

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 2290

By: Pittman

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6 AS INTRODUCED

7 An Act relating to energy; creating the Shale Gas
8 Well Impact Fee Act; authorizing county governments
9 to impose a fee on certain gas wells; establishing
10 deadline for adopting a shale gas well impact fee
11 ordinance; requiring certain notification; directing
12 the Corporation Commission to make certain
13 determination prior to issuing certain permits;
14 prohibiting the issuance of permits until certain
15 fees are paid; specifying purposes for use of shale
16 gas well impact fee funds received by counties;
17 providing for codification; and providing an
18 effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 87.11 of Title 52, unless there
22 is created a duplication in numbering, reads as follows:

23 This act shall be known and may be cited as the "Shale Gas Well
24 Impact Fee Act".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 87.12 of Title 52, unless there
is created a duplication in numbering, reads as follows:

1 A. The county commissioners of a county that has a shale
2 reservoir gas well located within its borders may elect whether to
3 impose a fee on gas wells that have been spud in the county.

4 B. Within sixty (60) days after the effective date of this
5 section, the county commissioners of a county pursuant to the Shale
6 Gas Well Impact Fee Act may adopt an ordinance or resolution to
7 impose a shale gas well impact fee. The county commissioners of a
8 county shall notify the Corporation Commission and give public
9 notice of its intent to adopt the ordinance or resolution.

10 SECTION 3. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 87.13 of Title 52, unless there
12 is created a duplication in numbering, reads as follows:

13 A. Prior to issuing a permit to drill a shale reservoir gas
14 well in this state, the Corporation Commission shall determine
15 whether the producer has paid all fees owed for an existing shale
16 reservoir gas well under the Shale Gas Well Impact Fee Act.

17 B. The Commission shall not issue a permit to drill a shale
18 reservoir gas well until all gas well impact fees owed pursuant to
19 the act that are not in dispute have been paid to the Commission.

20 SECTION 4. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 87.14 of Title 52, unless there
22 is created a duplication in numbering, reads as follows:

23 A county receiving funds under the Shale Gas Well Impact Fee Act
24 shall use the funds received only for the following purposes

1 associated with natural gas production from shale reservoir gas
2 wells within the county:

3 1. Construction, reconstruction, maintenance and repair of
4 roadways, bridges and public infrastructure;

5 2. Water, storm water and sewer systems, including
6 construction, reconstruction, maintenance and repair;

7 3. Emergency preparedness and public safety, including law
8 enforcement and fire services, hazardous material response, 911,
9 equipment acquisition and other services;

10 4. Environmental programs, including trails, parks and
11 recreation, open space, flood plain management, conservation
12 districts and agricultural preservation;

13 5. Preservation and reclamation of surface and subsurface
14 waters and water supplies;

15 6. Projects to increase the availability of safe and affordable
16 housing to residents;

17 7. Records management, geographic information systems and
18 information technology;

19 8. The delivery of social services; and

20 9. The training of workers in the oil and gas industry at
21 technology center schools.

22 SECTION 5. This act shall become effective November 1, 2013.

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24 54-1-6537 KB 01/14/13