

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

HOUSE BILL NO. 1214

BY: GLOVER and BENSON

AS INTRODUCED

AN ACT RELATING TO CORPORATION COMMISSION; AMENDING
17 O.S. 1981, SECTIONS 158.28 AND 158.29, WHICH
RELATE TO RURAL ELECTRIC COOPERATIVES; CORRECTING
CERTAIN STATUTORY LANGUAGE AND CITES; AND PROVIDING
AN EFFECTIVE DATE.

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

SECTION 1. AMENDATORY 17 O.S. 1981, Section 158.28, is amended to read as follows:

Section 158.28 The provisions of this act shall not be applicable to municipal corporations, or beneficial trusts thereof, owning or operating electric lines or generating facilities, or the financing of a rural electric cooperative or association; ~~and nothing.~~ Nothing in this act shall prohibit or shall ever be construed to prohibit any municipal corporation, or beneficial trusts thereof, owning or operating electric lines, from furnishing electric service to any territory thereafter annexed to and incorporated into the corporate limits of said municipal corporation, or from acquiring the electric distribution facilities of any association or cooperative corporation as now provided in ~~Title 18,~~ Section 437.2 of Title 18 of the Oklahoma Statutes.

Provided further that it shall not be necessary for any such municipal corporation, or beneficial trusts thereof, to secure the prior order, consent or authorization of the Commission to proceed under said ~~Title 18,~~ Section 437.2 of Title 18 of the Oklahoma Statutes, but after the acquisition of any such electric distribution facilities of any association or cooperative corporation, the Commission shall be notified by such municipal corporation as to the description of the territory annexed and incorporated into the corporate limits in order that the Commission may adjust its required maps.

SECTION 2. AMENDATORY 17 O.S. 1981, Section 158.29, is amended to read as follows:

Section 158.29 When an area, which is included in whole or in part in any territory or territories certified to a retail electric supplier or suppliers ~~under~~ pursuant to the provisions of this act, is annexed to and becomes a part of an incorporated city or town, the certification of such territory or territories ~~hereunder~~ shall be null and void. In such event, the Commission shall be notified and the appropriate maps be corrected accordingly.

SECTION 3. This act shall become effective September 1, 1991.

43-1-5398 KSM