

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1294

By: Wallace

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6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2011, Section 14-103G, as last amended by Section 1,
9 Chapter 239, O.S.L. 2014 (47 O.S. Supp. 2016, Section
10 14-103G), which relates to oversize or overweight
11 load vehicle permits; providing for certain annual
12 permit; making permit subject to certain conditions;
13 limiting maximum load size; making permit
14 nontransferable; establishing fee; making fee
15 nonrefundable; providing for certain delivery of
16 permit; providing for certain replacement; and
17 providing an effective date.

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

19 SECTION 1. AMENDATORY 47 O.S. 2011, Section 14-103G, as
20 last amended by Section 1, Chapter 239, O.S.L. 2014 (47 O.S. Supp.
21 2016, Section 14-103G), is amended to read as follows:

22 Section 14-103G. A. 1. The Department of Public Safety may
23 issue an annual vehicle permit under the provisions of this
24 subsection to a specific vehicle, for the movement of oversize or
25 overweight loads that cannot reasonably be dismantled. Unless
26 otherwise provided by law, permits issued under this subsection

1 shall be subject to the conditions described in paragraphs 2 through
2 8 of this subsection.

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

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

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

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

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

19 6. An annual vehicle permit issued pursuant to this subsection
20 shall be nontransferable between permittees.

21 7. The permitted vehicle or vehicle combination shall be
22 registered in accordance with the provisions of Chapter 14 of this
23 title for maximum weight.

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1 8. An annual vehicle permit issued pursuant to this subsection
2 may be transferred from one vehicle to another vehicle in the fleet
3 of the permittee provided:

4 a. the permitted vehicle is destroyed or otherwise
5 becomes permanently inoperable to the extent that the
6 vehicle will no longer be utilized, and the permittee
7 presents proof to the Department of Public Safety that
8 the negotiable certificate of title or other
9 qualifying documentation has been surrendered to the
10 Department of Public Safety, or

11 b. the certificate of title to the permitted vehicle is
12 transferred to someone other than the permittee, and
13 the permittee presents proof to the Department of
14 Public Safety that the negotiable certificate of title
15 or other qualifying documentation has been transferred
16 from the permittee.

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

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

- 3 a. that no more than one vehicle is operating at a time,
4 and
- 5 b. the original certified permit is carried in the
6 vehicle that is being operated under the terms of the
7 permit.

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

- 13 a. the permittee did not receive the original permit
14 within seven (7) business days after the date of
15 issuance,
- 16 b. a request for replacement is submitted to the
17 Department of Public Safety within ten (10) business
18 days after the original date of issuance of the
19 permit, and
- 20 c. the request for replacement is accompanied by a
21 notarized statement signed by a principal or officer
22 of the permittee acknowledging that the permittee
23 understands the permit may not be duplicated and that
24 if the original permit is located, the permittee shall

1 return either the original or replacement permit to
2 the Department of Public Safety.

3 3. A request for replacement of an annual vehicle permit issued
4 pursuant to the provisions of this subsection shall be denied if the
5 Department of Public Safety can verify that the permittee received
6 the original annual vehicle permit.

7 4. Lost, misplaced, damaged, destroyed, or otherwise unusable
8 annual vehicle permits shall not be replaced. A new permit shall be
9 required and shall be issued by the Department of Public Safety.

10 C. 1. The Department of Public Safety may issue an annual
11 fleet permit under this subsection to an electric utility, regulated
12 by the Corporation Commission or a rural electric cooperative solely
13 for the movement of poles. An annual fleet permit issued under this
14 subsection may be used by any vehicle in the fleet of the permittee
15 provided that a certified copy of the permit is carried in each
16 vehicle that is being operated under the terms of the permit.

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

- 19 a. twelve (12) feet in width,
- 20 b. fourteen (14) feet in height, or
- 21 c. fifty-five (55) feet in length.

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

1 4. The annual fleet permit shall be issued for a one-calendar-
2 year period and shall commence upon the date specified on the
3 permit.

4 5. The annual fleet permit issued under this subsection shall
5 be sent to the permittee via first class, registered mail, or at the
6 request and expense of the permittee via overnight delivery service.

