

SENATE CHAMBER  
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. 1

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COMMITTEE AMENDMENT

\_\_\_\_\_

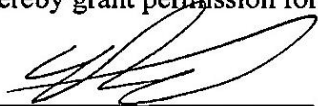
(Date)

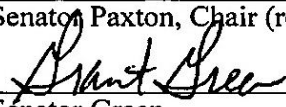
I move to amend Senate Bill No. 1352, by substituting the attached floor substitute (Request No. 3563) for the title, enacting clause and entire body of the measure.

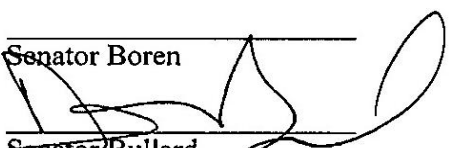
Submitted by:

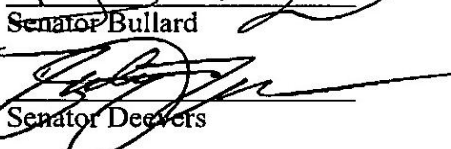
  
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Senator Bullard

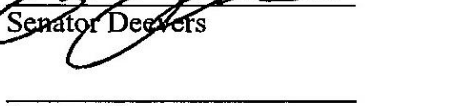
I hereby grant permission for the floor substitute to be adopted.

  
\_\_\_\_\_  
Senator Paxton, Chair (required)

  
\_\_\_\_\_  
Senator Green

  
\_\_\_\_\_  
Senator Boren

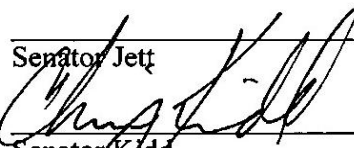
  
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Senator Bullard

  
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Senator Deavers

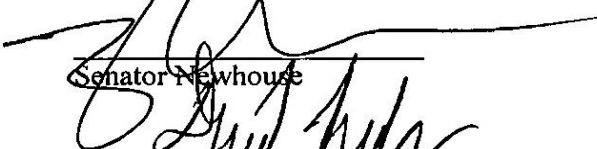
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Senator Dossett

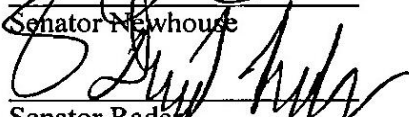
\_\_\_\_\_  
Senator Treat, President Pro Tempore


\_\_\_\_\_  
Senator Howard

  
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Senator Jett

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Senator Kidd

  
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Senator Newhouse

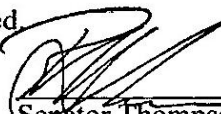
  
\_\_\_\_\_  
Senator Rader

  
\_\_\_\_\_  
Senator Woods

\_\_\_\_\_  
Senator McCartney, Majority Floor Leader

Note: Energy and Telecommunications committee majority requires seven (7) members' signatures.

I hereby grant permission for the floor substitute to be adopted.

  
\_\_\_\_\_  
Senator Thompson (Roger)  
Appropriations Committee Chair

Bullard-RD-FS-SB1352  
3/5/2024 12:55 PM

(Floor Amendments Only)

Date and Time Filed: 3-7-24

3:10 pm jfd

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 FLOOR SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 1352

6 By: Bullard and Boren the  
7 Senate

8 and

9 Humphrey of the House

10 FLOOR SUBSTITUTE

11 [ reservoirs - fund - investment - notification - fee  
12 - apportionment - codification - effective date ]

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

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 89.12 of Title 62, unless there  
16 is created a duplication in numbering, reads as follows:

17 A. There is hereby created in the State Treasury a revolving  
18 fund to be designated the "Reservoir Capital Investment Fund". The  
19 fund shall be a continuing fund, not subject to fiscal year  
20 limitations, and shall consist of all monies received by the fees  
21 provided for in Section 3 of this act, appropriations,  
22 apportionments, federal grants, or gifts and donations. All monies  
23 accruing to the credit of the fund shall be invested by the State  
24 Treasurer according to the provisions of Section 89.2 of Title 62 of

1 the Oklahoma Statutes. Notwithstanding any other provisions of law,  
2 income and investment return on fund principal shall accrue to the  
3 fund.

