

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                   STATE OF OKLAHOMA

3                   1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1464

By: Echols of the House

and

Dahm of the Senate

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10                   COMMITTEE SUBSTITUTE

11                   An Act relating to cities and towns; amending 11 O.S.  
12                   2011, Section 36-113, as amended by Section 1,  
13                   Chapter 129, O.S.L. 2012 (11 O.S. Supp. 2016, Section  
14                   36-113), which relates to streets and roads;  
15                   modifying certain population requirement; and  
16                   providing an effective date.

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

18                   SECTION 1.           AMENDATORY           11 O.S. 2011, Section 36-113, as  
19                   amended by Section 1, Chapter 129, O.S.L. 2012 (11 O.S. Supp. 2016,  
20                   Section 36-113), is amended to read as follows:

21                   Section 36-113. A. The Department of Transportation may, or  
22                   the board of county commissioners of any county or federally  
23                   recognized tribal government shall, by agreement with the governing  
24                   body of a municipality having a population less than five thousand

1 (5,000), construct, improve, repair or maintain any of the streets  
2 of the municipality.

3 B. The board of county commissioners may construct, improve,  
4 repair, or maintain any of the streets of a municipality having a  
5 population of less than five thousand (5,000) persons subject to  
6 agreement between the governing bodies of the county and the  
7 municipality without regard to whether the municipality has passed a  
8 sales tax with proceeds earmarked to construct, improve, repair or  
9 maintain any of the streets or roadways of such municipality.

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

17 D. The board of county commissioners may construct, improve,  
18 repair, or maintain any of the streets of a municipality if the  
19 county has a population in excess of ~~five hundred thousand (500,000)~~  
20 one hundred thousand (100,000) persons according to the most recent  
21 Federal Decennial Census. The agreements entered into pursuant to  
22 the provisions of this subsection may be performed without regard to  
23 whether the municipality has passed a sales tax with proceeds  
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1 earmarked to construct, improve, repair or maintain any of the  
2 streets or roadways of such municipality.

3 SECTION 2. This act shall become effective November 1, 2017.

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5 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION, dated 02/21/2017 -  
6 DO PASS, As Amended and Coauthored.

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