum allowable rate and additionally shall purchase a nontransferable annual special overload permit from the Department of ~~Public Safety~~ Transportation for a fee of Three Hundred Fifty Dollars (\$350.00). All monies collected shall be deposited to the credit of the Highway Construction and Maintenance Fund.

E. 1. Oversize or overweight vehicles used for specialized transportation if the maximum weight does not exceed twenty-three thousand (23,000) pounds on any single axle and:

- a. is a dual lane trailer with dual lane axles and the width of the transport vehicle or trailer exceeds twelve (12) feet in width, or
- b. the overall gross vehicle weight of a single trailer meets or exceeds three hundred thousand (300,000) pounds, originates or terminates at the Tulsa Port of Catoosa, and the trip is confined within a thirty-mile radius of the Port.

2. Permit fees for oversize or overweight vehicles used for specialized transportation shall be in accordance with subsection A of Section 14-116 of this title.

3. Vehicles operating pursuant to the provisions of this paragraph will not be allowed to operate on the National System of Interstate and Defense Highways.

F. Exceptions to this section will be:

1. Utility or refuse collection vehicles used by counties, cities, or towns or by private companies contracted by counties, cities, or towns if the following conditions are met:

- a. calculation of weight for a utility or refuse collection vehicle shall be "Gross Vehicle Weight". The "Gross Vehicle Weight" of a utility or refuse collection vehicle may not exceed the otherwise applicable weight by more than fifteen percent (15%). The weight on individual axles must not exceed the

1 manufacturer's component rating which includes axle,  
2 suspension, wheels, rims, brakes, and tires as shown  
3 on the vehicle certification label or tag, and

4 b. utility or refuse collection vehicles operated under  
5 these exceptions will not be allowed to operate on  
6 interstate highways;

7 2. A combination of a wrecker or tow vehicle and another  
8 vehicle or vehicle combination if:

9 a. the service provided by the wrecker or tow vehicle is  
10 needed to remove disabled, abandoned, or accident-  
11 damaged vehicles, and

12 b. the wrecker or tow vehicle is towing the other vehicle  
13 or vehicle combination directly to the nearest  
14 appropriate place of repair, terminal, or vehicle  
15 storage facility;

16 3. A vehicle operating pursuant to the provisions of paragraph  
17 2 of this subsection ~~will~~ shall not be allowed to operate on the  
18 National System of Interstate and Defense Highways unless it is a  
19 covered heavy-duty tow and recovery vehicle that:

20 a. is transporting a disabled vehicle from the place  
21 where the vehicle became disabled to the nearest  
22 appropriate repair facility, and  
23  
24

b. has a gross vehicle weight that is equal to or exceeds the gross vehicle weight of the disabled vehicle being transported; and

4. On the interstate highway system a vehicle designed to be used under emergency conditions to transport personnel and equipment and to support the suppression of fires and mitigation of other hazardous situations with a vehicle weight limit up to a maximum gross vehicle weight of eighty-six thousand (86,000) pounds with less than:

a. twenty-four thousand (24,000) pounds on a single steering axle,

b. thirty-three thousand five hundred (33,500) pounds on a single drive axle,

c. sixty-two thousand (62,000) pounds on a tandem axle, or

d. fifty-two thousand (52,000) pounds on a tandem rear drive steer axle.

G. 1. Any vehicle utilizing an auxiliary power or idle reduction technology unit in order to promote reduction of fuel use and emissions because of engine idling shall be allowed an additional four hundred (400) pounds total to the total gross weight limits set by this section.

2. To be eligible for the exception provided in this subsection, the operator of the vehicle must obtain written proof or

1 certification of the weight of the auxiliary power or idle reduction  
2 technology unit and be able to demonstrate or certify that the idle  
3 reduction technology is fully functional.

4 3. Written proof or certification of the weight of the  
5 auxiliary power or idle reduction technology unit must be available  
6 to law enforcement officers if the vehicle is found in violation of  
7 applicable weight laws. The additional weight allowed cannot exceed  
8 four hundred (400) pounds or the actual proven or certified weight  
9 of the unit, whichever is less.

10 H. On the Interstate Highway System, a vehicle carrying fluid  
11 milk products shall be considered a load that cannot be easily  
12 dismantled or divided, or "nondivisible".

13 I. Utility, refuse collection vehicles or a combination of a  
14 wrecker or tow vehicle as described in paragraphs 1 and 2 of  
15 subsection F of this section operating under exceptions shall  
16 purchase an annual special overload permit from the Department of  
17 ~~Public Safety~~ Transportation for One Hundred Dollars (\$100.00). All  
18 monies collected shall be deposited to the credit of the Highway  
19 Construction and Maintenance Fund.

20 SECTION 9. AMENDATORY 47 O.S. 2021, Section 14-116, is  
21 amended to read as follows:

22 Section 14-116. A. The ~~Commissioner of Public Safety~~ Executive  
23 Director of the Department of Transportation shall charge a minimum  
24 permit fee of Forty Dollars (\$40.00) for any permit issued pursuant

1 to the provisions of Section 14-101 et seq. of this title. In  
2 addition to the permit fee, the ~~Commissioner~~ Executive Director of  
3 the Department of Transportation shall charge a fee of Ten Dollars  
4 (\$10.00) for each thousand pounds in excess of the legal load limit.  
5 The ~~Commissioner of Public Safety~~ Executive Director of the  
6 Department of Transportation shall establish any necessary rules for  
7 collecting the fees.

