

STATE OF OKLAHOMA

1st Session of the 54th Legislature (2013)

COMMITTEE SUBSTITUTE
FOR ENGROSSED

SENATE BILL NO. 965

By: Marlatt, Fields and Ivester
of the Senate

and

Jackson of the House

COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Water Resources Board; amending 82 O.S. 2011, Section 1085.1, which relates to the Oklahoma Water Resources Board; deleting certain appointment and representation requirements; modifying appointments to the Board based on regional representation; providing for terms; providing for immediate transition under certain circumstances; modifying certain qualifications; updating language; and declaring an emergency.

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

SECTION 1. AMENDATORY 82 O.S. 2011, Section 1085.1, is amended to read as follows:

Section 1085.1 A. There is hereby created the Oklahoma Water Resources Board, hereinafter referred to as the Board, consisting of nine (9) members to be appointed by the Governor, by and with the advice and consent of the Senate. The Board shall constitute a body

1 corporate and politic and an instrumentality, agency and department
2 of the State of Oklahoma, and exercise by the Board of the powers
3 conferred by this act shall be deemed and shall be held to be an
4 essential governmental function of the State of Oklahoma. ~~One~~
5 ~~member shall be appointed for a term of one (1) year; one member~~
6 ~~shall be appointed for a term of two (2) years; one member shall be~~
7 ~~appointed for a term of three (3) years; one member shall be~~
8 ~~appointed for a term of four (4) years; one member shall be~~
9 ~~appointed for a term of five (5) years; two members shall be~~
10 ~~appointed for a term of six (6) years; and two members shall be~~
11 ~~appointed for a term of seven (7) years. Upon the expiration of~~
12 ~~said terms, their successors shall be appointed for terms of seven~~
13 ~~(7) years. One member shall be appointed from each of the~~
14 ~~congressional districts of this state and the remaining members~~
15 ~~shall be appointed at large. However, when congressional districts~~
16 ~~are redrawn then each member appointed prior to July 1 of the year~~
17 ~~in which such modification becomes effective shall complete the~~
18 ~~current term of office and appointments made after July 1 of the~~
19 ~~year in which such modification becomes effective shall be based on~~
20 ~~the redrawn districts. Appointments made after July 1 of the year~~
21 ~~in which such modification becomes effective shall be from any~~
22 ~~redrawn districts which are not represented by a Board member until~~
23 ~~such time as each of the modified congressional districts are~~
24 ~~represented by a Board member.~~

1 B. Beginning with the expiration of the at-large member
2 position in 2013, the membership of the Board shall transition from
3 congressional district and at-large representation to regional
4 representation as follows:

5 1. The at-large member position expiring in 2013 shall
6 thereafter be represented by a person residing in the North Central
7 Region of the state which shall consist of Garfield, Grant, Kay,
8 Kingfisher, Lincoln, Logan, Noble, Pawnee and Payne counties;

9 2. The Congressional District 1 position expiring in 2014 shall
10 thereafter be represented by a person residing in the Southeast
11 Region of the state which shall consist of Atoka, Bryan, Choctaw,
12 Coal, Johnston, McCurtain, Murray, Pontotoc and Pushmataha counties;

13 3. The at-large member position expiring in 2014 shall
14 thereafter be represented by a person residing in the South Central
15 Region of the state which shall consist of Carter, Garvin, Grady,
16 Jefferson, Love, Marshall and Stephens counties;

17 4. The Congressional District 2 position expiring in 2015 shall
18 thereafter be represented by a person residing in the East Central
19 Region of the state which shall consist of Haskell, Hughes, Latimer,
20 LeFlore, McIntosh, Okfuskee, Pittsburg, Seminole and Sequoyah
21 counties;

22 5. The at-large position expiring in 2016 shall thereafter be
23 represented by a person residing in the Northeast Region of the
24 state which shall consist of Adair, Cherokee, Craig, Creek,

1 Delaware, Mayes, Muskogee, Nowata, Okmulgee, Osage, Ottawa, Rogers,
2 Tulsa, Wagoner and Washington counties;

3 6. The Congressional District 4 position expiring in 2017 shall
4 thereafter be represented by a person residing in the Panhandle
5 Region of the state which shall consist of Beaver, Cimarron and
6 Texas counties;

7 7. The Congressional District 5 position expiring in 2018 shall
8 thereafter be represented by a person residing in the Central Region
9 of the state which shall consist of Canadian, Cleveland, McClain,
10 Oklahoma and Pottawatomie counties;

11 8. The at-large position expiring in 2018 shall represent the
12 Southwest Region of the state which shall consist of Beckham, Caddo,
13 Comanche, Cotton, Custer, Greer, Harmon, Jackson, Kiowa, Roger
14 Mills, Tillman and Washita counties; and

15 9. The Congressional District 3 position expiring in 2019 shall
16 thereafter be represented by a person residing in the Northwest
17 Region of the state which shall consist of Alfalfa, Blaine, Dewey,
18 Ellis, Harper, Major, Woods and Woodward counties.

19 C. All members appointed after the effective date of this act
20 shall be appointed for terms of seven (7) years.

21 D. If a member serving on the Board as of the effective date of
22 this act resigns or is unable to complete the term of the member,
23 the seat shall immediately transition to the applicable regional
24 representation as provided for in subsection B of this section.

1 E. Each member shall be a qualified elector of this state. At
2 all times the membership of the Board shall have represented on it
3 at least one member well versed in each of the following major types
4 of water use: recreational, industrial, irrigational, municipal,
5 rural residential, agricultural ~~and~~, soil conservation work and oil
6 and gas production. Not more than two members may be selected
7 representing any one of the major types of water use. The Board
8 shall meet at least once each month. The members of the Board may
9 be removed only for cause. Whenever a vacancy shall occur, the
10 Governor shall appoint a qualified person to fill the unexpired term
11 of the vacant office. Each member of the Board upon entering upon
12 ~~his~~ the duties of the member shall take and subscribe to the
13 constitutional and statutory oath of office and file the same with
14 the Secretary of State.

15 ~~B.~~ F. The Board shall organize annually by electing a ~~chairman~~
16 chair, vice-chairman vice-chair, and secretary from the membership
17 of the Board, who shall perform such duties as shall be prescribed
18 by the Board.

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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