

1 ENGROSSED HOUSE  
2 BILL NO. 3342

By: Thompson, Liebmann,  
Terrill, Blackwell, Dank,  
Derby, Jett, Martin  
(Scott), Martin (Steve),  
Peterson (Pam), Reynolds,  
Sears, Tibbs and Wright of  
the House

5 and

6 Bingman of the Senate

7  
8  
9  
10  
11 ( roads, bridges and ferries - amending 69 O.S.,  
12 Section 1521 - Rebuilding Oklahoma Access and  
13 Driver Safety Fund - amending 47 O.S., Section  
14 1104 - apportionment - effective date -  
15 emergency )

16  
17  
18  
19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. AMENDATORY Section 1, Chapter 444, O.S.L.  
21 2005, as amended by Section 11, Chapter 45, 2nd Extraordinary  
22 Session, O.S.L. 2006 (69 O.S. Supp. 2007, Section 1521), is amended  
23 to read as follows:  
24

1 Section 1521. A. There is hereby created in the State Treasury  
2 a fund to be known as the "Rebuilding Oklahoma Access and Driver  
3 Safety Fund". The fund shall be a continuing fund, not subject to  
4 fiscal year limitations, and shall consist of all appropriations and  
5 transfers made by the Legislature. All monies accruing to the  
6 credit of said fund are hereby appropriated and may be budgeted and  
7 expended beginning with the fiscal year ending June 30, 2006, and  
8 each fiscal year thereafter by the Department of Transportation for  
9 the purposes authorized by subsection I of this section.  
10 Expenditures from said fund shall be made upon warrants issued by  
11 the State Treasurer against claims filed as prescribed by law with  
12 the Director of State Finance for approval and payment.

13 B. There shall be apportioned to the funds specified in this  
14 subsection from the monies that would otherwise be apportioned to  
15 the General Revenue Fund by Section 2352 of Title 68 of the Oklahoma  
16 Statutes from the revenues derived pursuant to subsections A, B and  
17 E of Section 2355 of Title 68 of the Oklahoma Statutes amounts as  
18 follows:

- 19 1. For the fiscal year ending June 30, 2006:
  - 20 a. the first Fifteen Million Dollars (\$15,000,000.00)  
21 shall be apportioned to the Rebuilding Oklahoma Access  
22 and Driver Safety Fund,
  - 23 b. the next Two Million Dollars (\$2,000,000.00) shall be  
24 apportioned to the Oklahoma Tourism and Passenger Rail

1 Revolving Fund created pursuant to Section 325 of  
2 Title 66 of the Oklahoma Statutes to be used for  
3 capital and operating costs for the "Heartland Flyer"  
4 rail project,

5 c. the next Five Hundred Thousand Dollars (\$500,000.00)  
6 shall be apportioned to the Public Transit Revolving  
7 Fund created pursuant to Section 4031 of this title to  
8 be used for purposes authorized by law other than the  
9 purpose described by subparagraph b of this paragraph,  
10 and

11 d. all amounts apportioned pursuant to this paragraph  
12 shall be divided into twelve equal amounts to be  
13 apportioned each month during the fiscal year;

14 2. For the fiscal year ending June 30, 2007, and for each  
15 fiscal year thereafter, subject to the provisions of paragraph 4 of  
16 this subsection, and subject to any reductions required by  
17 subsection H of this section, there shall be apportioned to the  
18 Rebuilding Oklahoma Access and Driver Safety Fund:

19 a. Seventy Million Dollars (\$70,000,000.00) plus the  
20 total amount apportioned to the Rebuilding Oklahoma  
21 Access and Driver Safety Fund for the preceding fiscal  
22 year which shall be apportioned before any other  
23 amount is apportioned pursuant to Section 2352 of  
24 Title 68 of the Oklahoma Statutes, plus

1           b.    an additional amount which shall be either:

2                   (1)   the next Seventeen Million Five Hundred Thousand  
3                            Dollars (\$17,500,000.00) as provided by  
4                            subsection C of this section, or

5                   (2)   the next Fifty Million Dollars (\$50,000,000.00)  
6                            as provided by subsection D of this section, or

