

ENGROSSED SENATE  
CONCURRENT  
RESOLUTION NO. 59

By: Long (Ed) and Price of the  
Senate

and

Voskuhl of the House

A Concurrent Resolution relating to railroads; requesting the Surface Transportation Board place certain conditions upon the proposed merger of the Union Pacific Corporation and the Southern Pacific Rail Corporation; and directing distribution.

WHEREAS, the Union Pacific (UP) Corporation has proposed a \$3.9 billion merger with the Southern Pacific (SP) Rail Corporation; and

WHEREAS, the United States Department of Transportation, Surface Transportation Board, has final regulatory authority over the merger and is accepting comment from public officials and governing bodies through April 29, 1996, as it relates to said merger; and

WHEREAS, the merger of the UP and SP may lead to a substantial reduction in competition and will impact the service, rail rate structure and economic viability of the grain market in the western area of Oklahoma; and

WHEREAS, the State must ensure that efficiency grain train rates be afforded to grain terminals in Oklahoma, so as not to be placed at a competitive disadvantage with terminals to our north; and

WHEREAS, the Surface Transportation Board is contemplating conditions to place on such merger.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 45TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

THAT the Surface Transportation Board, in Finance Docket No. 32769, condition the merger of the Union Pacific Corporation and the Southern Pacific Rail Corporation on the following:

1. Full usage rights to, or the right to purchase or lease, by the Kansas City Southern Railroad Corporation, the old north-south Rock Island line from Herrington, Kansas, through the State of Oklahoma, to Fort Worth, Texas, now leased and operated by the UP; and

2. Grain terminals in Enid, Oklahoma, be allowed to load efficiency trains at the same rate as terminals located to the north of Oklahoma; and

3. MKT car loading history be included in the UP car ordering system.

THAT copies of this resolution be distributed to the Honorable Vernon A. Williams, Secretary, Surface Transportation Board; to the Oklahoma Congressional Delegation; and to the Governor.

Adopted by the Senate the 29th day of April, 1996.

President of the Senate

Adopted by the House of Representatives the \_\_\_\_ day of \_\_\_\_\_, 1996.

Speaker of the House of Representatives