

OKLAHOMA HOUSE OF REPRESENTATIVES
COMMITTEE REPORT

5/17/2021 7:54:01 PM

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET COMMITTEE

HB2892

By: Wallace et al of the House
Thompson et al of the Senate

Title: Appropriations and budget; Budget Implementation Act of 2021;
effective date.

Coauthored By:

Recommendation: **DO PASS AS AMENDED BY CS**

Amendments:

1. Committee Substitute Attached



Chr.
Representative Kevin Wallace

YEAS: 33

Baker, Bennett, Blancett, Boatman, Dills, Echols, Fetgatter, Ford, Hilbert, Hill, Kannady, Lawson, Lepak, Martinez, McBride, McDugle, McEntire, Miller, Mize, Munson, Newton, Nichols, Osburn, Pfeiffer, Roberts (D), Russ, Sterling, Strom, Virgin, Walke, Wallace, West (J), West (T)

NAYS: 0

CONSTITUTIONAL PRIVILEGE: 0

**OKLAHOMA STATE SENATE
JOINT
COMMITTEE REPORT**

May 17, 2021

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

HB 2892

By: Wallace of the House and Thompson of the Senate

Title: Appropriations and budget; Budget Implementation Act of 2021;
effective date.

Recommendation: **DO PASS AS AMENDED**

Aye: Brooks, Dossett (J.J.), Dugger, Floyd, Haste, Howard, Jech, Kidd, Kirt,
Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino,
Simpson, Weaver, Hall, Thompson

Nay:

Constitutional Privilege:

Senator Roger Thompson, Chair

Committee Substitute, motion by Senator HALL - Adopted (Request No: 8292)

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

COMMITTEE SUBSTITUTE
FOR

HOUSE BILL NO. 2892

By: Wallace and Hilbert of the
House

and

Thompson and Hall of the
Senate

COMMITTEE SUBSTITUTE

An Act relating to transportation; amending 47 O.S. 2011, Section 1104, as last amended by Section 2, Chapter 153, O.S.L. 2020 (47 O.S. Supp. 2020, Section 1104), which relates to apportionment of Oklahoma Vehicle License and Registration Act collections; modifying certain apportionment for future fiscal years; requiring certain amounts be distributed utilizing certain formulas for certain fiscal years; clarifying language; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 1104, as last amended by Section 2, Chapter 153, O.S.L. 2020 (47 O.S. Supp. 2020, Section 1104), is amended to read as follows:

Section 1104. A. Unless otherwise provided by law, all fees, taxes and penalties collected or received pursuant to the Oklahoma Vehicle License and Registration Act or Section 1-101 et seq. of

1 this title shall be apportioned and distributed monthly by the
2 Oklahoma Tax Commission in accordance with this section.

3 B. 1. The following percentages of the monies referred to in
4 subsection A of this section shall be apportioned to the various
5 school districts in accordance with paragraph 2 of this subsection:

- 6 a. from October 1, 2000, until June 30, 2001, thirty-five
7 and forty-six one-hundredths percent (35.46%),
- 8 b. for the year beginning July 1, 2001, and ending June
9 30, 2002, thirty-five and ninety-one one-hundredths
10 percent (35.91%),
- 11 c. for the year beginning July 1, 2002, through the year
12 ending on June 30, 2015, thirty-six and twenty one-
13 hundredths percent (36.20%),
- 14 d. for the year beginning July 1, 2015, through the year
15 ending on June 30, 2019, thirty-six and twenty one-
16 hundredths percent (36.20%), but in no event shall the
17 amount apportioned in any fiscal year pursuant to this
18 subparagraph exceed the total amount apportioned for
19 the fiscal year ending on June 30, 2015. Any amounts
20 in excess of such limitation shall be placed to the
21 credit of the General Revenue Fund, and
- 22 e. for the year beginning July 1, 2019, and all
23 subsequent years, thirty-six and twenty one-hundredths
24 percent (36.20%), but in no event shall the amount

1 apportioned in any fiscal year pursuant to this
2 subparagraph exceed the total amount apportioned for
3 the fiscal year ending on June 30, 2015. Any amounts
4 in excess of such limitation shall be placed to the
5 credit of the Rebuilding Oklahoma Access and Driver
6 Safety Fund created in Section 1521 of Title 69 of the
7 Oklahoma Statutes.