8 B. The Department of ~~Public Safety~~ Transportation is authorized  
9 to establish an escrow account system for the payment of permit  
10 fees. Authorized motor carriers meeting established credit  
11 requirements may participate in the escrow account system for  
12 permits purchased from all size and weight permit offices in this  
13 state. Carriers not choosing to participate in the escrow account  
14 system shall be required to make payment of the required fee or fees  
15 upon purchase of each permit as required by law. All monies  
16 collected through the escrow account system shall be deposited to a  
17 special account of the Department of ~~Public Safety~~ Transportation  
18 and placed in the custody of the State Treasurer. Proceeds from  
19 permits purchased using the escrow account system shall be  
20 distributed as provided for in subsection H of this section.  
21 However, fees collected through such accounts for the electronic  
22 transmission, transfer or delivery of permits, as provided for in  
23 Section 14-118 of this title, shall be credited to the ~~Department of~~

1 ~~Public Safety Restricted Revolving~~ Weigh Station Improvement Fund  
2 established pursuant to Section 1167 of this title.

3 C. 1. Application for permits shall be made a reasonable time  
4 in advance of the expected time of movement of such vehicles. For  
5 emergencies affecting the health or safety of persons or a  
6 community, permits may be issued for immediate movement.

7 2. Size and weight permit offices in all districts where  
8 applicable shall issue permits to authorize carriers by telephone  
9 during weekdays.

10 D. No overweight permit shall be valid until all license taxes  
11 due the State of Oklahoma have been paid.

12 E. No permit violation shall be deemed to have occurred when an  
13 oversize or overweight movement is made pursuant to a permit whose  
14 stated weight or size exceeds the actual load.

15 F. Any permit issued for a truck or truck-tractor operating in  
16 combination with a trailer or a semitrailer shall contain only the  
17 license plate number for the truck or truck-tractor if the permittee  
18 provides to the Department of Transportation a list containing the  
19 license plate number, and such other information as the Department  
20 of Transportation may prescribe by rule, for each trailer or  
21 semitrailer which may be used for movement with the permit. When  
22 the permittee provides the list described in this subsection, the  
23 license plate number for any trailer or semitrailer to be moved with  
24 the permit shall not be included on the permit; provided, a trailer

1 or semitrailer which is not on the list shall not be authorized to  
2 be used for movement with the permit. It shall be the  
3 responsibility of the permittee to ensure the list provided to the  
4 Department of Transportation is maintained and updated with any  
5 fleet changes. The Department of Transportation shall adopt any  
6 rules deemed necessary to administer the provisions of this  
7 subsection.

8 G. The first deliverer of motor vehicles designated truck  
9 carriers or well service carriers manufactured in Oklahoma shall not  
10 be required to purchase an overweight permit when being delivered to  
11 the first purchaser.

12 H. Except as provided in Section 14-122 of this title, the  
13 first One Million Two Hundred Sixteen Thousand Dollars  
14 (\$1,216,000.00) of proceeds from both the permit fees and the  
15 overweight permit fees imposed pursuant to subsection A of this  
16 section collected monthly shall be apportioned as provided in  
17 Section 1104 of this title. ~~For the fiscal year beginning July 1,~~  
18 ~~2016, and ending June 30, 2017, the next Two Million One Hundred~~  
19 ~~Fifty Thousand Dollars (\$2,150,000.00) of proceeds from both the~~  
20 ~~permit fees and the overweight permit fees imposed pursuant to~~  
21 ~~subsection A of this section collected monthly shall be remitted to~~  
22 ~~the Department of Public Safety for the purpose of training the~~  
23 ~~Department of Public Safety port of entry officers whose powers and~~  
24 ~~duties shall be specified by the Department of Public Safety through~~

1 ~~the promulgation of rules.~~ For the fiscal year beginning July 1,  
2 2017 2022, and all subsequent years, the next ~~One Million Five~~  
3 ~~Hundred Thousand Dollars (\$1,500,000.00)~~ Two Million Five Hundred  
4 Thousand Dollars (\$2,500,000.00) of proceeds from both the permit  
5 fees and the overweight permit fees imposed pursuant to subsection A  
6 of this section collected monthly shall be remitted to the  
7 Department of Public Safety for the purpose of staffing the port of  
8 entry weigh stations with Department of Public Safety port of entry  
9 officers whose powers and duties shall be specified by the  
10 Department of Public Safety through the promulgation of rules. ~~For~~  
11 ~~the fiscal year beginning July 1, 2016, and ending June 30, 2017,~~  
12 ~~all proceeds collected from both the permit fees and the overweight~~  
13 ~~permit fees imposed pursuant to subsection A of this section in~~  
14 ~~excess of Three Million Three Hundred Sixty-six Thousand Dollars~~  
15 ~~(\$3,366,000.00) shall be deposited in the Weigh Station Improvement~~  
16 ~~Revolving Fund as provided in Section 1167 of this title for the~~  
17 ~~purpose set forth in that section and may be used for motor carrier~~  
18 ~~permitting systems and motor carrier safety and enforcement.~~ For  
19 the fiscal year beginning July 1, 2017, and all subsequent years,  
20 all proceeds collected from both the permit fees and the overweight  
21 permit fees imposed pursuant to subsection A of this section in  
22 excess of ~~Two Million Seven Hundred Sixteen Thousand Dollars~~  
23 ~~(\$2,716,000.00)~~ Three Million Seven Hundred Sixteen Thousand Dollars  
24 (\$3,716,000.00) shall be deposited in the Weigh Station Improvement

1 Revolving Fund as provided in Section 1167 of this title for the  
2 purpose set forth in that section and may be used for motor carrier  
3 permitting systems and motor carrier safety and enforcement.

