

ENGROSSED HOUSE
BILL NO. 2414

By: Braddock of the House
and
Capps of the Senate

(counties and county officers - exemption from
liability - codification - effective date -
emergency)

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 459 of Title 19, unless there is created a duplication in numbering, reads as follows:

The placement or replacement of traffic or road signs, warning devices, or signals on county roads or intersections located on the county road system, excluding primary county highways, by a board of county commissioners is at the discretion and subject to the availability of funds of that particular county, unless placement is otherwise specifically required by another provision of law. Any intentional act of another person, accident, or weather-related event that results in the loss and removal of a traffic or road sign, warning device, or signal located on a county road or intersection shall not impose a duty of replacement of that sign, warning device, or signal. The county shall be exempt from any liability resulting from any damages or expenses claimed by any person or entity stating such losses relating to any duty to maintain traffic or road signs, warning devices, or signals on a county road or intersection located on the county road system, excluding primary county highways.

The liability exemption in this section is in addition to any liability exemption provided pursuant to The Governmental Tort Claims Act.

SECTION 2. This act shall become effective July 1, 2006.

SECTION 3. 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.

Passed the House of Representatives the 13th day of March, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2006.

Presiding Officer of the Senate