

SB 1689

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THE STATE SENATE
Monday, February 22, 2010

Senate Bill No. 1689
As Amended

SENATE BILL NO. 1689 - By: Paddack and Gumm of the Senate and Billy of the House.

[waters and water rights - Oklahoma Water Center Act -
mining - sensitive sole source groundwater basin -
codification - effective date -
emergency]

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1086.10 of Title 82, unless there is created a duplication in numbering, reads as follows:

A. This act shall be known and may be cited as the "Oklahoma Water Center Act".

B. The Oklahoma Water Resources Board shall include provisions in the Oklahoma Comprehensive Water Plan, as otherwise authorized by law and updated in 2011, for creation of a water science and research advisory council for implementation of the Oklahoma Comprehensive Water Plan. The council shall be known as the Oklahoma Water Center.

C. The Oklahoma Water Center shall consist of members from state and federal agencies and institutions of higher education and other appropriate entities that conduct activities related to

1 coordinated water research, planning, water quantity and water
2 quality, as identified in the Oklahoma Comprehensive Water Plan,
3 updated in 2011. The members shall be appointed by and serve at the
4 pleasure of the Executive Director of the Oklahoma Water Resources
5 Board.

6 D. Members of the Oklahoma Water Center appointed pursuant to
7 this section shall serve without compensation but may be eligible
8 for necessary travel reimbursement as authorized by the Executive
9 Director of the Oklahoma Water Resources Board and subject to the
10 provisions of the State Travel Reimbursement Act.

11 E. The Oklahoma Water Center shall:

12 1. Act as a water science and research advisory council to the
13 Oklahoma Water Resources Board in implementation of the Oklahoma
14 Comprehensive Water Plan;

15 2. Review state and federal assistance opportunities for
16 coordinated research, planning, design, and construction for water-
17 related environmental infrastructure and resource protection and
18 development projects, including projects for water supply, storage,
19 treatment, and related facilities, water quality protection,
20 wastewater treatment, and related facilities, environmental
21 restoration, and surface water resource protection, flood control,
22 recreation, and development, as identified in the Oklahoma
23 Comprehensive Water Plan; and

1 3. Perform other duties as indentified in the update of the
2 Oklahoma Comprehensive Water Plan.

3 D. The Oklahoma Water Resources Board shall provide staff for
4 the Oklahoma Water Center.

5 E. The Oklahoma Water Center shall submit a report to the
6 Governor, President Pro Tempore of the Senate, and Speaker of the
7 House of Representatives by December 31 each year.

8 **SECTION 2. AMENDATORY 82 O.S. 2001, Section 1020.2, is**
9 **amended to read as follows:**

10 Section 1020.2 A. It is hereby declared to be the public
11 policy of this state, in the interest of the agricultural stability,
12 domestic, municipal, industrial and other beneficial uses, general
13 economy, health and welfare of the state and its citizens, to
14 utilize the ground water resources of the state, and for that
15 purpose to provide reasonable regulations for the allocation for
16 reasonable use based on hydrologic surveys of fresh ~~ground-water~~
17 groundwater basins or subbasins to determine a restriction on the
18 production, based upon the acres overlying the ~~ground-water~~
19 groundwater basin or subbasin.

20 B. The provisions of ~~this act~~ the Oklahoma Groundwater Law,
21 Section 1020.1 et seq. of this title, shall not apply to the taking,
22 using or disposal of salt water associated with the exploration,
23 production or recovery of oil and gas ~~or.~~

1 C. The provisions of the Oklahoma Groundwater Law shall not
2 apply to the taking, using or disposal of water trapped in producing
3 mines unless the water originates from a sensitive sole source
4 groundwater basin or subbasin.

5 SECTION 3. This act shall become effective July 1, 2010.

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

10 COMMITTEE REPORT BY: COMMITTEE ON ENERGY & ENVIRONMENT, dated
11 2-18-10 - DO PASS, As Amended and Coauthored.