

1 STATE OF OKLAHOMA

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

3 SENATE BILL 468

By: Marlatt

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5
6 AS INTRODUCED

7 An Act relating to oil and gas; stating regulatory
8 authority over certain drilling, completing, fracture
9 stimulating, and operation of oil and gas wells and
10 produced water disposal wells; prohibiting certain
11 regulation by municipalities, counties or political
12 subdivisions; stating exception; repealing 52 O.S.
13 2011, Section 137, which relates to powers of cities
14 and towns; providing for codification; and declaring
15 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
this title or the Corporation Commission. A municipality, county,
or other political subdivision may also establish such setbacks and

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

9 SECTION 2. REPEALER 52 O.S. 2011, Section 137, is hereby
10 repealed.

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

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