

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE BILL NO. 2382

BY: LITTLEFIELD, MATLOCK,
ADAIR and VAUGHN
(George) of the HOUSE

and

SCHUELEIN of the SENATE

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY; AMENDING
63 O.S. 1991, SECTION 1-2413, WHICH RELATES TO
COUNTY SOLID WASTE MANAGEMENT SYSTEMS; MODIFYING
POWERS OF CERTAIN COUNTIES; MAKING CERTAIN
VIOLATIONS UNLAWFUL; PROVIDING AN EFFECTIVE DATE;
AND DECLARING AN EMERGENCY.

AUTHOR: Add the following Senate Coauthor: CHANDLER

AMENDMENT NO. 1. Strike the title, enacting clause and entire bill
and insert

"AN ACT RELATING TO PUBLIC HEALTH AND SAFETY; AMENDING 63
O.S. 1991, SECTION 1-2413, WHICH RELATES TO COUNTY SOLID
WASTE MANAGEMENT SYSTEMS; MODIFYING POWERS OF COUNTY
COMMISSIONERS; MAKING CERTAIN VIOLATIONS UNLAWFUL;
PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 63 O.S. 1991, Section 1-2413, is
amended to read as follows:

Section 1-2413. ~~(a)~~ A. The board of county commissioners in
each county of the state ~~is authorized~~ may develop a plan, subject
to the approval of the State Department of Health, to provide a

solid waste management system to handle adequately solid wastes generated or existing within the boundaries of such county. By agreement or contractual arrangement the board of county commissioners may assume responsibility for solid wastes generated within incorporated cities or towns whether within their counties or other counties. The board of county commissioners of a county may enter into agreements with other counties, one or more towns or cities, governmental agencies, with private persons, trusts or with any combination thereof to provide a solid waste management system for the county or any portion thereof.

~~(b)~~ B. The county commissioners shall have the authority to levy and collect such fees and charges and require such licenses as may be appropriate to discharge their responsibility for a solid waste management system or any portion thereof. Such fees, charges and licenses shall be based on a fee schedule contained in an official resolution of the board of county commissioners.

~~(c)~~ C. The board of county commissioners may accept and disburse funds derived from federal or state grants or from private sources or from monies that may be appropriated from the General Revenue Fund for the installation and operation of a solid waste management system.

~~(d)~~ D. The board of county commissioners is authorized to contract for the lease or purchase of land, facilities and vehicles for the operation of a solid waste management system either for the county or as a party to a regional solid waste management district.

~~(e)~~ E. The board of county commissioners of a county shall have the right to establish written policies in compliance with the plan approved by the State Department of Health for the operation of a solid waste management system including hours of operation, amount, character and kind of waste accepted at the solid waste container sites or any disposal site, and such other rules as may be necessary

for the safety of the operating personnel, persons using the sites and the general public.

F. Any person who violates any policy established by the board of county commissioners for the operation of a solid waste management system created pursuant to the provisions of this section, shall be subject to a civil penalty not to exceed Five Hundred Dollars (\$500.00) per day. Each violation shall constitute a separate offense.

SECTION 2. This act shall become effective July 1, 1992.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Passed the Senate the 31st day of March, 1992.

President of the Senate

Passed the House of Representatives the ____ day of

_____, 1992.

Speaker of the House of Representatives