

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1030

By: Justice

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5  
6 AS INTRODUCED

7 An Act relating to water; amending 82 O.S. 2011,  
8 Section 1020.5, which relates to determination of  
9 maximum annual yield; prohibiting Oklahoma Water  
10 Resources Board from using certain conjunctive  
11 management in certain determination; stating  
12 exception; and declaring an emergency.

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

14 SECTION 1. AMENDATORY 82 O.S. 2011, Section 1020.5, is  
15 amended to read as follows:

16 Section 1020.5. A. After completing the hydrologic survey, the  
17 Oklahoma Water Resources Board shall make a tentative determination  
18 of the maximum annual yield of groundwater to be produced from each  
19 ground water basin or subbasin therein. Such determination must be  
20 based upon the following:

- 21 1. The total land area overlying the basin or subbasin;
- 22 2. The amount of water in storage in the basin or subbasin;
- 23 3. The rate of recharge to the basin or subbasin and total  
24 discharge from the basin or subbasin;
4. Transmissibility of the basin or subbasin; and

1 5. The possibility of pollution of the basin or subbasin from  
2 natural sources.

3 B. The maximum annual yield of each major ground water basin or  
4 subbasin shall be based upon a minimum basin or subbasin life of  
5 twenty (20) years from the effective date of the order establishing  
6 the final determination of the maximum annual yield.

7 C. For minor groundwater basins or subbasins therein, the  
8 tentative determination of the maximum annual yield shall be based  
9 upon present and reasonably foreseeable future use of groundwater  
10 from such basin or subbasin, recharge and total discharge, the  
11 geographical region in which the basin or subbasin is located and  
12 other relevant factors.

13 D. In determining maximum annual yield as outlined in  
14 subsection A of this section, the Board shall not take into  
15 consideration conjunctive management, which is the coordinated use  
16 of surface and groundwater, except within a sensitive sole source  
17 aquifer.

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

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