

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 SENATE BILL NO. 1341

By: Howard and Bullard of the  
Senate

6 and

7 Newton of the House

8  
9 COMMITTEE SUBSTITUTE

10 [ water and water rights - groundwater - reporting  
11 requirements - fines and penalties - exclusions -  
12 usage complaint - notice - metering and measurement  
13 - rule promulgation - duties - codification -  
14 effective date ]

15  
16  
17 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

18 SECTION 1. AMENDATORY 82 O.S. 2021, Section 1020.12, is  
19 amended to read as follows:

20 Section 1020.12. A. Holders of permits shall be required to  
21 report to the Oklahoma Water Resources Board at least annually their  
22 use of water pursuant to their permits. Holders of permits shall  
23 remit the report not later than January 31 of the year following the  
24 permitted use and the report shall contain usage data based on the

1 provisions of Section 1020.19 of this title and Section 5 of this  
2 act. Willful failure to report ~~annual~~ usage may result in  
3 penalties, fines, or cancellation of the permit by the Board upon  
4 proper notice and hearing as provided in the Administrative  
5 Procedures Act. Nonuse, conservation, or usage practices that  
6 result in less usage than the permitted equal proportional share  
7 shall not result in diminishment of the permit holder's future  
8 permitted equal proportional share.

9 B. Holders of permits which use groundwater in connection with  
10 an animal feeding operation which houses swine and primarily uses a  
11 liquid waste management system where animals are primarily housed in  
12 a roof-covered structure shall be required to indicate such use in  
13 their annual water use report. Such holders shall also indicate  
14 whether or not the animal feeding operation is licensed pursuant to  
15 the Oklahoma Concentrated Animal Feeding Operations Act.

16 C. The Board shall notify the ~~State~~ Oklahoma Department of  
17 Agriculture, Food, and Forestry of the names and addresses of all  
18 permit holders who report usage of groundwater in connection with an  
19 animal feeding operation which houses swine and which primarily uses  
20 a liquid waste management system where animals are primarily housed  
21 in a roof-covered structure and who are not licensed pursuant to the  
22 Oklahoma Concentrated Animal Feeding Operations Act.

23 SECTION 2. AMENDATORY 82 O.S. 2021, Section 1020.15, is  
24 amended to read as follows:

1 Section 1020.15. A. The Oklahoma Water Resources Board shall  
2 not permit any groundwater user to commit waste by:

3 1. Drilling a well, taking, or using groundwater without a  
4 permit, except for domestic use as defined in this title;

5 2. Taking more groundwater than is authorized by the permit;

6 3. Taking or using groundwater in any manner so that the water  
7 is lost for beneficial use;

8 4. Transporting groundwater from a well to the place of use in  
9 such a manner that there is an excessive loss in transit;

10 5. Using groundwater in such an inefficient manner that  
11 excessive losses occur;

12 6. Allowing any groundwater to reach a pervious stratum and be  
13 lost into cavernous or otherwise pervious materials encountered in a  
14 well;

15 7. Permitting or causing the pollution of a fresh water strata  
16 or basin through any act which will permit fresh groundwater  
17 polluted by minerals or other waste to filter or otherwise intrude  
18 into such a basin or subbasin. The Board shall be precluded from  
19 determining whether waste by pollution will occur pursuant to the  
20 provisions of this paragraph if the activity for which the applicant  
21 or water user intends to or has used the water as specified under  
22 Section 1020.9 of this title is required to comply with rules and  
23 requirements of or is within the jurisdictional areas of  
24 environmental responsibility of the Department of Environmental

1 Quality or the Oklahoma Department of Agriculture, Food, and  
2 Forestry;

3 8. Drilling wells and producing groundwater therefrom except in  
4 accordance with the well spacing previously determined by the Board;

5 9. Using groundwater for air conditioning or cooling purposes  
6 without providing facilities to aerate and reuse such water; or

7 10. Failure to properly plug abandoned water wells in  
8 accordance with rules of the Board and file reports thereof.

