

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 706

By: Rosino

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5
6 AS INTRODUCED

7 An Act relating to personal delivery devices;
8 providing definitions; authorizing certain use of
9 personal delivery devices; requiring certain
10 identification; requiring control by operator;
11 providing operational requirements; providing
12 exemptions; requiring liability insurance; limiting
13 certain powers of local jurisdictions; providing
14 certain authority; providing for codification; and
15 providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 1800 of Title 47, unless there
19 is created a duplication in numbering, reads as follows:

20 A. As used in this section:

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

25 2. "Personal delivery device" means a powered device:

26 a. primarily operated on sidewalks and crosswalks,

- b. intended primarily for the transport of property on public rights-of-way,
- c. whose weight of the device is not greater than five hundred (500) 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 interfere with motor vehicles or traffic;

1 2. Not obstruct public rights of way;

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

3 4. Not operate at a speed not more than ten (10) miles per
4 hour;

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

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

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

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

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

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

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

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

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

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

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

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

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