

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

SENATE BILL NO. 873

By: Murdock

AS INTRODUCED

An Act relating to the Oklahoma Registered Poultry Feeding Operations Act; amending 2 O.S. 2011, Section 10-9.8a, which relates to prohibiting construction in certain areas; prohibiting establishment or expansion of certain poultry operations within a certain distance of a residence; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 2 O.S. 2011, Section 10-9.8a, is amended to read as follows:

Section 10-9.8a. A. On and after ~~the effective date of this act~~ August 23, 2002:

1. No new or expanding poultry feeding operations, operated by entities prohibited in Section 951 of Title 18 of the Oklahoma Statutes including but not limited to entities operating as prescribed by Section 954 of Title 18 of the Oklahoma Statutes, shall be constructed within a one-hundred-year flood plain; and

2. No new or expanding poultry feeding operations, operated by entities prohibited in Section 951 of Title 18 of the Oklahoma

1 Statutes including but not limited to entities operating as
2 prescribed by Section 954 of Title 18 of the Oklahoma Statutes,
3 shall be constructed within the following minimum buffer areas:

- 4 a. one and one-half (1 1/2) miles of the high water mark
5 of a surface public water supply if the poultry
6 feeding operation is located within the watershed for
7 the public water supply,
- 8 b. one (1) mile of any designated scenic river area as
9 specified by the Scenic Rivers Act,
- 10 c. one (1) mile of a public drinking water well, and
- 11 d. one (1) mile of a water body specified as Outstanding
12 Resource Waters that has recreational or ecological
13 significance as outlined by the most current Water
14 Quality Standards promulgated by the Oklahoma Water
15 Resources Board.

16 B. On and after the effective date of this act, no new or
17 expanding poultry feeding operation with over 100,000 laying hens,
18 broilers, turkeys or ducks shall be established within five hundred
19 (500) feet of a residence that is occupied at the time of the
20 establishment of the poultry feeding operation.

21 SECTION 2. This act shall become effective November 1, 2019.

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