

CS for SB 428

1 THE STATE SENATE  
2 Monday, February 23, 2009

3 Committee Substitute for  
4 Senate Bill No. 428

5 COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 428 - By: Ellis of the  
6 Senate and Bailey of the House.

7 An Act relating to scenic rivers; amending 82 O.S. 2001,  
8 Section 1455, which relates to littering; prohibiting use of  
9 glass containers in certain vessels; stating penalty; and  
10 declaring an emergency.

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

12 SECTION 1. AMENDATORY 82 O.S. 2001, Section 1455, is  
13 amended to read as follows:

14 Section 1455. A. It is recognized by the Legislature that  
15 littering by people using the "scenic river areas" is one of the  
16 most immediate threats to the scenic beauty of our free-flowing  
17 streams and surrounding areas.

18 B. Any law enforcement, police or peace officer, game wardens  
19 or any other personnel of the Wildlife Conservation Commission, the  
20 personnel of the Tourism and Recreation Department, any landowner in  
21 the area, or any other interested party may file a complaint to  
22 enforce the provisions of the Scenic Rivers Act.

23 C. Any person who deliberately places, throws, drops, deposits  
24 or discards any garbage, trash, waste, rubbish, refuse, debris or  
25 other deleterious substance on or near a scenic river area shall be

1 subject to the provisions of Section 1761.1 of Title 21 of the  
2 Oklahoma Statutes.

3 D. The use of glass containers for any purpose shall be  
4 prohibited in any boat, canoe, raft or inflatable watercraft in a  
5 scenic river area or on the Lower Mountain Fork River, south of the  
6 Broken Bow Lake Reregulation Dam to United States Highway 70. Any  
7 person found in violation of this subsection shall be subject to the  
8 provisions of Section 1761.1 of Title 21 of the Oklahoma Statutes.

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

13 COMMITTEE REPORT BY: COMMITTEE ON ENERGY & ENVIRONMENT, dated  
14 2-19-09 - DO PASS, As Amended and Coauthored.