

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 80

By: Standridge

AS INTRODUCED

An Act relating to the Oklahoma Turnpike Authority; requiring Authority to take certain actions prior to proposals for new turnpike or turnpike modification; requiring certain notice; requiring inclusion of certain information in required notice; requiring substantial compliance with provisions; providing standing for affected persons or entities to file action for certain relief; authorizing award of court costs and attorney fees under certain circumstances; requiring promulgation of rules; providing for codification; and providing an effective date.

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 1708.1 of Title 69, unless there is created a duplication in numbering, reads as follows:

A. Prior to the proposal of any new turnpike or modification to an existing turnpike, the Oklahoma Turnpike Authority shall:

1. Give notice to all affected property owners pursuant to Section 2004 of Title 12 of the Oklahoma Statutes;

2. For at least thirty (30) days after publication and notice of the intended turnpike action, afford a comment period for all

1 interested persons to submit data, views, or arguments in writing.
2 The Authority shall consider fully all written submissions regarding
3 the proposed turnpike;

4 3. Within thirty (30) days of the close of the public comment
5 period, schedule a hearing on any proposed turnpike or modification
6 of an existing turnpike. At such hearing, persons may present oral
7 argument, data, and views on the proposed turnpike to the Authority;

8 4. Consider the effect its intended action may have on the
9 various types of property owners, businesses, and governmental
10 entities. Except where such modification or variance is prohibited
11 by statutory or constitutional constraints, if the Authority finds
12 that its actions may adversely affect any such entity, the Authority
13 may modify its proposal. For business entities, the Authority shall
14 include a description of the probable quantitative and qualitative
15 impact of the proposed turnpike, economic or otherwise, and use
16 quantifiable data to the extent possible, considering both short-
17 term and long-term consequences;

18 5. Consider the effect its intended action may have on the
19 various types of consumer groups. If the Authority finds that its
20 actions may adversely affect such groups, the Authority may modify
21 its proposal to exclude the activity that may potentially cause such
22 adverse effects; and

23 6. When the Authority provides notice pursuant to paragraph 1
24 of this subsection, provide one electronic copy of the complete map

1 of the proposed turnpike to the Governor, the President Pro Tempore
2 of the Senate, and the Speaker of the House of Representatives.

3 B. The notice required by paragraph 1 of subsection A of this
4 section shall include, but not be limited to:

5 1. In simple language, a brief summary of the turnpike and a
6 map of the turnpike;

7 2. The proposed action being taken;

8 3. The circumstances which created the need for the turnpike;

9 4. The specific legal authority, including statutory citations,
10 authorizing the proposed turnpike;

11 5. The intended effect of the turnpike;

12 6. If the Authority determines that the turnpike affects
13 business entities, a request that such entities provide the
14 Authority, within the comment period, in dollar amounts if possible,
15 the increase in direct costs such as fees, and indirect costs such
16 as reporting, recordkeeping, equipment, construction, labor,
17 professional services, revenue loss, or other costs expected to be
18 incurred by a particular entity due to compliance with the proposed
19 turnpike;

20 7. The time when, the place where, and the manner in which
21 interested persons may present their views on any proposed action
22 pursuant to paragraph 3 of subsection A of this section; and

23 8. Where copies of the proposed turnpike may be obtained for
24 review by the public. The Authority may charge persons for the
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1 actual cost of mailing a copy of the proposed turnpike to such
2 persons.

3 C. All action taken by the Authority shall be in substantial
4 compliance with the requirements of this section. Any violation of
5 the provisions of this section shall render the action taken null
6 and void. Any affected person or entity shall have standing to
7 bring a civil action for declarative or injunctive relief, or both,
8 for any violation of this section. If such action is successful,
9 the affected person or entity shall be entitled to court costs and
10 reasonable attorney fees. If the Authority successfully defends a
11 civil action and the court finds that the action was frivolous, the
12 Authority shall be entitled to reasonable attorney fees.

13 D. The Authority shall promulgate rules to implement the
14 provisions of this section.

15 SECTION 2. This act shall become effective November 1, 2025.

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