

ENGROSSED SENATE
BILL NO. 113

By: Shurden of the Senate

and

Leist of the House

[Corporation Commission - telephone service
classification and rates - codification -
noncodification -
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 139.201 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. The Corporation Commission shall require that local exchange carriers shall, upon application, classify telephone service furnished to any amateur radio club as residential service and shall apply rates or tariffs accordingly; provided, the club shall make application for residential classification, which shall include an affidavit signed by all the officers of the club acknowledging that the telephone line or lines shall be used only for communication with police, fire or other emergency services or other amateur radio operators and shall not be used for any commercial or fund-raising purpose.

B. For the purposes of this section, "amateur radio club" shall mean an organization that:

1. Has a constitution or bylaws which include as purposes of the organization the promotion or facilitation of amateur radio

communication and the provision of emergency radio services to the public;

2. Elects officers at least once every two (2) years; and

3. Is registered with the Secretary of State of Oklahoma.

SECTION 2. It is the intent of the Legislature that Section 1 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 3. Section 2 of this act shall not be codified in the Oklahoma Statutes.

SECTION 4. 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 27th day of February, 1995.

President of the Senate

Passed the House of Representatives the ____ day of

_____, 1995.

Speaker of the House of Representatives