7                   (3)   an amount which shall not be in excess of the  
8                            amount prescribed by division (1) of this  
9                            subparagraph for a fiscal year in which such  
10                           amount is the maximum additional amount that may  
11                           be apportioned to the Rebuilding Oklahoma Access  
12                           and Driver Safety Fund and which shall not be in  
13                           excess of the amount prescribed by division (2)  
14                           of this subparagraph for a fiscal year in which  
15                           such amount is the maximum additional amount that  
16                           may be apportioned to the Rebuilding Oklahoma  
17                           Access and Driver Safety Fund, in order for the  
18                           total apportionment for such fiscal year to equal  
19                           ~~Two Hundred Seventy Million Dollars~~

20                           ~~(\$270,000,000.00), and~~

21                   e.    all Five Hundred Million Dollars

22                           (\$500,000,000.00).

1        All amounts apportioned pursuant to this paragraph shall be  
2 divided into twelve equal amounts to be apportioned each month  
3 during the fiscal year;

4        3. For the fiscal year ending June 30, 2007, and for each  
5 fiscal year thereafter after the apportionments required by  
6 paragraph ~~2~~ 1 of this subsection have been made:

7            a. the next Two Million Dollars (\$2,000,000.00) shall be  
8 apportioned to the Oklahoma Tourism and Passenger Rail  
9 Revolving Fund created pursuant to Section 325 of  
10 Title 66 of the Oklahoma Statutes to be used for  
11 capital and operating costs for the "Heartland Flyer"  
12 rail project, and

13            b. the next Three Million Dollars (\$3,000,000.00) shall  
14 be apportioned to the Public Transit Revolving Fund  
15 created pursuant to Section 4031 of this title to be  
16 used for purposes authorized by law other than the  
17 purpose described by subparagraph a of this paragraph,  
18 and.

19            c. ~~all~~

20        All amounts apportioned pursuant to this paragraph shall be  
21 divided into twelve equal amounts to be apportioned each month  
22 during the fiscal year; and

23        4. For each fiscal year after the first fiscal year in which  
24 the total apportionment to the Rebuilding Oklahoma Access and Driver

1 Safety Fund as provided by paragraph ~~2~~ 1 of this subsection equals  
2 ~~Two Hundred Seventy Million Dollars (\$270,000,000.00)~~ Five Hundred  
3 Million Dollars (\$500,000,000.00), the first ~~Two Hundred Seventy~~  
4 ~~Million Dollars (\$270,000,000.00)~~ Five Hundred Million Dollars  
5 (\$500,000,000.00) collected pursuant to subsections A, B and E of  
6 Section 2355 of Title 68 of the Oklahoma Statutes and apportioned  
7 pursuant to Section 2352 of Title 68 of the Oklahoma Statutes that  
8 would otherwise be apportioned to the General Revenue Fund shall be  
9 apportioned to the Rebuilding Oklahoma Access and Driver Safety  
10 Fund. All amounts apportioned pursuant to this paragraph shall be  
11 divided into twelve equal amounts to be apportioned each month  
12 during the fiscal year.

13 C. For the fiscal year ending June 30, 2007, and for each  
14 fiscal year thereafter, in addition to the amount apportioned to the  
15 Rebuilding Oklahoma Access and Driver Safety Fund pursuant to  
16 subparagraph a of paragraph 2 of subsection B of this section, there  
17 shall be apportioned to such fund an additional amount of Seventeen  
18 Million Five Hundred Thousand Dollars (\$17,500,000.00) for each year  
19 that the State Board of Equalization determines that any increase  
20 between the final itemized estimate of General Revenue Fund revenues  
21 made by the State Board at the February meeting preceding the  
22 beginning of the fiscal year for which that estimate is made, which  
23 is the same fiscal year during which the apportionment to the  
24 Rebuilding Oklahoma Access and Driver Safety Fund is to be made, and

1 the then current itemized estimate of General Revenue Fund revenues  
2 made by the State Board of Equalization for the fiscal year ending  
3 on June 30 immediately following such February meeting is less than  
4 three percent (3%).