8 2. The monies apportioned pursuant to subparagraphs a through e
9 of paragraph 1 of this subsection shall be apportioned to the
10 various school districts so that each district shall receive an
11 amount based upon the proportion that each district's average daily
12 attendance bears to the total average daily attendance of those
13 districts entitled to receive funds pursuant to this section as
14 certified by the State Department of Education.

15 Each district's allocation of funds shall be remitted to the
16 county treasurer of the county wherein the administrative
17 headquarters of the district are located.

18 No district shall be eligible for the funds herein provided
19 unless the district makes an ad valorem tax levy of fifteen (15)
20 mills and maintains nine (9) years of instruction and pursuant to
21 the rules of the State Board of Education, is authorized to maintain
22 ten (10) years of instruction.

23 C. The following percentages of the monies referred to in
24 subsection A of this section shall be remitted to the State

1 Treasurer to be credited to the General Revenue Fund of the State
2 Treasury:

3 1. From October 1, 2000, until June 30, 2001, forty-five and
4 ninety-seven one-hundredths percent (45.97%);

5 2. For the year beginning July 1, 2001, and ending June 30,
6 2002, forty-five and twenty-nine one-hundredths percent (45.29%);

7 3. For the year beginning July 1, 2002, and for the subsequent
8 fiscal years ending June 30, 2007, forty-four and eighty-four one-
9 hundredths percent (44.84%);

10 4. For the year beginning July 1, 2007, and ending June 30,
11 2008, thirty-nine and eighty-four one-hundredths percent (39.84%);

12 5. For the year beginning July 1, 2008, and ending June 30,
13 2009, thirty-four and eighty-four one-hundredths percent (34.84%);

14 6. For the period beginning July 1, 2009, and ending December
15 31, 2012, twenty-nine and eighty-four one-hundredths percent
16 (29.84%);

17 7. For the period beginning January 1, 2013, and ending June
18 30, 2013, twenty-nine and thirty-four one-hundredths percent
19 (29.34%);

20 8. For the year beginning July 1, 2013, and ending June 30,
21 2014, twenty-six and eighty-four one-hundredths percent (26.84%);
22 and
23
24

1 9. For the year beginning July 1, 2014, through the year ending
2 June 30, 2019, twenty-four and eighty-four one-hundredths percent
3 (24.84%).

4 D. The following percentages of the monies referred to in
5 subsection A of this section shall be remitted to the State
6 Treasurer to be credited to the State Transportation Fund:

7 1. From October 1, 2000, until June 30, 2001, thirty one-
8 hundredths percent (0.30%);

9 2. For the year beginning July 1, 2001, through the year ending
10 on June 30, 2015, thirty-one one-hundredths percent (0.31%);

11 3. For the year beginning July 1, 2015, through the year ending
12 on June 30, 2019, thirty-one one-hundredths percent (0.31%), but in
13 no event shall the amount apportioned in any fiscal year pursuant to
14 this paragraph exceed the total amount apportioned for the fiscal
15 year ending on June 30, 2015. Any amounts in excess of such
16 limitation shall be placed to the credit of the General Revenue
17 Fund; and

18 4. For the year beginning July 1, 2019, and all subsequent
19 years, thirty-one one-hundredths percent (0.31%), but in no event
20 shall the amount apportioned in any fiscal year pursuant to this
21 paragraph exceed the total amount apportioned for the fiscal year
22 ending on June 30, 2015. Any amounts in excess of such limitation
23 shall be placed to the credit of the Rebuilding Oklahoma Access and
24

