

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
JOINT

3 RESOLUTION NO. 1105

By: Piatt and Johnson (Dennis)
of the House

4
and

5
Justice of the Senate

6

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8 A Joint Resolution recommending and directing certain
9 fee schedule in permanent rules of the Oklahoma Water
Resources Board; and directing distribution.

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11 AMENDMENT NO. 1. Page 1, strike the title, resolving clause
12 and entire body of the resolution and
insert

13 "A Joint Resolution limiting fees for certain stream
14 water and groundwater permits; authorizing the Oklahoma
Water Resources Board to promulgate certain rules;
15 specifying effect of rules; providing for
noncodification; and declaring an emergency.

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18 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES
19 AND THE SENATE OF THE 2ND SESSION OF THE 51ST OKLAHOMA LEGISLATURE:

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20 SECTION 1. NEW LAW A new section of law not to be
codified in the Oklahoma Statutes reads as follows:

21

22 A. The Oklahoma Water Resources Board shall not charge any fee
23 for the following services in excess of the amounts listed in
24 subsections B and C of this section and no person shall be

1 charged a total amount in excess of Three Thousand Dollars
2 (\$3,000.00) per application for stream water or groundwater
3 permits.

4 B. The filing fee for stream water permit applications shall be
5 submitted with each application for a permit to appropriate
6 stream water as follows:

7 1. 1 through 320 acre-feet - One Hundred Ninety Dollars
8 (\$190.00);

9 2. 321 through 640 acre-feet - Three Hundred Dollars
10 (\$300.00);

11 3. 641 through 1,500 acre-feet - Three Hundred Seventy-Five
12 Dollars (\$375.00);

13 4. More than 1,500 acre-feet - Three Hundred Seventy-Five
14 Dollars (\$375.00), plus an additional One Hundred Fifty
15 Dollars (\$150.00) for each increment of 500 hundred acre-
16 feet requested.

17 5. If the applicant proposes to divert or use stream water
18 from a scenic river or an area designated as an
19 outstanding water resource by this state, the applicant
20 must submit an additional fee of Two Hundred Dollars
21 (\$200.00).

22 6. Applications for provisional temporary permits to
23 appropriate stream water shall require a fee of One
24 Hundred Fifty Dollars (\$150.00).

1 7. Expedited applications for provisional temporary permits
2 to appropriate stream water shall require a fee of Two
3 Hundred Dollars (\$200.00).

4 8. Annual water right administration fee for the submittal of
5 water use reports shall be Fifty Dollars (\$50.00) for each
6 permit or vested right, provided that the cumulative
7 maximum water right administration fees imposed on any one
8 permit or vested right holder shall not be more than Five
9 Hundred Dollars (\$500.00) per year.

10 9. If the annual water use report is filed later than thirty
11 (30) days after the due date as set forth in the report
12 form mailed to the water right holder, an additional
13 amount of Thirty Dollars (\$30.00) for each permit shall be
14 due.

15 C. The filing and application fee for a permit for the withdrawal
16 of groundwater shall be as follows:

17 1. 1 through 320 acre-feet - One Hundred Ninety Dollars
18 (\$190.00);

19 2. 321 through 640 acre-feet - Three Hundred Dollars
20 (\$300.00);

21 3. 641 through 1,500 acre-feet - Three Hundred Seventy-
22 five Dollars (\$375.00);

23 4. More than 1,500 acre-feet - Three Hundred Seventy-five
24 Dollars (\$375.00), plus an additional One Hundred Fifty

1 Dollars (\$150.00) for each increment of 500 acre-feet
2 above 1,500 acre-feet requested.

3 5. Applications for provisional temporary permits to
4 withdraw groundwater shall require a fee of One Hundred
5 Fifty Dollars (\$150.00).

6 6. Expedited applications for provisional temporary
7 permits shall require a fee of Two Hundred Dollars
8 (\$200.00).

9 D. The provisions of this section shall remain in full force and
10 effect until rules implementing a new fee schedule are
11 promulgated by the Oklahoma Water Resources Board following
12 the effective date of this act.

13 SECTION 2. It being immediately necessary for the preservation
14 of the public peace, health and safety, an emergency is hereby
15 declared to exist, by reason whereof this act shall take effect and
16 be in full force from and after its passage and approval."

1 Passed the Senate the 23rd day of April, 2008.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2008.

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8 _____
9 Presiding Officer of the House
10 of Representatives