

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE  
FOR  
4 HOUSE BILL NO. 2459

By: Fetgatter

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7 COMMITTEE SUBSTITUTE

8 An Act relating to fire suppression; amending Section  
9 1, Chapter 106, O.S.L. 2024 (74 O.S. Supp. 2024,  
10 Section 325.20), which relates to mobile food  
11 establishments, fire extinguisher, and inspection;  
extending sunset; providing for inspections;  
providing sole authority to the Fire Marshal; and  
providing an effective date.

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

15 SECTION 1. AMENDATORY Section 1, Chapter 106, O.S.L.  
16 2024 (74 O.S. Supp. 2024, Section 325.20), is amended to read as  
17 follows:

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

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

12   B. The provisions of this section shall cease to have the force  
13   and effect of law on November 1, 2025 2. All liquified petroleum  
14   gas shall be inspected by the Oklahoma Liquified Petroleum Gas Board  
15   or a certified contractor.

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

20   4. Mobile food preparation vehicles shall be under the sole  
21   jurisdiction of the Oklahoma State Fire Marshal and be inspected  
22   annually by the Oklahoma State Fire Marshal to ensure compliance  
23   with the latest version of the state adopted minimum codes for fire

1 | and life safety as adopted by the Oklahoma Uniform Building Code  
2 | Commission.

- 3 |       a. upon approval by the State Fire Marshal, the State  
4 |           Fire Marshal shall issue an operational permit decal  
5 |           indicating that the vehicle meets the minimum code  
6 |           requirements as currently adopted at the time of  
7 |           inspection, and
- 8 |       b. nothing in this act shall prevent the State Fire  
9 |           Marshal from enforcing the minimum code requirements  
10 |          as allowed by law and revoking the operations of a  
11 |          mobile food preparation vehicle upon cause that is  
12 |          determined to be inherently dangerous to the health,  
13 |          safety, or welfare of persons within the State of  
14 |          Oklahoma.

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

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

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

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