

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2194

BY: HUDSON

AS INTRODUCED

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY;

AUTHORIZING INITIATIVE PETITIONS CONCERNING THE  
CONSTRUCTION OF CERTAIN FACILITIES RELATING TO  
CONTROLLED INDUSTRIAL WASTE; SPECIFYING CERTAIN  
PROCEDURES; PROVIDING FOR CERTAIN RULES AND  
REGULATIONS RELATING TO ELECTIONS ON SUCH ISSUE;  
REQUIRING CERTAIN PERMIT APPROVAL UNDER CERTAIN  
CONDITIONS; 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 1-2014.5 of Title 63, unless  
there is created a duplication in numbering, reads as follows:

A. The decision on the construction of a controlled industrial  
waste facility as provided for in Sections 1-2001.1 through 1-2014.3  
of this title, may be decided by the residents of the county  
pursuant to the passage of an initiative as authorized by Section 5  
of Article III of the Oklahoma Constitution. Such ballot shall be  
filed with the Secretary of the County Election Board at least three  
(3) months after the application has been filed with the State  
Department of Health. Upon an initiative petition approved by not

less than sixty percent (60%) of the qualified electors of the county based on the total number of votes cast at the last general election for the county office receiving the highest number of votes at such an election, construction on the facility shall be authorized. The Secretary of the State Election Board shall promulgate rules and regulations concerning the dates and procedures necessary to implement the provisions of this section.

B. After approval of the initiative petition, and upon compliance with the Oklahoma Controlled Industrial Waste Disposal Act, the State Department of Health shall approve the construction of the facility.

SECTION 2. This act shall become effective January 1, 1993.

43-2-7489

MCD