

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

☐ FLOOR AMENDMENT

No. _____

☐ COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 871, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Bergstrom

Bergstrom-JD-FS-Req#2075
3/11/2019 2:16 PM

(Floor Amendments Only) Date and Time Filed: _____

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 FLOOR SUBSTITUTE

4 FOR

SENATE BILL NO. 871

By: Bergstrom of the Senate

5 and

6 West (Josh) of the House

7
8
9 FLOOR SUBSTITUTE

10 An Act relating to roads and bridges; amending 69
11 O.S. 2011, Section 601, which relates to county
12 highways; allowing boards of county commissioners to
13 enter into certain agreements to construct or
14 maintain certain roads; and providing an effective
15 date.

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

17 SECTION 1. AMENDATORY 69 O.S. 2011, Section 601, is
18 amended to read as follows:

19 Section 601. A. The county highway system shall be composed of
20 all public roads within any county, less any part of any road or
21 roads which may be designated as a state highway by the State
22 Transportation Commission. It shall be the duty of the board of
23 county commissioners in each county to construct and maintain as
24 county highways those roads which best serve the most people of the
county. For this purpose the board of county commissioners is

1 authorized to use any funds which are in the county highway fund,
2 subject to statutory restrictions on the use of any of such funds,
3 together with any money or item of value derived from any agreement
4 entered into between the county and the Transportation Commission,
5 the federal government, this state, any other county or political
6 subdivision of this state or other governmental entity, or any
7 citizen or group of citizens who have made donations for that
8 purpose. The boards of county commissioners of the various counties
9 shall have exclusive jurisdiction over the designation, construction
10 and maintenance and repair of all of the county highways and bridges
11 therein. All interlocal cooperation agreements made pursuant to
12 this section between counties and those political subdivisions or
13 citizens of a county shall be submitted to the district attorney of
14 each of the counties subject to the agreement for approval. All
15 other interlocal cooperation agreements shall be submitted and
16 approved in accordance with Sections 1001 through 1008 of Title 74
17 of the Oklahoma Statutes.

18 B. The boards of county commissioners are hereby authorized to
19 establish road improvement districts as provided by law for existing
20 roads in the unincorporated areas of counties. The boards of county
21 commissioners may also have improvements made on existing roads in
22 unincorporated areas of counties on a force account basis.

23 C. The boards of county commissioners of the various counties
24 shall have authority and discretion to enter into an agreement with

1 a homeowners association within its respective county to construct
2 and/or maintain a public road, such as a road within a subdivision,
3 as long as at least three-fourths (3/4) of the citizens affected by
4 the road participate in the agreement and donate the funds necessary
5 for materials, labor and equipment to perform such work to the
6 county prior to the roadwork commencing. This statute shall not be
7 construed to give any county the authority to perform work on any
8 citizen's private driveway or roadway that only serves that
9 homeowner or his or her family members. The county must enter into
10 an interlocal agreement with the citizens pursuant to subsection A
11 of this section.

12 SECTION 2. This act shall become effective November 1, 2019.

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14 57-1-2075 JD 3/11/2019 2:16:06 PM
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