

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

HOUSE BILL NO. 1268

By: Leist

AS INTRODUCED

An Act relating to environment and natural resources; amending Section 10, Chapter 145, O.S.L. 1993, as amended by Section 3, Chapter 324, O.S.L. 1993 (27A O.S. Supp. 1994, Section 1-2-101), which relates to the Secretary of Environment; clarifying language; and providing an effective date.

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

SECTION 1. AMENDATORY Section 10, Chapter 145, O.S.L. 1993, as amended by Section 3, Chapter 324, O.S.L. 1993 (27A O.S. Supp. 1994, Section 1-2-101), is amended to read as follows:

Section 1-2-101. A. The Secretary of Environment or successor cabinet position having authority over the Department of Environmental Quality shall have the following jurisdictional areas of environmental responsibilities:

1. Powers and duties for environmental areas designated to such position by the Governor;

2. The recipient of federal funds disbursed pursuant to the Federal Water Pollution Control Act, provided the Oklahoma Water Resources Board is authorized to be the recipient of federal funds to administer the State Revolving Fund Program. The federal funds received by the Secretary of Environment shall be disbursed to each

state environmental agency based upon its statutory duties and responsibilities relating to environmental areas. Such funds shall be distributed to the appropriate state environmental agency within thirty (30) days of ~~its~~ the receipt of the funds by the Secretary or as otherwise provided by grant or contract terms without any assessment of administrative fees or costs. Disbursement of other federal environmental funds shall not be subject to this section;

3. Coordinate pollution control and other environmental activities of the state carried on by all state agencies to avoid duplication of effort; and

4. Act on behalf of the public as trustee for natural resources under the federal Oil Pollution Act of 1990, the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, the federal Water Pollution Control Act and any other federal laws providing that a trustee for the natural resources is to be designated.

B. The Secretary is authorized to make claims against federal funds, receive federal payments, establish and manage a revolving fund in relation to duties as the natural resources trustee consistent with the federal enabling acts and to coordinate, monitor and gather information from and enter into agreements with the appropriate state environmental agencies in carrying out the duties and functions of the trustee for the natural resources of this state.

SECTION 2. This act shall become effective November 1, 1995.

45-1-5273

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