5 D. For the fiscal year ending June 30, 2007, and for each  
6 fiscal year thereafter, in addition to the amount apportioned to the  
7 Rebuilding Oklahoma Access and Driver Safety Fund pursuant to  
8 subparagraph a of paragraph 2 of subsection B of this section, there  
9 shall be apportioned to such fund an additional amount of Fifty  
10 Million Dollars (\$50,000,000.00) for each year that the State Board  
11 of Equalization determines that any increase between the final  
12 itemized estimate of General Revenue Fund revenues made by the State  
13 Board at the February meeting preceding the beginning of the fiscal  
14 year for which that estimate is made, which is the same fiscal year  
15 during which the apportionment to the Rebuilding Oklahoma Access and  
16 Driver Safety Fund is to be made, and the then current itemized  
17 estimate of General Revenue Fund revenues made by the State Board of  
18 Equalization for the fiscal year ending on June 30 immediately  
19 following such February meeting is three percent (3%) or greater.

20 E. The apportionments of revenues required by subparagraph a of  
21 paragraph 2 of subsection B of this section and the apportionment of  
22 additional revenues required by either division (1), (2) or (3) of  
23 subparagraph b of paragraph 2 of subsection B of this section, as  
24 governed by the provisions of subsection C or subsection D of this

1 section, shall be made until the total annual apportionment to the  
2 Rebuilding Oklahoma Access and Driver Safety Fund equals ~~Two Hundred~~  
3 ~~Seventy Million Dollars (\$270,000,000.00)~~ Five Hundred Million  
4 Dollars (\$500,000,000.00). After such annual apportionment level is  
5 reached, the apportionment to the fund shall be governed by the  
6 provisions of paragraph 4 of subsection B of this section.

7 F. The monies apportioned to the Rebuilding Oklahoma Access and  
8 Driver Safety Fund shall not be used to supplant or replace existing  
9 state funds used for transportation purposes.

10 G. In order to ensure that the funds from the ROADS Fund are  
11 used to enhance and not supplant state funding for the Department of  
12 Transportation, the State Board of Equalization shall examine and  
13 investigate expenditures from the fund each year. For purposes of  
14 this examination, monies used to retire outstanding debt obligations  
15 for which the Department of Transportation is responsible shall be  
16 excluded. At the meeting of the State Board of Equalization held  
17 within five (5) days after the monthly apportionment in February of  
18 each year, the State Board of Equalization shall issue a finding and  
19 report which shall state whether expenditures from the ROADS Fund  
20 were used to enhance or supplant state funding for the Department of  
21 Transportation. If the State Board of Equalization finds that state  
22 funding for the Department of Transportation was supplanted by funds  
23 from the ROADS Fund, the Board shall specify the amount by which  
24 such funding was supplanted. In this event, the Legislature shall

1 not make any appropriations for the ensuing fiscal year until an  
2 appropriation in that amount is made to replenish state funding for  
3 the Department of Transportation.

4 H. In the event that the Director of the Office of State  
5 Finance declares a General Revenue Fund revenue failure pursuant to  
6 Section 41.9 of Title 62 of the Oklahoma Statutes, and agency  
7 allocations are reduced pursuant to the provisions of Section 41.9  
8 of Title 62 of the Oklahoma Statutes, the amounts that would  
9 otherwise be apportioned to the ROADS Fund by subparagraphs a, b and  
10 c of paragraph 1 and subparagraphs a and b of paragraph 2 and  
11 paragraph 3 of subsection B of this section shall be reduced by a  
12 percentage equal to that required of the General Revenue Fund  
13 appropriations to state agencies and such reductions shall occur  
14 during the entire fiscal year and for any month during which such  
15 reductions are required by the Office of State Finance and by the  
16 same percentage as that required of the agencies for such General  
17 Revenue Fund appropriations.

18 I. The Department of Transportation shall use the monies in the  
19 Rebuilding Oklahoma Access and Driver Safety Fund for:

20 1. The construction and maintenance of state roads, bridges and  
21 highways;

22 2. The direct expenses of operating and maintaining the state  
23 highway system, including bridges;

24

1 3. Direct expenses incurred in constructing, repairing, and  
2 maintaining state highways, farm-to-market roads, county highways  
3 and bridges as authorized by law;

4 4. Matching federal funds;

5 5. The purchase of materials, tools, machinery, motor vehicles,  
6 and equipment necessary or convenient for the construction and  
7 maintenance of the state highway system and bridges; and

8 6. Debt service incurred prior to January 1, 2006, for Capitol  
9 Improvement Program bonds sold pursuant to Section 2001 of this  
10 title.

