

THE HOUSE OF REPRESENTATIVES
Monday, February 25, 2008

Committee Substitute for
House Bill No. 2206

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2206 - By: WRIGHT of the House and ALDRIDGE of the Senate.

An Act relating to sunset; amending 59 O.S. 2001, Section 1103, as amended by Section 1, Chapter 106, O.S.L. 2002 (59 O.S. Supp. 2007, Section 1103), which relates to the Waterworks and Wastewater Works Advisory Council; re-creating the Council; and modifying termination date.

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

1 SECTION 1. AMENDATORY 59 O.S. 2001, Section 1103, as amended by
2 Section 1, Chapter 106, O.S.L. 2002 (59 O.S. Supp. 2007, Section 1103), is amended to
3 read as follows:

4 Section 1103. A. The Waterworks and Wastewater Works Advisory Council is
5 hereby re-created, to continue until July 1, ~~2008~~ 2012, in accordance with the provisions
6 of the Oklahoma Sunset Law. The Advisory Council shall consist of nine (9) members
7 appointed as follows:

8 1. The Governor shall appoint three members as follows:

9 a. one member who holds a certificate under the terms and conditions of
10 which he could lawfully be the operator of a municipal waterworks for
11 an initial term of three (3) years,

- 1 b. one member representing higher education and the Environmental
2 Training Center for the State of Oklahoma for an initial term of two (2)
3 years, and
4 c. one member appointed from a list of six or more nominees submitted
5 by the Oklahoma Municipal League;

6 2. The President Pro Tempore of the Senate shall appoint three members as
7 follows:

- 8 a. two members appointed from a list of twelve or more nominees
9 submitted by the Oklahoma Water and Pollution Control Association,
10 and
11 b. one member appointed from a list of twelve or more nominees
12 submitted by the Oklahoma Rural Water Association;

13 3. The Speaker of the House of Representatives shall appoint three members as
14 follows:

- 15 a. one member who holds a certificate under the terms and conditions of
16 which he could lawfully be the operator of a municipal waterworks for
17 an initial term of three (3) years,
18 b. one member who holds a certificate under the terms and conditions of
19 which he could lawfully be the operator of a municipal wastewater
20 works for an initial term of two (2) years, and
21 c. one member appointed from a list of twelve or more nominees
22 submitted by the Oklahoma Rural Water Association.

1 B. Persons serving on the Waterworks and Wastewater Works Advisory Council as
2 of June 30, 1993, shall continue to serve on such Council for terms stated below unless a
3 vacancy is created by resignation, death or any other cause resulting in an unexpired
4 term. Such vacancy shall be filled by appointment as provided in subsection A of this
5 section for a term of three (3) years. Members continuing to serve are:

6 1. One member appointed from a list of six or more nominees submitted by the
7 Oklahoma Municipal League, whose term shall expire June 30, 1994, and whose
8 successor shall be appointed by the Governor;

9 2. One member appointed from a list of twelve or more nominees submitted by the
10 Oklahoma Water and Pollution Control Association, whose term shall expire June 30,
11 1994, and whose successor shall be appointed by the President Pro Tempore of the
12 Senate;

13 3. One member appointed from a list of twelve or more nominees submitted by the
14 Oklahoma Water and Pollution Control Association, whose term shall expire June 30,
15 1995, and whose successor shall be appointed by the President Pro Tempore of the
16 Senate;

17 4. One member appointed from a list of twelve or more nominees submitted by the
18 Oklahoma Rural Water Association, whose term shall expire June 30, 1996, and whose
19 successor shall be appointed by the President Pro Tempore of the Senate; and

20 5. One member appointed from a list of twelve or more nominees submitted by the
21 Oklahoma Rural Water Association, whose term shall expire June 30, 1994, and whose
22 successor shall be appointed by the Speaker of the House of Representatives.

1 C. Each member shall be appointed to serve a term of office of three (3) years,
2 except that the term of those first appointed shall expire as specified in subsection A
3 above. Any vacancy shall be filled pursuant to subsection A of this section.

4 D. The Council shall elect a chair and vice-chair from among its members. Five
5 members shall constitute a quorum. Each Council shall meet as required for rule
6 development, review and recommendation and for such other purposes specified by law.
7 Special meetings may be called by the chair or by the concurrence of any three members.

8 E. Of the nominees on each list referenced in subsection A of this section, one-third
9 shall be individuals certified as competent to operate a municipal waterworks and one-
10 third shall be individuals certified as competent to operate municipal wastewater works.

11 F. Members of the Council shall serve without compensation but may be
12 reimbursed expenses incurred in the performance of their duties as provided by the State
13 Travel Reimbursement Act. The Council is authorized to utilize the conference rooms of
14 the Department and obtain administrative assistance from the Department as required.

15 G. The Council shall not recommend rules for promulgation of the Environmental
16 Quality Board unless all applicable requirements of the Administrative Procedures Act
17 have been followed including requirements relating to, but not limited to, notice, rule
18 impact statement and rulemaking hearings. The Council shall perform the duties
19 specified in subsection I of Section 2-2-201 of Title 27A of the Oklahoma Statutes for the
20 Department of Environmental Quality Advisory Councils and shall perform other duties
21 as may be assigned to it by the Department.

1 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT AND
2 TRANSPORTATION, dated 02-21-08 - DO PASS, As Amended and Coauthored.