

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 2006

By: Askins

AS INTRODUCED

An Act relating to roads, bridges and ferries; amending 69 O.S. 2001, Section 501, which relates to classes of highways; requiring the Department of Transportation to specify certain conveyance; requiring certain notice; providing method of filing conveyances for certain segments of the State Highway System; requiring reversion of roadways under certain circumstances; and providing an effective date.

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

SECTION 1. AMENDATORY 69 O.S. 2001, Section 501, is amended to read as follows:

Section 501. A. The highway system of this state shall be divided into two classes to be known as the State Highway System and county highway system. The State Highway System shall be designated by the Commission and shall be composed of intercounty and interstate highways.

B. When the Commission shall have taken over any highway, or part thereof, as a state highway, the Commission shall become responsible for the construction, repair and maintenance of such highway and for this purpose shall be authorized to use any state highway funds, together with any money derived from any agreement entered into between the Commission and the federal government, any county, or any citizen or group of citizens who have made donations for that purpose.

C. When any segment of the State Highway System is removed from the system, all right, title, and interest to the road, right-of-way, and any signs or facilities shall revert to the appropriate

county or municipal authority. ~~The Department of Transportation shall determine the specific right-of-way to be conveyed and prepare and execute a conveyance of title document which shall be forwarded to the local authority to be filed with the county clerk~~ The Department of Transportation shall determine the specific right-of-way to be conveyed and shall notify the county or the municipal authority that the state responsibility for maintenance of the roadway and adjacent right-of-way shall terminate on a date specific. The notice to the county or municipal authority shall include executed conveyances of the right-of-way to be conveyed and until the necessary conveyances are received by the county or municipal authority, the maintenance responsibility shall remain with the Department of Transportation. For those segments of the State Highway System that have reverted to the county or municipal authorities prior to the enactment of this statute and where the Department of Transportation has failed to provide the county or municipal authority with the required conveyance, the Department of Transportation shall, within one (1) year of the effective date of this statute, prepare and cause to be filed the necessary conveyances in the office of the county clerk of the site of the right-of-way. In the event that the Department shall fail to cause such filing within one (1) year, the roadway and adjacent right-of-way shall revert to the Department of Transportation for all maintenance and repairs until the time that the conveyances are transmitted to the county or municipality.

D. Prior to returning a state highway back to the county highway system, the Oklahoma Department of Transportation shall make any necessary improvements to the road to meet the minimum design guidelines as set forth in the current State of Oklahoma County Road Design Guidelines Manual, and provide a driving surface that has no less than a good rating according to the current County Road Surface Management System. Prior to returning a state highway bridge back

to the County Bridge System, the Oklahoma Department of Transportation shall make any necessary improvements to the bridge so that it will achieve a minimum H-20 ~~twenty (20) ton~~ twenty-ton computed operating rating according to the National Bridge Inventory System and a Minimum Scour Rating of 3, NBI Item 113.

E. The Commission shall provide and maintain a map of the state which shall show all the highways which have been designated as part of the State Highway System and, when practical, status of improvement thereon. In addition, the Commission shall include on such map the principal access road to every city and town not served by the State Highway System and which has a United States Post Office or with a population in excess of one hundred (100) persons according to the latest Federal Decennial Census.

SECTION 2. This act shall become effective November 1, 2005.

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