

SB 430

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THE STATE SENATE
Thursday, February 22, 2007

Senate Bill No. 430
As Amended

SENATE BILL NO. 430 - By: JOLLEY of the Senate and CARGILL of the House.

[**eminent domain - Oklahoma Task Force on Recodification of Eminent Domain Statutes - noncodification -** **emergency**]

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

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

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

B. The Task Force shall be composed of twelve (12) members, as follows:

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

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

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

4 a. one member who is an attorney knowledgeable on eminent
5 domain procedures in Oklahoma and who represents

6 persons who own property and reside in Oklahoma,

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

8 c. one member to represent the Association of County

9 Commissioners of Oklahoma,

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

11 e. one member to represent a rural electric cooperative

12 in Oklahoma, and

13 f. one member to represent the railroad industry in

14 Oklahoma;

15 4. The Director of Oklahoma Department of Transportation or
16 designee; and

17 5. The Attorney General or designee.

18 C. The chair of the Task Force shall be designated by the
19 President Pro Tempore of the Senate and the vice-chair of the Task
20 Force shall be designated by the Speaker of the House of
21 Representatives.

22 D. The Task Force shall meet at such times and in such places
23 as it deems necessary to perform the duties specified in this

1 section. Meetings shall be held at the call of the chair. A
2 majority of the members of the Task Force shall constitute a quorum.

3 E. The Task Force shall present legislative recommendations to
4 the Legislature as it deems necessary.

5 F. The Oklahoma Senate and Oklahoma House of Representatives
6 shall provide staff support as needed by the Task Force.

7 G. Members of the Task Force shall receive no compensation for
8 serving on the Task Force but may receive travel reimbursement as
9 follows:

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

14 2. Other members of the Task Force may be reimbursed for
15 necessary travel expenses incurred in the performance of duties by
16 the respective agency or appointing authorities in accordance with
17 the State Travel Reimbursement Act.

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

22 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 2-20-07 - DO
23 PASS, As Amended and Coauthored.