

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 832

By: Bingman and Branam of the  
Senate

6 and

7 Shannon of the House

8  
9 CONFERENCE COMMITTEE SUBSTITUTE

10 An act relating to roads, bridges and ferries;  
11 amending 69 O.S. 2001, Section 660, as amended by  
12 Section 1, Chapter 157, O.S.L. 2006 (69 O.S. Supp.  
13 2008, Section 660), which relates to replacement of  
14 bridges; updating references; authorizing boards of  
15 county commissioners to enter agreements with the  
16 Oklahoma Turnpike Authority to replace certain  
17 bridges; stating funding sources; providing for  
18 approval process; authorizing certain entity to  
19 prioritize bridge replacements; creating the Oklahoma  
20 Roads Task Force; stating membership; providing  
21 termination date; providing for travel reimbursement;  
22 providing for staffing; stating duties; requiring  
23 report; providing for noncodification; and declaring  
24 an emergency.

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

SECTION 1. AMENDATORY 69 O.S. 2001, Section 660, as  
amended by Section 1, Chapter 157, O.S.L. 2006 (69 O.S. Supp. 2008,  
Section 660), is amended to read as follows:

1 Section 660. A. The Local Government Division of the  
2 Department of Transportation shall immediately establish a program  
3 to aid counties in replacing or reconstructing bridges and roads.  
4 The bridges and roads to be replaced or reconstructed shall be those  
5 that are structurally inadequate, functionally obsolete or have been  
6 destroyed or rendered unusable.

7 B. Funds made available for the purposes of the County Bridge  
8 and Road Improvement Act may be used to pay the cost of county  
9 bridge inspections, classifications, and evaluations, and county  
10 road inspections, classifications, and evaluations for federal and  
11 state purposes and to match federal or state funds, provided the  
12 applicable federal or state funds are available.

13 C. Except as otherwise specified in ~~this act~~ the County Bridge  
14 and Road Improvement Act, the county collector system, including any  
15 future revisions thereto, shall constitute the system of roads  
16 wherein the bridges and roads are located that are eligible for  
17 project funding under ~~this act~~ the County Bridge and Road  
18 Improvement Act. Official maps showing the county collector system  
19 in each county shall be maintained on file by the Department of  
20 Transportation and shall be furnished each county at no cost.

21 D. The Department of Transportation may approve the utilization  
22 of up to ninety percent (90%) of the estimated four-year  
23 apportionment to the county for county projects. However, no  
24 additional projects may be approved for the county until the county

1 has accumulated a surplus of three (3) months of apportionments and  
2 repaid all funds advanced from the State Highway Construction and  
3 Maintenance Fund.

4 E. When a county bridge sustains damage, whether caused by a  
5 natural or artificial event, and consequently requires immediate  
6 repair, the board of county commissioners may by resolution direct  
7 the transfer, by the Department of Transportation, of any  
8 unencumbered monies in that county's account in the County Bridge  
9 and Road Improvement Fund, to that county's highway fund, for the  
10 sole purpose of repairing or reconstructing ~~said~~ the bridge.

11 F. The boards of county commissioners may enter into  
12 cooperative agreements with the Oklahoma Turnpike Authority for the  
13 purpose of replacement, expansion or repair of functionally obsolete  
14 and structurally deficient bridges which cross over or under  
15 turnpikes. The expenditures for such projects will be from any  
16 federal, state or county public funds appropriated and earmarked for  
17 such purpose. Counties may apply for the expenditure of these  
18 earmarked funds for projects that have been requested by the board  
19 of county commissioners of the county where the bridge is located.  
20 Once approved by the Oklahoma Cooperative Circuit Engineering  
21 Districts Board, the Board will select and prioritize the bridge  
22 replacement projects based on criteria which shall include, but not  
23 be limited to, high traffic volume and current bridge safety  
24 assessments.

1           SECTION 2.           NEW LAW           A new section of law not to be  
2 codified in the Oklahoma Statutes reads as follows:

3           A. There is hereby created until January 1, 2010, the "Oklahoma  
4 Roads Task Force" for the purpose of studying and evaluating the  
5 effect of inflation on highway and bridge construction and  
6 maintenance.

7           B. The Oklahoma Roads Task Force shall consist of nine (9)  
8 members, as follows:

9           1. The Director of the Department of Transportation, or a  
10 designee;

11           2. A representative from a statewide organization representing  
12 counties appointed by the Speaker of the House of Representatives;

13           3. A representative from a transportation advocacy group  
14 appointed by the Speaker of the House of Representatives;

15           4. A representative from a statewide organization representing  
16 municipalities appointed by the President Pro Tempore of the Senate;

17           5. A representative from a road and bridge organization  
18 appointed by the President Pro Tempore of the Senate;

19           6. Two members of the House of Representatives, appointed by  
20 the Speaker of the House of Representatives; and

21           7. Two members of the Senate, appointed by the President Pro  
22 Tempore of the Senate.

23           C. Any vacancy on the Task Force shall be filled in the same  
24 manner as the original appointment.

1 D. The Chair shall be appointed by the Speaker of the House of  
2 Representatives. The Vice-Chair shall be appointed by the President  
3 Pro Tempore of the Senate. The Chair shall convene the first  
4 meeting of the Task Force. The members of the Task Force shall  
5 elect any other officers as they may deem necessary. The Task Force  
6 shall meet as often as necessary. Members of the Task Force shall  
7 serve without compensation. Nonlegislative Task Force members  
8 employed by the state shall be reimbursed for travel expenses  
9 related to their service on the Task Force by their appointing  
10 authority in accordance with the provisions of the State Travel  
11 Reimbursement Act. Legislative members of the Task Force shall be  
12 reimbursed for their necessary travel expenses incurred in the  
13 performance of their duties in accordance with Section 456 of Title  
14 74 of the Oklahoma Statutes.

15 E. Administrative support for the Task Force shall be provided  
16 by the Department of Transportation to be supplemented, if  
17 necessary, by the staff of the Oklahoma House of Representatives and  
18 the State Senate. All participating state agencies shall provide  
19 for any administrative support as requested by the Task Force.

20 F. The Task Force shall study, receive testimony, deliberate  
21 upon and make recommendations on all aspects concerning the effect  
22 of inflation on highway and bridge construction and maintenance.

23 G. The Task Force shall report its findings and recommendations  
24 to the Governor, the Oklahoma House of Representatives, and the

1 State Senate on or before February 1, 2010. The report shall be  
2 prepared by the staff of the Department of Transportation.

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

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