

1 STATE OF OKLAHOMA

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

3 SENATE BILL 838

By: Leftwich

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5  
6 AS INTRODUCED

7 An Act relating to cities and towns; amending 11 O.S.  
8 2001, Section 22-117, as amended by Section 1,  
9 Chapter 132, O.S.L. 2006 (11 O.S. Supp. 2008, Section  
10 22-117), which relates to traffic ordinances and  
11 regulations; authorizing certain municipalities to  
12 enact certain ordinances to enforce certain traffic  
13 violations; providing for penalties; and providing an  
14 effective date.

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

16 SECTION 1. AMENDATORY 11 O.S. 2001, Section 22-117, as  
17 amended by Section 1, Chapter 132, O.S.L. 2006 (11 O.S. Supp. 2008,  
18 Section 22-117), is amended to read as follows:

19 Section 22-117. A. The municipal governing body may establish  
20 ordinances and regulations governing the operation of motor vehicles  
21 and traffic upon the roads and streets within the municipality in  
22 the manner provided by, and not inconsistent with, state law. An  
23 ordinance or regulation shall be consistent with state law if it is  
24 reasonably related to traffic safety or control or flow of traffic  
and does not contradict a specific provision of state law. The  
governing body may also regulate and prevent racing and fast

1 driving, and all games, practices or amusements likely to result in  
2 damage to any person or property, in the streets, highways, alleys,  
3 bridges, sidewalks or other places in the municipality, and riding  
4 or driving over or upon the sidewalks of the municipality.

5 B. Any municipal governing body which establishes ordinances  
6 and regulations governing school zone speed limits, shall place  
7 school zone signs designating the beginning and end of the zone on  
8 the side or in the center of the roadway. Such end zone signing  
9 shall be as follows:

10 1. On roadways of two driving lanes, only the end zone signing  
11 may be on either side of the roadway or in the center of the  
12 roadway; and

13 2. On roadways in excess of two driving lanes, the end zone  
14 signing shall be on the right side of the roadway or in the center  
15 of the roadway if said roadway is divided by a median.

16 C. Any municipal governing body with a population in excess of  
17 three hundred thousand (300,000) persons according to the latest  
18 federal decennial census, may enact ordinances and regulations to  
19 create an automated electronic traffic control system. Such system  
20 shall establish a civil system or procedure, or both, with civil  
21 penalties to enforce traffic regulations concerning violations of  
22 traffic control devices at intersections. Such ordinances or  
23 regulations, or both, shall include the following:

24 1. A written notice of violations;

1        2. An opportunity for an administrative hearing; and

2        3. An administrative appeal process for any person alleged to  
3 owe a fee; provided, however, the administrative appeal shall be  
4 conducted by a person and/or board that is not employed, compensated  
5 and/or subject to the direct supervision of the same department of  
6 that municipality that issued the violation.

7        SECTION 2. This act shall become effective November 1, 2009.

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9        52-1-437            JT            3/6/2009 7:07:24 AM