

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

SENATE BILL 1034

By: Taylor

AS INTRODUCED

An Act relating to oil and gas; amending 52 O.S. 2011, Section 288.5A, as amended by Section 2, Chapter 199, O.S.L. 2013 (52 O.S. Supp. 2020, Section 288.5A), which relates to the Committee for Sustaining Oklahoma's Energy Resources; removing committee from direction and supervision of Oklahoma Energy Resources Board; deleting references; removing certain requirement for approval of new members; conforming language; conforming language; updating references; amending Section 1, Chapter 199, O.S.L. 2013 (52 O.S. Supp. 2020, Section 288.5C), which relates to the elimination of the Commission on Marginally Producing Oil and Gas Wells; removing requirement for certain advice and consent; and providing an effective date.

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

SECTION 1. AMENDATORY 52 O.S. 2011, Section 288.5A, as amended by Section 2, Chapter 199, O.S.L. 2013 (52 O.S. Supp. 2020, Section 288.5A), is amended to read as follows:

Section 288.5A. A. There is hereby created the Committee for Sustaining Oklahoma's Energy Resources which shall ~~be under the direction and supervision of the Oklahoma Energy Resources Board and shall be~~ operate for the purpose of encouraging new processes or technological advancements to sustain the oil and natural gas

1 industry in the future for the benefit of the citizens of this state  
2 and for advancing activities to support marginally producing oil and  
3 gas wells.

4 B. 1. The Committee for Sustaining Oklahoma's Energy Resources  
5 shall be made up of not less than twelve but not more than eighteen  
6 members. The ~~Oklahoma Energy Resources Board~~ Committee shall select  
7 one member ~~of the Board~~ to serve as the chair of the Committee.  
8 Except as otherwise provided, members of the Committee shall be  
9 appointed by the chair of the Committee ~~and approved by a majority~~  
10 ~~of the Board.~~

11 2. The Secretary of Energy or a designee shall serve as a  
12 member of the Committee for Sustaining Oklahoma's Energy Resources.  
13 The Secretary of Energy shall select one member of the Committee who  
14 shall currently be serving on the Oklahoma Energy Initiative Board  
15 on behalf of the University of Oklahoma, Oklahoma State University,  
16 the University of Tulsa or Oklahoma City University.

17 3. Of the remaining members of the Committee for Sustaining  
18 Oklahoma's Energy Resources at least:

- 19 a. four members shall be independent oil and gas  
20 operators, of which at least one shall be from each of  
21 the four Corporation Commission regulatory districts  
22 as they existed on January 1, 2013, and each shall  
23 have operations in the district they represent,  
24

- b. one member shall be an independent oil and gas operator from Osage County and shall have operations in Osage County,
- c. one member shall be an independent oil and gas operator selected from a list of operators submitted by the Oklahoma Independent Petroleum Association,
- d. one member shall be an oil and gas operator selected from a list of operators submitted by the Mid-Continent Oil and Gas Association,
- e. one member shall be an Oklahoma oil and gas royalty owner selected from a list of names submitted by the Oklahoma Mineral Owners Association, and
- f. one member shall be an Oklahoma oil and gas royalty owner selected from a list of names submitted by the Oklahoma affiliate of the National Association of Royalty Owners.

4. With the exception of the Secretary of Energy or the designee of the Secretary, Committee members shall serve for three-year terms and may be removed from the Committee by a majority vote of the Committee with or without cause. The ~~Oklahoma Energy Resources Board~~ Committee may establish any additional qualifications, requirements or conditions it deems appropriate for members of the Committee which are consistent with the provisions of this section. The chair of the Committee, ~~with the approval of the~~

1 ~~Board,~~ shall strive to select representatives of all facets of the  
2 oil and natural gas industry, and the University of Oklahoma,  
3 Oklahoma State University, the University of Tulsa, and Oklahoma  
4 City University, in addition to any other interested higher  
5 education institutions and governmental entities charged with duties  
6 and authority over relevant areas.