11 SECTION 2. AMENDATORY 47 O.S. 2001, Section 1104, as  
12 last amended by Section 1, Chapter 45, 2nd Extraordinary Session,  
13 O.S.L. 2006 (47 O.S. Supp. 2007, Section 1104), is amended to read  
14 as follows:

15 Section 1104. A. Unless otherwise provided by law, all fees,  
16 taxes and penalties collected or received pursuant to the Oklahoma  
17 Vehicle License and Registration Act or Section 1-101 et seq. of  
18 this title shall be apportioned and distributed monthly by the  
19 Oklahoma Tax Commission in accordance with this section.

20 B. 1. The following percentages of the monies referred to in  
21 subsection A of this section shall be apportioned to the various  
22 school districts in accordance with paragraph 2 of this subsection:

23 a. from October 1, 2000, until June 30, 2001, thirty-five  
24 and forty-six one-hundredths percent (35.46%),

1           b.    for the year beginning July 1, 2001, and ending June  
2                    30, 2002, thirty-five and ninety-one one-hundredths  
3                    percent (35.91%), and

4           c.    for the year beginning July 1, 2002, and all  
5                    subsequent years, thirty-six and twenty one-hundredths  
6                    percent (36.20%).

7           2.    The monies apportioned pursuant to subparagraphs a through c  
8 of paragraph 1 of this subsection shall be apportioned to the  
9 various school districts as follows:

10           a.    except as otherwise provided in this subparagraph,  
11                    each district shall receive the same amount of funds  
12                    as such district received from the taxes and fees  
13                    provided in this title in the corresponding month of  
14                    the preceding year. Any district eligible for funds  
15                    pursuant to the provisions of this section that was  
16                    not eligible the preceding year shall receive an  
17                    amount equal to the average daily attendance of the  
18                    applicable year multiplied by the average daily  
19                    attendance apportionment within such county for each  
20                    appropriate month. For fiscal year 1995 and  
21                    thereafter, any district which received less than  
22                    twenty-five percent (25%) of the average apportionment  
23                    of the monies made to school districts in this state  
24                    based on average daily attendance in fiscal year 1995

1 shall receive an amount equal to the average daily  
2 attendance in the 1994-1995 school year multiplied by  
3 the average daily attendance apportionment within the  
4 county in which the district is located for each  
5 appropriate month, and

6 b. any funds remaining unallocated following the  
7 allocation provided in subparagraph a of this  
8 paragraph shall be apportioned to the various school  
9 districts so that each district shall first receive  
10 the cumulative total of the monthly apportionments for  
11 which it is otherwise eligible under subparagraph a of  
12 this paragraph and then an amount based upon the  
13 proportion that each district's average daily  
14 attendance bears to the total average daily attendance  
15 of those districts entitled to receive funds pursuant  
16 to this section as certified by the State Department  
17 of Education.

18 Each district's allocation of funds shall be remitted to the  
19 county treasurer of the county wherein the administrative  
20 headquarters of the district are located.

21 No district shall be eligible for the funds herein provided  
22 unless the district makes an ad valorem tax levy of fifteen (15)  
23 mills and maintains nine (9) years of instruction and pursuant to  
24

1 the rules of the State Board of Education, is authorized to maintain  
2 ten (10) years of instruction.

3 C. 1. The following percentages of the monies referred to in  
4 subsection A of this section shall be remitted to the State  
5 Treasurer to be credited to the General Revenue Fund of the State  
6 Treasury:

7 a. from October 1, 2000, until June 30, 2001, forty-five  
8 and ninety-seven one-hundredths percent (45.97%),

9 b. for the year beginning July 1, 2001, and ending June  
10 30, 2002, forty-five and twenty-nine one-hundredths  
11 percent (45.29%),

12 c. for the year beginning July 1, 2002, and for the  
13 subsequent fiscal years ending June 30, 2007, forty-  
14 four and eighty-four one-hundredths percent (44.84%),

15 d. for the year beginning July 1, 2007, and ending June  
16 30, 2008, thirty-nine and eighty-four one-hundredths  
17 percent (39.84%),

18 e. for the year beginning July 1, 2008, and ending June  
19 30, 2009, ~~thirty-four and eighty-four one-hundredths~~  
20 ~~percent (34.84%)~~ twenty-nine and eighty-four one-  
21 hundredths percent (29.84%), and

