

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2496

By: Hardin

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5  
6 AS INTRODUCED

7 An Act relating to oil and gas; directing an operator  
8 of a commercial injection or disposal well or land  
9 application site to collect an additional fee on  
10 deleterious substances from another state; providing  
11 for calculation of the additional fee; providing for  
12 payment of the additional fee to the Corporation  
13 Commission; establish schedule for payment; directing  
14 the Commission to distribute the fees to certain  
15 entities; allowing the Commission to retain certain  
16 amount for administration; directing the Commission  
17 to establish reporting and payment procedures;  
18 defining terms; providing for codification; providing  
19 an effective date; and declaring an emergency.

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

21 SECTION 1. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 158 of Title 52, unless there is  
23 created a duplication in numbering, reads as follows:

24 A. In order to protect public health and preserve the  
expectation of future disposal capabilities of areas local to  
commercial injection or disposal well sites and land application  
sites, the operator of a commercial injection or disposal well or  
the operator of a service that applies deleterious substances to

1 land sites shall collect an additional fee on any deleterious  
2 substance which originated in another state and is disposed of in  
3 the injection or disposal well or the land site.

4 B. The additional fee shall be assessed on each gallon of  
5 deleterious substance which originated in another state and is  
6 disposed of in a commercial injection or disposal well or on a land  
7 application site located in the state. The fee shall be calculated  
8 by adding an additional ten percent (10%) to the fee assessed to  
9 other similar deleterious substance which originated in-state and is  
10 disposed of at the well or the site.

11 C. 1. The additional fee assessed as provided for in this  
12 section shall be paid to the Corporation Commission on a quarterly  
13 basis within one (1) month following the close of each quarter, for  
14 each gallon of deleterious substance disposed of during the  
15 preceding quarter.

- 16 2. The Commission shall distribute the fee to the:
- 17 a. board of county commissioners in the county in which  
18 the disposal well or land application site from which  
19 the fee is paid is located for purposes of road repair  
20 and construction, and
  - 21 b. Department of Transportation for purposes of road  
22 repair and construction in the county in which the  
23 disposal well or land application site from which the  
24 fee is paid is located.

1        3. The Commission may retain not more than five percent (5%) of  
2 the fees collected for administration.

3        D. The Corporation Commission shall establish reporting and  
4 payment procedures, including forms and applications, which shall be  
5 submitted with the payment of the fee as provided for in this  
6 section.

7        E. For purposes of this section, land application is the  
8 application of deleterious substances or soils contaminated by  
9 deleterious substances to the land for purposes of disposal or land  
10 treatment, also known as soil farming.

11        SECTION 2. This act shall become effective July 1, 2012.

12        SECTION 3. It being immediately necessary for the preservation  
13 of the public peace, health and safety, an emergency is hereby  
14 declared to exist, by reason whereof this act shall take effect and  
15 be in full force from and after its passage and approval.

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