1 Driver Safety Fund created in Section 1521 of Title 69 of the
2 Oklahoma Statutes.

3 E. 1. The following percentages of the monies referred to in
4 subsection A of this section shall be apportioned to the various
5 counties as set forth in paragraph 2 of this section:

6 a. from October 1, 2000, until June 30, 2001, seven and
7 nine one-hundredths percent (7.09%),

8 b. for the year beginning July 1, 2001, and ending June
9 30, 2002, seven and eighteen one-hundredths percent
10 (7.18%),

11 c. for the year beginning July 1, 2002, through the year
12 ending on June 30, 2015, seven and twenty-four one-
13 hundredths percent (7.24%),

14 d. for the year beginning July 1, 2015, through the year
15 ending on June 30, 2019, seven and twenty-four one-
16 hundredths percent (7.24%), but in no event shall the
17 amount apportioned in any fiscal year pursuant to this
18 subparagraph exceed the total amount apportioned for
19 the fiscal year ending on June 30, 2015. Any amounts
20 in excess of such limitation shall be placed to the
21 credit of the General Revenue Fund, and

22 e. for the year beginning July 1, 2019, and all
23 subsequent years, seven and twenty-four one-hundredths
24 percent (7.24%), but in no event shall the amount

1 apportioned in any fiscal year pursuant to this
2 subparagraph exceed the total amount apportioned for
3 the fiscal year ending on June 30, 2015. Any amounts
4 in excess of such limitation shall be placed to the
5 credit of the Rebuilding Oklahoma Access and Driver
6 Safety Fund created in Section 1521 of Title 69 of the
7 Oklahoma Statutes.

8 2. The monies apportioned pursuant to subparagraphs a through e
9 of paragraph 1 of this subsection shall be apportioned as follows:
10 forty percent (40%) of such sum shall be distributed to the various
11 counties in that proportion which the county road mileage of each
12 county bears to the entire state road mileage as certified by the
13 Transportation Commission and the remaining sixty percent (60%) of
14 such sum shall be distributed to the various counties on the basis
15 which the population and area of each county bears to the total
16 population and area of the state. The population shall be as shown
17 by the last Federal Census or the most recent annual estimate
18 provided by the United States Bureau of the Census. The funds shall
19 be used for the purpose of constructing and maintaining county
20 highways; provided, however, the county treasurer may deposit so
21 much of the funds in the sinking fund as may be necessary for the
22 retirement of interest and annual accrual of indebtedness created by
23 the issuance of county or township bonds for road purposes. Such
24

1 deposits to the sinking fund shall not exceed forty percent (40%) of
2 the funds allocated to a county pursuant to this paragraph.

3 F. 1. The following percentages of the monies referred to in
4 subsection A of this section shall be remitted to the county
5 treasurers of the respective counties and by them deposited in a
6 separate special revenue fund to be used by the county commissioners
7 in accordance with paragraph 2 of this subsection:

8 a. from October 1, 2000, until June 30, 2001, two and
9 fifty-three one-hundredths percent (2.53%),

10 b. for the year beginning July 1, 2001, and ending June
11 30, 2002, two and fifty-six one-hundredths percent
12 (2.56%),

13 c. for the year beginning July 1, 2002, through the year
14 ending on June 30, 2015, two and fifty-nine one-
15 hundredths percent (2.59%),

16 d. for the year beginning July 1, 2015, through the year
17 ending on June 30, 2019, two and fifty-nine one-
18 hundredths percent (2.59%), but in no event shall the
19 amount apportioned in any fiscal year pursuant to this
20 subparagraph exceed the total amount apportioned for
21 the fiscal year ending on June 30, 2015. Any amounts
22 in excess of such limitation shall be placed to the
23 credit of the General Revenue Fund, and
24

1 e. for the year beginning July 1, 2019, and all
2 subsequent years, two and fifty-nine one-hundredths
3 percent (2.59%), but in no event shall the amount
4 apportioned in any fiscal year pursuant to this
5 subparagraph exceed the total amount apportioned for
6 the fiscal year ending on June 30, 2015. Any amounts
7 in excess of such limitation shall be placed to the
8 credit of the Rebuilding Oklahoma Access and Driver
9 Safety Fund created in Section 1521 of Title 69 of the
10 Oklahoma Statutes.

