

1 **SENATE FLOOR VERSION**

2 February 17, 2015

3 SENATE BILL NO. 321

By: Stanislawski

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6 An Act relating to corporations; amending 47 O.S.  
7 2011, Section 18-601, which relates to right-of-way  
8 use; providing for written notice to be given before  
9 certain work shall commence; clarifying reference;  
10 and providing an effective date.

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

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

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

1 right-of-way is affected at least ten (10) days before such work  
2 shall commence. The right-of-way over real property granted in this  
3 section may be acquired in the same manner and by like proceedings  
4 as provided for railroad corporations.

5 (b) Provided, however, the State ~~Highway~~ Transportation  
6 Commission, in the exercise of reasonable discretion, may prevent  
7 the installation of such facilities upon limited access highways  
8 which are a part of the National System of Interstate and Defense  
9 Highways, or such Commission may permit the installation of such  
10 facilities on such portion of Interstate and Defense Highways under  
11 such 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, 2015.

18 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION  
19 February 17, 2015 - DO PASS  
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