

1 STATE OF OKLAHOMA

2 1st Session of the 47th Legislature (1999)

3 2ND CONFERENCE COMMITTEE  
4 SUBSTITUTE FOR ENGROSSED  
5 HOUSE BILL NO. 1154

By: Covey of the House

and

6 Stipe of the Senate

7  
8 2ND CONFERENCE COMMITTEE SUBSTITUTE

9  
10 An Act relating to roads, bridges and ferries;  
11 amending 69 O.S. 1991, Section 662, as last amended  
12 by Section 1, Chapter 29, O.S.L. 1998 (69 O.S. Supp.  
13 1998, Section 662), which relates to administration  
14 of program or funds and force account bridges;  
15 deleting provisions relating to the awarding of  
16 certain projects; permitting approval by  
17 Transportation Commission of certain projects;  
18 deleting requirement that certain counties enter into  
19 certain agreement with the Oklahoma Department of  
20 Transportation; deleting requirement that certain  
21 funds be withheld under certain circumstances;  
22 requiring counties to have sufficient funds in  
23 certain account for certain reimbursement; requiring  
24 the board of county commissioners to submit a  
25 resolution to the Oklahoma Department of  
26 Transportation containing certain information;  
27 deleting requirement and procedure which allows  
28 counties to request certain reimbursement for the  
29 construction of force account bridges; allowing the  
30 board of county commissioners to submit a resolution  
31 to the Oklahoma Department of Transportation  
32 requesting certain reimbursement; setting forth  
certain criteria for resolution; requiring Oklahoma  
Department of Transportation to process certain claim  
under certain circumstances; modifying certain load  
rating; and providing an effective date.

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

SECTION 1. AMENDATORY 69 O.S. 1991, Section 662, as  
last amended by Section 1, Chapter 29, O.S.L. 1998 (69 O.S. Supp.  
1998, Section 662), is amended to read as follows:

Section 662. A. The program and funds shall be administered by  
the Oklahoma Department of Transportation under a minimum of  
policies, guidelines and engineering design standards. Approved  
projects will be awarded to contractors by the State Transportation

1 Commission or by other federal or state agencies under their normal  
2 competitive bidding procedures, excluding prequalification of  
3 bidders. ~~However, force~~ Force account road or bridge projects may  
4 be awarded to approved for a county by the State Transportation  
5 Commission ~~based upon agreed unit prices, if deemed by the State~~  
6 ~~Transportation Commission to be in the best public interest.~~ No  
7 county bridge project in excess of One Hundred Thousand Dollars  
8 (\$100,000.00) or any county road project in excess of Two Hundred  
9 Thousand Dollars (\$200,000.00), excluding the cost for engineering,  
10 right-of-way acquisition, and utility relocation, in cost may be  
11 done by the force account method.

12 B. Funds available for ~~this act~~ the County Bridge and Road  
13 Improvement Act shall not be subject to fiscal year limitations and  
14 shall be available for encumbrance and expenditure purposes for a  
15 period of thirty (30) months from the effective date such funds are  
16 appropriated.

17 C. ~~Counties undertaking projects under provisions of this act~~  
18 ~~shall enter into an agreement with the Department of Transportation~~  
19 ~~that the county shall provide adequate maintenance on any bridge or~~  
20 ~~road reconstructed or replaced under the program. Funds made~~  
21 ~~available under this act shall be withheld from any county which~~  
22 ~~does not provide adequate maintenance~~ In order to build a force  
23 account bridge, as set forth in subsection E of this section, a  
24 county shall have sufficient funds in the County Bridge and Road  
25 Improvement Fund to pay the reimbursement request cost. When a  
26 county determines to build a bridge in accordance with this section,  
27 the board of county commissioners shall submit a resolution to the  
28 Department of Transportation which shall include the following  
29 information:

30 1. Location of the bridge and the National Bridge Inventory  
31 (NBI) number, if there is a bridge at that location which has an NBI  
32 number;

1        2. The amount of funds the county will request as  
2 reimbursement;

3        3. The date on which the county would expect to begin  
4 construction; and

5        4. The date on which the county would expect the project to be  
6 complete.

7        ~~D. 1. Counties may request reimbursement from the County~~  
8 ~~Bridge and Road Improvement Fund for the expense of the construction~~  
9 ~~of force account bridges. Counties shall be reimbursed from their~~  
10 ~~account after providing the Department of Transportation with a~~  
11 ~~resolution documenting the criteria set forth in paragraph 2 of this~~  
12 ~~subsection~~ When a county has completed the force account bridge  
13 project, the board of county commissioners may submit a resolution  
14 to the Department of Transportation requesting payment in the amount  
15 of the reimbursement request. The resolution requesting  
16 reimbursement shall certify compliance with the criteria set forth  
17 in subsection E of this section, and all documentation necessary to  
18 confirm compliance to the criteria shall be submitted with the  
19 resolution requesting reimbursement. Upon a determination by the  
20 Department of Transportation that the county has complied with the  
21 criteria set forth in subsection E of this section, the Department  
22 of Transportation shall process the county claim for payment.

23        ~~2.~~ E. County force account bridges eligible for reimbursement  
24 from the County Bridge and Road Improvement Fund shall meet or  
25 exceed the following criteria:

26            ~~a.~~    a

27            1. A registered professional engineer shall provide plans in  
28 the form of field notes, which have been stamped and signed, which  
29 provide the basic structural requirements to achieve a load rating  
30 of ~~H.S.~~ twenty (20) tons or greater. Field notes may be handwritten  
31 specifications or sketches ;

32            ~~b.~~    the

1        2. The finished bridge shall achieve a twenty-ton or greater  
2 rating. The rating criteria shall be determined by the National  
3 Bridge Inventory and approved by the Department of Transportation  
4 for bridges twenty (20) feet or more in length~~;~~i

5            ~~e.~~ the

6        3. The subsurface foundation of the bridge shall meet the  
7 minimum guidelines established by using approved engineering  
8 methods~~;~~i

9            ~~d.~~ the

10        4. The finished bridge shall have a minimum roadway width of  
11 twenty-four (24) feet~~;~~i and

12            ~~e.~~ materials

13        5. Materials used in the construction of the bridge shall meet  
14 or exceed the specifications for materials as specified in the  
15 current edition of the County Bridge Standards or certified in  
16 writing by the engineer or supplier.

17        ~~3.~~ F. Monies from the County Bridge and Road Improvement Fund  
18 may be used to establish minimum standards for guardrail  
19 applications on low-traffic-volume county roads. The board of  
20 directors of the association representing the county commissioners  
21 of Oklahoma may request the development of guardrail standards for  
22 bridges on low-traffic-volume county roads, as defined in the county  
23 road standard manual, the cost of which shall be paid from monies  
24 from the County Bridge and Road Improvement Fund.

25        ~~E.~~ G. Prior to construction of the bridge, a county may request  
26 that construction supervision be provided by the Circuit Engineering  
27 District of which the county is a member to ensure quality control  
28 and quality assurance.

29        SECTION 2. This act shall become effective November 1, 1999.

30  
31        47-1-7164            JAF            6/11/15