

1 **SENATE FLOOR VERSION**

2 March 27, 2017

3 ENGROSSED HOUSE
4 BILL NO. 1464

By: Echols of the House

5 and

6 Dahm of the Senate

7
8 An Act relating to cities and towns; amending 11 O.S.
9 2011, Section 36-113, as amended by Section 1,
10 Chapter 129, O.S.L. 2012 (11 O.S. Supp. 2016, Section
11 36-113), which relates to streets and roads;
12 modifying certain population requirement; and
13 providing an effective date.

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

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

18 Section 36-113. A. The Department of Transportation may, or
19 the board of county commissioners of any county or federally
20 recognized tribal government shall, by agreement with the governing
21 body of a municipality having a population less than five thousand
22 (5,000), construct, improve, repair or maintain any of the streets
23 of the municipality.

24 B. The board of county commissioners may construct, improve,
repair, or maintain any of the streets of a municipality having a

1 population of less than five thousand (5,000) persons subject to
2 agreement between the governing bodies of the county and the
3 municipality without regard to whether the municipality has passed a
4 sales tax with proceeds earmarked to construct, improve, repair or
5 maintain any of the streets or roadways of such municipality.

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

13 D. The board of county commissioners may construct, improve,
14 repair, or maintain any of the streets of a municipality if the
15 county has a population in excess of ~~five hundred thousand (500,000)~~
16 one hundred fifty thousand (150,000) persons according to the most
17 recent Federal Decennial Census. The agreements entered into
18 pursuant to the provisions of this subsection may be performed
19 without regard to whether the municipality has passed a sales tax
20 with proceeds earmarked to construct, improve, repair or maintain
21 any of the streets or roadways of such municipality.

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

23 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
24 March 27, 2017 - DO PASS