4 SECTION 10. AMENDATORY 47 O.S. 2021, Section 14-116a, is  
5 amended to read as follows:

6 Section 14-116a. Any person, firm, or corporation who moves or  
7 transports any load or manufactured home without a permit issued by  
8 the Department of ~~Public Safety~~ Transportation as required by the  
9 provisions of this chapter shall be deemed guilty of a misdemeanor  
10 and upon conviction thereof shall be punished as follows:

11 1. For the first such violation, by a fine of Five Hundred  
12 Dollars (\$500.00);

13 2. For the second such violation, by a fine of One Thousand  
14 Dollars (\$1,000.00); and

15 3. For the third and subsequent violations, by a fine of not  
16 less than One Thousand Dollars (\$1,000.00) nor more than Five  
17 Thousand Dollars (\$5,000.00).

18 The permit shall be carried by the operator of the vehicle  
19 moving or transporting the load or manufactured home and shall be  
20 available for inspection by any law enforcement officer. If said  
21 operator is found not to possess a permit, the load or manufactured  
22 home shall not continue to be moved or transported. Thereafter, the  
23 load or manufactured home shall not be moved or transported further  
24 except by the operator of a vehicle moving or transporting the load

1 or manufactured home who is in possession of a permit authorizing  
2 the movement of the load or manufactured home.

3 SECTION 11. AMENDATORY 47 O.S. 2021, Section 14-118, is  
4 amended to read as follows:

5 Section 14-118. A. 1. Pursuant to such rules as may be  
6 prescribed by Oklahoma agencies of jurisdiction, Oklahoma motor  
7 carriers may engage in any activity in which carriers subject to the  
8 jurisdiction of the federal government may be authorized by federal  
9 legislation to engage. Provided further, the Transportation  
10 Commission shall formulate, for the State Trunk Highway System,  
11 including the National System of Interstate and Defense Highways,  
12 and for all other highways or portions thereof, rules governing the  
13 movement of vehicles or loads which exceed the size or weight  
14 limitations specified by the provisions of this chapter.

15 2. Such rules shall be the basis for the development of a  
16 system by the ~~Commissioner of Public Safety~~ Executive Director of  
17 the Department of Transportation for the issuance of permits for the  
18 movement of oversize or overweight vehicles or loads. Such system  
19 shall include, but not be limited to, provisions for duration,  
20 seasonal factors, hours of the day or days when valid, special  
21 requirements as to flags, flagmen and warning or safety devices, and  
22 other such items as may be consistent with the intent of this  
23 section. The permit system shall include provisions for the  
24 collection of permit fees as well as for the issuance of the permits

1 by telephone, electronic transfer or such other methods of issuance  
2 as may be deemed feasible.

3 3. The Department of ~~Public Safety~~ Transportation is authorized  
4 to charge a fee of Two Dollars (\$2.00) for each permit requested to  
5 be issued by facsimile machine or by any other means of electronic  
6 transmission, transfer or delivery. The fee shall be in addition to  
7 any other fee or fees assessed for the permit. The fee shall be  
8 deposited in the State Treasury to the credit of the Department of  
9 ~~Public Safety Restricted Revolving Fund~~ Transportation and the  
10 monies shall be expended by the Department of Transportation solely  
11 for the purposes provided for in this chapter.

12 4. It is the purpose of this section to permit the movement of  
13 necessary overweight and oversize vehicles or loads consistent with  
14 the following obligations:

- 15 a. protection of the motoring public from potential  
16 traffic hazards,
- 17 b. protection of highway surfaces, structures, and  
18 private property, and
- 19 c. provision for normal flow of traffic with a minimum of  
20 interference.

21 B. The Transportation Commission shall prepare and publish a  
22 map of ~~the State of Oklahoma~~ this state showing by appropriate  
23 symbols the various highway structures and bridges in terms of  
24 maximum size and weight restrictions. This map shall be titled

1 "Oklahoma Load Limit Map" and shall be revised periodically to  
2 maintain a reasonably current status and in no event shall a period  
3 of two (2) years lapse between revisions and publication of the  
4 printed version of the Oklahoma Load Limit Map. This map shall also  
5 be made available by the Department of Transportation on the  
6 Internet, and in no event shall a period of six (6) months lapse  
7 between revisions of the information provided on the Internet.  
8 Provided, further, the Secretary of the Department of Transportation  
9 shall prepare and publish a map of ~~the State of Oklahoma~~ this state  
10 showing the advantages of this state as a marketing, warehousing and  
11 distribution network center for motor transportation sensitive  
12 industries.

