

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1411 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Richard

Morrissette  
Adopted: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 PROPOSED COMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1411

By: Murphey

7  
8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to oil and gas; directing the  
10 Corporation Commission to implement a certain system  
11 of regulations for Class II disposal wells;  
12 specifying amount of certain administrative penalty;  
13 requiring certain notice and hearing; providing for  
14 certain considerations; directing deposit of certain  
15 penalties; providing for codification; and declaring  
16 an emergency.

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

18 SECTION 1. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 139.1 of Title 52, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. In exercising jurisdiction over Class II disposal wells as  
22 provided for in Section 139 of Title 52 of the Oklahoma Statutes,  
23 the Corporation Commission shall implement a system of regulations  
24 which substantially duplicates the administration, hearing and

1 penalty assessment process outlined in the Oklahoma Storage Tank  
2 Regulation Act.

3 B. 1. Any Class II disposal site operator who has been  
4 determined by the Commission to have violated any provisions of a  
5 disposal well volume cutback plan issued by the Commission shall be  
6 liable for an administrative penalty in an amount of not more than  
7 three times the penalty established in subsection A of Section 311  
8 of Title 17 of the Oklahoma Statutes for each day that violation  
9 continues.

10 2. The amount of the penalty shall be assessed by the  
11 Commission pursuant to the provisions of paragraph 1 of this  
12 subsection, after notice and hearing. In determining the amount of  
13 the penalty, the Commission shall include but not be limited to  
14 consideration of the nature, circumstances and gravity of the  
15 violation and, with respect to the person found to have committed  
16 the violation, the degree of culpability, the effect on ability of  
17 the person to continue to do business, and any show of good faith in  
18 attempting to achieve compliance with the provisions of this  
19 section.

20 3. All penalties collected pursuant to the provisions of this  
21 section shall be deposited in the Oklahoma Storage Tank Regulation  
22 Revolving Fund.

23 SECTION 2. It being immediately necessary for the preservation  
24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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4 55-2-9273 KB 02/23/16

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