

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 SENATE BILL 1138

By: Bice

7 AS INTRODUCED

8 An Act relating to railroads; amending 69 O.S. 2011,  
9 Section 601, which relates to crossing construction  
10 requirements; limiting the space where crossing  
construction is required; and providing an effective  
date.

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

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

16 Section 601. A. The county highway system shall be composed of  
17 all public roads within any county, less any part of any road or  
18 roads which may be designated as a state highway by the State  
19 Transportation Commission. It shall be the duty of the board of  
20 county commissioners in each county to construct and maintain as  
21 county highways those roads which best serve the most people of the  
22 county. For this purpose the board of county commissioners is  
23 authorized to use any funds which are in the county highway fund,  
24 subject to statutory restrictions on the use of any of such funds,

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

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

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

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