

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 60th Legislature (2026)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3369

By: Hildebrant and **Hall** of the
House

and

Gillespie of the Senate

10 COMMITTEE SUBSTITUTE

11 An Act relating to food truck fire suppression;
12 amending Section 1, Chapter 106, O.S.L. 2024, as
13 amended by Section 1, Chapter 342, O.S.L. 2025 (74
14 O.S. Supp. 2025, Section 325.20), which relates to
15 mobile food establishments, fire and life safety code
16 compliance, permit, inspection, rules; modifying
17 mandate for automatic fire extinguishing system in
18 food trucks; removing expiration date; and providing
19 an effective date.

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

19 SECTION 1. AMENDATORY Section 1, Chapter 106, O.S.L.
20 2024, as amended by Section 1, Chapter 342, O.S.L. 2025 (74 O.S.
21 Supp. 2025, Section 325.20), is amended to read as follows:

22 Section 325.20. A. All mobile food preparation vehicles
23 operating within this state ~~prior to July 1, 2024,~~ that are capable
24 of producing smoke or grease-laden vapors shall be in compliance

1 with the most current adopted fire code.—With, with the exception
2 of an automatic fire extinguishing system, which shall be optional,
3 if the mobile food preparation vehicle is equipped with at least two
4 portable fire extinguishers meeting National Fire Protection
5 Association (NFPA) 10 standards and all employees receive documented
6 annual fire safety training approved by the State Fire Marshal.
7 ~~such~~ Such requirement shall apply to vehicles including, but not
8 limited to, vehicles utilizing electric energy, liquefied petroleum
9 gas, compressed natural gas, or a combination thereof for cooking,
10 provided that portable fire extinguishers are installed and
11 maintained in accordance with the most current version of NFPA 10:
12 Standard for Portable Fire Extinguishers. A six-liter Class K-
13 rated, portable fire extinguisher is required for all cooking
14 equipment involving solid fuels, vegetable or animal oils and fats,
15 or a combination thereof. All portable fire extinguishers shall be
16 in clear view and immediately available for use.

17 B. All mobile food preparation vehicles utilizing, handling, or
18 transporting liquefied petroleum gas or any liquefied petroleum gas
19 system, equipment, container, apparatus, or appliance shall receive
20 and maintain a permit from, and be inspected annually by~~r~~ the
21 Oklahoma Liquefied Petroleum Gas Administration or its employees, in
22 conjunction with the State Fire Marshal issuing an annual operation
23 permit decal to mobile food preparation vehicles.

24

1 C. ~~The provisions in subsection A of this section shall expire~~
2 ~~on January 1, 2026, and all mobile food preparation vehicles shall~~
3 ~~comply with the most current adopted fire codes set forth by this~~
4 ~~state.~~

5 ~~D.~~ Mobile food preparation vehicles shall be under the
6 jurisdiction of the State Fire Marshal for fire and life safety code
7 compliance and shall be inspected annually by the State Fire Marshal
8 to ensure compliance with the latest version of the state-adopted
9 minimum codes for fire and life safety as adopted by the Oklahoma
10 Uniform Building Code Commission. The State Fire Marshal shall
11 coordinate, at minimum, annual inspections conducted:

- 12 1. Within each of the four quadrants of this state; and
- 13 2. Twice within each county with a population exceeding four
14 hundred thousand (400,000) according to the latest Federal Decennial
15 Census.

16 ~~E.~~ D. Upon approval, the State Fire Marshal shall issue an
17 operational permit decal indicating that the vehicle meets the
18 minimum fire and life code requirements adopted at the time of
19 inspection.

20 ~~F.~~ E. Nothing in this section shall prevent:

- 21 1. The State Fire Marshal from enforcing the minimum fire code
22 requirements as allowed by law and revoking the operations of a
23 mobile food preparation vehicle for cause when such vehicle is
24

1 determined to be inherently dangerous to the health, safety, or
2 welfare of persons within this state;

3 2. A political subdivision from enforcing the event permits,
4 operational fees, land use regulations, zoning, or other ordinances
5 in relation to the operation of a mobile food preparation vehicle
6 within the boundaries of the political subdivision; or

7 3. The State Department of Health from licensing and regulating
8 mobile food preparation vehicles as provided by the provisions of
9 Title 63 of the Oklahoma Statutes and rules promulgated by the State
10 Commissioner of Health.

11 ~~G.~~ F. The State Fire Marshal may promulgate rules necessary to
12 implement the provisions of this section. Such rules shall have
13 uniform force and effect throughout this state and no political
14 subdivision or other agency shall enact or enforce any fire or life
15 safety code-related ordinances, rules, or other requirements for
16 mobile food preparation vehicles, except in a county with a
17 population exceeding four hundred thousand (400,000) according to
18 the latest Federal Decennial Census.

19 SECTION 2. This act shall become effective November 1, 2026.
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21 COMMITTEE REPORT BY: COMMITTEE ON COMMERCE AND ECONOMIC DEVELOPMENT
22 OVERSIGHT, dated 02/25/2026 - DO PASS, As Amended and Coauthored.
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