

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 1271

By: Smith

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5
6 AS INTRODUCED

7 An Act relating to roads, bridges and ferries;
8 amending 69 O.S. 2011, Section 1711, which relates to
9 tolls for turnpikes; exempting veterans from certain
10 tolls; and providing an effective date.

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

13 SECTION 1. AMENDATORY 69 O.S. 2011, Section 1711, is
14 amended to read as follows:

15 Section 1711. A. The Oklahoma Turnpike Authority, subject to
16 the provisions hereof, is hereby authorized to fix, revise, charge
17 and collect tolls for the use of each turnpike project and the
18 different parts or sections thereof, except for use by ~~law~~ the
19 following persons who shall be entitled to free use of every such
20 project:

21 1. Veterans as defined by Section 2 of Title 72 of the Oklahoma
22 Statutes; and

23 2. Law enforcement officers responsible for enforcing the
24 traffic laws and the general laws of the state and federal

1 governments on turnpikes, ~~who shall be entitled to free use of every~~
2 ~~such project~~ in the performance of official duties connected with
3 such turnpike project, ~~and~~. The Authority, subject to the
4 provisions hereof, is also authorized to contract with any person,
5 partnership, association or corporation desiring the use of any part
6 thereof, including the right-of-way adjoining the paved portion, for
7 placing thereon telephone, telegraph, electric light or power lines,
8 gas stations, garages, stores, hotels, restaurants and advertising
9 signs, or for any other purpose except for tracks for railroad or
10 railway use, and to fix the terms, conditions, rents and rates of
11 charges for such use. Such tolls, subject to the other restrictions
12 hereof, shall be so fixed and adjusted in respect of the aggregate
13 of tolls from the turnpike project or projects in connection with
14 which the bonds of any issue shall have been issued as to provide a
15 fund sufficient with other revenues, if any, to pay (a) the cost of
16 maintaining, repairing, and operating such turnpike project or
17 projects, and (b) the principal of and the interest of such bonds as
18 the same shall become due and payable, and to create reserves for
19 such purposes. The tolls and all other revenues derived from the
20 turnpike project or projects in connection with which the bonds of
21 any issue shall have been issued, except such part thereof as may be
22 necessary to pay such cost of maintenance, repair, and operation and
23 to provide such reserves therefor as may be provided for in the
24 resolution authorizing the issuance of such bonds or in the trust

1 agreement securing the same shall be set aside at such regular
2 intervals as may be provided in such resolution or such trust
3 agreement in a sinking fund which is hereby pledged to, and charged
4 with, the payment of (a) the interest upon such bonds as such
5 interest shall fall due, (b) the principal of such bonds as the same
6 shall fall due, (c) the necessary charges of paying agents for
7 paying principal and interest, and (d) the redemption price or the
8 purchase price of bonds retired by call or purchase as therein
9 provided, which are a charge against such fund. The use and
10 disposition of monies to the credit of such sinking fund shall be
11 subject to the provisions of the resolution authorizing the issuance
12 of such bonds or of such trust agreement. Except as may otherwise be
13 provided in such resolution or such trust agreement, such sinking
14 fund shall be a fund for all such bonds without distinction or
15 priority of one over another. The monies in the sinking fund, less
16 such reserve as may be provided in such resolution or trust
17 agreement, if not used within a reasonable time for the purchase of
18 bonds for cancellation as above provided, shall be applied to the
19 redemption of bonds at the redemption price then applicable. Any
20 person who leases, rents, or acquires control of any gas station,
21 garage, store, hotel, or restaurant must have been a resident of, or
22 been doing business in, Oklahoma for the past five (5) years.
23 Notwithstanding anything else herein contained to the contrary, the
24 Corporation Commission of the State of Oklahoma shall exercise the

1 jurisdiction now or hereafter vested in it to regulate and control
2 the operation of motor carriers of passengers and freight, using or
3 desiring to use any turnpike project, in the manner and to the
4 extent that it regulates or controls such carriers using the
5 highways of the state. The Authority shall not discriminate against
6 any group or class or individual member thereof in fixing the amount
7 of toll, rents, or charge for the use of the turnpike project.

8 B. The Authority shall promulgate any rules necessary to
9 implement the provisions of this section.

10 SECTION 2. This act shall become effective November 1, 2019.

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