

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

COMMITTEE SUBSTITUTE  
FOR ENGROSSED  
HOUSE BILL NO. 2178

By: Hickman, McBride, Murdock  
and Osborn of the House

and

Bingman of the Senate

COMMITTEE SUBSTITUTE

An Act relating to oil and gas; authorizing regulation by municipalities, counties and other political subdivisions of certain oil and gas operations and establishing setbacks; providing certain limitation; prohibiting certain regulations; making certain operations subject to jurisdiction and regulation of the Corporation Commission; repealing 52 O.S. 2011, Section 137, which relates to powers of cities and towns to regulate oil and gas drilling or production; providing for codification; and declaring an emergency.

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 137.1 of Title 52, unless there is created a duplication in numbering, reads as follows:

A municipality, county, or other political subdivision may enact reasonable ordinances, rules, and regulations concerning road use, traffic, noise, and odors incidental to oil and gas operations

1 within its boundaries, provided such ordinances, rules, and  
2 regulations are not inconsistent with any regulation established by  
3 Title 52 of the Oklahoma Statutes or the Corporation Commission. A  
4 municipality, county, or other political subdivision may also  
5 establish setbacks and fencing requirements for oil and gas well  
6 site locations as are reasonably necessary to protect the health,  
7 safety, and welfare of its citizens, but may not otherwise regulate,  
8 prohibit, or ban any oil and gas operations, including oil and gas  
9 exploration, drilling, fracture stimulation, completion, production,  
10 maintenance, plugging and abandonment, produced water disposal, or  
11 secondary recovery operations. Such operations shall be subject to  
12 the exclusive jurisdiction and regulation of the Corporation  
13 Commission.

14 SECTION 2. REPEALER 52 O.S. 2011, Section 137, is hereby  
15 repealed.

16 SECTION 3. It being immediately necessary for the preservation  
17 of the public peace, health and safety, an emergency is hereby  
18 declared to exist, by reason whereof this act shall take effect and  
19 be in full force from and after its passage and approval.  
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