

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 192

By: Schulz

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5
6 AS INTRODUCED

7 An Act relating to turnpikes; amending 69 O.S. 2001,
8 Section 1704, as last amended by Section 3, Chapter
9 68, O.S.L. 2005 (69 O.S. Supp. 2010, Section 1704),
which relates to definitions; modifying certain
definition; and declaring an emergency.

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

13 SECTION 1. AMENDATORY 69 O.S. 2001, Section 1704, as
14 last amended by Section 3, Chapter 68, O.S.L. 2005 (69 O.S. Supp.
15 2010, Section 1704), is amended to read as follows:

16 Section 1704. As used in this article, the following words and
17 terms shall have the following meanings, unless the context shall
18 indicate another or different meaning or intent:

19 1. "Authority" means the Oklahoma Turnpike Authority, created
20 by Section 1703 of this title, or, if such Authority shall be
21 abolished, the board, body, or commission succeeding to the
22 principal functions thereof or to whom the powers given by this
23 article to the Authority shall be given by law;

1 2. "Project" or "turnpike project" means any express highways,
2 superhighways, or motorways, wayports, aviation transfer centers or
3 aviation hubs constructed under the provisions of this article by
4 the Authority, and shall embrace all bridges, tunnels, overpasses,
5 underpasses, interchanges, entrance plazas, approaches, free access
6 roads, bridges, and road construction, toll houses, service
7 stations, real estate and economic development projects designed to
8 increase turnpike traffic, generate revenues and economic activity
9 while mitigating toll increases and potentially decrease toll
10 charges, and administration, storage and other buildings which the
11 Authority may deem necessary for the operation of such turnpike,
12 together with all property, rights, easements and interests which
13 may be acquired by the Authority for the construction or the
14 operation of such turnpike. The Authority may contract or lease
15 concessions for gas stations, garages, restaurants, parking
16 facilities and other services for all or any portion of any turnpike
17 project or projects;

18 3. "Cost", as applied to a turnpike project, shall embrace the
19 cost of construction, the cost of the acquisition of all land,
20 rights-of-way, property, rights, easements and interests acquired by
21 the Authority for such construction, the cost of all machinery and
22 equipment, financing charges, provision for working capital,
23 interest prior to, during, and after construction and a reserve for
24 interest in such amounts as the Authority shall determine, cost of

1 traffic estimates and of engineering and legal expenses, plans,
2 specifications, surveys, estimates of cost, and of revenues, other
3 expenses necessary or incident to determining the feasibility or
4 practicability of constructing any such project, administrative
5 expense, and such other expense as may be necessary or incident to
6 the construction of the project, the financing of such construction,
7 and the placing of the project in operation. Any obligation or
8 expense incurred by the Transportation Commission with the approval
9 of the Authority for traffic surveys, borings, preparation of plans
10 and specifications, and other engineering services in connection
11 with the financing and construction of a project shall be regarded
12 as a part of the cost of such project and shall be reimbursed to the
13 state out of the proceeds of the turnpike revenue bonds hereafter
14 authorized. However, the Transportation Commission shall not incur
15 obligations or expenses totaling more than One Thousand Five Hundred
16 Dollars (\$1,500.00) per turnpike mile. Provided further, however,
17 that an additional sum not to exceed One Thousand Dollars
18 (\$1,000.00) per turnpike mile may be expended for updating reports
19 prior to financing; and

20 4. "Owner" means and includes all individuals, copartnerships,
21 associations, or corporations having any title or interest in any
22 property, rights, easements, and interests authorized to be acquired
23 by this article.

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

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