

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2887

By: Key

AS INTRODUCED

An Act relating to underground storage tanks;
amending Section 14, Chapter 344, O.S.L. 1993 (17
O.S. Supp. 1997, Section 318), which relates to
certification of underground storage tank
professionals; amending 59 O.S. 1991, Section
475.1, as amended by Section 1, Chapter 165, O.S.L.
1992 (59 O.S. Supp. 1997, Section 475.1), which
relates to registration of engineers and land
surveyors; clarifying language; and providing an
effective date.

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

SECTION 1. AMENDATORY Section 14, Chapter 344, O.S.L.
1993 (17 O.S. Supp. 1997, Section 318), is amended to read as
follows:

Section 318. A. 1. The Corporation Commission is authorized
to develop and implement a program for the certification of
underground storage tank professionals.

2. Persons certified by the Commission as underground storage
tank professionals shall be environmental professionals possessing
such training, education and experience as may be required by the

Commission. Environmental professionals from different fields possessing equal levels of education and experience, and maintaining or holding professional certification or registration, whether from a state agency or a recognized private organization, shall be subject to the same requirements to become certified.

3. Persons seeking to become certified may be required to demonstrate knowledge of soil and water protection and remediation techniques and the regulation of underground storage tanks.

B. 1. The Corporation Commission shall require that all contractors and their employees participating in the removal of underground storage tanks and the remediation of contaminated tank sites meet all training and other requirements of federal law and regulations and state statutes.

2. The Commission may compile, maintain and make available to the public a list of contractors who have demonstrated to the Commission that they meet such requirements. Nothing contained in this subsection shall prohibit a contractor who meets the requirements of federal law and regulations and state statutes and rules from removing underground storage tanks or remediating contaminated tank sites even though they may not appear on a list of contractors available to the public.

SECTION 2. AMENDATORY 59 O.S. 1991, Section 475.1, as amended by Section 1, Chapter 165, O.S.L. 1992 (59 O.S. Supp. 1997, Section 475.1), is amended to read as follows:

Section 475.1 A. In order to safeguard life, health and property, and to promote the public welfare, the practice of engineering and the practice of land surveying in this state are hereby declared to be subject to regulation in the public interest.

B. It shall be unlawful for any person to practice or to offer to practice engineering or land surveying in this state, ~~as defined in the provisions of Section 475.1 et seq. of this title,~~ or to use in connection with ~~his~~ a name or otherwise assume or advertise any

title or description tending to convey the impression that ~~he~~ a person is an engineer, professional engineer, land surveyor or professional land surveyor, unless such person has been duly registered or exempted under the provisions of Section 475.1 et seq. of this title.

C. The practice of engineering or land surveying shall be deemed a privilege granted by the state through the State Board of Registration for Professional Engineers and Land Surveyors, based on the qualifications of the individual as evidenced by his certificate of registration, which shall not be transferable.

SECTION 3. This act shall become effective November 1, 1998.

46-2-9116 KSM