

JOINT
RESOLUTION NO. 2

By: Wright, Campbell and
Gustafson of the Senate

and

Thornbrugh, Ferguson and
Staggs of the House

A Joint Resolution relating to a designation of the McClellan-Kerr Arkansas River Navigation System as a Foreign Trade Zone; recognizing availability of federal law for providing designation; stating importance of McClellan-Kerr Arkansas River Navigation System; stating effect of designation as Foreign Trade Zone; stating source of authority for designation; stating legislative intent with respect to designation; making and declaring designation of McClellan-Kerr Arkansas River Navigation System as Foreign Trade Zone; stating intent with respect to requirements of federal law; stating source of authority for designation; and directing filing.

WHEREAS, federal law provides for the ability of states and other government jurisdictions to assist in the process for designating certain areas as Foreign Trade Zones; and

WHEREAS, the provisions of 19 U.S.C., Sections 81a et seq., and federal administrative regulations enacted pursuant to the authority of federal law contain the authorization for the State of Oklahoma to make a designation of an area within its borders as a Foreign Trade Zone; and

WHEREAS, the McClellan-Kerr Arkansas River Navigation System serves various purposes of intrastate and interstate commerce by providing an efficient method of transportation for commodities and goods essential for the development of a sound economy; and

WHEREAS, the designation of the McClellan-Kerr Arkansas River Navigation System as a Foreign Trade Zone would further promote the use of the channel by persons and business entities seeking a viable location to conduct profitable and desirable business enterprises; and

WHEREAS, pursuant to Article V, Section 36 of the Oklahoma Constitution, the Legislature of the State of Oklahoma is granted the right to enact laws relating to any rightful subject of legislation; and

WHEREAS, the provisions of the Foreign Trade Zone Act and implementing regulations require a designation as part of the application process to establish a "free trade zone" and the Oklahoma Legislature intends to make the designation as required by federal law.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 45TH OKLAHOMA LEGISLATURE:

THAT the area of the State of Oklahoma commonly referred to as the "McClellan-Kerr Arkansas River Navigation System" located within the border of the State of Oklahoma is hereby designated by

the State of Oklahoma as qualifying for a designation by the appropriate officials of government of the United States as a Foreign Trade Zone.

THAT the Oklahoma Legislature intends that this Joint Resolution fulfill the requirements of 19 C.F.R. Section 400.22(c), 19 C.F.R. Section 400.24(d)(i) and such other requirements of federal law as may exist for the designation of the McClellan-Kerr Arkansas River Navigation System as a Foreign Trade Zone.

THAT the State of Oklahoma, pursuant to an Act of Congress dated May 2, 1890, 26 U.S. St. at Large, pp. 81-100, an Act of Congress dated June 16, 1906, 34 U.S. St. at Large, pp. 267-278, and the Constitution of the State of Oklahoma adopted in Convention at Guthrie, Oklahoma on July 16, 1907 and ratified September 17, 1907, which Constitution became effective upon November 16, 1907, is duly constituted to make the designation contained in this Joint Resolution.

THAT upon enactment of this Joint Resolution copies be filed with the Secretary of State.