

SB 297

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THE STATE SENATE  
Monday, February 23, 2009

Senate Bill No. 297  
As Amended

SENATE BILL NO. 297 - By: Bingman of the Senate and Thompson of the House.

[ oil and gas - operators in violation - codification -  
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 318.1b of Title 52, unless there is created a duplication in numbering, reads as follows:

The Corporation Commission shall not accept an agreement to drill, operate or plug wells submitted by an operator if the operator has outstanding violations of a Commission rule, order, license, permit or certificate relating to safety or the prevention or control of pollution, or if the operator has an affiliate or insider, as defined by Section 318.1 of Title 52 of the Oklahoma Statutes, who was an affiliate or insider of another entity at the time such other entity committed such a violation that remains an outstanding violation. For the purpose of this section an "outstanding violation" means a violation for which:

1           1. A Commission order finding a violation has been entered and  
2 all appeals have been exhausted, or an agreed order has been entered  
3 by the operator responsible for the violation; and

4           2. One or more of the following conditions still exist:

5           a. the conditions that constituted the violation have not  
6           been corrected,

7           b. all penalties imposed for the violation have not been  
8           paid, or

9           c. all reimbursements of any costs and expenses assessed  
10           by the Commission relating to the violation have not  
11           been paid.

12 A violation that is corrected or a penalty or reimbursement that is  
13 paid in accordance with a schedule established in a Commission order  
14 is not an "outstanding violation" for purposes of this section.

15           SECTION 2. It being immediately necessary for the preservation  
16 of the public peace, health and safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

19 COMMITTEE REPORT BY: COMMITTEE ON ENERGY & ENVIRONMENT, dated  
20 2-19-09 - DO PASS, As Amended and Coauthored.