

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2239 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Mike Dobrinski \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 PROPOSED COMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2239

By: Dobrinski

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to water preservation; creating the  
9 Terry Peach North Canadian Watershed Restoration Act;  
10 defining terms; creating certain pilot program;  
11 authorizing Oklahoma Conservation Commission to  
12 utilize certain funds; stating purpose of pilot  
13 program; listing certain Commission duties;  
14 authorizing the promulgation of rules and procedures;  
15 creating the North Canadian Watershed Restoration  
16 Revolving Fund; providing for content of fund;  
17 providing for deposits and expenditures; repealing 2  
18 O.S. 2021, Section 16-73, which relates to Tamarix  
19 ssp; providing for codification; and declaring an  
20 emergency.

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

22 SECTION 1. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 3-8-101 of Title 27A, unless  
24 there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Terry Peach  
North Canadian Watershed Restoration Act".

1 SECTION 2. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 3-8-102 of Title 27A, unless  
3 there is created a duplication in numbering, reads as follows:

4 A. As used in the Terry Peach North Canadian Watershed  
5 Restoration Act:

6 1. "Commission" means the Oklahoma Conservation Commission;

7 2. "Harmful woody species" means a tree or shrub species that  
8 is rapidly encroaching into adjoining lands and is likely to cause  
9 harm to the environment or economy. Harmful woody species include,  
10 but are not limited to, *Juniperus virginiana* (Eastern Redcedar),  
11 *Juniperus scopulorum* (Rocky Mountain juniper), *Juniperus monosperma*  
12 (oneseed juniper) and *Tamarix ramosissima* (salt cedar); and

13 3. "North Canadian Watershed" means the area of land in  
14 Oklahoma that drains or sheds water into the North Canadian River.

15 B. There is hereby created a pilot program to remove or  
16 eradicate harmful woody species in the North Canadian Watershed to  
17 be administered by the Oklahoma Conservation Commission. To  
18 accomplish the goals listed in this section, the Commission is  
19 authorized to use the funds available in the North Canadian  
20 Watershed Restoration Revolving Fund established in Section 3 of  
21 this act. The purpose of the program is to manage and eradicate,  
22 where possible, harmful woody species that damage grazing lands,  
23 create significant wildfire risk, reduce wildlife habitat and reduce  
24 water flow into the North Canadian River.

1 C. In administering the pilot program, the Commission shall:

2 1. Cooperate with landowners, state agencies, and other  
3 political subdivisions for removal of harmful woody species;

4 2. Measure the density of harmful woody species and estimate  
5 water used by those species;

6 3. Create a study using a parallel watershed with no control of  
7 harmful woody species;

8 4. Utilize available funds to cost-share with landowners for  
9 expenses incurred in the eradication of harmful woody species by  
10 prescribed burn, biological controls, mechanical removal, or  
11 herbicide applications;

12 5. Develop grant programs with conservation districts, rural  
13 fire departments, and prescribe burn associations for resources  
14 needed for prescribed burns, mechanical removal, biological control,  
15 or herbicide applications on harmful woody species;

16 6. Bring attention to the problems posed by harmful woody  
17 species to create awareness, demonstrate value to all stakeholders,  
18 and encourage landowners to participate in the program; and

19 7. Have at least two active project areas in the program, one  
20 above the Canton Lake dam and one below.

21 D. The Commission is authorized to promulgate any rules and  
22 procedures to effectuate the provisions of this section.

1 SECTION 3. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 3-8-103 of Title 27A, unless  
3 there is created a duplication in numbering, reads as follows:

4 There is hereby created in the State Treasury a revolving fund  
5 for the Oklahoma Conservation Commission to be designated the "North  
6 Canadian Watershed Restoration Revolving Fund". The fund shall be a  
7 continuing fund, not subject to fiscal year limitations, and shall  
8 consist of all monies received by the Conservation Commission from  
9 appropriations, federal grants or funds, municipal contributions,  
10 private contributions, and any other sources, including interest  
11 earned from the income in the fund, that are designated for deposit  
12 to such fund or designated for duties associated with harmful woody  
13 species removal from the North Canadian Watershed. All monies  
14 accruing to the credit of said fund are hereby appropriated and may  
15 be budgeted and expended by the Conservation Commission to perform  
16 the duties imposed on the Commission by law. Expenditures from said  
17 fund shall be made upon warrants issued by the State Treasurer  
18 against claims filed as prescribed by law with the Director of the  
19 Office of Management and Enterprise Services for approval and  
20 payment.

21 SECTION 4. REPEALER 2 O.S. 2021, Section 16-73 is hereby  
22 repealed.

23 SECTION 5. It being immediately necessary for the preservation  
24 of the public peace, health or safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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4 59-1-7286 JBH 02/13/23

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