22 f. for the year beginning July 1, 2009, and ~~all~~  
23 ~~subsequent years, twenty-nine and eighty-four one-~~  
24 ~~hundredths percent (29.84%)~~ ending June 30, 2010,

1 nineteen and eighty-four one-hundredths percent

2 (19.84%),

3 g. for the year beginning July 1, 2010, and ending June

4 30, 2011, fourteen and eighty-four one-hundredths

5 percent (14.84%),

6 h. for the year beginning July 1, 2011, and ending June

7 30, 2012, nine and eighty-four one-hundredths percent

8 (9.84%), and

9 i. for the year beginning July 1, 2012, and ending June

10 30, 2013, four and eighty-four one-hundredths percent

11 (4.84%).

12 2. In the event that additional monies are necessary pursuant  
13 to subsection N of this section, such additional monies shall be  
14 deducted from the monies apportioned to the General Revenue Fund.

15 D. The following percentages of the monies referred to in  
16 subsection A of this section shall be remitted to the State  
17 Treasurer to be credited to the State Transportation Fund:

18 1. From October 1, 2000, until June 30, 2001, thirty one-  
19 hundredths percent (0.30%); and

20 2. For the year beginning July 1, 2001, and all subsequent  
21 years, thirty-one one-hundredths percent (0.31%).

22 E. 1. The following percentages of the monies referred to in  
23 subsection A of this section shall be apportioned to the various  
24 counties as set forth in paragraph 2 of this section:

- 1           a.    from October 1, 2000, until June 30, 2001, seven and  
2                    nine one-hundredths percent (7.09%),  
3           b.    for the year beginning July 1, 2001, and ending June  
4                    30, 2002, seven and eighteen one-hundredths percent  
5                    (7.18%), and  
6           c.    for the year beginning July 1, 2002, and all  
7                    subsequent years, seven and twenty-four one-hundredths  
8                    percent (7.24%).

9           2.    The monies apportioned pursuant to subparagraphs a through c  
10 of paragraph 1 of this subsection shall be apportioned as follows:  
11 forty percent (40%) of such sum shall be distributed to the various  
12 counties in that proportion which the county road mileage of each  
13 county bears to the entire state road mileage as certified by the  
14 Transportation Commission and the remaining sixty percent (60%) of  
15 such sum shall be distributed to the various counties on the basis  
16 which the population and area of each county bears to the total  
17 population and area of the state. The population shall be as shown  
18 by the last Federal Census or the most recent annual estimate  
19 provided by the United States Bureau of the Census. The funds shall  
20 be used for the purpose of constructing and maintaining county  
21 highways, provided, however, the county treasurer may deposit so  
22 much of the funds in the sinking fund as may be necessary for the  
23 retirement of interest and annual accrual of indebtedness created by  
24 the issuance of county or township bonds for road purposes. Such

1 deposits to the sinking fund shall not exceed forty percent (40%) of  
2 the funds allocated to a county pursuant to this paragraph.

3 F. 1. The following percentages of the monies referred to in  
4 subsection A of this section shall be remitted to the county  
5 treasurers of the respective counties and by them deposited in a  
6 separate special revenue fund to be used by the county commissioners  
7 in accordance with paragraph 2 of this subsection:

8 a. from October 1, 2000, until June 30, 2001, two and  
9 fifty-three one-hundredths percent (2.53%),

10 b. for the year beginning July 1, 2001, and ending June  
11 30, 2002, two and fifty-six one-hundredths percent  
12 (2.56%), and

13 c. for the year beginning July 1, 2002, and all  
14 subsequent years, two and fifty-nine one-hundredths  
15 percent (2.59%).

16 2. The monies apportioned pursuant to subparagraphs a through c  
17 of paragraph 1 of this subsection shall be used for the primary  
18 purpose of matching federal funds for the construction of federal  
19 aid projects on county roads, or constructing and maintaining county  
20 or township highways and permanent bridges of such counties. The  
21 distribution of monies apportioned by this paragraph shall be made  
22 upon the basis of the current formula based upon road mileage, area  
23 and population as related to county road improvement and maintenance  
24 costs. Provided, however, the Department of Transportation may

1 update the formula factors from time to time as necessary to account  
2 for changing conditions.