4 B. Once the combined assets of the fund reach a total value of  
5 One Billion Six Hundred Million Dollars (\$1,600,000,000.00), the  
6 State Treasurer shall, at the end of each fiscal year, liquidate any  
7 necessary assets within the fund in order to deposit an amount equal  
8 to the value of the fund above One Billion Six Hundred Million  
9 Dollars (\$1,600,000,000.00) and deposit those funds in the Water  
10 Sustainability Revolving Fund created pursuant to Section 2 of this  
11 act.

12 SECTION 2. NEW LAW A new section of law to be codified  
13 in the Oklahoma Statutes as Section 1085.7D of Title 82, unless  
14 there is created a duplication in numbering, reads as follows:

15 A. There is hereby created in the State Treasury a revolving  
16 fund for the Oklahoma Water Resources Board to be designated the  
17 "Water Sustainability Revolving Fund". The fund shall be a  
18 continuing fund, not subject to fiscal year limitations, and shall  
19 consist of all monies received by the Oklahoma Water Resources Board  
20 from the Reservoir Capital Investment Fund, in addition to any  
21 appropriations or federal funds to the Board for the purpose of  
22 reservoir construction. All monies accruing to the credit of the  
23 fund are hereby appropriated and may be budgeted and expended by the  
24 Oklahoma Water Resources Board, with advisement from the Oklahoma

1 Conservation Commission, for the purpose of planning,  
2 preconstruction, and construction of reservoirs including, but not  
3 limited to, land acquisition, design, and environmental impact  
4 statements. Expenditures from the fund shall be made upon warrants  
5 issued by the State Treasurer against claims filed as prescribed by  
6 law with the Director of the Office of Management and Enterprise  
7 Services for approval and payment.

8 B. Monies accruing to the fund shall not be expended for  
9 projects that are designated to receive monies from the American  
10 Rescue Plan Act of 2021.

11 SECTION 3. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 2-6-306.1 of Title 27A, unless  
13 there is created a duplication in numbering, reads as follows:

14 A. 1. In addition to any other fee that may be authorized by  
15 law, municipalities and rural water districts shall impose a fee of  
16 One Dollar and twenty-five cents (\$1.25) for every one thousand  
17 (1,000) gallons of water used by a business entity. For the  
18 purposes of this section, "business entity" means a business entity  
19 that is not engaged in regulated interstate commerce in accordance  
20 with federal law.

21 2. Rural water districts shall not collect the fee provided in  
22 this subsection from a business entity located in a municipality  
23 which imposes the fee.

24

1           3. No municipality or rural water district shall impose any  
2 additional water usage fees on a business entity, outside of the  
3 usual and customary rates and fees imposed on any commercial utility  
4 customer, other than the fee prescribed in this subsection.

5           B. The fee imposed by subsection A of this section shall be  
6 calculated using the statement provided to the business entity by  
7 the public water supply system or, if the business entity uses well  
8 water as a source, by the installation of a water meter by the  
9 municipality or rural water district.

10          C. Revenue from the fee authorized in subsection A of this  
11 section shall be apportioned as follows:

12           1. For a municipality that collects the fee:

13               a. sixteen percent (16%) shall be apportioned to the  
14               municipality collecting the fee for water and  
15               wastewater projects and funding, and

16               b. eighty-four percent (84%) shall be apportioned to the  
17               State Treasurer for deposit in the Reservoir Capital  
18               Investment Fund, created pursuant to Section 1 of this  
19               act; and

20           2. For a rural water district that collects the fee:

21               a. twelve percent (12%) shall be apportioned to the rural  
22               water district collecting the fee for water and  
23               wastewater projects and funding,

24

1           b.   four percent (4%) shall be apportioned to the  
2           emergency medical service districts established within  
3           the county or counties in which the rural water  
4           district is located pursuant to Section 9C of Article  
5           X of the Oklahoma Constitution; provided, if no  
6           emergency medical service districts are established  
7           within the county or counties in which the rural water  
8           district is located, the amount apportioned pursuant  
9           to this subparagraph shall be apportioned to the  
10          respective county or counties.  If more than one  
11          emergency medical service district is established  
12          within the county or counties in which the rural water  
13          district is located, the monies shall be apportioned  
14          between the emergency medical service districts in the  
15          same ratio that the population the district  
16          encompasses bears to the total population all  
17          districts within the county encompass, and

18          c.   eighty-four percent (84%) shall be apportioned to the  
19          State Treasurer for deposit in the Reservoir Capital  
20          Investment Fund, created pursuant to Section 1 of this  
21          act.

22          SECTION 4.  This act shall become effective November 1, 2024.

23  
24          59-2-3563           RD           3/7/2024 4:23:47 PM

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