

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 469

By: Marlatt

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6 AS INTRODUCED

7 An Act relating to oil and gas; providing for
8 appointment of expert to assist court in certain
9 cases alleging property damages caused by certain oil
10 and gas activity; requiring list of experts to be
provided by the Oklahoma Geological Survey; providing
for payment and recovery of certain costs; providing
for codification; and providing an effective date.

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

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

17 A. In every civil action alleging property damages resulting
18 from oil, natural gas or other hydrocarbon exploration or injection
19 of any water or chemical solution related to or resulting from such
20 exploration, at the request of a party or on the Court's own motion,
21 the Court may appoint an expert to assist the court, whose evidence
22 and testimony may be considered by the trier of fact in determining
23 the cause of any injury to the plaintiff.
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1 B. When selecting an expert pursuant to subsection A of this
2 section, the parties may agree to an expert or the Court may select
3 an expert on a rotating basis from a list of experts provided by the
4 Oklahoma Geological Survey.

5 C. All reasonable fees, costs and expenses of the expert
6 appointed pursuant to this section shall be apportioned by the Court
7 between the parties in the interest of justice and shall be
8 recovered by the prevailing party to the extent of the
9 apportionment.

10 SECTION 2. This act shall become effective November 1, 2015.

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