

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 POLICY COMMITTEE
4 RECOMMENDATION

5 FOR

6 HOUSE BILL NO. 3152

7 By: Grego

8 POLICY COMMITTEE RECOMMENDATION

9 An Act relating to motor vehicles; amending 47 O.S.
10 2021, Section 172, which relates to powers and duties
11 of enforcement officers of the Corporation
12 Commission; authorizing general criminal law
13 enforcement authority upon receiving certain consent;
14 deleting certain search and seizure prohibition; and
15 providing an effective date.

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

17 SECTION 1. AMENDATORY 47 O.S. 2021, Section 172, is
18 amended to read as follows:

19 Section 172. A. Every owner of any motor vehicle, the agents
20 or employees of the owner, and every other person who violates or
21 fails to comply with or procures, aids, or abets in the violation of
22 Sections 161 through 180m of this title or the Motor Carrier Act of
23 1995, or who fails to obey, observe, or comply with any order,
24 decision, rule or regulation, direction, demand, or requirement of

1 the Corporation Commission, or who procures, aids or abets any
2 corporation or person in the person's, or its, refusal or willful
3 failure to obey, observe or comply with any such order, decision,
4 rule, direction, demand, or regulation shall be deemed guilty of a
5 misdemeanor. Upon conviction in a criminal court of competent
6 jurisdiction, such misdemeanor is punishable by a fine of not
7 exceeding One Thousand Dollars (\$1,000.00).

8 B. The Corporation Commission shall report to the Attorney
9 General of this state and the district attorney of the proper county
10 having jurisdiction of such offense, any violation of any of the
11 provisions of Sections 161 through 180m of this title or the Motor
12 Carrier Act of 1995 or any rule of the Corporation Commission
13 promulgated pursuant to the provisions of Sections 161 through 180m
14 of this title or the Motor Carrier Act of 1995, by any motor vehicle
15 owner, agent or employee of such owner, or any other person. Upon
16 receipt of such report, the Attorney General or the district
17 attorney of the proper county having jurisdiction of such offense
18 shall institute criminal or civil proceedings against such offender
19 in the proper court having jurisdiction of such offense. Any
20 willful failure on the part of members of the Corporation
21 Commission, the Attorney General or any district attorney, to comply
22 with the provisions of this section, shall be deemed official
23 misconduct. The Corporation Commission shall report such complaints

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1 so made to the Governor of this state who shall direct and cause the
2 laws of this state to be enforced.

3 C. Any person failing, neglecting or refusing to comply with
4 the provisions of Sections 161 through 180m of this title or the
5 Motor Carrier Act of 1995, or with any rule, regulation, or
6 requirement of the Corporation Commission promulgated pursuant to
7 the provisions of Sections 161 through 180m of this title or the
8 Motor Carrier Act of 1995, shall be guilty of contempt of the
9 Corporation Commission, and shall be subject to a fine to be imposed
10 by the Corporation Commission in a sum not exceeding Five Hundred
11 Dollars (\$500.00). Each day on which such contempt occurs shall be
12 deemed a separate and distinct offense. The maximum fine to be
13 assessed on each day shall be Five Hundred Dollars (\$500.00). All
14 fines collected pursuant to the provisions of this section shall be
15 deposited in the State Treasury to the credit of the Corporation
16 Commission Trucking One-Stop Shop Fund, as created in Section 1167
17 of this title. This subsection shall not apply in the specific
18 instance of load capacity violations or violations applicable to the
19 transportation or discharge of deleterious substances provided for
20 by specific statutory provisions.

21 D. The Corporation Commission shall appoint a director of
22 transportation, a deputy director, an insurance supervisor, an
23 insurance clerk, two stenographers, a secretary to the director, an
24 identification device supervisor and an assistant identification

1 device supervisor at such salaries as the Legislature may from time
2 to time prescribe. The employees shall be allowed actual and
3 necessary travel expenses pursuant to the provisions of the State
4 Travel Reimbursement Act. All of the expense claims shall be
5 presented and paid monthly.

6 E. Enforcement officers, appointed by the Corporation
7 Commission, are hereby declared to be peace officers of this state.
8 Such officers shall be vested with all powers of peace officers in
9 enforcing the provisions of Sections 161 through 180m of this title
10 and the Motor Carrier Act of 1995 in all parts of this state and
11 general criminal law enforcement authority upon the prior consent of
12 the official in charge of a state law enforcement agency, sheriff,
13 or chief of police in whose territorial jurisdiction the exercise of
14 such authority occurs.

15 The powers and duties conferred upon said enforcement officers
16 shall in no way limit the powers and duties of sheriffs or other
17 peace officers of the state, or any political subdivision thereof,
18 or of members of the Division of Highway Patrol, subject to the
19 Department of Public Safety.

20 F. The enforcement officers when on duty, upon reasonable
21 belief that any motor vehicle is being operated in violation of any
22 provisions of Sections 161 through 180m of this title or the Motor
23 Carrier Act of 1995, shall be authorized to require the driver of
24 the vehicle to stop and submit to an inspection of the

1 identification device, or devices, in the vehicle, and to submit to
2 such enforcement officer bills of lading, waybills, or other
3 evidences of the character of the commerce being transported in such
4 vehicle, and to submit to an inspection of the contents of such
5 vehicle for the purpose of comparing same with bills of lading or
6 shipping documentation, waybills, or other evidences of
7 transportation carried by the driver of the vehicle. The officers
8 shall not have the right to plea bargain.

9 G. The enforcement officers are authorized to serve all
10 warrants, writs, and notices issued by the Corporation Commission
11 relating to the enforcement of the provisions of Sections 161
12 through 180m of this title or the Motor Carrier Act of 1995 and the
13 rules, regulations, and requirements prescribed by the Corporation
14 Commission promulgated pursuant to Sections 161 through 180m of this
15 title or the Motor Carrier Act of 1995.

16 ~~H. The enforcement officers shall not have the power or right~~
17 ~~of search, nor shall they have the right of power of seizure, except~~
18 ~~as provided in Sections 161 through 180m of this title or the Motor~~
19 ~~Carrier Act of 1995.~~ The enforcement officers are authorized to
20 hold and detain any motor vehicle operating upon the highways of
21 this state, if, the enforcement officer has reason to believe that
22 the vehicle is being operated contrary to the provisions of Sections
23 161 through 180m of this title or the Motor Carrier Act of 1995, or
24 the rules, regulations, and requirements of the Corporation

1 Commission promulgated pursuant to Sections 161 through 180m of this
2 title or the Motor Carrier Act of 1995.

3 I. No state official, other than members of the Corporation
4 Commission, shall have any power, right, or authority to command,
5 order, or direct any enforcement officer to perform any duty or
6 service authorized by Sections 161 through 180m of this title or the
7 Motor Carrier Act of 1995.

8 J. Each of the enforcement officers shall, before entering upon
9 the discharge of their duties, take and subscribe to the usual oath
10 of office and shall execute to the State of Oklahoma a bond in the
11 sum of Twenty-five Thousand Dollars (\$25,000.00) each, with
12 sufficient surety for the faithful performance of their duty. The
13 bond shall be approved and filed as provided by law.

14 K. No enforcement officer or employee of the Oklahoma
15 Corporation Commission shall have the right to plea bargain in motor
16 carrier or motor transportation matters except the chief legal
17 counsel of the Commission or an assign of the legal staff of the
18 chief legal counsel.

19 SECTION 2. This act shall become effective November 1, 2026.

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