

CS for EHB 3020

1 THE STATE SENATE
2 Monday, April 10, 2006

3 Committee Substitute for
4 ENGROSSED
5 House Bill No. 3020

6 COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 3020 - By: ARMES
7 of the House and ADELSON of the Senate.

8 An Act relating to waters and water rights; amending 82 O.S.
9 2001, Section 1085.1, as amended by Section 24, Chapter 375,
10 O.S.L. 2002 (82 O.S. Supp. 2005, Section 1085.1), which
11 relates to the Oklahoma Water Resources Board; increasing
12 membership of the Board; providing terms of office;
13 restricting number of members representing certain
14 districts; requiring members represent certain interests;
15 providing an effective date; and declaring an emergency.

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

17 SECTION 1. AMENDATORY 82 O.S. 2001, Section 1085.1, as
18 amended by Section 24, Chapter 375, O.S.L. 2002 (82 O.S. Supp. 2005,
19 Section 1085.1), is amended to read as follows:

20 Section 1085.1 A. There is hereby created the Oklahoma Water
21 Resources Board, hereinafter referred to as the Board, consisting of
22 ~~nine (9)~~ eleven (11) members to be appointed by the Governor, by and
23 with the advice and consent of the Senate. The Board shall
24 constitute a body corporate and politic and an instrumentality,
25 agency and department of the State of Oklahoma, and exercise by the
26 Board of the powers conferred by this act shall be deemed and shall
27 be held to be an essential governmental function of the State of

1 Oklahoma. One member shall be appointed for a term of one (1) year;
2 one member shall be appointed for a term of two (2) years; one
3 member shall be appointed for a term of three (3) years; one member
4 shall be appointed for a term of four (4) years; one member shall be
5 appointed for a term of five (5) years; two members shall be
6 appointed for a term of six (6) years; and two members shall be
7 appointed for a term of seven (7) years. The initial terms of the
8 members appointed pursuant to this act shall be five (5) years.
9 Upon the expiration of said terms, their successors shall be
10 appointed for terms of seven (7) years. One member shall be
11 appointed from each of the congressional districts of this state and
12 the remaining members shall be appointed at large; provided, no more
13 than three members shall be appointed from one congressional
14 district. However, when congressional districts are redrawn then
15 each member appointed prior to July 1 of the year in which such
16 modification becomes effective shall complete the current term of
17 office and appointments made after July 1 of the year in which such
18 modification becomes effective shall be based on the redrawn
19 districts. Appointments made after July 1 of the year in which such
20 modification becomes effective shall be from any redrawn districts
21 which are not represented by a board member until such time as each
22 of the modified congressional districts are represented by a board
23 member. Each member shall be a qualified elector of this state. At

1 all times the membership of the Board shall have represented on it
2 at least one member well versed in each of the following major types
3 of water use: recreational, industrial, irrigational, municipal,
4 rural residential, agricultural ~~and~~, independent oil and gas
5 production, thermal electrical generation, soil conservation work,
6 and environmental protection. Not more than two members may be
7 selected representing any one of the major types of water use. The
8 Board shall meet at least once each month. The members of the Board
9 may be removed only for cause. Whenever a vacancy shall occur, the
10 Governor shall appoint a qualified person to fill the unexpired term
11 of the vacant office. Each member of the Board upon entering upon
12 his duties shall take and subscribe to the constitutional and
13 statutory oath of office and file the same with the Secretary of
14 State.

15 B. The Board shall organize annually by electing a ~~chairman~~
16 chair, vice-chairman vice chair, and secretary from the membership
17 of the Board, who shall perform such duties as shall be prescribed
18 by the Board.

19 SECTION 2. This act shall become effective July 1, 2006.

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

1 COMMITTEE REPORT BY: COMMITTEE ON ENERGY & ENVIRONMENT, dated 4-6-06
2 - DO PASS, As Amended.