3 G. 1. The following percentages of the monies referred to in  
4 subsection A of this section shall be transmitted by the Tax  
5 Commission to the various counties as set forth in paragraph 2 of  
6 this subsection:

7 a. from October 1, 2000, until June 30, 2001, three and  
8 fifty-five one-hundredths percent (3.55%),

9 b. for the year beginning July 1, 2001, and ending June  
10 30, 2002, three and fifty-nine one-hundredths percent  
11 (3.59%), and

12 c. for the year beginning July 1, 2002, and all  
13 subsequent years, three and sixty-two one-hundredths  
14 percent (3.62%).

15 2. The monies apportioned pursuant to subparagraphs a through c  
16 of paragraph 1 of this subsection shall be transmitted to the  
17 various counties on the basis of a formula to be developed by the  
18 Department of Transportation. Such formula shall be similar to that  
19 currently used for the distribution of County Bridge Program Funds,  
20 but also taking into consideration the effect of terrain and traffic  
21 volume as related to county road improvement and maintenance costs.  
22 Provided, however, the Department of Transportation may update the  
23 formula factors from time to time as necessary to account for  
24 changing conditions. The funds shall be transmitted to the various

1 county treasurers to be deposited in the county highway fund of  
2 their respective counties.

3 H. 1. The following percentages of the monies referred to in  
4 subsection A of this section shall be apportioned to the various  
5 counties as set forth in paragraph 2 of this subsection:

6 a. from October 1, 2000, until June 30, 2001, eighty-one  
7 one-hundredths percent (0.81%),

8 b. for the year beginning July 1, 2001, and ending June  
9 30, 2002, eighty-two one-hundredths percent (0.82%),  
10 and

11 c. for the year beginning July 1, 2002, and all  
12 subsequent years, eighty-three one-hundredths percent  
13 (0.83%).

14 2. The monies apportioned pursuant to subparagraphs a through c  
15 of paragraph 1 of this subsection shall be apportioned to the  
16 various counties as follows:

17 a. each county shall receive the same amount of funds as  
18 such county received from the taxes and fees provided  
19 for in the 1985 fiscal year, and

20 b. any funds remaining unallocated following the  
21 allocation provided in subparagraph a of this  
22 paragraph shall be apportioned to the various counties  
23 based upon the proportion that each county's  
24 population bears to the total state population.

1 Each county's allocation of funds shall be remitted to the  
2 various county treasurers to be deposited in the general fund of the  
3 county and used for the support of county government.

4 I. 1. The following percentages of the monies referred to in  
5 subsection A of this section shall be apportioned to the various  
6 cities and incorporated towns as set forth in paragraph 2 of this  
7 subsection:

8 a. from October 1, 2000, until June 30, 2001, three and  
9 four one-hundredths percent (3.04%),

10 b. for the year beginning July 1, 2001, and ending June  
11 30, 2002, three and eight one-hundredths percent  
12 (3.08%), and

13 c. for the year beginning July 1, 2002, and all  
14 subsequent years, three and ten one-hundredths percent  
15 (3.10%).

16 2. The monies apportioned pursuant to subparagraphs a through c  
17 of paragraph 1 of this subsection shall be apportioned to the  
18 various cities and incorporated towns based upon the proportion that  
19 each city or incorporated town's population bears to the total  
20 population of all cities and incorporated towns in the state. Such  
21 funds shall be remitted to the various county treasurers for  
22 allocation to the various cities and incorporated towns. All such  
23 funds shall be used for the construction, maintenance, repair,  
24 improvement and lighting of streets and alleys. Provided, however,

1 the governing board of any city or town may, with the approval of  
2 the county excise board, transfer any surplus funds to the general  
3 revenue fund of such city or town whenever an emergency requires  
4 such a transfer.

5 J. The following percentages of the monies referred to in  
6 subsection A of this section shall be remitted to the State  
7 Treasurer to be credited to the Oklahoma Law Enforcement Retirement  
8 Fund:

9 1. From October 1, 2000, until June 30, 2001, one and twenty-  
10 two one-hundredths percent (1.22%);

11 2. For the year beginning July 1, 2001, and ending June 30,  
12 2002, one and twenty-three one-hundredths percent (1.23%); and

13 3. For the year beginning July 1, 2002, and all subsequent  
14 years, one and twenty-four one-hundredths percent (1.24%).