11 2. The monies apportioned pursuant to subparagraphs a through e
12 of paragraph 1 of this subsection shall be used for the primary
13 purpose of matching federal funds for the construction of federal
14 aid projects on county roads, or constructing and maintaining county
15 or township highways and permanent bridges of such counties. The
16 distribution of monies apportioned by this paragraph shall be made
17 upon the basis of the current formula based upon road mileage, area
18 and population as related to county road improvement and maintenance
19 costs. Provided, however, the Department of Transportation may
20 update the formula factors from time to time as necessary to account
21 for changing conditions.

22 G. 1. The following percentages of the monies referred to in
23 subsection A of this section shall be transmitted by the Tax
24

1 Commission to the various counties as set forth in paragraph 2 of
2 this subsection:

- 3 a. from October 1, 2000, until June 30, 2001, three and
4 fifty-five one-hundredths percent (3.55%),
- 5 b. for the year beginning July 1, 2001, and ending June
6 30, 2002, three and fifty-nine one-hundredths percent
7 (3.59%),
- 8 c. for the year beginning July 1, 2002, through the year
9 ending on June 30, 2015, three and sixty-two one-
10 hundredths percent (3.62%),
- 11 d. for the year beginning July 1, 2015, through the year
12 ending on June 30, 2019, three and sixty-two one-
13 hundredths percent (3.62%), but in no event shall the
14 amount apportioned in any fiscal year pursuant to this
15 subparagraph exceed the total amount apportioned for
16 the fiscal year ending on June 30, 2015. Any amounts
17 in excess of such limitation shall be placed to the
18 credit of the General Revenue Fund, and
- 19 e. for the year beginning July 1, 2019, and all
20 subsequent years, three and sixty-two one-hundredths
21 percent (3.62%), but in no event shall the amount
22 apportioned in any fiscal year pursuant to this
23 subparagraph exceed the total amount apportioned for
24 the fiscal year ending on June 30, 2015. Any amounts

1 in excess of such limitation shall be placed to the
2 credit of the Rebuilding Oklahoma Access and Driver
3 Safety Fund created in Section 1521 of Title 69 of the
4 Oklahoma Statutes.

5 2. The monies apportioned pursuant to subparagraphs a through e
6 of paragraph 1 of this subsection shall be transmitted to the
7 various counties on the basis of a formula to be developed by the
8 Department of Transportation. Such formula shall be similar to that
9 currently used for the distribution of County Bridge Program Funds,
10 but also taking into consideration the effect of terrain and traffic
11 volume as related to county road improvement and maintenance costs.
12 Provided, however, the Department of Transportation may update the
13 formula factors from time to time as necessary to account for
14 changing conditions. The funds shall be transmitted to the various
15 county treasurers to be deposited in the county highway fund of
16 their respective counties.

17 H. 1. The following percentages of the monies referred to in
18 subsection A of this section shall be apportioned to the various
19 counties as set forth in paragraph 2 of this subsection:

- 20 a. from October 1, 2000, until June 30, 2001, eighty-one
21 one-hundredths percent (0.81%),
22 b. for the year beginning July 1, 2001, and ending June
23 30, 2002, eighty-two one-hundredths percent (0.82%),
24

- 1 c. for the year beginning July 1, 2002, through the year
2 ending on June 30, 2015, eighty-three one-hundredths
3 percent (0.83%),
- 4 d. for the year beginning July 1, 2015, through the year
5 ending on June 30, 2019, eighty-three one-hundredths
6 percent (0.83%), but in no event shall the amount
7 apportioned in any fiscal year pursuant to this
8 subparagraph exceed the total amount apportioned for
9 the fiscal year ending on June 30, 2015. Any amounts
10 in excess of such limitation shall be placed to the
11 credit of the General Revenue Fund, and
- 12 e. for the year beginning July 1, 2019, and all
13 subsequent years, eighty-three one-hundredths percent
14 (0.83%), but in no event shall the amount apportioned
15 in any fiscal year pursuant to this subparagraph
16 exceed the total amount apportioned for the fiscal
17 year ending on June 30, 2015. Any amounts in excess
18 of such limitation shall be placed to the credit of
19 the Rebuilding Oklahoma Access and Driver Safety Fund
20 created in Section 1521 of Title 69 of the Oklahoma
21 Statutes.

