

# An Act

ENROLLED HOUSE  
BILL NO. 1525

By: Cleveland, Blackwell and  
Scott of the House

and

Branan of the Senate

An Act relating to petroleum storage tanks; requiring certain Petroleum Storage Tank Indemnity Fund bills to receive a certain number of votes in order to become law; excluding certain types of bills; defining term; amending 17 O.S. 2011, Section 358, which relates to the Oklahoma Petroleum Storage Tank Release Indemnity Program annual reporting requirement; adding certain content to the annual report; providing for codification; and providing an effective date.

SUBJECT: Petroleum storage tanks

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 353.1 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. Any Petroleum Storage Tank Indemnity Fund bill which would change the distribution of the assessment imposed pursuant to the provisions of Section 354 of Title 17 of the Oklahoma Statutes and decrease the amount required to be deposited in the Petroleum Storage Tank Indemnity Fund shall require approval of not less than two-thirds (2/3) of the membership of each House of the Legislature to become law.

B. The provisions of subsection A of this section shall not apply to any Petroleum Storage Tank Indemnity Fund bill that

appropriates monies from the Petroleum Storage Tank Indemnity Fund for purposes of increasing the costs of administering the Indemnity Fund or related administrative functions of the Corporation Commission.

C. For purposes of this section, a "Petroleum Storage Tank Indemnity Fund bill" shall mean any bill which amends any or all of Section 354 of Title 17 of the Oklahoma Statutes or any bill that impacts the distribution of the assessment set forth in Section 354 of Title 17 of the Oklahoma Statutes.

SECTION 2. AMENDATORY 17 O.S. 2011, Section 358, is amended to read as follows:

Section 358. A. The Corporation Commission shall submit an annual report to the Speaker of the House of Representatives and the President Pro Tempore of the Senate containing the following:

1. The total number of storage tank applicants requesting disbursement from the Indemnity Fund during the preceding year; ~~the~~

2. The total number of storage tank applicants receiving partial payment during the preceding year and the total amount disbursed for such payments; ~~the~~

3. The total number of storage tank applicants receiving full payment during the preceding year and total amount disbursed for such payments; ~~the~~

4. The total number of applicants denied disbursement from the Indemnity Fund during the preceding year, and the total amount denied for such disbursement; ~~the~~

5. The average time frame for providing disbursements to applicants; ~~a~~

6. A historical comparison of disbursements in regard to applicants requesting disbursement, applicants receiving partial and full payments, applicants denied disbursement, and average time frame for providing disbursement; ~~a~~

7. A detailed summary of administrative expenditures related to the Indemnity Fund program; ~~other~~

8. The total amount of funds needed to complete the corrective action plan and achieve closure of all open or pending claims;

9. A detailed summary of the distribution of the assessment imposed pursuant to Section 354 of this title, including the percentage distributed to each eligible fund and the state entity authorized to use the fund as compared to the total assessment collected during the preceding year;

10. Other information which the Commission believes is pertinent regarding the Indemnity Fund program; and any

11. Any other information requested by the Speaker of the House of Representatives or the President Pro Tempore of the Senate regarding the Indemnity Fund program.

B. The Oklahoma Tax Commission shall submit an annual report to the Speaker of the House of Representatives and the President Pro Tempore of the Senate detailing the amount of assessments collected for deposit to the Indemnity Fund and to the State Transportation Fund.

C. The Oklahoma Department of Transportation shall submit an annual report to the Speaker of the House of Representatives and the President Pro Tempore of the Senate detailing the expenditures made from the revenue received from the assessment levied pursuant to Section 354 of this title.

D. The reports shall include recommendations for any changes which may be required in the amount of the assessment imposed by Section 354 of this title.

SECTION 3. This act shall become effective November 1, 2013.

Passed the House of Representatives the 16th day of May, 2013.

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

Passed the Senate the 22nd day of May, 2013.

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

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_