

ESB 1628

THE HOUSE OF REPRESENTATIVES
Tuesday, April 15, 2008

ENGROSSED
Senate Bill No. 1628
As Amended

ENGROSSED SENATE BILL NO. 1628 - By: SCHULZ of the Senate and BLACKWELL of the House.

[revenue and taxation - providing exclusion relating to ad valorem tax -

effective date]

- 1 SECTION 1. AMENDATORY 68 O.S. 2001, Section 2808, is amended to read
2 as follows:
- 3 Section 2808. A. As used in the Ad Valorem Tax Code:
- 4 1. "Public service corporation" means all transportation companies, transmission
5 companies, all gas, electric, light, heat and power companies and all waterworks and
6 water power companies, and all persons authorized to exercise the right of eminent
7 domain or to use or occupy any right-of-way, street, alley, or public highway, along, over
8 or under the same in a manner not permitted to the general public, except as provided in
9 subsection B of this section;
- 10 2. "Transportation company" means any company, corporation, trustee, receiver, or
11 any other person owning, leasing or operating for hire, a street railway, canal, steamboat

1 line, and also any sleeping car company, parlor car company and express company, and
2 any other company, trustee, or person in any way engaged in such business as a common
3 carrier. As used in the Ad Valorem Tax Code, the term "transportation company" shall
4 not include any railroad or any air carrier. However, all railroad and air carrier property
5 shall continue to be valued and assessed by the State Board of Equalization for purposes
6 of ad valorem taxation;

7 3. "Transmission company" means any company, corporation, trustee, receiver, or
8 other person owning, leasing or operating for hire any telegraph or telephone line or
9 radio broadcasting system; and

10 4. "Person" means individuals, partnerships, associations, and corporations in the
11 singular as well as plural number.

12 B. As used in the Ad Valorem Tax Code, "transmission company" and "public
13 service corporation" shall not be construed to include cable television companies or
14 entities which are described by the North American Industry Classification System No.
15 221119 and which are solely engaged in power generation by means of wind.

16 C. Any real or personal property used by any company, corporation, trustee,
17 receiver, or other person owning, leasing, or operating for hire any pipeline or oil or gas
18 gathering system which was assessed by the State Board of Equalization after January
19 1, 1997, shall continue to be assessed by the State Board of Equalization through ad
20 valorem tax year 1998.

21 SECTION 2. This act shall become effective January 1, 2009.

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET,
2 dated 04-14-08 - DO PASS, As Amended.