22 2. The monies apportioned pursuant to subparagraphs a through e
23 of paragraph 1 of this subsection shall be apportioned to the
24

1 various counties based upon the proportion that each county's
2 population bears to the total state population.

3 Each county's allocation of funds shall be remitted to the
4 various county treasurers to be deposited in the general fund of the
5 county and used for the support of county government.

6 I. 1. The following percentages of the monies referred to in
7 subsection A of this section shall be apportioned to the various
8 cities and incorporated towns as set forth in paragraph 2 of this
9 subsection:

10 a. from October 1, 2000, until June 30, 2001, three and
11 four one-hundredths percent (3.04%),

12 b. for the year beginning July 1, 2001, and ending June
13 30, 2002, three and eight one-hundredths percent
14 (3.08%),

15 c. for the year beginning July 1, 2002, through the year
16 ending on June 30, 2015, three and ten one-hundredths
17 percent (3.10%),

18 d. for the year beginning July 1, 2015, through the year
19 ending on June 30, 2019, three and ten one-hundredths
20 percent (3.10%), but in no event shall the amount
21 apportioned in any fiscal year pursuant to this
22 subparagraph exceed the total amount apportioned for
23 the fiscal year ending on June 30, 2015. Any amounts
24

1 in excess of such limitation shall be placed to the
2 credit of the General Revenue Fund, and
3 e. for the year beginning July 1, 2019, and all
4 subsequent years, three and ten one-hundredths percent
5 (3.10%), but in no event shall the amount apportioned
6 in any fiscal year pursuant to this subparagraph
7 exceed the total amount apportioned for the fiscal
8 year ending on June 30, 2015. Any amounts in excess
9 of such limitation shall be placed to the credit of
10 the Rebuilding Oklahoma Access and Driver Safety Fund
11 created in Section 1521 of Title 69 of the Oklahoma
12 Statutes.

13 2. The monies apportioned pursuant to subparagraphs a through e
14 of paragraph 1 of this subsection shall be apportioned to the
15 various cities and incorporated towns based upon the proportion that
16 each city or incorporated town's population bears to the total
17 population of all cities and incorporated towns in the state. Such
18 funds shall be remitted to the various county treasurers for
19 allocation to the various cities and incorporated towns. All such
20 funds shall be used for the construction, maintenance, repair,
21 improvement and lighting of streets and alleys. Provided, however,
22 the governing board of any city or town may, with the approval of
23 the county excise board, transfer any surplus funds to the general
24

1 revenue fund of such city or town whenever an emergency requires
2 such a transfer.

3 J. The following percentages of the monies referred to in
4 subsection A of this section shall be remitted to the State
5 Treasurer to be credited to the Oklahoma Law Enforcement Retirement
6 Fund:

7 1. From October 1, 2000, until June 30, 2001, one and twenty-
8 two one-hundredths percent (1.22%);

9 2. For the year beginning July 1, 2001, and ending June 30,
10 2002, one and twenty-three one-hundredths percent (1.23%); and

11 3. For the year beginning July 1, 2002, and all subsequent
12 years, one and twenty-four one-hundredths percent (1.24%).

13 K. Three one-hundredths of one percent (3/100 of 1%) of the
14 monies referred to in subsection A of this section shall be remitted
15 to the State Treasurer to be credited to the Wildlife Conservation
16 Fund. Seventy-five percent (75%) of the funds shall be used for
17 fish habitat restoration and twenty-five percent (25%) of the funds
18 shall be used in the fish hatchery system for fish production.

