

ENROLLED SENATE
BILL NO. 211

BY: Muegge, Williams (Don),
Capps and Helton of the
Senate

and

Adair, Bonny and Beutler of
the House

An Act relating to environment and natural resources; authorizing certain public entities to enter agreements or trusts for certain purposes; authorizing certain public entities to establish or participate in certain program; 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 2100 of Title 27A, unless there is created a duplication in numbering, reads as follows:

A. Municipalities, counties and regional solid waste management districts may directly, or through a public trust of which they are a beneficiary, enter into agreements or multiple beneficiary public trusts to combine or pool funds by contract with other municipalities, counties, regional solid waste management districts, and public trusts for management and investment when deemed necessary to provide escrow or security funds to ensure operation, maintenance, or closure of solid waste management systems and disposal sites under applicable federal, state or local law.

B. One or more municipalities may establish or participate in a program that provides for each participating municipality or any participating county or regional solid waste management district to furnish financial assurance as required by the Resource Conservation and Recovery Act, 42 U.S.C., Section 6901 et seq., or any other federal, state or local law. The program may establish any combination of financing mechanisms necessary to ensure that funds will be available in a timely fashion when needed to meet a participating entity's obligation thereunder. The program may provide for participating entities to use any means available to them to meet financial obligations pursuant to laws of the state. The program shall ensure that it may enforce the payment of any financial assurance obligation by a participating entity.

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 Senate the 3rd day of May, 1993.

President of the Senate

Passed the House of Representatives the 15th day of April, 1993.

Speaker of the House of
Representatives