

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 2651

By: Scott and Morrisette of  
the House

and

Griffin of the Senate

8 An Act relating to oil and gas; creating the Oil and  
9 Gas Waste Efficiency and Recycling Act; stating  
10 policy; defining oil and gas waste; requiring certain  
11 agencies to work in conjunction to implement certain  
12 recommendations and take certain actions; providing  
13 for codification; and providing an effective date.

13 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
14 entire bill and insert

15 "An Act relating to oil and gas; amending 52 O.S.  
16 2011, Section 86.2, which relates to waste and water  
17 protection; requiring agencies to encourage  
18 industrial use of certain produced water; and  
19 updating statutory reference.

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

20 SECTION 1. AMENDATORY 52 O.S. 2011, Section 86.2, is  
21 amended to read as follows:

22 Section 86.2. A. The term "waste", as applied to the  
23 production of oil, in addition to its ordinary meaning, shall  
24 include economic waste, underground waste, including water

1 encroachment in the oil or gas bearing strata; the use of reservoir  
2 energy for oil producing purposes by means or methods that  
3 unreasonably interfere with obtaining from the common source of  
4 supply the largest ultimate recovery of oil; surface waste and waste  
5 incident to the production of oil in excess of transportation or  
6 marketing facilities or reasonable market demands. The production  
7 of oil in the State of Oklahoma in such manner and under such  
8 conditions as to constitute waste, as in this act defined in Section  
9 86.1 et seq. of this title, is hereby prohibited, and the  
10 Corporation Commission shall have authority, and is charged with the  
11 duty, to make rules, regulations, and orders for the prevention of  
12 such waste, and for the protection of all fresh water strata and oil  
13 or gas bearing strata encountered in any well drilled for oil or  
14 gas.

15 B. Provided, the Commission shall work in conjunction with the  
16 Secretary of Energy and Environment, the Oklahoma Water Resources  
17 Board and the Department of Environmental Quality to encourage  
18 industrial use of water produced in oil and natural gas operations."

19  
20  
21  
22  
23  
24

1 Passed the Senate the 13th day of April, 2016.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2016.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives

1 ENGROSSED HOUSE  
2 BILL NO. 2651

By: Scott and Morrisette of the House  
and  
Griffin of the Senate

3  
4  
5  
6  
7 An Act relating to oil and gas; creating the Oil and Gas Waste Efficiency  
8 and Recycling Act; stating policy; defining oil and gas waste; requiring  
9 certain agencies to work in conjunction to implement certain  
10 recommendations and take certain actions; providing for codification; and  
11 providing an effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma  
13 Statutes as Section 318.11 of Title 52, unless there is created a duplication in numbering,  
14 reads as follows:

15 This act shall be known and may be cited as the "Oil and Gas Waste Efficiency and  
16 Recycling Act".

17 SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma  
18 Statutes as Section 318.12 of Title 52, unless there is created a duplication in numbering,  
19 reads as follows:

20 A. It is the policy of the State of Oklahoma to:

- 21 1. Reduce and recycle oil and gas waste whenever feasible; and  
22 2. Treat in an environmentally safe manner the oil and gas waste that cannot be  
23 reduced or recycled.  
24

1 B. As used in the Oil and Gas Waste Efficiency and Recycling Act, "oil and gas waste"  
2 shall mean saltwater, mineral brines, waste oil and other deleterious substances produced  
3 from or obtained or used in connection with the drilling, development, producing and  
4 operating of oil and gas wells.

5 SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma  
6 Statutes as Section 318.13 of Title 52, unless there is created a duplication in numbering,  
7 reads as follows:

8 The Corporation Commission shall work in conjunction with the Secretary of Energy and  
9 Environment, the Oklahoma Water Resources Board and the Department of Environmental  
10 Quality to:

- 11 1. Implement recommendations of the Water for 2060 Produced Water Working Group  
12 as appointed by the Governor;
- 13 2. Continue developing an energy and industry water-use best-practices guidance and  
14 recognition program; and
- 15 3. Continue promoting and supporting initiatives to increase the use of marginal-quality  
16 water supplies in energy and industrial applications.

17 SECTION 4. This act shall become effective November 1, 2016.

18  
19  
20  
21  
22  
23  
24

1 Passed the House of Representatives the 7th day of March, 2016.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2016.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the Senate