13 C. The ~~Commissioner of Public Safety~~ Executive Director of the  
14 Department of Transportation, or an authorized representative, shall  
15 have the authority, within the limitations formulated under  
16 provisions of this chapter, to issue, withhold or revoke special  
17 permits for the operation of vehicles or combinations of vehicles or  
18 loads which exceed the size or weight limitations of this chapter.  
19 Every such permit shall be carried in the vehicle or combination of  
20 vehicles to which it refers and shall be open to inspection by any  
21 law enforcement officer or authorized agent of any authority  
22 granting such permit, and no person shall violate any of the terms  
23 or conditions of such special permit.

1 D. It shall be permissible in the transportation of empty  
2 trucks on any road or highway to tow by use of saddlemounts<sup>+</sup>, i.e.,  
3 mounting the front wheels of one vehicle on the bed of another  
4 leaving the rear wheels only of such towed vehicle in contact with  
5 the roadway. One vehicle may be fullmounted on the towing or towed  
6 vehicles engaged in any driveaway or towaway operation. No more  
7 than three saddlemounts may be permitted in such combinations. The  
8 towed vehicles shall be securely fastened and operated under the  
9 applicable safety requirements of the United States Department of  
10 Transportation and such combinations shall not exceed an overall  
11 length of seventy-five (75) feet. Provided, a driveaway saddlemount  
12 with fullmount vehicle transporter combination may reach an overall  
13 length of ninety-seven (97) feet on the National Network of  
14 Highways.

15 E. ~~The Commissioner of Public Safety~~ Executive Director of the  
16 Department of Transportation, upon application of any person engaged  
17 in the transportation of forest products in the raw state, which is  
18 defined to be tree-length logs moving from the forest directly to  
19 the mill, or upon application of any person engaged in the hauling  
20 for hire or for resale, of round baled hay with a total outside  
21 width of eleven (11) feet or less, shall issue an annual permit,  
22 upon payment of a fee of Twenty-five Dollars (\$25.00) each year,  
23 authorizing the operation by such persons of such motor vehicle load  
24 lengths and widths upon the highways of this state except on the

1 National System of Interstate and Defense Highways. Provided,  
2 however, the restriction on use of the National System of Interstate  
3 and Defense Highways shall not be applicable to persons engaged in  
4 the hauling of round baled hay with a total outside width of eleven  
5 (11) feet or less.

6 F. The ~~Commissioner of Public Safety~~ Executive Director of the  
7 Department of Transportation, upon application of any person engaged  
8 in the transportation of overwidth or overheight equipment used in  
9 soil conservation work with a total outside width of twelve (12)  
10 feet or less, shall issue an annual permit, upon payment of a fee of  
11 Twenty-five Dollars (\$25.00) each year, authorizing the operation by  
12 such persons of such motor vehicle load lengths and widths upon the  
13 highways of this state except on the National System of Interstate  
14 and Defense Highways.

15 G. Farm equipment including, but not limited to, implements of  
16 husbandry as defined in Section 1-125 of this title shall be  
17 exempted from the requirement for special permits due to size. Such  
18 equipment may move on any highway, except those highways which are  
19 part of the National System of Interstate and Defense Highways,  
20 during the hours of darkness and shall be subject to the  
21 requirements as provided in Section 12-215 of this title. In  
22 addition to those requirements, tractors pulling machinery over  
23 thirteen (13) feet wide must have two amber flashing warning lamps  
24 symmetrically mounted, laterally and widely spaced as practicable,

1 visible from both front and rear, mounted at least thirty-nine (39)  
2 inches high.

3 H. Any rubber-tired road construction vehicle including rubber-  
4 tired truck cranes and special mobilized machinery either self-  
5 propelled or drawn carrying no load other than component parts  
6 safely secured to the machinery and its own weight, but which is  
7 overweight by any provisions of this chapter, shall be authorized to  
8 move on the highways of ~~the State of Oklahoma~~ this state. Movement  
9 of such vehicles shall be authorized on the ~~Federal Interstate~~  
10 ~~System of Highways~~ National System of Interstate and Defense  
11 Highways only by special permit secured from the ~~Commissioner of~~  
12 ~~Public Safety~~ Executive Director of the Department of Transportation  
13 or an authorized representative upon determination that the  
14 objectives of this section will be served by such a permit and that  
15 federal weight restrictions will not be violated. The special  
16 permit shall be:

17 1. A single-trip permit issued under the provisions of this  
18 section and Section 14-116 of this title; or

19 2. A special annual overweight permit which shall be issued for  
20 one calendar year period upon payment of a fee of Sixty Dollars  
21 (\$60.00).

22 The weight of any such vehicle shall not exceed six hundred  
23 fifty (650) pounds multiplied by the nominal width of the tire. The  
24 vehicle shall be required to carry the safety equipment adjudged

1 necessary for the health and welfare of the driving public. If any  
2 oversized vehicle does not come under the other limitations of the  
3 present laws, it shall be deemed that the same shall travel only  
4 between the hours of sunrise and sunset. The vehicle, being  
5 overweight but of legal dimension, shall be allowed continuous  
6 travel. The vehicles, except special mobilized machinery, shall be  
7 exempt from the laws of this state relating to motor vehicle  
8 registration, licensing or other fees or taxes in lieu of ad valorem  
9 taxes.

