

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL 155

By: Morgan and Robinson of the
Senate

and

Mitchell and Bonny of the
House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Water Resources Board; amending 62 O.S. 2001, Section 2002, as amended by Section 1, Chapter 493, O.S.L. 2002 (62 O.S. Supp. 2002, Section 2002), which relates to the Rural Economic Action Plan Water Projects Fund; modifying certain expenditure and transfer amounts; authorizing certain expenditures and transfers for certain purposes; modifying the apportionment of certain funds; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 62 O.S. 2001, Section 2002, as amended by Section 1, Chapter 493, O.S.L. 2002 (62 O.S. Supp. 2002, Section 2002), is amended to read as follows:

Section 2002. A. There is hereby created the Rural Economic Action Plan Water Projects Fund. The fund shall be subject to legislative appropriation and shall consist of all monies deposited into the fund by law. The fund shall be a continuing fund not subject to fiscal year limitations.

B. Notwithstanding the provisions of Sections 2003 through 2013 of this title, for the fiscal year ending June 30, ~~2003~~ 2004, the Oklahoma Water Resources Board is hereby authorized to expend the sum of ~~One Million One Hundred Thousand Dollars (\$1,100,000.00)~~ Five Hundred Thirty-five Thousand Dollars (\$535,000.00) or so much

thereof as may be necessary from the funds deposited to the Rural Economic Action Plan Water Projects Fund from the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes, for ~~the Beneficial Use Monitoring Program~~ water studies, dam repairs, rural development initiatives in cooperation with other state or federal agencies and the duties imposed upon the Oklahoma Water Resources Board by law.

C. For the fiscal year ending June 30, ~~2003~~ 2004, the ~~Oklahoma Water Resources Board~~ is hereby authorized to expend Director of State Finance shall transfer the sum of ~~Two Hundred Twenty-one Thousand Seven Hundred Fifty-eight Dollars (\$221,758.00)~~ One Hundred Sixty Thousand Dollars (\$160,000.00) or so much thereof as may be necessary from ~~the funds deposited to the Rural Economic Action Plan Water Project Fund from the gross production tax~~ of the Oklahoma Water Resources Board from the funds deposited from the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes ~~for~~ to the Oklahoma Rural Water Association Conservation Commission ("Fund 210") for the purpose of ~~administering Section 1085.2 of Title 82 of the Oklahoma Statutes matching the EPA 319 Federal Funds~~ and duties imposed upon the Oklahoma ~~Water Resources Board~~ Conservation Commission by law.

D. During the fiscal year ending June 30, ~~2003~~ 2004, the Director of State Finance shall transfer the sum of ~~One Million Eight Hundred Seventy-two Thousand Dollars (\$1,872,000.00)~~ Five Hundred Thousand Dollars (\$500,000.00) or so much thereof as may be necessary from the Rural Economic Action Plan Water Project Fund of the Oklahoma Water Resources Board from the funds deposited from the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes to the Oklahoma Conservation Commission Cost-Share Fund ("Fund 210") for the purpose of matching the EPA 319 Federal Funds for priority watersheds, district operations and

equipment, offsetting associated administrative costs of the cost-share program and funding the conservation cost-share program.

E. During the fiscal year ending June 30, ~~2003~~ 2004, the Director of State Finance shall transfer the sum of ~~Two Hundred Fifty Thousand Dollars (\$250,000.00)~~ Five Hundred Thousand Dollars (\$500,000.00) or so much thereof as may be necessary from the Rural Economic Action Plan Water Projects Fund of the Oklahoma Water Resources Board from the funds deposited from the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes to the Oklahoma Conservation Commission Small Watersheds Flood Control Fund ("200 Fund") for the purpose of matching federal funds designated for upstream flood control structure rehabilitation efforts.

F. ~~In addition to the allocations and transfers made in this section, any unallocated balances remaining in the Rural Economic Action Plan Water Projects Fund from the collections of the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes for the fiscal year ending June 30, 2003, shall be used first to offset Rural Economic Action Plan Water Projects Fund appropriation reductions for the fiscal year ending June 30, 2003, second for the Beneficial Use Monitoring Program not to exceed Two Hundred Thousand Dollars (\$200,000.00), and third for the Oklahoma Conservation Commission Small Watersheds Flood Control Fund ("200 Fund") not to exceed Two Hundred Fifty Thousand Dollars (\$250,000.00)~~ During the fiscal year ending June 30, 2004, the Director of State Finance shall transfer the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary from the Rural Economic Action Plan Water Projects Fund of the Oklahoma Water Resources Board from the funds deposited from the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes to the Oklahoma Conservation Commission for the purpose of conservation district operations.

G. The allocation of funds made pursuant to this section shall not be subject to budgetary limitations.

H. For the fiscal year ending June 30, 2004, the Oklahoma Water Resources Board is hereby authorized to expend the sum of One Hundred Eighteen Thousand Dollars (\$118,000.00) or so much thereof as may be necessary from the funds deposited to the Rural Economic Action Plan Water Project Fund from the gross production tax, as apportioned by Section 1004 of Title 68 of the Oklahoma Statutes for the Oklahoma Rural Water Association for the purpose of administering Section 1085.2 of Title 82 of the Oklahoma Statutes and duties imposed upon the Oklahoma Water Resources Board by law.

I. The Rural Economic Action Plan Water Projects Fund may be used for any purpose as authorized by law.

SECTION 2. This act shall become effective July 1, 2003.

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

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