

1 **SENATE FLOOR VERSION**

2 February 28, 2022

3 **AS AMENDED**

4 SENATE BILL NO. 1554

5 By: Pederson

6 **[wreckers and towing - removal of destructive or**
7 **injurious material on a highway - certain persons be**
8 **responsible for certain costs of removal - effective**
9 **date]**

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

12 SECTION 1. AMENDATORY 47 O.S. 2021, Section 11-1110, is
13 amended to read as follows:

14 Section 11-1110. A. No person shall throw or deposit upon any
15 highway any glass bottle, glass, nails, tacks, wire, cans or any
16 other substances likely to injure any person, animal or vehicle upon
17 such highway.

18 B. Any person who drops, or permits to be dropped or thrown,
19 upon any highway any destructive or injurious material shall
20 immediately remove the same or cause it to be removed.

21 ~~1- C.~~ C. Any person, wrecker, or towing operator removing a
22 wrecked or damaged vehicle from a highway, highway right-of-way or
23 any other location as the result of an accident shall remove any
24 glass or other injurious substance dropped upon the highway or

1 highway right-of-way or other location from such vehicle. The owner
2 or insurer of the owner of the vehicle ~~if the owner's insurance~~
3 ~~policy provides coverage for such expense,~~ shall be responsible for
4 the cost of removal of the vehicle and the glass or other injurious
5 substance and any vehicle storage fees. The cost of the removal of
6 the vehicle and any storage fees shall be the same as established by
7 the Corporation Commission for nonconsensual tows.

8 D. Upon receipt of a claim by the insurer from a person,
9 wrecker, or towing operator for the removal of a wrecked or damaged
10 vehicle, glass, or other injurious substance from a highway, highway
11 right-of-way, or any other location as the result of an accident,
12 the insurer shall remit payment for the removal claim payable to the
13 entity providing the removal and the insured pursuant to a two-party
14 check. The insured shall sign and remit the check to the party
15 providing the removal within thirty (30) days of the postmark date
16 on the check.

17 ~~2.~~ E. Truck-tractors carrying cargo on the roadways of this
18 state shall maintain a commercial auto, farm and ranch, inland
19 marine or cargo liability insurance policy that covers the costs of
20 cleanup of any substance that is spilled or otherwise deposited on
21 the roadway or right-of-way in violation of this section.

22 ~~C.~~ F. No person shall throw any substance at a standing vehicle
23 or any occupant thereof, nor shall any person throw any substance at
24 a person on or adjacent to a highway.

SECTION 2. This act shall become effective November 1, 2022.

COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT AND INSURANCE
February 28, 2022 - DO PASS AS AMENDED