

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

SENATE BILL 20

By: Riley

AS INTRODUCED

An Act relating to mines and mining; prohibiting approval of certain mining permits within certain distance of residential neighborhoods; directing the Oklahoma Mining Commission to promulgate rules establishing certain criteria; stating exceptions; 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 9.2 of Title 45, unless there is created a duplication in numbering, reads as follows:

Notwithstanding any other section of law, on and after the effective date of this act, the Oklahoma Mining Commission shall not approve any permit requested by any person, firm or corporation to establish or operate any mining or quarrying operation to be located within one mile of any established residential neighborhood. The Oklahoma Mining Commission shall promulgate rules establishing the criteria of an established residential neighborhood to comply with the provisions of this section. This section shall not apply to any permitted sites under construction or in operation or which were approved prior to the effective date of this act.

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.