

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

HOUSE BILL NO. 1100

BY: ADAIR

AS INTRODUCED

AN ACT RELATING TO ROADS, BRIDGES AND FERRIES;

AMENDING SECTION 22, CHAPTER 351, O.S.L. 1985, AS
AMENDED BY SECTION 13, CHAPTER 278, O.S.L. 1986 (69
O.S. SUPP. 1990, SECTION 688), WHICH RELATES TO THE
COUNTY ROAD IMPROVEMENT ACT; CLARIFYING STATUTORY
LANGUAGE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY Section 22, Chapter 351, O.S.L.
1985, as amended by Section 13, Chapter 278, O.S.L. 1986 (69 O.S.
Supp. 1990, Section 688), is amended to read as follows:

Section 688. A. Projects constructed under ~~the~~ any provision
of this act shall be located on the designated county major
collector road system provided, however, that in cases where it can
be shown that conditions justify, and if the criteria specified in
subsection C of this section are met, the Department of
Transportation may approve projects located off the major county
collector system. Justification for such projects shall include use
of the road for school bus or mail routes, heavy and extensive

industrial or agricultural operations, or other such unique purposes as may be acceptable to the Department of Transportation.

B. Projects shall be selected by the individual boards of county commissioners with the concurrence of the Department of Transportation. The board of county commissioners shall consider the total countywide road improvement needs in the selection of individual projects. Each request for project funds will be transmitted to the Department of Transportation in the form of an official programming resolution bearing the signatures of a majority of the county commissioners. Where more than one project is programmed in a single county, the board of county commissioners shall designate the priority in which it wishes the projects to be undertaken.

C. Projects shall be approved by the Department of Transportation on the basis of criteria to be developed by the Department. These criteria shall consider such factors as type of service provided, project feasibility and cost, consequences of not making proposed improvement as opposed to anticipated benefits, and whether or not the project will improve the overall adequacy of the county road system in the area. Projects to alleviate proven emergencies or other extraordinary hardships shall be given priority.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-1-5716

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