10 I. 1. When such machinery has a width greater than eight and  
11 one-half (8 1/2) feet, or a length, exclusive of load, of forty-five  
12 (45) feet, or a height in excess of thirteen and one-half (13 1/2)  
13 feet, then the permit may restrict movement to a fifty-mile radius  
14 from an established operating base, and may designate highways to be  
15 traveled, hours of travel and when flagmen may be required to  
16 precede or follow the equipment.

17 2. Possession of a permit shall in no way be construed as  
18 exempting such equipment from the authority of the Executive  
19 Director of the Department of Transportation to restrict use of  
20 particular highways, nor shall it exempt owners or operators of such  
21 equipment from the responsibility for damage to highways caused by  
22 movement of the equipment. Nothing in this subsection shall apply  
23 to machinery used in highway construction or road material  
24 production.

1        3. Upon the issuance of a special mobilized machinery driveway  
2 permit as provided in this subsection, special mobilized machinery  
3 manufactured in Oklahoma shall be permitted to move upon the  
4 highways of this state from the place of manufacture to the state  
5 line for delivery and exclusive use outside the state, and may be  
6 temporarily returned to Oklahoma for modification and repair, with  
7 subsequent movement back out of the state. Special driveway  
8 permits for such movements shall be issued by the ~~Commissioner of~~  
9 ~~Public Safety~~ Executive Director of the Department of  
10 Transportation, who may act through designated agents, upon the  
11 payment of a fee in the amount of Fifteen Dollars (\$15.00) for each  
12 movement.

13        4. The size of the special mobilized machinery shall not be  
14 such as to create a safety hazard in the judgment of the  
15 ~~Commissioner of Public Safety~~ Executive Director of the Department  
16 of Transportation. Permits for such special mobilized machinery  
17 shall specify a maximum permissible road speed of sixty (60) miles  
18 per hour, designate safety equipment to be carried and may exclude  
19 use of highways of the interstate system.

20        5. When such equipment has a width greater than eight and one-  
21 half (8 1/2) feet, or a length exclusive of load of forty-five (45)  
22 feet, or a height in excess of thirteen and one-half (13 1/2) feet,  
23 the permit may designate highways to be traveled, hours of travel  
24 and when flagmen may be required to precede or follow the equipment.

1        6. Possession of a special driveway permit shall in no way be  
2 construed as exempting such equipment from the authority of the  
3 Executive Director of the Department of Transportation to restrict  
4 use of particular highways, nor shall it exempt the owners or  
5 operators of such equipment from the responsibility for damage to  
6 highways caused by the movement of such equipment.

7        SECTION 12.        AMENDATORY        47 O.S. 2021, Section 14-118.1,  
8 is amended to read as follows:

9        Section 14-118.1 The Department of Transportation is authorized  
10 to enter into agreements with governmental entities outside this  
11 state for the issuance of regional and national oversize and  
12 overweight permits for single-trip nondivisible loads. The  
13 ~~Commissioner of Public Safety~~ Executive Director of the Department  
14 of Transportation shall adopt rules necessary to implement the  
15 agreements and shall issue multi-state permits for single-trip  
16 nondivisible loads in accordance with the terms of the agreements  
17 and shall receive and remit permit fees from a Department of ~~Public~~  
18 ~~Safety~~ Transportation special account in accordance with the  
19 agreements and state law.

20        SECTION 13.        AMENDATORY        47 O.S. 2021, Section 14-120, is  
21 amended to read as follows:

22        Section 14-120. A. Manufactured items, with the exception of  
23 manufactured homes as defined in Section 1102 of this title and  
24 industrialized housing as ~~defined~~ described in subsection B of

1 Section 14-103A of this title, exceeding sixteen (16) feet but not  
2 exceeding twenty-three (23) feet in width traveling:

3 1. From a point of manufacture in ~~the State of Oklahoma~~ this  
4 state to a point of delivery in ~~the State of Oklahoma~~ this state or  
5 to a point of delivery in another state; or

6 2. From a point of manufacture outside ~~the State of Oklahoma~~  
7 this state to a point of delivery in ~~the State of Oklahoma~~ this  
8 state or to a point of delivery in another state shall be permitted,  
9 upon receipt of a special movement permit issued under the  
10 provisions of subsection B of this section, to travel on any state  
11 or U.S. highway in Oklahoma. Provided, however, the ~~Commissioner of~~  
12 ~~Public Safety~~ Executive Director of the Department of Transportation  
13 is authorized to allow such items in excess of twenty-three (23)  
14 feet in width to travel on such highway if it is in the best  
15 interest of the state and a special moving permit has been issued.  
16 Provided, further, that no such load in excess of the limitations  
17 set forth in the applicable United States Code shall be permitted to  
18 travel upon any portion of the National System of Interstate and  
19 Defense Highways.

20 B. Every person desiring to transport manufactured items  
21 pursuant to the provisions of this section shall apply to the  
22 Department of ~~Public Safety~~ Transportation for a special movement  
23 permit on an application form prescribed by the Department. Upon  
24 approval of the application by the Department of Transportation, a

1 special movement permit shall be issued for a fee of Five Hundred  
2 Dollars (\$500.00). Except as provided in Section ~~4 of this act~~ 14-  
3 122 of this title, monies received from such special movement permit  
4 fees shall be deposited in the State Treasury to the credit of the  
5 General Revenue Fund. A permit issued pursuant to the provisions of  
6 this subsection shall expire upon the completion of one trip  
7 specified in subsection A of this section. The special movement  
8 permit, and fee related thereto, shall be in addition to the permit  
9 and fees required by Section 14-116 of this title.

