

1 ENGROSSED SENATE
2 BILL NO. 1309

By: Jech of the Senate

3 and

4 Johns of the House

5
6 An Act relating to roads and bridges; amending 69
7 O.S. 2021, Section 1521, as amended by Section 1,
8 Chapter 460, O.S.L. 2025 (69 O.S. Supp. 2025, Section
9 1521), which relates to the Rebuilding Oklahoma
10 Access and Driver Safety Fund; modifying certain
11 apportionment for certain fiscal years; updating
12 statutory language; providing an effective date; and
13 declaring an emergency.

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

15 SECTION 1. AMENDATORY 69 O.S. 2021, Section 1521, as
16 amended by Section 1, Chapter 460, O.S.L. 2025 (69 O.S. Supp. 2025,
17 Section 1521), is amended to read as follows:

18 Section 1521. A. There is hereby created in the State Treasury
19 a fund to be known as the "Rebuilding Oklahoma Access and Driver
20 Safety Fund" (ROADS Fund). The fund shall be a continuing fund, not
21 subject to fiscal year limitations, and shall consist of all
22 appropriations and transfers made by the Legislature. All monies
23 accruing to the credit of the fund are hereby appropriated and may
24 be budgeted and expended by the Department of Transportation for the
purposes authorized by subsection D of this section in amounts as
authorized by the ~~Oklahoma~~ Legislature. Expenditures from the fund

1 shall be made upon warrants issued by the State Treasurer against
2 claims filed as prescribed by law with the Director of the Office of
3 Management and Enterprise Services for approval and payment.

4 B. Beginning July 1, 2021, except for an amount equivalent to
5 the amount of revenue apportioned to the Rebuilding Oklahoma Access
6 and Driver Safety Fund pursuant to Section 500.4B of Title 68 and
7 Section 1104 of Title 47 of the Oklahoma Statutes and from other
8 sources apportioned to the ROADS Fund by law, there shall be
9 apportioned to the funds specified in this subsection from the
10 monies that would otherwise be apportioned to the General Revenue
11 Fund by Section 2352 of Title 68 of the Oklahoma Statutes from the
12 revenues derived pursuant to subsections A, B, and E of Section 2355
13 of Title 68 of the Oklahoma Statutes amounts as follows:

14 1. Subject to any reductions required by subsection C of this
15 section, there shall be apportioned to the Rebuilding Oklahoma
16 Access and Driver Safety Fund:

17 a. for the fiscal year beginning July 1, ~~2021~~ 2026, and
18 for each fiscal year thereafter, ~~Eighty~~ One Hundred
19 Million Dollars ~~(\$80,000,000.00)~~ (\$100,000,000.00),
20 which shall be allocated and used by the Department of
21 Transportation first for the purpose of making any
22 required payments for principal, interest, or other
23 costs of borrowing with respect to the obligations
24 issued for the Department pursuant to Section ~~341~~ 151

1 et seq. of Title 73 of the Oklahoma Statutes and after
2 any such required payment has been made then for the
3 purposes otherwise authorized by this section, plus

4 b. the total amount apportioned to the Rebuilding
5 Oklahoma Access and Driver Safety Fund for the
6 preceding fiscal year which, except for the amount
7 prescribed by subparagraph a of this paragraph, shall
8 be apportioned before any other amount is apportioned
9 pursuant to Section 2352 of Title 68 of the Oklahoma
10 Statutes, plus

11 c. an additional amount that is required in order for the
12 total apportionment to the Rebuilding Oklahoma Access
13 and Driver Safety Fund from all sources for such
14 fiscal year to equal:

15 (1) Five Hundred Seventy-five Million Dollars
16 (\$575,000,000.00) for the fiscal year beginning
17 July 1, 2021,

18 (2) Five Hundred Ninety Million Dollars
19 (\$590,000,000.00) for the fiscal year beginning
20 July 1, 2022, and

21 (3) Six Hundred Ten Million Dollars (\$610,000,000.00)
22 for the fiscal year beginning July 1, 2025, and
23 for each fiscal year thereafter.

