

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 2687

By: Grau

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5  
6 AS INTRODUCED

7 An Act relating to right of way; amending 18 O.S.  
8 2011, Section 601, which relates to telegraph and  
9 telephone companies; updating commission name;  
10 expanding potential right-of-way with certain  
11 exceptions; and providing an effective date.

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

13 SECTION 1. AMENDATORY 18 O.S. 2011, Section 601, is  
14 amended to read as follows:

15 Section 601. (a) There is hereby granted to the owners of any  
16 telegraph or telephone lines operated in this state the right-of-way  
17 over lands and real property in this state, and the right to use  
18 public grounds, streets, alleys and highways in this state, subject  
19 to control of the proper state, county, or municipal authorities as  
20 to what grounds, roads, streets, alleys or highways said lines shall  
21 run over or across, and the place the poles to support the wires are  
22 located; also the right to condemn and cross over or under, or build  
23 their lines along any railroad property or right-of-way, subject to  
24 the necessary use of such property or right-of-way by the railroad

1 company; the right-of-way over real property granted in this section  
2 may be acquired in the same manner and by like proceedings as  
3 provided for railroad corporations.

4 (b) Provided, however, the ~~State Highway~~ Transportation  
5 Commission, in the exercise of reasonable discretion, may prevent  
6 the installation of such facilities upon the State Highway System  
7 and limited access highways which are a part of the National System  
8 of Interstate and Defense Highways, or such Commission may permit  
9 the installation of such facilities on such portion of the State  
10 Highway System and Interstate and Defense Highways under such  
11 reasonable regulations as it may prescribe. Provided, further,  
12 nothing herein contained shall affect the right of the owners of  
13 telephone and telegraph lines to cross such Interstate and Defense  
14 Highways and to build their lines either aerial or underground along  
15 and upon any extension of said interstate and defense highways  
16 within urban areas in accordance with Federal Aid Regulations.

17 SECTION 2. This act shall become effective November 1, 2014.

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