10 C. Highway escorts shall be required for transportation of  
11 items pursuant to the provisions of this section according to rules  
12 and regulations prescribed by the Department of ~~Public Safety~~  
13 Transportation.

14 SECTION 14. AMENDATORY 47 O.S. 2021, Section 14-120.1,  
15 is amended to read as follows:

16 Section 14-120.1 A. 1. Any vehicle or combination of vehicles  
17 with an outside width that exceeds twelve (12) feet operating on  
18 highways in the state, including the National System of Interstate  
19 and Defense Highways, shall, in addition to being in compliance with  
20 provisions of Section 14-101 et seq. of this title, be accompanied  
21 by an escort vehicle or vehicles, as prescribed by the Department of  
22 ~~Public Safety~~ Transportation.

23 2. Escort vehicle requirements shall not apply to retail  
24 implement dealers transporting farm implements from a retail

1 distribution point to a farm or other location within a one hundred  
2 fifty (150) air-mile radius from the distribution point. For the  
3 purposes of this subsection, "retail implement dealers" shall mean a  
4 business engaged primarily in the sale of farm tractors as defined  
5 in Section 1-118 of this title or implements of husbandry as defined  
6 in Section 1-125 of this title or a combination thereof.

7 B. No person shall operate an escort vehicle for hire, as  
8 required by this section, unless the person has been certified by  
9 the Department of ~~Public Safety~~ Transportation as an escort vehicle  
10 operator.

11 C. Any person not required to be certified by the Department of  
12 ~~Public Safety~~ Transportation as an escort vehicle operator may tow a  
13 trailer when escorting a manufactured home. Such trailer shall not  
14 exceed eight and one-half (8 1/2) feet in width and twenty (20) feet  
15 in length with siding not to exceed four (4) feet in height measured  
16 from the bed of the trailer.

17 The trailer may only be used to transport supplies and equipment  
18 necessary to carry out the mission of escort vehicle operators.

19 D. The ~~Commissioner of Public Safety~~ Executive Director of the  
20 Department of Transportation shall promulgate rules for the  
21 certification of operators of escort vehicles and the use of escort  
22 vehicles, as required by this section.

23 E. The ~~Commissioner of Public Safety~~ Executive Director of the  
24 Department of Transportation is hereby authorized to enter into

1 reciprocal compacts and agreements with other states for the purpose  
2 of recognizing escort vehicle operator certifications issued by  
3 those states.

4 SECTION 15. AMENDATORY 47 O.S. 2021, Section 14-120.2,  
5 is amended to read as follows:

6 Section 14-120.2 A. Every person required by the Department of  
7 Transportation, the Oklahoma Turnpike Authority, or any federal  
8 agency or commission to have a law enforcement escort provided by  
9 the Oklahoma Highway Patrol Division of the Department of Public  
10 Safety for the transport of any oversized load or hazardous shipment  
11 by road or rail shall pay to the Department of ~~Public Safety~~  
12 Transportation a fee covering the full cost to administer, plan, and  
13 carry out the escort within this state.

14 B. If the Highway Patrol provides an escort to accompany the  
15 transport of an oversized load or hazardous shipment by road or rail  
16 at the request of any person that is not required to have a law  
17 enforcement escort pursuant to subsection A of this section, then  
18 the requestor shall pay to the Department of ~~Public Safety~~  
19 Transportation a fee covering the full cost to administer, plan, and  
20 carry out the escort within this state.

21 C. The Department of ~~Public Safety~~ Transportation shall adopt a  
22 schedule of fees necessary to implement this section.

23 D. All fees collected by the Department pursuant to this  
24 section shall be deposited to the credit of the ~~Department of Public~~

1 ~~Safety Restricted Revolving~~ State Transportation Fund established  
2 pursuant to Section 1501.1 of Title 69 of the Oklahoma Statutes.

3 SECTION 16. AMENDATORY 47 O.S. 2021, Section 14-121, is  
4 amended to read as follows:

5 Section 14-121. A. No person shall operate a special  
6 combination vehicle within this state without a special combination  
7 vehicle permit for the vehicle issued by the Department of ~~Public~~  
8 ~~Safety~~ Transportation. Such permit may be issued for operation upon  
9 Federal Aid Interstate Highways or four-lane divided Federal Aid  
10 Primary Highways and for access or egress between points of origin  
11 or destination.

12 B. The ~~Commissioner of Public Safety~~ Executive Director of the  
13 Department of Transportation shall promulgate rules for the issuance  
14 of special combination vehicle permits and shall collect an annual  
15 fee of Two Hundred Forty Dollars (\$240.00) for each such permit  
16 issued. Except as provided in Section 4 14-122 of this ~~act~~ title,  
17 fees collected pursuant to this section shall be remitted to the  
18 State Treasurer to be credited to the General Revenue Fund in the  
19 State Treasury.

20 C. For the purposes of this section, a special combination  
21 vehicle shall consist of a truck-tractor semitrailer combination  
22 towing two complete trailers or semitrailers. No semitrailer or  
23 trailer used in such a combination shall have a length greater than  
24 twenty-nine (29) feet nor shall a special combination vehicle exceed

1 the weight limitations imposed by Sections 14-109 and 14-116 of this  
2 title.

