

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 ENGROSSED SENATE  
5 BILL NO. 706

By: Rosino and Bergstrom of the  
Senate

6 and

7 Echols, **Fugate** and **Phillips**  
8 of the House

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

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

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

23 A. As used in this section:

24 1. "Agent" means any person charged with the responsibility of  
navigating and operating the personal delivery device, as defined in

1 this section. Agent does not mean a person who requests or receives  
2 the services of a personal delivery device;

3 2. "Personal delivery device" means an electronically powered  
4 device:

5 a. primarily operated on sidewalks and crosswalks,

6 b. intended primarily for the transport of cargo and  
7 goods on public rights-of-way,

8 c. whose weight of the device is not greater than five  
9 hundred fifty (550) pounds, not including property  
10 being transported, and

11 d. equipped with automated driving technology, including  
12 software and hardware, that enables the operation of  
13 the device with remote support and supervision;

14 Personal delivery device shall not mean a motor vehicle and shall  
15 not be classified as such.

16 3. "Personal delivery device operator" means a person or the  
17 person's agent who monitors or exercises physical control over the  
18 navigation system and operation of a personal delivery device.

19 SECTION 2. NEW LAW A new section of law to be codified  
20 in the Oklahoma Statutes as Section 1801 of Title 47, unless there  
21 is created a duplication in numbering, reads as follows:

22 A. Notwithstanding any other law of this state, a personal  
23 delivery device may operate on any sidewalk, crosswalk, road or  
24 street of any county or municipality in this state.

1 B. A personal delivery device shall have a unique identifying  
2 device number and identifies the name and contact information of the  
3 personal device operator.

4 C. A personal delivery device shall:

5 1. Not unreasonably interfere with motor vehicles or traffic;

6 2. Not obstruct public rights of way;

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

8 4. Not operate at a speed of more than ten (10) miles per hour  
9 on the sidewalk;

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

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

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

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

22 A. A personal delivery device is exempt from motor vehicle  
23 licensing and registration requirements under the laws of this  
24 state.

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

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

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

11 1. The design, manufacture, maintenance, certification,  
12 licensing, registration, taxation, assessment or insurance  
13 requirements of a personal delivery device; and

14 2. The types of property that may be transported by a personal  
15 delivery device.

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

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

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20 COMMITTEE REPORT BY: COMMITTEE ON TECHNOLOGY, dated 04/07/2021 - DO  
21 PASS, As Coauthored.

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