

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend House Joint Resolution No. 1105, by striking the title, enacting clause and entire body of the resolution and substituting the attached floor substitute.

Submitted by:

Senator Justice

Justice-MJM-FS-HJR1105

4/23/2008 9:02 AM

[Insert floor substitute on next page]

STATE OF OKLAHOMA

2nd Session of the 51st Legislature (2008)

FLOOR SUBSTITUTE
FOR ENGROSSED
HOUSE JOINT

RESOLUTION NO. _1105__

By: Piatt and Johnson (Dennis)of the
House

And
Justice of the Senate

FLOOR SUBSTITUTE

A Joint Resolution limiting fees for certain stream water and groundwater permits; providing for non-codification; and directing distribution.

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

SECTION 1. SECTION 1. NEW LAW A new section of law not to be codified in the

Oklahoma Statutes reads as follows:

- A. The Oklahoma Water Resources Board shall not charge any fee for the following services in excess of the amounts listed in subsections B and C of this section and no person shall be charged a total amount in excess of Three Thousand Dollars (\$3,000.00) per application for stream water or groundwater permits.
- B. The filing fee for stream water permit applications shall be submitted with each application for a permit to appropriate stream water as follows:
 1. 1 through 320 acre-feet - One Hundred Ninety Dollars (\$190.00);
 2. 321 through 640 acre-feet – Three Hundred Dollars (\$300.00);
 3. 641 through 1,500 acre-feet – Three Hundred Seventy-Five Dollars (\$375.00);
 4. More than 1,500 acre-feet – Three Hundred Seventy-Five Dollars (\$375.00), plus an additional One Hundred Fifty Dollars (\$150.00) for each increment of 500 hundred acre-feet requested.
 5. If the applicant proposes to divert or use stream water from a scenic river or an area designated as an outstanding water resource by this state, the applicant must submit an additional fee of Two Hundred Dollars (\$200.00).
 6. Applications for provisional temporary permits to appropriate stream water shall require a fee of One Hundred Fifty Dollars (\$150.00).
 7. Expedited applications for provisional temporary permits to appropriate stream water shall require a fee of Two Hundred Dollars (\$200.00).

- 1 8. Annual water right administration fee for the submittal of water use reports shall be Fifty
2 Dollars (\$50.00) for each permit or vested right, provided that the cumulative maximum
3 water right administration fees imposed on any one permit or vested right holder shall not
4 be more than Five Hundred Dollars (\$500.00) per year.
- 5 9. If the annual water use report is filed later than thirty (30) days after the due date as set forth in
6 the report form mailed to the water right holder, an additional amount of Thirty Dollars
7 (\$30.00) for each permit shall be due.
- 8 C. The filing and application fee for withdrawal of groundwater permit shall be as follows:
9 1. 1 through 320 acre-feet – One Hundred Ninety Dollars (\$190.00);
10 2. 321 through 640 acre-feet – Three Hundred Dollars (\$300.00);
11 3. 641 through 1,500 acre-feet – Three Hundred Seventy-five Dollars (\$375.00);
12 4. More than 1,500 acre-feet – Three Hundred Seventy-five Dollars (\$375.00), plus an additional
13 One Hundred Fifty Dollars (\$150.00) for each increment of 500 acre-feet above 1,500 acre-
14 feet requested.
- 15 5. Applications for provisional temporary permits to withdrawal groundwater shall require a fee
16 of One Hundred Fifty Dollars (\$150.00).
- 17 6. Expedited applications for provisional temporary permits shall require a fee of Two Hundred
18 Dollars (\$200.00).
- 19 D. The provisions of this section shall remain in full force and effect until rules implementing
20 a new fee schedule are promulgated by the Oklahoma Water Resources Board following
21 the effective date of this act.
- 22

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

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29 51-2-3773

MJM

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