3 SECTION 17. AMENDATORY 47 O.S. 2021, Section 14-126, is  
4 amended to read as follows:

5 A. As used in this section:

6 1. "Affected area" means the entire width of the right-of-way  
7 of the route extended to a height of twenty-three (23) feet above  
8 the roadway;

9 2. "High-wide load" means a motor vehicle transporting property  
10 on any portion of a route where the vehicle exceeds the limitations  
11 on size imposed by Section 14-103 of Title 47 of the Oklahoma  
12 Statutes and no portion of the motor vehicle or the transported  
13 property has a greater width than twenty-eight (28) feet or a  
14 greater height than twenty-three (23) feet; and

15 3. "Political subdivision" means a city, village, town or  
16 county.

17 B. The following routes through Oklahoma are designated as  
18 Oklahoma high-wide corridors:

19 1. US-83 in Beaver County, commencing at the Texas border and  
20 ending at the Kansas border; and

21 2. a. commencing at the intersection of US-83 and US-270 in  
22 Beaver County, proceeding east on US-270 to SH-51 in  
23 Dewey County,  
24

- b. at the intersection of US-270 and SH-51, proceeding east on SH-51 to US-77 in Logan County,
  - c. at the intersection of SH-51 and US-77, proceeding north on US-77 to US-64 in Noble County,
  - d. at the intersection of US-77 and US-64, proceeding east on US-64 to SH-108 in Payne County,
  - e. at the intersection of US-64 and SH-108, proceeding south on SH-108 to SH-51,
  - f. at the intersection of SH-108 and SH-51, proceeding east on SH-51 to SH-97 in Tulsa County, and
  - g. at the intersection of SH-51 and SH-97, proceeding north on SH-97 and ending at East 21st Street; and
3.
  - a. commencing at the intersection of SH-51 and SH-99 in Creek County, proceeding north on SH-99 to US-60 in Osage County,
  - b. at the intersection of SH-99 and US-60, proceeding west on US-60 to SH-18, and
  - c. at the intersection of US-60 and SH-18, proceeding north on SH-18 and ending at the Kansas border; and
4.
  - a. US-169, commencing at the Kansas border in Nowata County and proceeding south on US-169 to SH-266 in Tulsa County, and

1           b.    at the intersection of US-169 and SH-266, proceeding  
2                   east on SH-266 and ending at SH-66 in Rogers County;  
3                   and

4       5.    a.    commencing at the intersection of SH-51 and SH-351 at  
5                   the Tulsa/Wagoner County line, proceeding south and  
6                   east on SH-51 to US-69 in Wagoner County,

7           b.    at the intersection of SH-51 and US-69, proceeding  
8                   north on US-69 to US-60 in Craig County, and

9           c.    at the intersection of US-69 and US-60 in Ottawa  
10                  County (2.5 mi. NE of Afton), proceeding east on US-60  
11                  and ending at the Missouri border; and

12       6.    US-183, commencing at the Texas border in Tillman County and  
13   proceeding north on US-183 and ending at the intersection of SH-51  
14   in Dewey County; and

15       7.    a.    commencing at the intersection of US-183 and SH-9 in  
16                   Kiowa County, proceeding east on SH-9 to SH-146 in  
17                   Caddo County,

18           b.    at the intersection of SH-9 and SH-146, proceeding  
19                   north on SH-146 to SH-152,

20           c.    at the intersection of SH-146 and SH-152, proceeding  
21                   east on SH-152 to US-81 in Grady County,

22           d.    at the intersection of SH-152 and US-81, proceeding  
23                   south on US-81 to SH-37,  
24

- e. at the intersection of US-81 and SH-37, proceeding east on SH-37 to SH-4,
- f. at the intersection of SH-37 and SH-4, proceeding north on SH-4 to SH-152 in Canadian County, and
- g. at the intersection of SH-152 and SH-4, proceeding east on SH-152 and ending at MacArthur Boulevard in Oklahoma County; and

- 8. a. commencing at the intersection of US-270 and US-412 in Woodward County, proceeding east on US-412 to SH-132 in Garfield County,
- b. at the intersection of US-412 and SH-132, proceeding north on SH-132 to SH-45,
- c. at the intersection of SH-132 and SH-45, proceeding east on SH-45 to US-64,
- d. at the intersection of SH-45 and US-64, proceeding north on US-64 to US-60 in Grant County,
- e. at the intersection of US-64 and US-60, proceeding east on US-60 to SH-74,
- f. at the intersection of US-60 and SH-74, proceeding south on SH-74 to SH-15 in Garfield County,
- g. at the intersection of SH-74 and SH-15, proceeding east on SH-15 to US-77 in Noble County,
- h. at the intersection of SH-15 and US-77, proceeding south on US-77 to SH-15,

i. at the intersection of US-77 and SH-15, proceeding east on SH-15 to US-177, and

j. at the intersection of SH-15 and US-177, proceeding south on US-177 to US-64.

C. No person shall operate a high-wide load on the route described without a permit from the Department of ~~Public Safety~~ Transportation.

D. Exclusive of incorporated municipal limits, no person may install any structure within the affected area without a permit from the Department of Transportation.

