

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

HOUSE BILL 2451

By: Lepak

AS INTRODUCED

An Act relating to municipalities; amending 11 O.S. 2011, Section 36-113, as amended by Section 1, Chapter 129, O.S.L. 2012 (11 O.S. Supp. 2015, Section 36-113), which relates to the construction, improvement, repair and maintenance of municipal streets; removing certain population cap; and providing an effective date.

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

SECTION 1. AMENDATORY 11 O.S. 2011, Section 36-113, as amended by Section 1, Chapter 129, O.S.L. 2012 (11 O.S. Supp. 2015, Section 36-113), is amended to read as follows:

Section 36-113. A. The Department of Transportation may, or the board of county commissioners of any county or federally recognized tribal government shall, by agreement with the governing body of a municipality having a population of less than five thousand (5,000) persons, construct, improve, repair or maintain any of the streets of the municipality.

B. The board of county commissioners may construct, improve, repair, or maintain any of the streets of a municipality having a

1 population of less than five thousand (5,000) persons subject to
2 agreement between the governing bodies of the county and the
3 municipality without regard to whether the municipality has passed a
4 sales tax with proceeds earmarked to construct, improve, repair or
5 maintain any of the streets or roadways of such municipality.

6 C. The board of county commissioners may construct, improve,
7 repair or maintain any of the streets of a municipality having a
8 population of greater than five thousand (5,000) persons ~~but less~~
9 ~~than fifteen thousand (15,000) persons~~ if the municipality has
10 passed a sales tax with the proceeds earmarked to construct,
11 improve, repair or maintain any of the streets or roadways of such
12 municipality.

13 D. The board of county commissioners may construct, improve,
14 repair, or maintain any of the streets of a municipality if the
15 county has a population in excess of five hundred thousand (500,000)
16 persons according to the most recent Federal Decennial Census. The
17 agreements entered into pursuant to the provisions of this
18 subsection may be performed without regard to whether the
19 municipality has passed a sales tax with proceeds earmarked to
20 construct, improve, repair or maintain any of the streets or
21 roadways of such municipality.

22 SECTION 2. This act shall become effective November 1, 2016.

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