

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2459 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Scott Fetgatter \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

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

3 PROPOSED OVERSIGHT  
4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2459

By: Fetgatter

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9 PROPOSED OVERSIGHT COMMITTEE SUBSTITUTE

10 An Act relating to fire suppression; amending Section  
11 1, Chapter 106, O.S.L. 2024 (74 O.S. Supp. 2024,  
12 Section 325.20), which relates to mobile food  
13 establishments, fire extinguisher, and inspection;  
14 extending sunset; providing for inspections;  
15 providing sole authority to the Fire Marshal; and  
16 providing an effective date.

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

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

21 Section 325.20. ~~A. In lieu of an automatic fire extinguishing~~  
22 ~~system, portable fire extinguishers shall be installed in mobile~~  
23 ~~food establishments that produce~~ 1. All mobile food preparation  
24 vehicles operating within the State of Oklahoma prior to July 1,  
2024, that are capable of producing smoke or grease-laden vapors

1 shall be in compliance with the most current adopted code. With the  
2 exception of an automatic fire extinguishing system, this shall  
3 include, but not be limited to, those utilizing electric, liquified  
4 petroleum (LP) gas, compressed natural gas (CNG), or combination  
5 thereof for cooking, provided that portable fire extinguishers are  
6 installed and maintained in accordance with the most current version  
7 of NFPA 10 (Standard for Portable Fire Extinguishers). All fire  
8 ~~extinguishers shall be inspected annually by a licensed contractor.~~  
9 A six-liter Class K-rated, portable fire extinguisher is required  
10 for all cooking equipment involving solid fuels or vegetable or  
11 animal oils and fats or combination thereof. All portable fire  
12 extinguishers shall be in clear view and immediately available for  
13 use.

14 ~~B. The provisions of this section shall cease to have the force~~  
15 ~~and effect of law on November 1, 2025~~ 2. All mobile food  
16 preparation vehicles utilizing, handling, or transporting liquified  
17 petroleum gas or any liquified petroleum gas system, equipment,  
18 container, apparatus, or appliance shall receive and maintain a  
19 permit from, and be inspected annually by, the Oklahoma Liquified  
20 Petroleum Gas Board, prior to the State Fire Marshal issuing an  
21 annual operational permit decal to the mobile food preparation  
22 vehicle. This requirement is in addition to the State Fire  
23 Marshal's inspections.

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1       3. The provisions in paragraph 1 of this subsection will expire  
2 on July 1, 2026, in which all mobile food preparation vehicles shall  
3 comply with the most current adopted codes set forth by the State of  
4 Oklahoma.

5       4. Mobile food preparation vehicles shall be under the sole  
6 jurisdiction of the Oklahoma State Fire Marshal and be inspected  
7 annually by the Oklahoma State Fire Marshal to ensure compliance  
8 with the latest version of the state adopted minimum codes for fire  
9 and life safety as adopted by the Oklahoma Uniform Building Code  
10 Commission.

11       a. upon approval by the State Fire Marshal, the State  
12 Fire Marshal shall issue an operational permit decal  
13 indicating that the vehicle meets the minimum code  
14 requirements as currently adopted at the time of  
15 inspection, and

16       b. nothing in this act shall prevent the State Fire  
17 Marshal from enforcing the minimum code requirements  
18 as allowed by law and revoking the operations of a  
19 mobile food preparation vehicle upon cause that is  
20 determined to be inherently dangerous to the health,  
21 safety, or welfare of persons within the State of  
22 Oklahoma.

23       5. Nothing in this act shall prevent a political subdivision  
24 from enforcing the political subdivision's event permits,

1 operational fees, land use regulations, zoning, and other ordinances  
2 in relation to the operation of a mobile food preparation vehicle  
3 within the boundaries of said political subdivision.

4 6. The rules promulgated pursuant to this section shall have  
5 uniform force and effect throughout the state and no city, town,  
6 county, political subdivision, or other agency shall enact or  
7 enforce any fire or life safety code related ordinances, rules, or  
8 other requirements for mobile food preparation vehicles.

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

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