

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2975 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: T.W. Shannon

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2975

By: Shannon

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to roads, bridges and ferries;
9 amending 69 O.S. 2001, Section 2711, which relates to
10 turnpikes; exempting utility company vehicles from
11 paying turnpike tolls under certain circumstances;
12 and providing an effective date.

13
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 69 O.S. 2001, Section 2711, is
16 amended to read as follows:

17 Section 2711. The Authority, subject to the provisions hereof,
18 is hereby authorized to fix, revise, charge and collect tolls for
19 the use of each turnpike project and the different parts or sections
20 thereof, except for use by vehicles owned by utility companies
21 responding to emergency or major disaster declarations and use by
22 law enforcement officers responsible for enforcing the traffic laws
23 and the general laws of the state and federal governments on
24 turnpikes, who shall be entitled to free use of every such project

1 in the performance of official duties connected with such turnpike
2 project, and to contract with any person, partnership, association
3 or corporation desiring the use of any part thereof, including the
4 right-of-way adjoining the paved portion, for placing thereon
5 telephone, telegraph, electric light or power lines, gas stations,
6 garages, stores, hotels, restaurants and advertising signs, or for
7 any other purpose except for tracks for railroad or railway use, and
8 to fix the terms, conditions, rents and rates of charges for such
9 use. Such tolls, subject to the other restrictions hereof, shall be
10 so fixed and adjusted in respect of the aggregate of tolls from the
11 turnpike project or projects in connection with which the bonds of
12 any issue shall have been issued as to provide a fund sufficient
13 with other revenues, if any, to pay (a) the cost of maintaining,
14 repairing, and operating such turnpike project or projects, and (b)
15 the principal of and the interest of such bonds as the same shall
16 become due and payable, and to create reserves for such purposes.
17 The tolls and all other revenues derived from the turnpike project
18 or projects in connection with which the bonds of any issue shall
19 have been issued, except such part thereof as may be necessary to
20 pay such cost of maintenance, repair, and operation and to provide
21 such reserves therefor as may be provided for in the resolution
22 authorizing the issuance of such bonds or in the trust agreement
23 securing the same shall be set aside at such regular intervals as
24 may be provided in such resolution or such trust agreement in a

1 sinking fund which is hereby pledged to, and charged with, the
2 payment of (a) the interest upon such bonds as such interest shall
3 fall due, (b) the principal of such bonds as the same shall fall
4 due, (c) the necessary charges of paying agents for paying principal
5 and interest, and (d) the redemption price or the purchase price of
6 bonds retired by call or purchase as therein provided, which are a
7 charge against such fund. The use and disposition of monies to the
8 credit of such sinking fund shall be subject to the provisions of
9 the resolution authorizing the issuance of such bonds or of such
10 trust agreement. Except as may otherwise be provided in such
11 resolution or such trust agreement, such sinking fund shall be a
12 fund for all such bonds without distinction or priority of one over
13 another. The monies in the sinking fund, less such reserve as may
14 be provided in such resolution or trust agreement, if not used
15 within a reasonable time for the purchase of bonds for cancellation
16 as above provided, shall be applied to the redemption of bonds at
17 the redemption price then applicable. Any person who leases, rents,
18 or acquires control of any gas station, garage, store, hotel, or
19 restaurant must have been a resident of, or been doing business in,
20 Oklahoma for the past five (5) years. Notwithstanding anything else
21 herein contained to the contrary, the Corporation Commission of the
22 State of Oklahoma shall exercise the jurisdiction now or hereafter
23 vested in it to regulate and control the operation of motor carriers
24 of passengers and freight, using or desiring to use any turnpike

1 project, in the manner and to the extent that it regulates or
2 controls such carriers using the highways of the state. The
3 Authority shall not discriminate against any group or class or
4 individual member thereof in fixing the amount of toll, rents, or
5 charge for the use of the turnpike project.

6 SECTION 2. This act shall become effective November 1, 2010.

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8 52-2-9812 CJB 02/19/10

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