

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1835

By: Bergstrom

AS INTRODUCED

An Act relating to the Oklahoma Water Resources Board; requiring that certain permit holders receive certain reports and citations; establishing date by which certain subjects of reports and citations may be resolved; establishing penalties for noncompliance; providing for codification; and providing an effective date.

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 1091 of Title 82, unless there is created a duplication in numbering, reads as follows:

A. On or after the effective date of this act, any holder of a water use permit administered by the Oklahoma Water Resources Board that is found to be out of compliance pursuant to a fact-finding investigation conducted pursuant to Rule 785:1-11-1 of the Oklahoma Administrative Code shall receive by either certified mail or electronic mail the written report that is provided to the complainant pursuant to the Rule and a citation stating any necessary action or remedy to be taken. The citation shall include

1 any statutory requirements, administrative rules, and regulations  
2 that the Board deems to have 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 resolve any cited issue pursuant to the filed complaint. The permit  
8 holder shall be fined Two Thousand Dollars (\$2,000.00) per day until  
9 all subjects of the complaint are resolved. If, by the thirtieth  
10 day after the date that a report and citation under this section are  
11 received by the permit holder, the permit holder is deemed to not be  
12 in compliance with the cited statutory requirements, administrative  
13 rules, and regulations, the Board shall revoke the water permit at  
14 issue.

15 SECTION 2. This act shall become effective November 1, 2022.

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