

ENGROSSED HOUSE
BILL NO. 1930

BY: STANLEY, BENSON and
KOUBA of the HOUSE

and

SHURDEN of the SENATE

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY;

PROHIBITING THE OKLAHOMA STATE DEPARTMENT OF HEALTH
FROM ACCEPTING APPLICATIONS FOR NEW COMMERCIAL
BIOMEDICAL WASTE INCINERATORS EXCEPT UPON APPROVAL
OF COUNTY BY ELECTION; PROVIDING FOR CONSTRUCTION
OF ACT; REQUIRING COUNTY COMMISSIONER TO SCHEDULE
ELECTIONS; AUTHORIZING SPECIAL ELECTIONS AND
PROVIDING FOR COSTS; PROVIDING FOR CODIFICATION;
AND DECLARING AN EMERGENCY.

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 1-2416.2 of Title 63, unless
there is created a duplication in numbering, reads as follows:

A. The Oklahoma State Department of Health shall not accept an
application for a solid waste permit for a new commercial biomedical
waste incinerator unless the applicant can demonstrate that there
has been a countywide vote in the county of the proposed site and
that a majority of the voters supported the proposed project. The
provisions of this subsection shall also apply to any such

applications pending before the Department on the effective date of this act.

B. The Board of County Commissioners shall schedule the election requested by a potential applicant at its next countywide general election or vote unless the potential applicant requests a special election on the matter. Potential applicants requesting a special election on the matter shall bear the costs associated with such special election.

SECTION 2. 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 House of Representatives the 4th day of March, 1992.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate