

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2728

By: Menz

4
5
6 AS INTRODUCED

7 An Act relating to the Oklahoma Turnpike Authority;
8 amending 69 O.S. 2021, Section 1718, which relates to
9 judicial determination of validity of bonds;
10 requiring certain notice; and providing an effective
11 date.

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

14 SECTION 1. AMENDATORY 69 O.S. 2021, Section 1718, is
15 amended to read as follows:

16 Section 1718. Judicial determination of validity of bonds.

17 The Authority is authorized in its discretion to file an
18 application with the Supreme Court of Oklahoma for the approval of
19 any bonds to be issued hereunder, and exclusive original
20 jurisdiction is hereby conferred upon the Supreme Court to hear and
21 determine each such application. It shall be the duty of the Court
22 to give such applications precedence over the other business of the
23 Court and to consider and pass upon the applications and any
24 protests which may be filed thereto as speedily as possible. Notice

1 of the hearing on each application shall be given by a notice
2 published in a newspaper of general circulation in the state, as
3 well as by certified mail to any and all real property owners
4 located within a one (1) mile radius of the specified project, that
5 on a day named the Authority will ask the Court to hear its
6 application and approve the bonds. Such notice shall inform all
7 persons interested that they may file protests against the issuance
8 of the bonds and be present at the hearing and contest the legality
9 thereof. Such notice shall be published one time not less than ten
10 (10) days prior to the date named for the hearing and the hearing
11 may be adjourned from time to time in the discretion of the Court.
12 If the Court shall be satisfied that the bonds have been properly
13 authorized in accordance with this article and that when issued,
14 they will constitute valid obligations in accordance with their
15 terms, the Court shall render its written opinion approving the
16 bonds and shall fix the time within which a petition for rehearing
17 may be filed. The decision of the Court shall be a judicial
18 determination of the validity of the bonds, shall be conclusive as
19 to the Authority, its officers and agents, and thereafter the bonds
20 so approved and the revenues pledged to their payment shall be
21 incontestable in any court in the State of Oklahoma.

22 SECTION 2. This act shall become effective November 1, 2023.

23

24 59-1-6854 JBH 01/02/23