15 K. Three one-hundredths of one percent (3/100 of 1%) of the  
16 monies referred to in subsection A of this section shall be remitted  
17 to the State Treasurer to be credited to the Wildlife Conservation  
18 Fund. Seventy-five percent (75%) of the funds shall be used for  
19 fish habitat restoration and twenty-five percent (25%) of the funds  
20 shall be used in the fish hatchery system for fish production.

21 L. 1. For the year beginning July 1, 2007, and ending June 30,  
22 2008, five percent (5%) of monies referred to in subsection A of  
23 this section shall be remitted to the State Treasurer to be credited

24

1 to the County Improvements for Roads and Bridges Fund as created in  
2 Section 7 507 of ~~this act~~ Title 69 of the Oklahoma Statutes.

3 2. For the year beginning July 1, 2008, and ending June 30,  
4 2009, ten percent (10%) of monies referred to in subsection A of  
5 this section shall be remitted to the State Treasurer to be credited  
6 to the County Improvements for Roads and Bridges Fund as created in  
7 Section 7 507 of ~~this act~~ Title 69 of the Oklahoma Statutes.

8 3. For the year beginning July 1, 2009, and all subsequent  
9 years, fifteen percent (15%) of monies referred to in subsection A  
10 of this section shall be remitted to the State Treasurer to be  
11 credited to the County Improvements for Roads and Bridges Fund as  
12 created in Section 7 507 of ~~this act~~ Title 69 of the Oklahoma  
13 Statutes.

14 M. 1. For the fiscal year beginning July 1, 2008, and ending  
15 June 30, 2009, five percent (5%) of monies referred to in subsection  
16 A of this section shall be remitted to the State Transportation Fund  
17 as created in Section 1501.1 of Title 69 of the Oklahoma Statutes.

18 2. For the fiscal year beginning July 1, 2009, and ending June  
19 30, 2010, ten percent (10%) of monies referred to in subsection A of  
20 this section shall be remitted to the State Transportation Fund as  
21 created in Section 1501.1 of Title 69 of the Oklahoma Statutes.

22 3. For the fiscal year beginning July 1, 2010, and ending June  
23 30, 2011, fifteen percent (15%) of monies referred to in subsection  
24

1 A of this section shall be remitted to the State Transportation Fund  
2 as created in Section 1501.1 of Title 69 of the Oklahoma Statutes.

3 4. For the fiscal year beginning July 1, 2011, and ending June  
4 30, 2012, twenty percent (20%) of monies referred to in subsection A  
5 of this section shall be remitted to the State Transportation Fund  
6 as created in Section 1501.1 of Title 69 of the Oklahoma Statutes.

7 5. For the fiscal year beginning July 1, 2012, and ending June  
8 30, 2013, twenty-five percent (25%) of monies referred to in  
9 subsection A of this section shall be remitted to the State  
10 Transportation Fund as created in Section 1501.1 of Title 69 of the  
11 Oklahoma Statutes.

12 6. For the fiscal year beginning July 1, 2013, and all  
13 subsequent years, twenty-nine and eighty-four one-hundredths percent  
14 (29.84%) of monies referred to in subsection A of this section shall  
15 be remitted to the State Transportation Fund as created in Section  
16 1501.1 of Title 69 of the Oklahoma Statutes.

17 N. Monies allocated to counties by this section may be  
18 estimated by the county excise board in the budget for the county as  
19 anticipated revenue to the extent of ninety percent (90%) of the  
20 previous year's income from such source, provided, not more than  
21 fifteen percent (15%) can be encumbered during any month.

22 ~~N.~~ O. In no event shall the monies apportioned pursuant to  
23 subsections B, E, F, G, H, I and L of this section be less than the  
24 monies apportioned in the previous fiscal year.

1        ~~Q.~~ P. Notwithstanding any other provisions of this section, for  
2 the fiscal year beginning July 1, 2003, the first One Hundred  
3 Thousand Dollars (\$100,000.00) of the monies collected or received  
4 by the Tax Commission pursuant to the registration of motorcycles  
5 and mopeds in this state shall be placed to the credit of the  
6 Oklahoma Tax Commission Revolving Fund.

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

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

12        Passed the House of Representatives the 5th day of March, 2008.

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Presiding Officer of the House of  
Representatives

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Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2008.

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Presiding Officer of the Senate

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