STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 352 By: Robinson of the Senate

and

Anthony and Deutschendorf
of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Corporation Commission; requiring certain tariffs be established for services to certain entities; specifying certain restrictions; prohibiting certain construction of act; providing for nonapplicability of act to certain section of statute; stating legislative intent; providing for codification; providing for noncodification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 139.301 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. The Corporation Commission shall establish education and government tariffs for telephone companies for:

1. Services among and between elements of the telecommunications network operated by the Oklahoma State Regents for Higher Education, also known as OneNet, and also known as the State Regents Educational Telecommunications Network; and

2. Services among and between said network and the public elementary, secondary, and vocational-technical schools, libraries, and state agency and other governmental entity sites in this state.

B. The Commission shall establish tariffs for the services described in subsection A of this section based upon incremental cost for providing the services. The tariffs shall not be set at

a level that requires subsidization by revenues from monopoly services.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 139.302 of Title 17, unless there is created a duplication in numbering, reads as follows:

Nothing in this act shall be construed as making the State Regents Educational Telecommunications Network, OneNet, the Oklahoma Government Telecommunications Network, or any part of said networks, or any education or government network connected to said networks, subject to regulation as a common carrier.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 139.303 of Title 17, unless there is created a duplication in numbering, reads as follows:

Nothing in Sections 1 and 2 of this act shall affect the provisions of Section 137.1 of Title 17 of the Oklahoma Statutes.

SECTION 4. It is the intent of the Legislature that Sections 1, 2 and 3 of this act be an amendment to, and alteration of, Sections 18 through 34, inclusive, of Article IX of the Constitution of the State of Oklahoma, as authorized by Section 35 of Article IX of the Constitution of the State of Oklahoma.

SECTION 5. The provisions of Section 4 of this act shall not be codified in the Oklahoma Statutes.

SECTION 6. 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.

45-1-1236 WHT