

1 ENGROSSED HOUSE
2 BILL NO. 2178

By: Hickman, McBride, Murdock
and Osborn of the House

3 and

4 Bingman of the Senate
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8 An Act relating to oil and gas; authorizing
9 regulation by municipalities, counties and other
10 political subdivisions of certain oil and gas
11 operations and establishing setbacks; providing
12 certain limitation; prohibiting certain regulations;
13 making certain operations subject to jurisdiction and
14 regulation of the Corporation Commission; repealing
15 52 O.S. 2011, Section 137, which relates to powers of
16 cities and towns to regulate oil and gas drilling or
17 production; providing for codification; and declaring
18 an emergency.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 137.1 of Title 52, unless there
19 is created a duplication in numbering, reads as follows:

20 A municipality, county, or other political subdivision may enact
21 reasonable ordinances, rules, and regulations concerning road use,
22 traffic, noise, and odors incidental to oil and gas operations
23 within its boundaries, provided such ordinances, rules, and
24 regulations are not inconsistent with any regulation established by

1 Title 52 of the Oklahoma Statutes or the Corporation Commission. A
2 municipality, county, or other political subdivision may also
3 establish reasonable setbacks and fencing requirements for oil and
4 gas well site locations as are reasonably necessary to protect the
5 health, safety, and welfare of its citizens, but may not effectively
6 prohibit or ban any oil and gas operations, including oil and gas
7 exploration, drilling, fracture stimulation, completion, production,
8 maintenance, plugging and abandonment, produced water disposal,
9 secondary recovery operations, flow and gathering lines or pipeline
10 infrastructure. All other regulation of oil and gas operations
11 shall be subject to the exclusive jurisdiction of the Corporation
12 Commission.

13 SECTION 2. REPEALER 52 O.S. 2011, Section 137, is hereby
14 repealed.

15 SECTION 3. It being immediately necessary for the preservation
16 of the public peace, health and safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.
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1 Passed the House of Representatives the 11th day of March, 2015.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2015.

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9 Presiding Officer of the Senate