9 B. Complaints by any individual in violation of the provisions  
10 of subsection A of this section shall be made to the Board and to  
11 the local groundwater irrigation district, if such district is  
12 established pursuant to the laws of this state. Investigation of  
13 such complaints by the Board shall be made in collaboration with the  
14 local groundwater irrigation district. Except as otherwise provided  
15 by paragraph 7 of subsection A of this section, ~~any employee of the~~  
16 ~~Board having evidence that an act of waste is being committed in his~~  
17 ~~or her presence, or after investigation of a complaint filed by~~  
18 ~~another individual, shall take steps to assure that the waste ceases~~  
19 upon review of reporting, audits of usage, an investigation of a  
20 complaint filed by any person, or by the Board's own independent  
21 determination, the Board shall take action to cease such waste and  
22 impose fines and penalties on such user as provided in Section  
23 1020.22 of this title. Such steps shall include, but shall not be  
24 limited to ~~pursuing voluntary compliance~~, obtaining the issuance of

1 a cease and desist order by the Executive Director of the Oklahoma  
2 Water Resources Board, imposing progressive fines and penalties  
3 related to the severity and frequency of waste, instituting action  
4 in a court of competent jurisdiction to enjoin the waste, ~~pursuing a~~  
5 ~~suspension of~~ suspending or revoking any permit or other  
6 administrative remedies by the Board, and filing a complaint in the  
7 district court of the county wherein such violation has occurred,  
8 and it shall be the duty of the district attorney of ~~said~~ such  
9 county to prosecute such complaint.

10 C. In cases of waste by pollution pursuant to paragraph 7 of  
11 subsection A of this section, any complaint or investigation, or any  
12 enforcement matter other than an individual proceeding involving the  
13 suspension of an Oklahoma Water Resources Board permit shall be  
14 referred to and subject to the jurisdiction of the Department of  
15 Environmental Quality or other appropriate state environmental  
16 agency or state agency with limited environmental responsibility.

17 SECTION 3. AMENDATORY 82 O.S. 2021, Section 1020.16, is  
18 amended to read as follows:

19 Section 1020.16. A. All persons engaged in the commercial  
20 drilling or commercial plugging of groundwater wells, monitoring  
21 wells, observation wells, wells utilized for heat exchange purposes,  
22 including but not limited to heat pump wells and geothermal wells,  
23 and in the commercial drilling or plugging of geotechnical borings  
24 and all persons engaged in the commercial installation of water well

1 pumps in this state shall make application for and become licensed  
2 with the Oklahoma Water Resources Board. Persons required to be  
3 licensed pursuant to this section shall pay an annual fee as  
4 required by the Board. The fees shall be deposited and expended as  
5 provided in subsection D of this section.

6 B. The Board may prepare examinations and establish other  
7 requirements for applicants to obtain, maintain, and renew licenses  
8 and operator certifications. The examinations shall test the  
9 knowledge and skills of:

10 1. Water well drillers in the construction, alteration, and  
11 repair of wells and boreholes, including proper sealing and  
12 abandonment of wells and boreholes, and the rules promulgated by the  
13 Board regarding water well and borehole drilling and plugging; and

14 2. Pump installers in the planning, installation, operation,  
15 and repair of pumping equipment and water wells including sealing  
16 and abandonment, pumping efficiency, and the rules promulgated by  
17 the Board regarding pump installation.

18 C. The Board may inspect any water well, monitoring well,  
19 boring, water well pump, or abandoned well and borehole. Upon  
20 ~~consent of~~ notice to the owner of the land on which the well or  
21 borehole is located or as allowed by district court order,  
22 authorized representatives of the Board may enter upon and shall be  
23 given access to the premises for the purpose of inspection. If the  
24 Board finds noncompliance with applicable laws or rules or that a

1 health hazard exists, the Board may disapprove use of the well and  
2 shall provide notice to the owner of the land on which the well is  
3 located and to the well driller, if known, of the disapproval. If a  
4 well has been disapproved, it shall not be used until brought into  
5 compliance and any health hazard is eliminated. Any person  
6 aggrieved by the disapproval of a well may request a hearing before  
7 the Board.

8 D. 1. There is hereby created within the Oklahoma Water  
9 Resources Board the Well Drillers and Pump Installers Remedial  
10 Action Indemnity Fund. The Indemnity Fund shall be administered by  
11 the Board.

12 2. The Indemnity Fund shall be excluded from budget and  
13 expenditure limitations. Except as otherwise provided by subsection  
14 E of this section, the monies deposited in the Indemnity Fund shall  
15 at no time become part of the general budget of the Oklahoma Water  
16 Resources Board or any other state agency. Except as otherwise  
17 provided by subsection E of this section, no monies from the  
18 Indemnity Fund shall be transferred for any purpose to any other  
19 state agency or any account of the Board or be used for the purpose  
20 of contracting with any other state agency or reimbursing any other  
21 state agency for any expenses. Monies in the Indemnity Fund shall  
22 only be expended for remedial actions necessary, without notice and  
23 hearing, to protect groundwater from pollution or potential  
24 pollution from wells, or boreholes under the jurisdiction of the

1 Board that do not meet minimum standards for construction or that  
2 have been abandoned or as may be recommended by the Well Drillers  
3 and Pump Installers Advisory Council.

