

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 ENGROSSED SENATE
5 BILL NO. 1197

By: David of the Senate

and

McBride of the House

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9 An Act relating to Corporation Commission; amending
10 17 O.S. 2021, Section 304, which relates to
11 exemptions for the Oklahoma Petroleum Storage Tank
12 Consolidation Act; exempting hydrogen tank systems
13 from certain provisions; and providing an effective
14 date.

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

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

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

- 20 1. Septic tank systems;
- 21 2. Pipeline facilities;
- 22 3. Surface impoundments, pits, ponds or lagoons;
- 23 4. Stormwater and wastewater collection systems;
- 24 5. Flow-through process tank systems;

1 6. Liquid trap or associated gathering lines directly related
2 to oil or gas production and gathering operations;

3 7. Hydraulic lift tank systems;

4 8. Hydrogen storage tank systems;

5 ~~8.~~ 9. Storage tank systems with a capacity of less than one
6 hundred ten (110) gallons;

7 ~~9.~~ 10. Fleet and commercial aboveground storage tanks with an
8 individual capacity of two thousand one hundred (2,100) gallons or
9 less;

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

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

19 ~~12.~~ 13. Farm or residential underground storage tanks with an
20 individual capacity of one thousand one hundred (1,100) gallons or
21 less used for noncommercial purposes;

22 ~~13.~~ 14. Underground storage tanks used for storing heating oil
23 for consumptive use on the premises where stored;

1 ~~14.~~ 15. Storage tank systems storing hazardous wastes regulated
2 under Subtitle C of the federal Solid Waste Disposal Act, 42 U.S.C.,
3 Section 6921 et seq., or substances regulated as hazardous wastes
4 under the Oklahoma Hazardous Waste Management Act; and

5 ~~15.~~ 16. Fuel storage facilities and associated equipment used
6 in wholesale or bulk distribution activities that are supplied by a
7 pipeline and from which fuel may be removed at a rack.

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

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10 COMMITTEE REPORT BY: COMMITTEE ON UTILITIES, dated 04/12/2022 - DO
11 PASS.
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