

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                   STATE OF OKLAHOMA

3                   1st Session of the 55th Legislature (2015)

4                   HOUSE BILL 2178

                  By: Hickman

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7                   AS INTRODUCED

8                   An Act relating to oil and gas; authorizing  
9                   regulation by municipalities, counties and other  
10                  political subdivisions of certain oil and gas  
11                  operations and establishing setbacks; providing  
12                  certain limitation; prohibiting certain regulations;  
13                  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.

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

17                  SECTION 1.           NEW LAW           A new section of law to be codified  
18                  in the Oklahoma Statutes as Section 137.1 of Title 52, unless there  
19                  is created a duplication in numbering, reads as follows:

20                  A municipality, county, or other political subdivision may enact  
21                  reasonable ordinances, rules, and regulations concerning road use,  
22                  traffic, noise, and odors incidental to oil and gas operations  
23                  within its boundaries, provided such ordinances, rules, and  
24                  regulations are not inconsistent with any regulation established by

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

12 SECTION 2. REPEALER 52 O.S. 2011, Section 137, is hereby  
13 repealed.

14 SECTION 3. It being immediately necessary for the preservation  
15 of the public peace, health and safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.  
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19 COMMITTEE REPORT BY: COMMITTEE ON ENVIRONMENTAL LAW, dated  
20 02/10/2015 - DO PASS.  
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