4 3. The fees collected pursuant to subsection A of this section  
5 shall be first credited to the Well Drillers and Pump Installers  
6 Remedial Action Indemnity Fund. The Indemnity Fund shall be  
7 maintained at Fifty Thousand Dollars (\$50,000.00).

8 4. Expenditures from the Indemnity Fund required pursuant to  
9 the provisions of this section shall be made pursuant to the  
10 provisions of ~~The~~ the Oklahoma Central Purchasing Act upon terms and  
11 conditions established by the Office of Management and Enterprise  
12 Services and shall not exceed Ten Thousand Dollars (\$10,000.00) for  
13 each well, borehole or pump for which action is taken.

14 5. Except in situations where the Board has assessed and  
15 declared a health or safety emergency and a claim by the owner of  
16 the well or borehole for costs of remedial action is not paid by  
17 private insurance or other relief, the Board shall seek  
18 reimbursement as recommended by the Well Drillers and Pump  
19 Installers Advisory Council for any remedial action taken or  
20 required by the Board. Any monies received as reimbursement shall  
21 be deposited in the Well Drillers and Pump Installers Remedial  
22 Action Indemnity Fund except as otherwise provided in subsection C  
23 of this section.

24



1 E. When the Well Drillers and Pump Installers Remedial Action  
2 Indemnity Fund reaches Fifty Thousand Dollars (\$50,000.00), the  
3 fees, monies received as reimbursement, and administrative penalties  
4 recovered under paragraph 1 of subsection G of this section shall be  
5 deposited in a separate account in the ~~Water Resources Board~~ OWRB  
6 Revolving Fund designated as the Well Drillers and Pump Installers  
7 Regulation Account, which shall be a continuing account not subject  
8 to fiscal year limitations. Monies in ~~said~~ such account shall be  
9 used by the Board for inspections, licensing, enforcement and  
10 education, reimbursing per diem and travel costs for members of the  
11 Well Drillers and Pump Installers Advisory Council pursuant to the  
12 State Travel Reimbursement Act, and as otherwise determined to be  
13 necessary to implement the provisions of this section.

14 F. Before any person or firm licensed pursuant to this section  
15 shall commence the commercial drilling or plugging of any well or  
16 borehole or commence commercial installation of any pump, the person  
17 or firm shall file with the Board all data or information as the  
18 Board may by rule require to assure the protection of the  
19 groundwater in the well or borehole. After completion, the driller  
20 shall file a completion report showing all such data together with a  
21 log of the well and pumping test data if applicable.

22 G. 1. The Board may, after notice and hearing, impose on any  
23 person administrative penalties of up to Five Thousand Dollars  
24 (\$5,000.00) and may revoke, suspend or deny renewal of any license

1 or operator certification for each violation of the rules of the  
2 Board regarding license or certification requirements, the  
3 requirement to obtain a license or certification, or minimum  
4 construction or installation standards. The administrative  
5 penalties shall be deposited in the Well Drillers and Pump  
6 Installers Remedial Action Indemnity Fund except as otherwise  
7 provided in subsection E of this section.

8       2. In addition to imposing administrative penalties, the Board  
9 may issue orders prohibiting actions by holders of valid licenses  
10 and operator certifications and by persons who are required to  
11 become licensed under the provisions of this section that constitute  
12 violations of rules promulgated pursuant to this section and  
13 requiring actions to remedy violations or other noncompliance with  
14 minimum standards rules for the construction of wells and borings,  
15 the plugging of wells and borings, and the commercial installation  
16 of water well pumps.

17       H. If a respondent fails, refuses or neglects to comply with an  
18 order of the Board to pay an administrative penalty or to take  
19 certain action, the Board may present the matter to the Attorney  
20 General who is empowered to take action to collect the  
21 administrative penalty or to compel compliance with the order of the  
22 Board. One-half (1/2) of all penalties collected by the Attorney  
23 General shall be deposited in the Well Drillers and Pump Installers  
24 Regulation Account established pursuant to subsection E of this

1 section and one-half (1/2) shall be deposited in the Attorney  
2 General's Revolving Fund created in Section 20 of Title 74 of the  
3 Oklahoma Statutes.

