

ENROLLED SENATE
BILL NO. 522

BY: STIPE, CAPPS, RUBOTTOM,
TALIAFERRO, SNYDER and KERR of the
SENATE

and

GRIESER, ADAIR, BENSON, COTNER,
GLOVER, HOWARD, HUDSON, ROBERTS
(Walt), SMITH (Bill), SMITH
(Dale), WIDENER, TYLER, COMBS and
WEAVER of the HOUSE

AN ACT RELATING TO ROADS, BRIDGES AND FERRIES;
AMENDING 69 O.S. 1981, SECTION 1704, WHICH RELATES
TO TURNPIKE AUTHORITY PROJECTS; DESIGNATING
WAYPORTS, AVIATION TRANSFER CENTERS OR AVIATION
HUBS AS VIABLE TURNPIKE PROJECTS; AND DECLARING AN
EMERGENCY.

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

SECTION 1. AMENDATORY 69 O.S. 1981, Section 1704, is
amended to read as follows:

Section 1704. As used in this article, the following words and
terms shall have the following meanings, unless the context shall
indicate another or different meaning or intent:

(a) The word "Authority" shall mean the Oklahoma Turnpike
Authority, created by the preceding section, or, if such Authority
shall be abolished, the board, body, or commission succeeding to the
principal functions thereof or to whom the powers given by this
article to the Authority shall be given by law.

(b) The word "project" or the words "turnpike project" shall
mean any express highways, superhighways, or motorways, wayports,
aviation transfer centers or aviation hubs constructed under the
provisions of this article by the Authority, and shall embrace all
bridges, tunnels, overpasses, underpasses, interchanges, entrance
plazas, approaches, free access roads, bridges, and road
construction, toll houses, service stations, and administration,
storage and other buildings which the Authority may deem necessary
for the operation of such turnpike, together with all property,
rights, easements and interests which may be acquired by the
Authority for the construction or the operation of such turnpike,
provided, that in contracting or leasing concessions for gas
stations, garages, restaurants, parking facilities and other
services for any turnpike project other than the Turner Turnpike,
the Authority shall contract or lease such concessions by concession
areas, and shall not lease or contract for any concession covering
the entire turnpike project, unless it shall be unable to obtain
bids for development of sufficient individual concession areas to
serve the turnpike project.

(c) The word "cost" as applied to a turnpike project shall
embrace the cost of construction, the cost of the acquisition of all
land, rights-of-way, property, rights, easements and interests

acquired by the Authority for such construction, the cost of all machinery and equipment, financing charges, provision for working capital, interest prior to, during, and after construction and a reserve for interest in such amounts as the Authority shall determine, cost of traffic estimates and of engineering and legal expenses, plans, specifications, surveys, estimates of cost, and of revenues, other expenses necessary or incident to determining the feasibility or practicability of constructing any such project, administrative expense, and such other expense as may be necessary or incident to the construction of the project, the financing of such construction, and the placing of the project in operation. Any obligation or expense incurred by the Commission with the approval of the Authority for traffic surveys, borings, preparation of plans and specifications, and other engineering services in connection with the financing and construction of a project shall be regarded as a part of the cost of such project and shall be reimbursed to the state out of the proceeds of the turnpike revenue bonds hereafter authorized; provided, the Commission shall not incur obligations or expenses totaling more than One Thousand Five Hundred Dollars (\$1,500.00) per turnpike mile. Provided further, however, that an additional sum not to exceed One Thousand Dollars (\$1,000.00) per turnpike mile may be expended for updating reports prior to financing.

(d) The word "owner" shall include all individuals, copartnerships, associations, or corporations having any title or interest in any property, rights, easements, and interests authorized to be acquired by this article.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 23d day of April, 1991.

President of the Senate

Passed the House of Representatives the 6th day of May, 1991.

Speaker of the House of Representatives