

1 **SENATE FLOOR VERSION**

2 February 22, 2021

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 706

By: Rosino and Bergstrom of the
Senate

6 and

7 Echols of the House

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

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

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

22 A. As used in this section:

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

1 2. "Personal delivery device" means an electronically powered
2 device:

3 a. primarily operated on sidewalks and crosswalks,

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

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

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

12 Personal delivery device shall not mean a motor vehicle and shall
13 not be classified as such.

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

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

20 A. Notwithstanding any other law of this state, a personal
21 delivery device may operate on any sidewalk, crosswalk, road or
22 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.

19 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
20 February 22, 2021 - DO PASS AS AMENDED

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