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1 All amounts apportioned pursuant to this paragraph shall be
2 divided into twelve equal amounts to be apportioned each month
3 during the fiscal year except the amount specified in subparagraph a
4 of this paragraph which amount shall be allocated in its full amount
5 in cash not later than July 30 each year or such later date as may
6 be required in order for the amount to be allocated in cash; and

7 2. For each fiscal year after the apportionments required by
8 paragraph 1 of this subsection have been made:

9 a. the next Two Million Dollars (\$2,000,000.00) shall be
10 apportioned to the Oklahoma Tourism and Passenger Rail
11 Revolving Fund created pursuant to Section 325 of
12 Title 66 of the Oklahoma Statutes to be used for
13 capital and operating costs for the ~~"Heartland Flyer"~~
14 Heartland Flyer rail project, and

15 b. the next Three Million Dollars (\$3,000,000.00) shall
16 be apportioned to the Public Transit Revolving Fund
17 created pursuant to Section 4031 of this title to be
18 used for purposes authorized by law other than the
19 purpose described by subparagraph a of this paragraph.

20 All amounts apportioned pursuant to this paragraph shall be
21 divided into twelve equal amounts to be apportioned each month
22 during the fiscal year.

23 C. In the event that the Director of the Office of Management
24 and Enterprise Services declares a General Revenue Fund revenue

1 failure pursuant to Section 34.49 of Title 62 of the Oklahoma
2 Statutes, and agency allocations are reduced pursuant to the
3 provisions of Section 34.49 of Title 62 of the Oklahoma Statutes,
4 the amounts that would otherwise be apportioned to the ROADS Fund
5 by:

6 1. Subparagraph a of paragraph 1 of subsection B of this
7 section, only to the extent that the amount is not required for debt
8 service related to the obligations authorized pursuant to Section
9 ~~341~~ 151 et seq. of Title 73 of the Oklahoma Statutes, ~~Section 350 of~~
10 ~~Title 73 of the Oklahoma Statutes and Section 1 of Enrolled House~~
11 ~~Bill No. 2896 of the 1st Session of the 58th Oklahoma Legislature;~~

12 2. Subparagraphs b and c of paragraph 1 of subsection B of this
13 section; and

14 3. Subparagraphs a and b of paragraph 2 of subsection B of this
15 section,
16 shall be reduced by a percentage equal to that required of the
17 General Revenue Fund appropriations to state agencies and such
18 reductions shall occur during the entire fiscal year and for any
19 month during which such reductions are required by the Office of
20 Management and Enterprise Services and by the same percentage as
21 that required of the agencies for such General Revenue Fund
22 appropriations.

23 D. The Department of Transportation shall use the monies in the
24 Rebuilding Oklahoma Access and Driver Safety Fund for:

- 1 1. The construction and maintenance of state roads, bridges,
2 and highways;
- 3 2. The direct expenses of operating and maintaining the state
4 highway system, including bridges;
- 5 3. Direct expenses incurred in constructing, repairing, and
6 maintaining state highways, farm-to-market roads, county highways,
7 and bridges as authorized by law;
- 8 4. Matching federal funds;
- 9 5. The purchase of materials, tools, machinery, motor vehicles,
10 and equipment necessary or convenient for the construction and
11 maintenance of the state highway system and bridges;
- 12 6. Debt service incurred prior to January 1, 2006, for ~~Capital~~
13 ~~Improvement Program~~ Oklahoma Capitol Improvement Authority bonds
14 sold pursuant to Section 2001 of this title;
- 15 7. Debt service incurred by the Department on or after July 1,
16 2009, with respect to obligations authorized to be issued pursuant
17 to Section ~~341~~ 151 et seq. of Title 73 of the Oklahoma Statutes,
18 ~~Section 350 of Title 73 of the Oklahoma Statutes and Section 1 of~~
19 ~~Enrolled House Bill No. 2896 of the 1st Session of the 58th Oklahoma~~
20 ~~Legislature;~~ and
- 21 8. For fiscal years beginning on or after July 1, 2025, and
22 ending on or prior to June 30, 2033, Twenty Million Dollars
23 (\$20,000,000.00) per fiscal year for the construction, repair, and
24 maintenance of weigh stations on the state highway system.

1 E. From the monies allocated pursuant to the provisions of
2 subparagraph a of paragraph 1 of subsection B of this section each
3 fiscal year, the Department of Transportation shall make payments
4 required for the payment of principal, interest, and other costs
5 related to the obligations issued by the Oklahoma Capitol
6 Improvement Authority for the Department as authorized by Section
7 ~~341~~ 151 et seq. of Title 73 of the Oklahoma Statutes, ~~Section 350 of~~
8 ~~Title 73 of the Oklahoma Statutes and Section 1 of Enrolled House~~
9 ~~Bill No. 2896 of the 1st Session of the 58th Oklahoma Legislature,~~
10 and such payments shall be made by the Department each fiscal year
11 before such monies are used for any other purpose.

12 SECTION 2. This act shall become effective July 1, 2026.

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

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