

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2187 \_\_\_\_\_  
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: Charlie Joyner \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 PROPOSED COMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2187

By: Joyner

7  
8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to railroads; requiring Department of  
10 Transportation offer to sell railroads to certain  
11 parties; providing sale procedures; providing  
12 notification procedure; requiring response within  
13 certain period of time; providing for codification;  
14 and declaring an emergency.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 304.2 of Title 66, unless there  
18 is created a duplication in numbering, reads as follows:

19 A. Before selling any railroad, right-of-way, railroad tracks  
20 or any combination thereof owned by the Department of Transportation  
21 that is under lease to a private entity, the Department shall first  
22 offer to sale the railroad, right-of-way, railroad tracks or any  
23 combination thereof at public sale subject to the right of first  
24 refusal provided for in subsection B of this section.

1        B. After all bids have been secured pursuant to the public-sale  
2 process listed in subsection A of this section, the Department shall  
3 select from the qualifying bids the preferred bid to be utilized.  
4 Once selected, the Department shall notify by sending notice by  
5 certified mail the entity that is currently leasing the railroad,  
6 right-of-way, railroad tracks or any combination thereof of the  
7 terms and conditions of the preferred bid and its right of first  
8 refusal to purchase the railroad, right-of-way, railroad tracks or  
9 any combination thereof owned by the Department of Transportation  
10 that are under lease to the private entity upon the same terms and  
11 conditions as set forth in the preferred bid. If the offer to sale  
12 is not accepted by the entity that is currently leasing the  
13 railroad, right-of-way, railroad tracks or any combination thereof  
14 within ninety (90) days from the date of its receipt of the offer to  
15 sale, then the property may then be sold to the party that  
16 originally submitted the preferred bid to the Department upon the  
17 same terms and conditions as set forth in the preferred bid.

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        54-1-7092        CJB        2/20/13  
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