

THE HOUSE OF REPRESENTATIVES  
Tuesday, March 30, 2010

Committee Substitute for  
ENGROSSED  
Senate Bill No. 1940

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 1940 - By:  
MARLATT of the Senate and SANDERS of the House.

An Act relating to roads, bridges and ferries; amending 69 O.S. 2001, Section 633, as last amended by Section 2, Chapter 231, O.S.L. 2009 (69 O.S. Supp. 2009, Section 633), which relates to bidding road contracts; modifying certain requirements for contracts relating to engineering plans; and declaring an emergency.

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

1           SECTION 1.   AMENDATORY   69 O.S. 2001, Section 633, as last amended by  
2 Section 2, Chapter 231, O.S.L. 2009 (69 O.S. Supp. 2009, Section 633), is amended to  
3 read as follows:  
4           Section 633. A. When any culvert or bridge is to be constructed at an estimated  
5 cost of One Hundred Fifty Thousand Dollars (\$150,000.00) or more, or any culvert or  
6 bridge reconstruction is to be accomplished at an estimated cost of One Hundred Fifty  
7 Thousand Dollars (\$150,000.00) or more, or grade-and-drainage project is to be  
8 developed, or reconstruction, replacement or major repairs are to be accomplished by the  
9 board of county commissioners acting alone or in cooperation with the state or federal  
10 government, at an estimated cost of ~~Three Hundred Thousand Dollars (\$300,000.00)~~

1 Four Hundred Thousand Dollars (\$400,000.00) or more, in either event, engineering  
2 plans and specifications shall be prepared by the county engineer to insure sound  
3 engineering practices. The project shall be advertised for bids pursuant to Section 1101  
4 of this title, and the contract shall be let only after notice at a public letting. If the  
5 construction work can be completed for a cost below or equal to the estimate of the  
6 engineer or below any bid submitted at a public letting and so entered in its journal,  
7 nothing in this title shall prevent the board from causing the same to be built by day  
8 labor, force account, and purchase by the county of materials as provided by law.

9 B. If the board of county commissioners deems it necessary, it may consult and seek  
10 the advice of the Department of Transportation regarding the design, construction and  
11 maintenance of the project, and the Department of Transportation may furnish advice for  
12 any of the projects to insure sound engineering practices. If provided, the services shall  
13 be furnished without cost or expense to the county.

14 C. The board may authorize the county clerk to draw warrants for the amount of  
15 payrolls for labor furnished under the day labor system, when the payrolls are certified  
16 to as correct by the engineer or person in charge of the work, and the payroll shall be  
17 passed upon by the board following certification.

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

21 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION, dated 03-29-10 -  
22 DO PASS, As Amended.

UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.