

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

SENATE BILL NO. 784

BY: RUBOTTOM

AS INTRODUCED

AN ACT RELATING TO THE ABOVEGROUND STORAGE TANK

REGULATION ACT; AMENDING 17 O.S. 1991, SECTIONS 402
AND 403, WHICH RELATE TO DEFINITIONS AND REGULATION
BY THE CORPORATION COMMISSION; UPDATING STATUTORY
REFERENCE; STATING ADDITIONAL PURPOSE FOR
REGULATION; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 17 O.S. 1991, Section 402, is
amended to read as follows:

Section 402. For purposes of the Oklahoma Aboveground Tank
Regulation Act, Section 401 et seq. of this title:

1. "Aboveground tank" means any stationary vessel at a service
station ~~and is~~ located above the surface of the ground or on the
ground which is designed to contain an accumulation of flammable
liquids and which is constructed of nonearthen materials that
provide structural support;

2. "Commission" means the Oklahoma Corporation Commission;

3. "Flammable liquids" means all petroleum products used as
motor fuel and all grades of gasoline, kerosene, diesel fuel, and
aviation fuel having a vapor pressure not exceeding forty (40)

pounds per square inch absolute at one hundred (100) degrees Fahrenheit; and

4. "Service station" means any facility including but not limited to businesses serving the public, marinas and airports where flammable liquids are stored in aboveground tanks and dispensed into the fuel tanks of airplanes, vessels or motor vehicles of the public.

SECTION 2. AMENDATORY 17 O.S. 1991, Section 403, is amended to read as follows:

Section 403. The Oklahoma Corporation Commission, pursuant to the provisions of the Oklahoma Aboveground Tank Regulation Act, Section 401 et seq. of this title, shall regulate aboveground storage tanks at service stations containing flammable liquids for the purpose of the safeguarding of life ~~and~~, property and the environment from the hazards of fire and explosion arising from the storage, handling, transportation, and use of such flammable liquids.

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.

43-2-1501

MJM