

1 ENGROSSED SENATE
2 BILL NO. 430

By: Jolley of the Senate
and
Cargill of the House

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7 [eminent domain - Oklahoma Task Force on
8 Recodification of Eminent Domain Statutes -
9 noncodification -
10 emergency]

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

13 SECTION 1. NEW LAW A new section of law not to be
14 codified in the Oklahoma Statutes reads as follows:

15 A. There is hereby created until December 31, 2008, the
16 Oklahoma Task Force on Recodification of Eminent Domain Statutes.
17 The purpose of the task force is to review state law governing
18 eminent domain and condemnation, analyze the extent to which
19 statutes in Title 27 and other titles of law relating to eminent
20 domain are in need of recodification and recommend changes to update
21 and recodify Oklahoma statutes to enhance the effectiveness and
22 fairness of Oklahoma laws relating to eminent domain.

23 B. The task force shall be composed of twelve (12) members, as
24 follows:

1 1. Two members of the Senate to be appointed by the President
2 Pro Tempore of the Senate;

3 2. Two members of the House of Representatives to be appointed
4 by the Speaker of the House of Representatives;

5 3. Six members to be appointed by the Governor as follows:

6 a. one member who is an attorney knowledgeable on eminent
7 domain procedures in Oklahoma and who represents
8 persons who own property and reside in Oklahoma,

9 b. one member to represent the Oklahoma Municipal League,

10 c. one member to represent the Association of County
11 Commissioners of Oklahoma,

12 d. one member to represent a public utility in Oklahoma,

13 e. one member to represent a rural electric cooperative
14 in Oklahoma, and

15 f. one member to represent the railroad industry in
16 Oklahoma;

17 4. The Director of Oklahoma Department of Transportation or
18 designee; and

19 5. The Attorney General or designee.

20 C. The chair of the task force shall be designated by the
21 President Pro Tempore of the Senate and the vice-chair of the task
22 force shall be designated by the Speaker of the House of
23 Representatives.

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1 D. The task force shall meet at such times and in such places
2 as it deems necessary to perform the duties specified in this
3 section. Meetings shall be held at the call of the chair. A
4 majority of the members of the task force shall constitute a quorum.

5 E. The task force shall present legislative recommendations to
6 the Legislature as it deems necessary.

7 F. The Oklahoma Senate and Oklahoma House of Representatives
8 shall provide staff support as needed by the task force.

9 G. Members of the task force shall receive no compensation for
10 serving on the task force but may receive travel reimbursement as
11 follows:

12 1. Legislative members of the task force may be reimbursed for
13 necessary travel expenses incurred in the performance of their
14 duties, in accordance with Section 456 of Title 74 of the Oklahoma
15 Statutes, from the legislative body in which they serve; and

16 2. Other members of the task force may be reimbursed for
17 necessary travel expenses incurred in the performance of duties by
18 the respective agency or appointing authorities in accordance with
19 the State Travel Reimbursement Act.

20 SECTION 2. It being immediately necessary for the preservation
21 of the public peace, health and safety, an emergency is hereby
22 declared to exist, by reason whereof this act shall take effect and
23 be in full force from and after its passage and approval.