19 L. 1. For the year beginning July 1, 2007, and ending June 30,
20 2008, five percent (5%) of monies referred to in subsection A of
21 this section shall be remitted to the State Treasurer to be credited
22 to the County Improvements for Roads and Bridges Fund as created in
23 Section 507 of Title 69 of the Oklahoma Statutes.

1 2. For the year beginning July 1, 2008, and ending June 30,
2 2009, ten percent (10%) of monies referred to in subsection A of
3 this section shall be remitted to the State Treasurer to be credited
4 to the County Improvements for Roads and Bridges Fund as created in
5 Section 507 of Title 69 of the Oklahoma Statutes.

6 3. For the period beginning July 1, 2009, and ending December
7 31, 2012, fifteen percent (15%) of monies referred to in subsection
8 A of this section shall be remitted to the State Treasurer to be
9 credited to the County Improvements for Roads and Bridges Fund as
10 created in Section 507 of Title 69 of the Oklahoma Statutes.

11 4. For the period beginning January 1, 2013, and ending June
12 30, 2013, fifteen and fifty one-hundredths percent (15.50%) of
13 monies referred to in subsection A of this section shall be remitted
14 to the State Treasurer to be credited to the County Improvements for
15 Roads and Bridges Fund as created in Section 507 of Title 69 of the
16 Oklahoma Statutes.

17 5. For the year beginning July 1, 2013, and ending June 30,
18 2014, eighteen percent (18%) of monies referred to in subsection A
19 of this section shall be remitted to the State Treasurer to be
20 credited to the County Improvements for Roads and Bridges Fund as
21 created in Section 507 of Title 69 of the Oklahoma Statutes.

22 6. For the year beginning July 1, 2014, twenty percent (20%) of
23 monies referred to in subsection A of this section shall be remitted
24 to the State Treasurer to be credited to the County Improvements for

1 Roads and Bridges Fund as created in Section 507 of Title 69 of the
2 Oklahoma Statutes.

3 7. For the year beginning July 1, 2015, through the year ending
4 on June 30, 2019, twenty percent (20%) of monies referred to in
5 subsection A of this section shall be remitted to the State
6 Treasurer to be credited to the County Improvements for Roads and
7 Bridges Fund as created in Section 507 of Title 69 of the Oklahoma
8 Statutes, but in no event shall the total amount apportioned in any
9 fiscal year pursuant to this paragraph exceed One Hundred Twenty
10 Million Dollars (\$120,000,000.00). Any amounts in excess of One
11 Hundred Twenty Million Dollars (\$120,000,000.00) shall be placed to
12 the credit of the General Revenue Fund.

13 8. a. Except as provided in subparagraph b of this
14 paragraph, for the year beginning July 1, 2019, and
15 all subsequent years, twenty percent (20%) of monies
16 referred to in subsection A of this section shall be
17 remitted to the State Treasurer to be credited to the
18 County Improvements for Roads and Bridges Fund as
19 created in Section 507 of Title 69 of the Oklahoma
20 Statutes, but in no event shall the total amount
21 apportioned in any fiscal year pursuant to this
22 paragraph exceed One Hundred Twenty Million Dollars
23 (\$120,000,000.00). Any amounts in excess of One
24 Hundred Twenty Million Dollars (\$120,000,000.00) shall

1 be placed to the credit of the Rebuilding Oklahoma
2 Access and Driver Safety Fund created in Section 1521
3 of Title 69 of the Oklahoma Statutes; and

4 b. ~~For~~

5 (1) for the fiscal year ending June 30, 2021
6 beginning July 1, 2021, through the fiscal year
7 ending June 30, 2026, the Oklahoma Tax Commission
8 shall remit ~~thirty-five percent (35%)~~ twenty-five
9 percent (25%) of the monthly allocation,
10 otherwise scheduled to be credited to the County
11 Improvements for Roads and Bridges Fund, to the
12 various counties of the state. The Commission
13 shall distribute such funds monthly to each
14 county treasurer ~~in the same manner as monies are~~
15 ~~apportioned under the provisions of subparagraph~~
16 ~~b of paragraph 4 of subsection A of Section 500.6~~
17 ~~of Title 68 of the Oklahoma Statutes~~ as follows:

