

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL 2187

By: Joyner, Shannon, Condit and  
Pittman of the House

6 and

7 Schulz and Boggs of the  
8 Senate

9  
10 COMMITTEE SUBSTITUTE

11 An Act relating to railroads; providing procedures  
12 for sale of certain railroads; requiring certain  
13 report be delivered to the Legislature; providing for  
14 codification; providing an effective date; and  
15 declaring an emergency.

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

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

20 Prior to the Oklahoma Department of Transportation issuing an  
21 RFP for the sale or transfer of any short-line railroad currently  
22 owned by the State of Oklahoma or the Oklahoma Department of  
23 Transportation, the Office of Management and Enterprise Services  
24 shall conduct a review and evaluation of the economic impact of such  
sale on the businesses that utilize the short-line railroad. In

1 conducting the review and evaluation, the Office of Management and  
2 Enterprise Services shall consult with the Oklahoma Department of  
3 Commerce to determine the economic impact of such sale on the  
4 businesses that utilize the short-line railroad, including but not  
5 limited to an analysis of loss of direct or indirect neutral and  
6 competitive access to the North American Freight Rail Network. The  
7 Oklahoma Department of Commerce shall seek input from businesses  
8 that utilize the short-line railroad when advising the Office of  
9 Management and Enterprise Services. The findings and analysis of  
10 the Office of Management and Enterprise Services and the Oklahoma  
11 Department of Commerce shall be presented to the Governor and the  
12 Legislature while the Legislature is in session. In no event,  
13 shall the Oklahoma Department of Transportation issue an RFP until  
14 the report has been submitted to the Governor and Legislature.

15 SECTION 2. This act shall become effective July 1, 2013.

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

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