7 5. No member of the Committee shall receive a salary for duties  
8 performed as a member of the Committee; however, members may be  
9 eligible to receive reimbursement for necessary and actual travel  
10 expenses as provided for in the State Travel Reimbursement Act ~~if~~  
11 ~~approved by the Oklahoma Energy Resources Board.~~

12 6. Members appointed to serve on the Committee shall be  
13 eligible to serve on any other state board or commission if the  
14 member is otherwise qualified to hold such appointed office,  
15 notwithstanding the provisions of Section 6 of Title 51 of the  
16 Oklahoma Statutes.

17 C. The Committee for Sustaining Oklahoma's Energy Resources is  
18 authorized to accept appropriations, donations, grants,  
19 contributions and gifts from any public or private source for the  
20 purpose of implementing the provisions of ~~this act~~ Section 288.1 et  
21 seq. of this title. The Committee shall deposit such funds in the  
22 revolving fund created in Section 288.5B of this title.

23 D. The Committee for Sustaining Oklahoma's Energy Resources,  
24 ~~with the advice and consent of the Oklahoma Energy Resources Board,~~

1 is authorized to promulgate rules as necessary to implement the  
2 provisions of ~~this act~~ the Oklahoma Energy Education and Marketing  
3 Act.

4 SECTION 2. AMENDATORY Section 1, Chapter 199, O.S.L.  
5 2013 (52 O.S. Supp. 2020, Section 288.5C), is amended to read as  
6 follows:

7 Section 288.5C. A. Effective July 1, 2013, all duties, assets  
8 and obligations of the Commission on Marginally Producing Oil and  
9 Gas Wells created pursuant to Section 700 of Title 52 of the  
10 Oklahoma Statutes shall be transferred to the authority of the  
11 Committee for Sustaining Oklahoma's Energy Resources created  
12 pursuant to Section 288.5A of Title 52 of the Oklahoma Statutes.

13 B. Effective July 1, 2013, the terms of the members of the  
14 Commission on Marginally Producing Oil and Gas Wells appointed  
15 pursuant to the provisions of Section 700 of Title 52 of the  
16 Oklahoma Statutes shall be terminated.

17 C. Effective July 1, 2013, all unclassified full-time-  
18 equivalent, part-time, and temporary employees of the Commission on  
19 Marginally Producing Oil and Gas Wells shall be terminated.  
20 Employees shall be paid for any accrued annual leave and may be  
21 eligible for other benefits as provided by law.

22 D. Activities and functions previously performed by the  
23 Commission on Marginally Producing Oil and Gas Wells shall be under  
24 the responsibility of the Committee for Sustaining Oklahoma's Energy  
25

1 Resources or a successor committee as provided by law. The  
2 Committee may organize itself, create subcommittees or adopt  
3 procedures as deemed necessary and appropriate and consistent with  
4 the provisions of ~~this act~~ the Oklahoma Energy Education and  
5 Marketing Act to implement the provisions of this act and carry out  
6 the functions and duties of the Commission on Marginally Producing  
7 Oil and Gas Wells with the exception of making annual reports as  
8 required by paragraph 7 of subsection A of Section 701 of Title 52  
9 of the Oklahoma Statutes.

10 E. Monies remaining in the Commission on Marginally Producing  
11 Oil and Gas Wells Revolving Fund created in Section 705 of Title 52  
12 of the Oklahoma Statutes shall be transferred to the credit of the  
13 Sustaining Oklahoma's Energy Resources Revolving Fund created in  
14 Section 288.5B of Title 52 of the Oklahoma Statutes for use as  
15 provided in ~~this act~~ the Oklahoma Energy Education and Marketing  
16 Act.

17 F. The Committee for Sustaining Oklahoma's Energy Resources  
18 ~~with the advice and consent of the Oklahoma Energy Resources Board~~  
19 is authorized to promulgate any rules necessary to implement the  
20 provisions of ~~this act~~ the Oklahoma Energy Education and Marketing  
21 Act. The Secretary of Energy may provide assistance as necessary to  
22 oversee the transfer of duties, assets and obligations pursuant to  
23 ~~this act~~ Section 288.1 et seq. of this title.

SECTION 3. This act shall become effective November 1, 2021.

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