4 I. The Board is authorized to create a Well Drillers and Pump  
5 Installers Advisory Council. The Board shall establish rules  
6 stating the qualifications for membership and organization of the  
7 Council. Meetings of the Council shall be held at the call of the  
8 Executive Director of the Board. The Council shall have the  
9 following duties:

10 1. To recommend rules to the Board, provided such written  
11 recommendations have been concurred upon by a majority of the  
12 membership of the Council; and

13 2. To review and recommend approval or denial of use of monies  
14 in the Well Drillers and Pump Installers Remedial Action Indemnity  
15 Fund for:

16 a. remedial actions to protect groundwater from pollution  
17 or potential pollution from wells, or boreholes under  
18 the jurisdiction of the Board which do not meet  
19 minimum standards for construction or that have been  
20 abandoned, and

21 b. inspections, licensing, the pursuit of enforcement  
22 action with the proper authorities and education by  
23 the Board.

24

1 SECTION 4. AMENDATORY 82 O.S. 2021, Section 1020.19, is  
2 amended to read as follows:

3 Section 1020.19. ~~Upon request of a majority of the landowners~~  
4 ~~residing within a basin or subbasin, the Board is authorized to~~  
5 ~~require that water wells be metered and that such meters as the~~  
6 ~~Board shall approve be utilized by the applicant and placed under~~  
7 ~~seal, subject to reading by the agents of the Board at any time.~~  
8 ~~The Board may also require that the applicant report the reading of~~  
9 ~~such meters at reasonable intervals~~ A. The Oklahoma Water Resources  
10 Board shall require that all water wells requiring a permit to take  
11 and use groundwater from the Oklahoma Water Resources Board be  
12 equipped with water well flow meters or an alternative measuring  
13 system as defined by the Board. The water well flow meter or  
14 alternative measuring system shall have contemporary, verifiable  
15 records, as defined by the Board. The meter or alternative  
16 measuring system shall remain on the well and in proper operating  
17 condition at all times when groundwater is being produced. Data  
18 from the meter or alternative measuring system shall be transmitted  
19 to the Board annually or as otherwise required by the Board. Data  
20 from the measuring system shall be utilized for the annual  
21 groundwater use report. The meter and measurement requirements of  
22 this section shall be implemented pursuant to the provisions of  
23 Section 5 of this act.

24

1        B. Beginning August 1, 2025, a five-year allocation of the  
2 maximum annual yield of the basin or subbasin may be approved for a  
3 regular permit. An applicant for a five-year allocation shall be  
4 required to submit annual usage as determined by a water well flow  
5 meter and pay the annual permit fee. If approved by the Board, the  
6 applicant may exceed the maximum annual yield in any year of the  
7 five-year allocation; provided, the applicant shall adhere to the  
8 cumulative maximum annual yield for the basin or subbasin over the  
9 five-year period.

10       C. Except as otherwise provided in this act, the Oklahoma Water  
11 Resources Board shall promulgate any rules necessary to implement  
12 the provisions of Sections 1 through 8 of this act no later than  
13 August 1, 2025.

14       SECTION 5.        NEW LAW        A new section of law to be codified  
15 in the Oklahoma Statutes as Section 1020.19A of Title 82, unless  
16 there is created a duplication in numbering, reads as follows:

17       A. The Oklahoma Water Resources Board shall promulgate rules to  
18 establish a phase-in schedule and plan for the meter and measurement  
19 requirements established in Section 1020.19 of Title 82 of the  
20 Oklahoma Statutes to ensure that the requirements are implemented  
21 statewide not later than eight (8) years following the effective  
22 date of this act. The phase-in schedule and plan shall be submitted  
23 as proposed permanent rulemaking to the Legislature not later than  
24 February 1, 2025.

1 B. The Board is authorized to promulgate rules and procedures  
2 regarding the spacing of wells within groundwater basins. The  
3 determinations made on the spacing of wells within a basin shall be  
4 specific to that basin.

5 SECTION 6. NEW LAW A new section of law to be codified  
6 in the Oklahoma Statutes as Section 1020.19B of Title 82, unless  
7 there is created a duplication in numbering, reads as follows:

8 The Oklahoma Water Resources Board shall promulgate rules and  
9 implement policies for the purposes of focusing agents, employees,  
10 and systems to:

11 1. Accept, audit, and review reporting on a timely basis from  
12 permitted groundwater users;

13 2. Modernize its data collection system with respect to  
14 permitted groundwater users and implement a program to receive and  
15 index usage reports by an online or electronic system that can  
16 accept real-time data collection;

17 3. Investigate any claims of waste pursuant to Section 1020.15  
18 of Title 82 of the Oklahoma Statutes; and

19 4. Impose fines and penalties for overuse of water allotments  
20 by any permitted well user or waste pursuant to Section 1020.15 of  
21 Title 82 of the Oklahoma Statutes.

