

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 3335

By: Thompson and Collins of the
House

7 and

Branan and Johnson
(Constance) of the Senate

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10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to roads, bridges, and ferries;
12 amending 69 O.S. 2001, Section 4025, as amended by
13 Section 3, Chapter 324, O.S.L. 2007 (69 O.S. Supp.
14 2007, Section 4025), which relates to signs; removing
15 population limitation on certain prohibition;
16 providing for noncodification; providing an effective
17 date; and declaring an emergency.

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

19 SECTION 1. NEW LAW A new section of law not to be
20 codified in the Oklahoma Statutes reads as follows:

21 The Department of Transportation shall initiate a review of
22 Chapter 20 and subchapter 5 of Chapter 35 of Title 730 of the
23 Oklahoma Administrative Code as it relates to the acquisition and
24 disposal of real property or interests therein needed for the
construction and maintenance of highways and facilities, and the

1 acquisition and disposal of real property or interests as it relates
2 to highway advertising control. The purpose of this review is to
3 ensure that Transportation Commission policy sets forth procedures
4 requiring the Department to exercise due diligence and to ensure
5 that all reasonable efforts are made by the Department to negotiate
6 in good faith with property owners, so as to avoid litigation and to
7 resolve all issues associated therewith as required by the laws of
8 the State of Oklahoma.

9 SECTION 2. AMENDATORY 69 O.S. 2001, Section 4025, as
10 amended by Section 3, Chapter 324, O.S.L. 2007 (69 O.S. Supp. 2007,
11 Section 4025), is amended to read as follows:

12 Section 4025. A. The Department of Transportation shall issue
13 rules and regulations in accordance with the Administrative
14 Procedures Act, Section 301 et seq. of Title 75 of the Oklahoma
15 Statutes, to implement this program.

16 B. Pursuant to subsection A of this section, the Oklahoma
17 Department of Transportation shall not prevent sign placement by
18 contract or by rule in any county with a population of less than
19 five hundred thousand (500,000) people according to the most recent
20 Federal Decennial Census; provided however, nothing in this section
21 shall prohibit the Department from allowing such sign placement in
22 any county with a population of more than five hundred thousand
23 (500,000) people.

24 SECTION 3. This act shall become effective July 1, 2008.

1 SECTION 4. It being immediately necessary for the preservation
2 of the public peace, health and safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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