

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 SENATE BILL 1554

By: Pederson

6 AS INTRODUCED

7 An Act relating to wreckers and towing; amending 47
8 O.S. 2021, Section 11-1110, which relates to the
9 removal of destructive or injurious material on a
10 highway; adding entities for accident and debris
11 removal on highway and other areas; conforming
12 language; requiring certain persons be responsible
13 for certain costs of removal; requiring insurers
14 remit payments for certain claims to certain entities
15 within thirty days of a certain date; requiring
16 certain payments be remitted using a two party check;
17 and providing an effective date.

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

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

21 Section 11-1110. A. No person shall throw or deposit upon any
22 highway any glass bottle, glass, nails, tacks, wire, cans or any
23 other substances likely to injure any person, animal or vehicle upon
24 such highway.

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

1 ~~1.~~ C. Any person, wrecker, or towing operator removing a
2 wrecked or damaged vehicle from a highway, highway right-of-way or
3 any other location as the result of an accident shall remove any
4 glass or other injurious substance dropped upon the highway or
5 highway right-of-way or other location from such vehicle. The owner
6 or insurer of the owner of the vehicle ~~if the owner's insurance~~
7 ~~policy provides coverage for such expense,~~ shall be responsible for
8 the cost of removal of the vehicle and the glass or other injurious
9 substance and any vehicle storage fees. The cost of the removal of
10 the vehicle and any storage fees shall be the same as established by
11 the Corporation Commission for nonconsensual tows.

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

21 ~~2.~~ E. Truck-tractors carrying cargo on the roadways of this
22 state shall maintain a commercial auto, farm and ranch, inland
23 marine or cargo liability insurance policy that covers the costs of
24

1 cleanup of any substance that is spilled or otherwise deposited on
2 the roadway or right-of-way in violation of this section.

3 ~~C.~~ F. No person shall throw any substance at a standing vehicle
4 or any occupant thereof, nor shall any person throw any substance at
5 a person on or adjacent to a highway.

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

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