

THE HOUSE OF REPRESENTATIVES
Thursday, February 25, 2010

Committee Substitute for
House Bill No. 2909

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2909 - By: MORGAN of the House and SYKES of the Senate.

An Act relating to oil and gas; amending 11 O.S. 2001, Section 22-133, which relates to oil and gas permit fees; requiring Corporation Commission to review reasonableness of certain fees; and declaring an emergency.

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

1 SECTION 1. AMENDATORY 11 O.S. 2001, Section 22-133, is amended to read
2 as follows:
3 Section 22-133. Any person, firm or corporation may contest the reasonableness of
4 any fee imposed by an incorporated city or town pursuant to the provisions of Section 52
5 of Title 17 of the Oklahoma Statutes, for the issuance of a permit for the drilling and
6 operation of an oil and gas well or the regulation thereof, by ~~filing~~ first petitioning the
7 Corporation Commission who shall determine the reasonableness of such fee. If the
8 person, firm or corporation finds the decision unfavorable, they may then file a petition
9 in the district court of the county where the governing body of such incorporated city or
10 town is located. The court, upon hearing all the facts and circumstances relating to the
11 imposition of the fee, shall determine the reasonableness of such fee. The court may
12 award ~~attorneys'~~ attorney fees and costs to the prevailing party.

1 SECTION 2. It being immediately necessary for the preservation of the public
2 peace, health and safety, an emergency is hereby declared to exist, by reason whereof
3 this act shall take effect and be in full force from and after its passage and approval.
4 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND UTILITY
5 REGULATION, dated 02-24-10 - DO PASS, As Amended and Coauthored.