18 (a) one-third (1/3) of such funds shall be
19 distributed to the various counties in the
20 proportion which the area of each county
21 bears to the total area of the state,

22 (b) one-third (1/3) of such funds shall be
23 distributed to the various counties in the
24 proportion which the certified county road

1 miles of each county bear to the total sum
2 of county road miles in the state, and
3 (c) one-third (1/3) of such funds shall be
4 distributed to the various counties in the
5 proportion which the total replacement cost
6 for obsolete or deficient bridges according
7 to the most recent ODOT yearly Bridge
8 Summary Report for County Bridges for each
9 county bears to the total amount of such
10 cost for all such county bridges in the
11 state, and

12 (2) for the fiscal year beginning July 1, 2026, and
13 all subsequent fiscal years thereafter, the
14 Oklahoma Tax Commission shall remit twenty-five
15 percent (25%) of the monthly allocation,
16 otherwise scheduled to be credited to the County
17 Improvements for Roads and Bridges Fund, to the
18 various counties of the state. The Commission
19 shall distribute such funds monthly to each
20 county treasurer as follows:

21 (a) one-third (1/3) of such funds shall be
22 distributed to the various counties in the
23 proportion which the area of each county
24 bears to the total area of the state,

1 **(b) one-third (1/3) of such funds shall be**
2 **distributed to the various counties in the**
3 **proportion which the certified county road**
4 **miles of each county bear to the total sum**
5 **of county road miles in the state, and**

6 **(c) one-third (1/3) of such funds shall be**
7 **distributed to the various counties in the**
8 **proportion which the number of county**
9 **bridges in each county according to the ODOT**
10 **2020 Bridge Summary Report for County**
11 **Bridges bears to the total sum of county**
12 **bridges in the state according to such**
13 **report.**

14 Each county treasurer shall deposit such funds to the
15 county's county highway fund and such funds shall be used
16 for maintenance and operations. In no event shall the
17 total amount ~~of monies credited and remitted to the County~~
18 ~~Improvements for Roads and Bridges Fund and county highway~~
19 ~~funds during the fiscal year ending June 30, 2021,~~
20 apportioned in any fiscal year pursuant to the provisions
21 of subparagraphs a and b of this paragraph, exceed One
22 Hundred Twenty Million Dollars (\$120,000,000.00).

23 M. Twenty-four and eighty-four one-hundredths percent (24.84%)
24 of the monies referred to in subsection A of this section shall be

1 remitted to the State Treasurer to be credited to the Rebuilding
2 Oklahoma Access and Driver Safety Fund created in Section 1521 of
3 Title 69 of the Oklahoma Statutes.

4 N. Monies allocated to counties by this section may be
5 estimated by the county excise board in the budget for the county as
6 anticipated revenue to the extent of ninety percent (90%) of the
7 previous year's income from such source; provided, not more than
8 fifteen percent (15%) can be encumbered during any month.

9 O. Notwithstanding any other provisions of this section, for
10 the fiscal year beginning July 1, 2003, the first One Hundred
11 Thousand Dollars (\$100,000.00) of the monies collected or received
12 by the Tax Commission pursuant to the registration of motorcycles
13 and mopeds in this state shall be placed to the credit of the
14 Oklahoma Tax Commission Revolving Fund.

15 SECTION 2. This act shall become effective July 1, 2021.

16 SECTION 3. It being immediately necessary for the preservation
17 of the public peace, health or safety, an emergency is hereby
18 declared to exist, by reason whereof this act shall take effect and
19 be in full force from and after its passage and approval.

20
21 58-1-8318 JM 05/17/21
22
23
24