

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3405

By: Watson

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to water; amending 82 O.S. 2011,
10 Section 1020.1, which relates to groundwater;
11 modifying and expanding definitions; and providing an
12 effective date.

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

14 SECTION 1. AMENDATORY 82 O.S. 2011, Section 1020.1, is
15 amended to read as follows:

16 Section 1020.1 As used in this section through Section 1020.22
17 of this act title:

18 1. "Groundwater" means fresh water and marginal water under the
19 surface of the earth regardless of the geologic structure in which
20 it is standing or moving outside the cut bank of any definite
21 stream;

22 2. "Domestic use" means the use of water by a natural
23 individual or by a family or household for household purposes, for
24 farm and domestic animals up to the normal grazing capacity of the

1 land and for the irrigation of land not exceeding a total of three
2 (3) acres in area for the growing of gardens, orchards and lawns,
3 and for such other purposes, specified by Board rules, for which de
4 minimis amounts are used;

5 3. "Major groundwater basin" shall mean a distinct underground
6 body of water overlain by contiguous land and having substantially
7 the same geological and hydrological characteristics and from which
8 groundwater wells yield at least fifty (50) gallons per minute on
9 the average basinwide if from a bedrock aquifer and at least one
10 hundred fifty (150) gallons per minute on the average basinwide if
11 from an alluvium or alluvium and terrace aquifer, or as otherwise
12 designated by the Board;

13 4. "Subbasin" means a subdivision of a major or minor
14 groundwater basin overlain by contiguous land and having
15 substantially the same geological and hydrological characteristics
16 and yield capabilities;

17 5. "Board" means the Oklahoma Water Resources Board;

18 6. "Person" means any individual, firm, partnership,
19 association, corporation, business trust, federal agency, state
20 agency, the state or any political subdivision thereof,
21 municipalities, and any other legal entities;

22 7. "Fresh water" means water which has less than five thousand
23 (5,000) parts per million total dissolved solids. For the purpose
24 of this act all other water is salt water;

1 8. "Commercial drilling", "commercial plugging" and "commercial
2 installation" mean drilling or plugging and installation as a
3 business, trade or occupation for compensation; ~~and~~

4 9. "Minor groundwater basin" means a distinct underground body
5 of water overlain by contiguous land and having substantially the
6 same geological and hydrological characteristics and which is not a
7 major groundwater basin; and

8 10. "Marginal water" means water which has less than twenty
9 thousand (20,000) parts per million total dissolved solids.

10 SECTION 2. This act shall become effective November 1, 2018.

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12 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND NATURAL RESOURCES,
13 dated 03/01/2018 - DO PASS, As Amended.
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