

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1730 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Doug Cox

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1730

By: Cox

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to waters and water rights; amending
9 Section 6, Chapter 234, O.S.L. 2005 (82 O.S. Supp.
10 2008, Section 874.2), which relates to licenses to
11 encroach on Grand River Dam Authority property;
12 clarifying language; limiting certain license;
13 directing the Grand River Dam Authority to issue
14 licenses to certain property owners for certain land;
15 providing for consideration for the license; making
16 the license subject to any federal flood control
17 easements or covenants; and declaring an emergency.

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

19 SECTION 1. AMENDATORY Section 6, Chapter 234, O.S.L.
20 2005 (82 O.S. Supp. 2008, Section 874.2), is amended to read as
21 follows:

22 Section 874.2 A. The Grand River Dam Authority is hereby
23 authorized in its discretion to issue licenses to encroach upon real
24 property owned by the Authority to adjacent property owners for
25 structures built upon the real property prior to June 1, 2005, and
26 for which a license has not been issued pursuant to subsection B of

1 this section. The Authority shall receive from the licensee for any
2 license issued pursuant to this ~~section~~ subsection the fair market
3 value of the unimproved land and any administrative costs, including
4 appraisals or surveys, required by the Authority.

5 B. The Grand River Dam Authority is hereby directed to issue by
6 December 1, 2010, a permanent perpetual license to all owners of any
7 lands or structures on lands located south of the confluence of the
8 Elk River and the Neosho River which land is adjacent to the shore
9 land or lake front of Grand Lake O' The Cherokees, or abutting
10 thereon any property on and along the shoreline of Grand Lake O' The
11 Cherokees owned by the Authority, and which lies above seven hundred
12 fifty (750) feet Sea Level Datum Elevation. The only consideration
13 the Authority shall receive from the licensee for any license issued
14 pursuant to this subsection is the value the licensee provides for
15 the upkeep and maintenance of the property. The license issued
16 pursuant to this subsection shall be subject to the flowage
17 easements and covenants therein held by the United States for flood
18 purposes.

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

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24 52-1-6867 KB 02/16/09

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