22 SECTION 7. AMENDATORY 82 O.S. 2021, Section 1085.2, as  
23 last amended by Section 3, Chapter 164, O.S.L. 2023 (82 O.S. Supp.  
24 2023, Section 1085.2), is amended to read as follows:

1 Section 1085.2. In addition to any and all other authority  
2 conferred upon it by law, the Oklahoma Water Resources Board shall  
3 also have authority:

4 1. Generally to do all such things as in its judgment may be  
5 necessary, proper or expedient in the accomplishment of its duties;

6 2. To make such contracts and execute such instruments as in  
7 the judgment of the Board are necessary or convenient to the  
8 exercise of any of the powers conferred upon it by law. Provided,  
9 however, no contract shall be made conveying the title or use of any  
10 waters of ~~the State of Oklahoma~~ this state to any person, firm,  
11 corporation or other state or subdivision of government, for sale or  
12 use in any other state, unless such contract ~~be~~ is specifically  
13 authorized by an act of the ~~Oklahoma~~ Legislature and thereafter as  
14 approved by it;

15 3. To negotiate contracts and other agreements with the federal  
16 government to arrange for the development of water resources and for  
17 the storage and distribution of water for beneficial purposes;  
18 provided, however, that the Board shall act in such capacity only as  
19 an intermediary in assisting others, and under no circumstances  
20 shall the Board have any power or authority to build, construct or  
21 finance any waterways, dams or other such projects for itself,  
22 except as may be otherwise specifically provided by the laws of this  
23 state;

1           4. To develop statewide and local plans to assure the best and  
2 most effective use and control of water to meet both the current and  
3 long-range needs of the people of ~~Oklahoma~~ this state; to cooperate  
4 in such planning with any public or private agency, entity or person  
5 interested in water, and is directed to prepare such plans for  
6 consideration and approval by the Legislature; and to aid, at all  
7 times, counties, incorporated cities and towns and special purpose  
8 districts in the state in promoting and developing flood control and  
9 water conservation in the state;

10           5. To employ and fix the compensation of such officers, agents,  
11 attorneys, technical personnel and employees of the Board as it  
12 shall deem necessary to the proper performance of its duties;

13           6. To adopt and use an official seal;

14           7. To promulgate such rules and make orders as it may deem  
15 necessary or convenient to the exercise of any of the powers or the  
16 performance of any of the duties conferred or imposed upon it by  
17 this or any other law;

18           8. To institute and maintain, or to intervene in, any actions  
19 or proceedings in or before any court, board, commission or officer  
20 of this or any other state or of the United States to stop or  
21 prevent any use, misuse, appropriation or taking of any of the  
22 waters of this state which is in whole or in part in violation of  
23 any law, or of any rules, orders, judgments or decrees of any court,  
24 board, commission or officer of this or any state or of the United



1 States; and to institute and maintain or intervene in any other  
2 action or proceeding where the Board deems it necessary to the  
3 proper execution and discharge of any of the powers or duties  
4 conferred or imposed upon it by law;

5 9. To determine, charge and receive fees to be collected in  
6 advance for the filing and examination of applications for permits  
7 to:

- 8 a. construct water use works,
- 9 b. appropriate groundwater,
- 10 c. appropriate stream water,
- 11 d. establish vested rights,
- 12 e. inspect water use works,
- 13 f. file other papers,
- 14 g. make copies of documents,
- 15 h. make prints of maps and drawings,
- 16 i. certify copies of documents, maps and drawings,
- 17 j. file transfers of water rights,
- 18 k. gauge wells and ditches, changes in point of diversion  
19 and changes in place of use of water,
- 20 l. test wells, and
- 21 m. hold hearings, make records and provide transcripts of  
22 hearings.

