

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

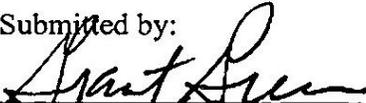
No. 1

COMMITTEE AMENDMENT

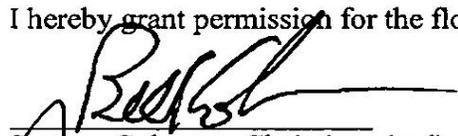
(Date)

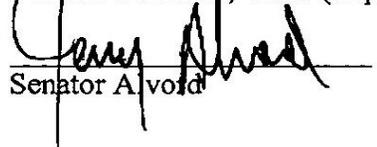
I move to amend House Bill No. 2459, by substituting the attached floor substitute (Request # 2092) for the title, enacting clause and entire body of the measure.

Submitted by:

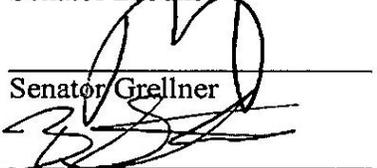

Senator Green

I hereby grant permission for the floor substitute to be adopted.


Senator Coleman, Chair (required)

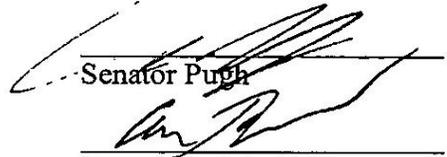

Senator Alford

Senator Brooks

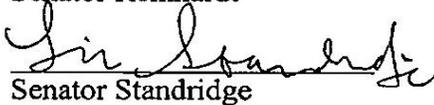

Senator Grellner

Senator Guthrie

Senator Mann


Senator Pugh

Senator Reinhardt


Senator Standridge

Senator Weaver

Senator Paxton, President Pro Tempore

Senator Daniels, Majority Floor Leader

Note: Business and Insurance committee majority requires six (6) members' signatures.

Green-CAD-FA-HB2459
5/5/2025 3:02 PM

(Floor Amendments Only)

Date and Time Filed: 5/5/25 3:39pm 

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 HOUSE BILL NO. 2459

By: Fetgatter of the House

and

Green of the Senate

7
8
9 FLOOR SUBSTITUTE

10 [fire suppression - mobile food establishments, fire
11 extinguishers, and inspections - fire codes - State
12 Fire Marshal - permit decals - effective date]

13
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY Section 1, Chapter 106, O.S.L.
16 2024 (74 O.S. Supp. 2024, Section 325.20), is amended to read as
17 follows:

18 Section 325.20. A. ~~In lieu of an automatic fire extinguishing~~
19 ~~system, portable fire extinguishers shall be installed in mobile~~
20 ~~food establishments that produce~~ All mobile food preparation
21 vehicles operating within this state prior to July 1, 2024, that are
22 capable of producing smoke or grease-laden vapors shall be in
23 compliance with the most current adopted fire code. With the
24 exception of an automatic fire extinguishing system, such

1 requirement shall apply to vehicles including, but not limited to,
2 vehicles utilizing electric energy, liquefied petroleum gas,
3 compressed natural gas, or a combination thereof for cooking,
4 provided that portable fire extinguishers are installed and
5 maintained in accordance with the most current version of NFPA 10:
6 Standard for Portable Fire Extinguishers. ~~All fire extinguishers~~
7 ~~shall be inspected annually by a licensed contractor.~~ A six-liter
8 Class K-rated, portable fire extinguisher is required for all
9 cooking equipment involving solid fuels ~~or,~~ vegetable or animal oils
10 and fats, or a combination thereof. All portable fire extinguishers
11 shall be in clear view and immediately available for use.

12 B. ~~The provisions of this section shall cease to have the force~~
13 ~~and effect of law on November 1, 2025~~ All mobile food preparation
14 vehicles utilizing, handling, or transporting liquefied petroleum
15 gas or any liquefied petroleum gas system, equipment, container,
16 apparatus, or appliance shall receive and maintain a permit from,
17 and be inspected annually by, the Oklahoma Liquefied Petroleum Gas
18 Administration or its employees, in conjunction with the State Fire
19 Marshal issuing an annual operation permit decal to mobile food
20 preparation vehicles.

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

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

8 1. Within each of the four quadrants of this state; and

9 2. Twice within each county with a population exceeding four
10 hundred thousand (400,000) according to the latest Federal Decennial
11 Census.

12 E. Upon approval, the State Fire Marshal shall issue an
13 operational permit decal indicating that the vehicle meets the
14 minimum fire and life code requirements adopted at the time of
15 inspection.

16 F. Nothing in this section shall prevent:

17 1. The State Fire Marshal from enforcing the minimum fire code
18 requirements as allowed by law and revoking the operations of a
19 mobile food preparation vehicle for cause when such vehicle is
20 determined to be inherently dangerous to the health, safety, or
21 welfare of persons within this state;

22 2. A political subdivision from enforcing the event permits,
23 operational fees, land use regulations, zoning, or other ordinances

1 in relation to the operation of a mobile food preparation vehicle
2 within the boundaries of the political subdivision; or

3 3. The State Department of Health from licensing and regulating
4 mobile food preparation vehicles as provided by the provisions of
5 Title 63 of the Oklahoma Statutes and rules promulgated by the State
6 Commissioner of Health.

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

15 SECTION 2. This act shall become effective November 1, 2025.

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17 60-1-2092 CAD 5/5/2025 4:21:35 PM

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