

1 ENGROSSED SENATE
2 BILL NO. 1835

By: Bergstrom of the Senate

3 and

4 West (Josh) of the House

5
6 [Oklahoma Water Resources Board - certain permit
7 holders receive certain reports and citations -
8 codification - effective date]
9

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

11 SECTION 1. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 1091 of Title 82, unless there
13 is created a duplication in numbering, reads as follows:

14 A. On or after the effective date of this act, any holder of a
15 water use permit issued by the Oklahoma Water Resources Board that
16 is for a medical marijuana business or medical marijuana waste
17 disposal facility licensed by the Oklahoma Medical Marijuana
18 Authority and is found to be out of compliance with any statutory or
19 administrative rule requirement of the Oklahoma Water Resources
20 Board pursuant to a fact-finding investigation conducted by the
21 Board, shall receive by either certified mail or electronic mail the
22 written report and a citation stating any necessary action or remedy
23 to be taken. The citation shall include any statutory requirements,
24

1 administrative rules, and regulations that the Board deems to have
2 been violated by the permit holder.

3 B. The Board shall by certified mail, return receipt requested,
4 or by electronic mail, read receipt requested, distribute the report
5 to the permit holder. The permit holder shall have fifteen (15)
6 days from the date that the report and citation are received to
7 respond. The Board shall communicate with the permit holder about
8 what is required to come into compliance. If the permit holder does
9 not initiate action to remedy the complaint within ninety (90) days
10 from the date that the report and citation are received, the Board
11 may take any enforcement action it deems necessary to bring the
12 permit holder into compliance. The Board may assess an
13 administrative penalty of up to Five Thousand Dollars (\$5,000.00)
14 per day of violation after a notice has been issued and an
15 opportunity for a hearing has been made available. The Board may
16 promulgate rules regarding legal actions which may be necessary to
17 bring a permit holder into compliance. Failure to come into
18 compliance may result in a revocation by the Board of the water
19 permit at issue.

20 SECTION 2. This act shall become effective November 1, 2022.
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1 Passed the Senate the 23rd day of March, 2022.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2022.

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8 _____
9 Presiding Officer of the House
10 of Representatives