23 Such fees shall not be collected from any state agency or state  
24 institution;

1           10. To negotiate contracts or water compacts with the federal  
2 government or any department or bureau thereof, or with any other  
3 state for the purpose of obtaining assistance and cooperation in the  
4 accomplishment of the purpose of flood control and water  
5 conservation and use in the state. To that end, the Board may match  
6 funds with the federal government and with other states upon such  
7 terms as shall be agreed upon and approved by the Governor of the  
8 state, with the limitation that contracts or water compacts with  
9 other states for the division and apportionment of the cost and use  
10 of the water controlled by interstate projects shall be submitted to  
11 and approved by the Legislature of the state and the Governor of the  
12 state, and Congress and the President of the United States  
13 conformable to the ~~State~~ Oklahoma Constitution and ~~Federal~~  
14 ~~Constitutions~~ the United States Constitution;

15           11. To accept gifts and grants of money and property or any  
16 interest therein;

17           12. To provide funding from federal and state monies for water  
18 and wastewater project purposes to eligible entities for preliminary  
19 engineering reports and planning and feasibility studies;

20           13. To sell or dispose of real or personal property held by the  
21 Board when no longer needed in such manner as provided by law;

22           14. To make appropriations of water to all special purpose  
23 districts;

24

1        15. To execute and deliver, without actual consideration  
2 therefor, a written release of any easement or easement deed  
3 heretofore given to the Oklahoma Conservation Commission ~~of the~~  
4 ~~State of Oklahoma~~, the Planning and Resources Board or the Oklahoma  
5 Water Resources Board on lands situated in this state, whenever it  
6 shall appear to ~~said~~ the Oklahoma Water Resources Board that the  
7 need for such easement or easement deed no longer exists; provided,  
8 the owner of the lands affected shall file a written application for  
9 such release with the Oklahoma Water Resources Board;

10       16. To review disputes involving service areas or territories,  
11 rates for raw or treated water, and abrogation clauses in contracts  
12 among municipalities and rural water districts or not-for-profit  
13 rural water corporations; to recommend mediation and refer parties  
14 in appropriate disputes to mediators and provide technical  
15 information to such mediators; and to recommend other means of  
16 resolving disputes; provided, that no party to such dispute may  
17 initiate action in any district court regarding the dispute until  
18 written notice of the dispute has been filed with the Board;  
19 provided further, that the provisions of this paragraph shall not be  
20 construed to diminish any right of access to the court granted to a  
21 party by law;

22       17. To provide workshop training sessions for board members of  
23 rural water districts and not-for-profit rural water corporations  
24 throughout the year on a regional basis for the purpose of study and

1 instruction in the areas of financing, law and the ethics, duties  
2 and responsibilities of such board members. Such training shall be  
3 provided by the Board in conjunction with the Oklahoma Rural Water  
4 Association as required by law. To the extent possible, the Board  
5 shall attempt to schedule training workshops in three-hour segments  
6 to be held in any public facility at a time convenient to the  
7 attendees;

8 18. To establish an agency special account through the Office  
9 of Management and Enterprise Services and the ~~State Treasurer's~~  
10 Office of the State Treasurer as necessary for the collection and  
11 distribution of funds, including funds of sponsors and registration  
12 fees related to conferences, meetings and training sessions; and

13 19. To accredit persons having requisite knowledge in  
14 floodplain management and in minimization and prevention of flood  
15 hazards and losses;

16 20. To impose fines and penalties for overuse of water  
17 allotments by any permitted well user or any unpermitted well user  
18 who is not a domestic user pursuant to this title. Such fines and  
19 penalties shall be progressive in nature related to severity and  
20 frequency of overuse or unpermitted use and shall result in  
21 suspension or revocation of a permit upon multiple infractions by  
22 any permitted user over the entirety of the user's permits; and

23 21. To perform audits and spot checks on permitted users during  
24 production of water or to enter into and negotiate the terms of a

1 memorandum of understanding between the Board and other state  
2 agencies or districts concerning the contemporary verification of  
3 such usage.

4 SECTION 8. AMENDATORY 82 O.S. 2021, Section 1085.11, is  
5 amended to read as follows:

6 Section 1085.11. The Oklahoma Water Resources Board shall  
7 compile, index and publish all available data concerning the water  
8 resources of this state in forms that will be accessible for use by  
9 any citizen of this state. Such information shall include rainfall  
10 reports and other precipitation data; records of public and private  
11 water storage facilities; data on quantity and rate of stream flow;  
12 locations of natural and artificial springs; data on water insoak  
13 and runoff; extent and depth of underground water reservoirs;  
14 reports from well-drilling logs; reports of annual permits and usage  
15 within groundwater basins; reports on quality of water found in  
16 various parts of ~~Oklahoma~~ this state; and an up-to-date compilation  
17 of all Oklahoma Statutes, rules and regulations pertaining to the  
18 conservation, storage, use and distribution of water resources.

19 SECTION 9. This act shall become effective November 1, 2024.

21 59-2-10927 JL 04/09/24