

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 1081

By: Shoemake

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to waters and water rights; amending
9 82 O.S. 2001, Section 1324.9, which relates to rural
10 water district boards; authorizing boards to charge
11 an amount for certain purpose; stating limit of the
12 charge; requiring approval by certain participating
13 members at certain published meeting; specifying
14 contents of the public notice; providing for
15 distribution of the monies; and declaring an
16 emergency.

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

18 SECTION 1. AMENDATORY 82 O.S. 2001, Section 1324.9, is
19 amended to read as follows:

20 Section 1324.9 A. The board shall be the governing body of the
21 district and shall meet annually on a date prescribed by the bylaws
22 and at such other times as may be determined by the board or upon
23 call by the ~~chairman~~ chair or any two members of the board.

24 Vacancies on the board shall be filled for the unexpired term, and
until such appointee's successor is elected and has qualified, by
appointment by the remaining members of the board. The board shall
adopt such rules ~~and regulations~~ in conformity with the provisions

1 of this act and the bylaws of the district as are deemed necessary
2 for the conduct of the business of the district. It shall be the
3 duty of the secretary to cause an entry to be made upon its records
4 showing all of its minutes, decisions and orders made pursuant to
5 the provisions of this act.

6 B. The district shall have the power to charge an amount, as
7 determined by the board and approved by the members of the district,
8 not to exceed ten cents (\$0.10) per one thousand (1,000) gallons of
9 water sold, to be included in the water rates for the district and
10 paid by the retail water consumers of the district. The charge
11 shall be approved by a majority vote of the participating members of
12 the district who are present at a regular or special meeting, for
13 which public notice has been given and the issue is on the agenda
14 and presented for a vote. The public notice of the meeting and
15 election shall state the amount of the proposed fee, the intended
16 purpose of the fee, and the entity or entities which will receive
17 the monies. If approved, the board shall distribute the monies
18 received from the charge to any entity or entities, except for any
19 entity that has statutory or regulatory authority over any aspect of
20 the district, selected by the board for purposes that will assist or
21 aid the board in the performance of its duties for the district and
22 which will benefit the area within the district or the members of
23 the district.

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

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