

1 ENGROSSED HOUSE
2 BILL NO. 2459

By: Fetgatter of the House

and

Green of the Senate

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7 An Act relating to fire suppression; amending Section
8 1, Chapter 106, O.S.L. 2024 (74 O.S. Supp. 2024,
9 Section 325.20), which relates to mobile food
10 establishments, fire extinguishers, and inspections;
11 directing compliance with current adopted codes;
12 providing exception for certain extinguishing
13 systems; deleting certain annual inspection
14 requirement; providing for inspections; providing for
15 the expiration of certain provisions; requiring
16 compliance with certain codes; providing sole
17 authority to the Fire Marshal; providing for the
18 issuance of operational permit decals; declaring
19 authority of the State Fire Marshal to enforce
20 minimum code requirements and revoke operations of
21 mobile food preparation vehicles; declaring authority
22 of political subdivisions to enforce permits, fees,
23 regulations, and ordinances; prohibiting the
24 enactment or enforcement of any fire or life safety
code-regulated ordinances or rules; and providing an
effective date.

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

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

1 Section 325.20. A. ~~In lieu of an automatic fire extinguishing~~
2 ~~system, portable fire extinguishers shall be installed in mobile~~
3 ~~food establishments that produce~~ All mobile food preparation
4 vehicles operating within the State of Oklahoma prior to July 1,
5 2024, that are capable of producing smoke or grease-laden vapors
6 shall be in compliance with the most current adopted code. With the
7 exception of an automatic fire extinguishing system, this shall
8 include, but not be limited to, those utilizing electric, liquified
9 petroleum gas, compressed natural gas, or a combination thereof for
10 cooking, provided that portable fire extinguishers are installed and
11 maintained in accordance with the most current version of NFPA 10
12 (Standard for Portable Fire Extinguishers). ~~All fire extinguishers~~
13 ~~shall be inspected annually by a licensed contractor.~~ A six-liter
14 Class K-rated, portable fire extinguisher is required for all
15 cooking equipment involving solid fuels or vegetable or animal oils
16 and fats or a combination thereof. All portable fire extinguishers
17 shall be in clear view and immediately available for use.

18 B. ~~The provisions of this section shall cease to have the force~~
19 ~~and effect of law on November 1, 2025~~ All liquified petroleum gas
20 shall be inspected by the Oklahoma Liquified Petroleum Gas Board or
21 a certified contractor.

22 C. The provisions in subsection A of this section shall expire
23 on July 1, 2026, and all mobile food preparation vehicles shall
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1 comply with the most current adopted codes set forth by the State of
2 Oklahoma.

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

8 E. Upon approval by the State Fire Marshal, the State Fire
9 Marshal shall issue an operational permit decal indicating that the
10 vehicle meets the minimum code requirements as currently adopted at
11 the time of inspection.

12 F. Nothing in this act shall prevent the State Fire Marshal
13 from enforcing the minimum code requirements as allowed by law and
14 revoking the operations of a mobile food preparation vehicle upon
15 cause when it is determined to be inherently dangerous to the
16 health, safety, or welfare of persons within the State of Oklahoma.

17 G. Nothing in this act shall prevent a political subdivision
18 from enforcing the political subdivision's event permits,
19 operational fees, land use regulations, zoning, and other ordinances
20 in relation to the operation of a mobile food preparation vehicle
21 within the boundaries of said political subdivision.

22 H. The rules promulgated pursuant to this section shall have
23 uniform force and effect throughout the state and no city, town,
24 county, political subdivision, or other agency shall enact or

1 enforce any fire or life safety code-related ordinances, rules, or
2 other requirements for mobile food preparation vehicles.

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

4 Passed the House of Representatives the 25th day of March, 2025.

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Presiding Officer of the House
of Representatives

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9 Passed the Senate the _____ day of _____, 2025.

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Presiding Officer of the Senate

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