

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 1077

By: Morrissette and Perryman of
the House

and

Pittman of the Senate

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9 COMMITTEE SUBSTITUTE

10 An Act relating to railroads; requiring certain
11 reports by the Department of Transportation;
12 specifying content of reports; requiring delivery of
13 reports to certain officials; requiring periodic
14 updating of reports; requiring certain requests for
15 proposals; facilitating unbundling of present
16 passenger rail service contracts; repealing 66 O.S.
2011, Section 323.1, which relates to the Eastern
17 Flyer Development Task Force; repealing 66 O.S. 2011,
18 Sections 326, 327, 328, 329, 330, 331, 332, 333 and
19 334, which relate to the Interstate Midwest Regional
20 Passenger Rail Compact; and providing for
21 codification.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 324.1 of Title 66, unless there
is created a duplication in numbering, reads as follows:

A. The Department of Transportation shall produce an Oklahoma
Tourism and Passenger Rail Act Investment Report.

1 B. The report shall be submitted to the President Pro Tempore
2 of the State Senate, the Speaker of the House of Representatives,
3 the Senate Transportation Committee Chair, and the House of
4 Representatives Transportation Committee Chair by December 1, 2015.

5 C. The report shall thereafter be updated annually and released
6 on July 1 of each year, beginning July 1, 2016.

7 D. The report shall include:

8 1. Department of Transportation activity between the dates of
9 July 1, 1996, and October 1, 2015, to fulfill obligations of Section
10 322 of Title 66 of the Oklahoma Statutes;

11 2. Itemized transaction statements for the Oklahoma Tourism and
12 Passenger Rail Revolving Fund for activity between July 1, 1996, and
13 October 1, 2015; and

14 3. In conjunction with the Oklahoma Department of Commerce, a
15 summary of economic activity and historical ridership statistics, by
16 station, by month, for the Heartland Flyer passenger rail service
17 provided by the National Railroad Passenger Corporation (Amtrak) in
18 the communities of Oklahoma City, Norman, Purcell, Pauls Valley, and
19 Ardmore, Oklahoma, associated with the Texas Transportation
20 Institute Study, "Measuring the Benefits of Intercity Passenger Rail
21 Service: A Study of the Heartland Flyer Corridor", dated March
22 2010, as commissioned by the Department of Transportation; and for
23 Gainesville, Fort Worth, and Dallas, Texas, between June 14, 1999,
24 and October 1, 2015.

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 324.2 of Title 66, unless there
3 is created a duplication in numbering, reads as follows:

4 A. The Department of Transportation shall:

5 1. Develop and issue requests for proposal due August 1, 2016,
6 in conjunction with the State of Texas;

7 2. Facilitate activities with the State of Texas to unbundle
8 the present passenger rail service contract for the Heartland Flyer.
9 Specific and separate requests for proposal may be issued for, but
10 not limited to:

11 a. diesel electric or alternatively powered locomotives,

12 b. rolling stock and other equipment rentals,

13 c. equipment servicing,

14 d. fuel suppliers, including alternative fuels,

15 e. commissary providers,

16 f. staffing,

17 g. marketing,

18 h. reservation agents, and

19 i. other provisions as deemed appropriate;

20 3. Seek partners to reduce cost;

21 4. Seek partners to increase onboard service quality; and

22 5. Seek in-state providers when available.

23 B. The Department of Transportation shall produce an annual
24 Oklahoma Tourism and Passenger Rail Act Improvement Report.

1 1. The first report shall be provided to the President Pro
2 Tempore of the Senate, the Speaker of the House of Representatives,
3 the Senate Transportation Committee Chair, the House of
4 Representatives Transportation Committee Chair, and posted on the
5 Department's website by December 1, 2016.

6 2. The December 1, 2016, report shall include:

- 7 a. the results of the request for proposal process,
- 8 b. an evaluation, including cost benefit analysis and
9 return on investment of proposals received,
- 10 c. a proposed service-frequency, cost-efficiency metric
11 and improvement objective expressed in terms of
12 passenger miles per appropriated dollar,
- 13 d. an economic impact statement and improvement objective
14 expressed in terms of related community spending per
15 appropriated dollar, and
- 16 e. proposals for the development of public-private
17 partnerships.

18 3. The report shall be updated annually through production of
19 an appendix.

20 4. The appendix shall be released on July 1, 2017, and each
21 subsequent July 1 thereafter.

22 SECTION 3. REPEALER 66 O.S. 2011, Section 323.1, is
23 hereby repealed.
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1 SECTION 4. REPEALER 66 O.S. 2011, Sections 326, 327,
2 328, 329, 330, 331, 332, 333, and 334, are hereby repealed.

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