

An Act

ENROLLED SENATE
BILL NO. 1197

By: David of the Senate

and

McBride of the House

An Act relating to Corporation Commission; amending 17 O.S. 2021, Section 304, which relates to exemptions for the Oklahoma Petroleum Storage Tank Consolidation Act; exempting hydrogen tank systems from certain provisions; and providing an effective date.

SUBJECT: Oklahoma Petroleum Storage Tank Consolidation Act

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

SECTION 1. AMENDATORY 17 O.S. 2021, Section 304, is amended to read as follows:

Section 304. The provisions of the Oklahoma Petroleum Storage Tank Consolidation Act shall not apply to:

1. Septic tank systems;
2. Pipeline facilities;
3. Surface impoundments, pits, ponds or lagoons;
4. Stormwater and wastewater collection systems;
5. Flow-through process tank systems;
6. Liquid trap or associated gathering lines directly related to oil or gas production and gathering operations;

7. Hydraulic lift tank systems;

8. Hydrogen storage tank systems;

~~8.~~ 9. Storage tank systems with a capacity of less than one hundred ten (110) gallons;

~~9.~~ 10. Fleet and commercial aboveground storage tanks with an individual capacity of two thousand one hundred (2,100) gallons or less;

~~10.~~ 11. Storage tank systems with a de minimus concentration of regulated substances;

~~11.~~ 12. Storage tank systems that serve as emergency backup tanks, provided that such backup tanks hold regulated substances for only a short period of time and are expeditiously emptied after each use. The provisions of this paragraph shall not prevent Corporation Commission notification requirements and such other restrictions as may be deemed necessary by the Commission to protect the environment;

~~12.~~ 13. Farm or residential underground storage tanks with an individual capacity of one thousand one hundred (1,100) gallons or less used for noncommercial purposes;

~~13.~~ 14. Underground storage tanks used for storing heating oil for consumptive use on the premises where stored;

~~14.~~ 15. Storage tank systems storing hazardous wastes regulated under Subtitle C of the federal Solid Waste Disposal Act, 42 U.S.C., Section 6921 et seq., or substances regulated as hazardous wastes under the Oklahoma Hazardous Waste Management Act; and

~~15.~~ 16. Fuel storage facilities and associated equipment used in wholesale or bulk distribution activities that are supplied by a pipeline and from which fuel may be removed at a rack.

SECTION 2. This act shall become effective November 1, 2022.

Passed the Senate the 22nd day of March, 2022.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of April, 2022.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____