

SB 1628

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THE STATE SENATE  
Monday, February 25, 2008

Senate Bill No. 1628  
As Amended

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 ]

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

SECTION 1. AMENDATORY 68 O.S. 2001, Section 2808, is amended to read as follows:

Section 2808. A. As used in the Ad Valorem Tax Code:

1. "Public service corporation" means all transportation companies, transmission companies, all gas, electric, light, heat and power companies and all waterworks and water power companies, and all persons authorized to exercise the right of eminent domain or to use or occupy any right-of-way, street, alley, or public highway, along, over or under the same in a manner not permitted to the general public, except as provided in subsection B of this section;

2. "Transportation company" means any company, corporation, trustee, receiver, or any other person owning, leasing or operating for hire, a street railway, canal, steamboat line, and also any sleeping car company, parlor car company and express company, and

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

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

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

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

18 C. Any real or personal property used by any company,  
19 corporation, trustee, receiver, or other person owning, leasing, or  
20 operating for hire any pipeline or oil or gas gathering system which  
21 was assessed by the State Board of Equalization after January 1,  
22 1997, shall continue to be assessed by the State Board of  
23 Equalization through ad valorem tax year 1998.

1 SECTION 2. This act shall become effective January 1, 2009.  
2 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 2-19-08 - DO PASS,  
3 As Amended and Coauthored.