7 The annual permit shall be replaced only if:

8 a. the permittee did not receive the original permit
9 within seven (7) business days after the date of the
10 issuance,

11 b. a request for replacement is submitted to the
12 Department of Public Safety within ten (10) business
13 days after the original date of issuance of the
14 permit, and

15 c. the request for replacement is accompanied by a
16 notarized statement signed by an authorized person of
17 the permittee acknowledging that if the original
18 permit is located, the permittee shall either return
19 the original or replacement permit to the Department
20 of Public Safety.

21 6. A request for replacement of an annual permit issued under
22 the provisions of this subsection shall be denied if the Department
23 of Public Safety can verify the permittee received the original
24 annual permit.

1 7. Lost, misplaced, damaged, destroyed or otherwise unusable
2 annual permits shall not be replaced. A new permit shall be
3 required and shall be issued by the Department of Public Safety.

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

8 D. 1. The Department of Public Safety shall issue an annual
9 vehicle permit under this subsection to a transportation company or
10 manufacturer of portable buildings solely for the movement of
11 oversize portable buildings for a specific manufacturer of portable
12 buildings. An annual vehicle permit issued under this subsection
13 may not be transferred from one vehicle to another vehicle in the
14 fleet. The name of the manufacturer shall be on the permit and on
15 any portable building being moved. The original certified permit
16 shall be carried in the vehicle that is being operated under the
17 terms of the permit.

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

- 20 a. twelve (12) feet in width at the wall with no more
21 than a three-inch-eave overhang, or
- 22 b. fourteen (14) feet in height.

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

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

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

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

14 a. the permittee did not receive the original permit
15 within seven (7) business days after the date of
16 issuance,

17 b. a request for replacement is submitted to the
18 Department of Public Safety within ten (10) business
19 days after the original date of issuance of the
20 permit, and

21 c. the request for replacement is accompanied by a
22 notarized statement signed by a principal or officer
23 of the permittee acknowledging that the permittee
24 understands the permit may not be duplicated and that

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

4 7. A request for replacement of an annual vehicle permit issued
5 pursuant to the provisions of this subsection shall be denied if the
6 Department of Public Safety can verify that the permittee received
7 the original annual vehicle permit.

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

11 E. 1 The Department of Public Safety may issue an annual
12 vehicle permit under the provisions of this subsection to a specific
13 vehicle for the movement of overweight loads of livestock. Unless
14 otherwise provided by law, permits issued under this subsection
15 shall be subject to the conditions described in paragraphs 2 through
16 9 of this subsection.

17 2. Overweight loads operating under an annual vehicle permit
18 shall not exceed one hundred twenty thousand (120,000) pounds gross
19 weight.

20 3. The fee for an annual vehicle permit shall be Five Hundred
21 Dollars (\$500.00) and shall be nonrefundable.

22 4. The annual vehicle permit shall be issued for one (1)
23 calendar year period and shall commence upon the date specified on
24 the permit.

1 5. An annual vehicle permit issued pursuant to this subsection
2 shall be nontransferable between permittees.

3 6. The permitted vehicle or vehicle combination shall be
4 registered in accordance with the provisions of Chapter 14 of this
5 title for maximum weight.

6 7. An annual vehicle permit issued under this subsection shall
7 be sent to the permittee via first-class, registered mail or at the
8 request and expense of the permittee via overnight delivery service.

9 The annual vehicle permit shall not be duplicated. The annual
10 vehicle permit shall be replaced only if:

11 a. the permittee did not receive the original permit
12 within seven (7) business days after the date of
13 issuance,

14 b. a request for replacement is submitted to the
15 Department of Public Safety within ten (10) business
16 days after the original date of issuance of the
17 permit, and

18 c. the request for replacement is accompanied by a
19 notarized statement signed by a principal or officer
20 of the permittee acknowledging that the permittee
21 understands the permit may not be duplicated and that
22 if the original permit is located, the permittee shall
23 return either the original or replacement permit to
24 the Department of Public Safety.

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

5 9. A lost, misplaced, damaged, destroyed or otherwise unusable
6 annual vehicle permit shall be replaced for a fee of Twenty-five
7 Dollars (\$25.00).

8 SECTION 2. This act shall become effective November 1, 2017.

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