

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4

February 20, 2018

AS AMENDED

SENATE BILL NO. 1138

By: Bice

```
[ railroads - crossing construction requirements -
effective date ]
```

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

SECTION 1. AMENDATORY 69 O.S. 2011, Section 601, is amended to read as follows:

Section 601. A. The county highway system shall be composed of all public roads within any county, less any part of any road or roads which may be designated as a state highway by the State Transportation Commission. It shall be the duty of the board of county commissioners in each county to construct and maintain as county highways those roads which best serve the most people of the county. For this purpose the board of county commissioners is authorized to use any funds which are in the county highway fund, subject to statutory restrictions on the use of any of such funds, together with any money or item of value derived from any agreement entered into between the county and the Transportation Commission, the federal government, this state, any other county or political subdivision of this state or other governmental entity, or any

1 citizen or group of citizens who have made donations for that
2 purpose. The boards of county commissioners of the various counties
3 shall have exclusive jurisdiction over the designation, construction
4 and maintenance and repair of all of the county highways and bridges
5 therein. Where a railway company crosses a public road, the railway
6 company shall improve the space between its tracks, and two (2) feet
7 on either side thereof, in the same manner that the remainder of the
8 road is to be improved, or with such other material as the county
9 commissioners may require. All interlocal cooperation agreements
10 made pursuant to this section between counties and those political
11 subdivisions or citizens of a county shall be submitted to the
12 district attorney of each of the counties subject to the agreement
13 for approval. All other interlocal cooperation agreements shall be
14 submitted and approved in accordance with Sections 1001 through 1008
15 of Title 74 of the Oklahoma Statutes.

16 B. The boards of county commissioners are hereby authorized to
17 establish road improvement districts as provided by law for existing
18 roads in the unincorporated areas of counties. The boards of county
19 commissioners may also have improvements made on existing roads in
20 unincorporated areas of counties on a force account basis.

21 SECTION 2. This act shall become effective November 1, 2018.

22 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION
23 February 20, 2018 - DO PASS AS AMENDED
24