E. Upon the effective date of this section, and exclusive of incorporated municipal limits, no person may do any of the following within the affected area:

1. Install any permanent structure without the authorization of the Department of Transportation; or

2. Take any action that would make any portion of the affected area permanently unavailable for use by a high-wide load.

F. The Department of Transportation shall create additional design standards for improvements to the Oklahoma high-wide routes to prevent interference from permanent structures. These standards shall:

1. Maintain a minimum eighteen feet and zero inches (18'-0") vertical clearance above the road surface for all future overhead obstructions. Where bridges cross over the Oklahoma high-wide

1 routes, they shall be designed, where possible, to allow for high-  
2 wide loads to quickly egress and ingress around the bridge utilizing  
3 on- and off-ramps;

4 2. Require all future overhead signage to be of cantilever  
5 design, where possible, to allow high-wide loads to shift lanes to  
6 prevent interference; and

7 3. Require all future bridge design or construction on the  
8 Oklahoma high-wide routes to accommodate a three hundred fifteen  
9 thousand (315,000) pound gross vehicle weight, single-lane design  
10 vehicle.

11 G. Political subdivisions in which any portion of the Oklahoma  
12 high-wide route is located shall attempt to reach agreements among  
13 the affected parties and with persons using the high-wide route for  
14 high-wide loads regarding the allocation of costs and provision of  
15 services related to removing permanent structures that interfere  
16 with the use of any portion of the affected area by high-wide loads.

17 H. Political subdivisions in which any portion of the Oklahoma  
18 high-wide route is located shall attempt to reach agreements among  
19 the affected parties and with persons using the high-wide route for  
20 high-wide loads to provide timely vehicle escorts for persons using  
21 the high-wide route for high-wide loads.

22 SECTION 18. AMENDATORY 69 O.S. 2021, Section 306, is  
23 amended to read as follows:  
24

1       Section 306. Immediately upon the election and qualification of  
2 the Executive Director of the Department of Transportation, he or  
3 she shall become vested with the duties and powers of the management  
4 and control of the Department, under such orders, rules and  
5 regulations as may be prescribed by the State Transportation  
6 Commission; and in addition thereto he or she shall have the  
7 following specific powers and duties:

8       ~~(a)~~ 1. To supervise the state highway system under rules and  
9 regulations prescribed by the Commission;

10       ~~(b)~~ 2. To appoint and employ, supervise and discharge such  
11 professional, clerical, skilled and semiskilled help, labor and  
12 other employees as may be deemed necessary for the proper discharge  
13 of the duties of the Department and to fix and determine the  
14 salaries or wages to be paid subject to all such rules and  
15 regulations as may be promulgated by the Commission, and subject to  
16 the policies, rules and regulations of the Office of Management and  
17 Enterprise Services and the State Merit System of Personnel  
18 Administration;

19       ~~(c)~~ 3. To investigate and determine upon the various methods of  
20 road and bridge construction and maintenance in the different  
21 sections of the state;

22       ~~(d)~~ 4. To aid at all times in promoting highway improvements  
23 and maintenance throughout the state;

1       ~~(e)~~ 5. To make recommendations to the Commission in the letting  
2 of all contracts for construction or improvements of state highways  
3 or any contract for road or bridge construction or improvement where  
4 the work is being done in whole or in part with state or federal  
5 monies; and to act for the Commission in the purchase of all  
6 materials, equipment and supplies as provided for in this Code;

7       ~~(f)~~ 6. To place on the state highway system any road he or she  
8 deems necessary and to the best interest of the state, when approved  
9 by a majority of the entire Commission, and to eliminate from the  
10 state highway system any road when approved by a majority of the  
11 entire Commission;

12       ~~(g)~~ 7. To approve and pay claims for the services of  
13 professional, clerical, skilled and semiskilled help, laborers and  
14 other employees, for the Commission, when the salary or wages of  
15 such help and employees shall have been previously approved by the  
16 Commission; and to approve and pay progressive estimates on work  
17 done or contracts performed, where such work or contracts have  
18 theretofore been approved by the Commission; and to approve and pay  
19 claims for the purchase of equipment, materials and supplies  
20 theretofore authorized by the Commission;

21       ~~(h)~~ 8. To make emergency purchases of equipment, materials, and  
22 supplies, and emergency contracts for construction and repairs,  
23 under rules and regulations prescribed by the Commission;

1       ~~(i)~~ 9. To grant permission to state agencies, municipalities  
2 and water companies or districts to lay any water pipeline within  
3 the rights-of-way of state highways, when approved by the  
4 Commission; ~~and~~

5       ~~(j)~~ 10. To act for the Department in all matters except as  
6 otherwise provided in this Code; and

7       11. The Executive Director is hereby authorized to employ the  
8 necessary personnel who shall have the duty to issue oversize and  
9 overweight permits in accordance with the provisions of Chapter 14  
10 of Title 47 of the Oklahoma Statutes and to collect the fees  
11 therefor and to remit the same to the Oklahoma Tax Commission or as  
12 otherwise provided by law.

13       SECTION 19. This act shall become effective July 1, 2022.

14       SECTION 20. It being immediately necessary for the preservation  
15 of the public peace, health or safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.

18  
19       58-2-10630       JBH       02/17/22  
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