

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1662 By: Barrington of the Senate  
3 and  
4 Jett of the House  
5  
6  
7

8 ( environment and natural resources - municipal solid  
9 waste management systems -  
10 effective date )  
11  
12

13 AUTHOR: Add the following House Coauthor: Blackwell

14 AMENDMENT NO. 1. Strike the stricken title, enacting clause and  
entire bill and insert

16 "An Act relating to environment and natural  
resources; amending 27A O.S. 2001, Section 2-10-901,  
17 which relates to municipal solid waste management  
systems; requiring certain cities and towns to  
18 permit burning of debris on certain land or require  
disposal services; and providing an effective date.  
19

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

22 SECTION 1. AMENDATORY 27A O.S. 2001, Section 2-10-901,  
23 is amended to read as follows:  
24

1           Section 2-10-901. A. All incorporated cities and towns may  
2 directly or through a public trust of which it is a beneficiary  
3 develop a plan, subject to the approval of the Department of  
4 Environmental Quality, to provide a solid waste management system  
5 and shall adequately provide for the collection and disposal of  
6 solid waste generated or existing within the incorporated limits of  
7 such city or town or in the area to be served thereby at one or more  
8 disposal sites. The governing body of the city or town may enter  
9 into agreements with a county or counties, with one or more other  
10 incorporated towns or cities, with persons or trusts, or with any  
11 combination thereof, to provide a disposal site or implement a solid  
12 waste management system for the incorporated city or town.

13           B. The governing body of such town or city shall have the  
14 authority to levy and collect such fees and charges and require such  
15 licenses as may be appropriate to discharge their responsibility,  
16 and such fees, charges and licenses shall be based on a fee schedule  
17 as set forth in an ordinance.

18           C. Incorporated cities or towns may control, through ordinance,  
19 regulation, rule or by permit, the collection, transportation,  
20 storage and disposal of solid waste generated or existing within the  
21 jurisdiction or control of such city or town, including requiring  
22 the delivery of all such solid waste to a disposal site. Provided,  
23 that the city or town may not require the delivery of solid waste to  
24 the operator of a solid waste management system other than in

1 accordance with the procedures of ~~this act~~ the Oklahoma Solid Waste  
2 Management Act.

3 D. Incorporated cities and towns may accept and disburse funds  
4 derived from grants from the federal or state governments or from  
5 private sources or from monies that may be appropriated from the  
6 General Fund, for the installation and operation of a solid waste  
7 management system, or any part thereof.

8 E. Incorporated cities and towns are authorized to contract for  
9 the purchase of land, facilities, vehicles and machinery necessary  
10 to the installation and operation of a solid waste management  
11 system, either individually or as a party to a regional or county  
12 solid waste authority.

13 F. The governing body of an incorporated city or town shall  
14 have the right to establish policies for the operation of a solid  
15 waste management system including hours of operation, character and  
16 kinds of waste accepted at the disposal site, and such other rules  
17 as may be necessary for the safety of the operating personnel.

18 G. Incorporated cities or towns shall permit landowners of  
19 agricultural land located within the city or town boundaries to burn  
20 debris originating from their property following a flood or other  
21 natural disaster. The city or town may enact procedures to  
22 determine the type of materials and locations appropriate for  
23 burning and affected landowners shall comply with all local, state  
24 and federal laws regulating such burning.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

H. All incorporated cities or towns are delegated the authority necessary to fulfill ~~these purposes~~ the provisions of this section.

SECTION 2. This act shall become effective January 1, 2009."

Passed the House of Representatives the 14th day of April, 2008.

\_\_\_\_\_  
Presiding Officer of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Presiding Officer of the Senate