

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 809

By: Bingman, Crain, Marlatt,
Shortey and Griffin of the
Senate

7 and

8 Hickman of the House

9
10 COMMITTEE SUBSTITUTE

11 An Act relating to oil and gas; authorizing
12 regulation by municipalities, counties and other
13 political subdivisions of certain oil and gas
14 operations and establishing setbacks; providing
15 certain limitation; prohibiting certain regulations;
16 making certain operations subject to jurisdiction and
17 regulation of the Corporation Commission; repealing
18 52 O.S. 2011, Section 137, which relates to powers of
19 cities and towns to regulate oil and gas drilling or
20 production; providing for codification; and declaring
21 an emergency.

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

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

26 A municipality, county or other political subdivision may enact
27 reasonable ordinances, rules and regulations concerning road use,

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

16 SECTION 2. REPEALER 52 O.S. 2011, Section 137, is hereby
17 repealed.

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

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23 COMMITTEE REPORT BY: COMMITTEE ON ENVIRONMENTAL LAW, dated
24 04/08/2015 - DO PASS, As Amended and Coauthored.