

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 2263

By: Patzkowsky of the House

4 and

5 Murdock of the Senate

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7
8 AS INTRODUCED

9 An Act relating to groundwater; amending 82 O.S.
10 2011, Section 1020.1, as amended by Section 1,
Chapter 261, O.S.L. 2018 (82 O.S. Supp. 2018, Section
11 1020.1), which relates to definitions; modifying
definitions; and providing an effective date.

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

15 SECTION 1. AMENDATORY 82 O.S. 2011, Section 1020.1, as
16 amended by Section 1, Chapter 261, O.S.L. 2018 (82 O.S. Supp. 2018,
17 Section 1020.1), is amended to read as follows:

18 Section 1020.1 As used in Section 1020.1 et seq. of this title:

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

23 2. "Domestic use" means the use of water by a natural
24 individual or by a family or household for household purposes, for

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

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

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

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

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

23 7. "Fresh water" means water which has less than five thousand
24 (5,000) parts per million total dissolved solids. For the purpose

1 of Section 1020.1 et seq. of this title all other water is salt
2 water;

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

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

10 10. "Marginal water" means water which has at least five
11 thousand (5,000) and less than ten thousand (10,000) parts per
12 million total dissolved solids; and

13 11. "Groundwater irrigation district" means a district as to be
14 defined by this act.

15 SECTION 2. This act shall become effective November 1, 2019.

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