

ENROLLED SENATE
BILL NO. 786

By: Muegge and Bell of the
Senate

and

Adair of the House

An Act relating to environment and natural resources; amending Section 1, Chapter 169, O.S.L. 1993, as renumbered by Section 57, Chapter 324, O.S.L. 1993 (27A O.S. Supp. 1993, Section 2-10-503), which relates to financial assistance programs; modifying certain requirement enforcing payment of certain obligation; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 1, Chapter 169, O.S.L. 1993, as renumbered by Section 57, Chapter 324, O.S.L. 1993 (27A O.S. Supp. 1993, Section 2-10-503), is amended to read as follows:

Section 2-10-503. 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~~ may ensure ~~that it may enforce~~ enforcement of 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 9th day of May, 1994.

President of the Senate
Passed the House of Representatives the 24th day of May, 1994.

Speaker of the House of
Representatives