

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 2178

By: Hickman

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6 AS INTRODUCED

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

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

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

A municipality, county, or other political subdivision may enact
reasonable ordinances, rules, and regulations concerning road use,
traffic, noise, and odors incidental to oil and gas operations
within its boundaries, provided such ordinances, rules, and
regulations are not inconsistent with any regulation established by
Title 52 of the Oklahoma Statutes or the Corporation Commission. A

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

11 SECTION 2. REPEALER 52 O.S. 2011, Section 137, is hereby
12 repealed.

13 SECTION 3. It being immediately necessary for the preservation
14 of the public peace, health and safety, an emergency is hereby
15 declared to exist, by reason whereof this act shall take effect and
16 be in full force from and after its passage and approval.

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