

1 ENGROSSED HOUSE  
2 BILL NO. 1543

3 By: Patzkowsky of the House

4 and

5 Green of the Senate

6

7 An Act relating to the Oklahoma Conservation  
8 Commission; amending 27A O.S. 2021, Section 3-2-106,  
9 which relates to the powers and duties of the  
10 Commission; providing that the Commission may enter  
11 into contracts and agreements and execute certain  
12 instruments in certain circumstances; updating  
13 language to include tribes; removing the ability of  
14 the Commission to establish and maintain a  
15 Conservation District Consolidation Fund; and  
16 providing an effective date.

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

18 SECTION 1. AMENDATORY 27A O.S. 2021, Section 3-2-106, is  
19 amended to read as follows:

20 Section 3-2-106. A. In addition to other powers and duties  
21 specified by law and except as otherwise provided by law, the  
22 Oklahoma Conservation Commission shall have the power and duty to:

23 1. Offer the assistance as may be appropriate to the directors  
24 of conservation districts in the carrying out of any of their powers  
and programs and to:

1           a. assist and guide districts in the preparation and  
2           carrying out of programs for resource conservation  
3           authorized under the Conservation District Act,  
4           b. review district programs,  
5           c. coordinate the programs of the several districts and  
6           resolve any conflicts in such programs, and  
7           d. facilitate, promote, assist, harmonize, coordinate,  
8           and guide the resource conservation programs and  
9           activities of districts as they relate to other  
10           special purpose districts, counties, and other public  
11           agencies;

12          2. Keep the directors of each of the several districts informed  
13          of the activities and experience of all other districts, and to  
14          facilitate an interchange of advice and experience between the  
15          districts and cooperation between them;

16          3. Enter into contracts and agreements and execute such  
17          instruments in the judgment of the Commission as are necessary,  
18          beneficial, or convenient toward the exercise of any of the  
19          Commission's powers conferred upon it by law. This includes, but is  
20          not limited to, creating shared positions, administering statewide  
21          programs with districts, and exploring funding sources for  
22          conservation programs, practices, and pilot projects;

23          4. Review agreements, or forms of agreements, proposed to be  
24          entered into by districts with other districts or with any state,

1 federal, or tribal, interstate, or other public or private agency,  
2 organization, or individual, and advise the districts concerning the  
3 agreements or forms of agreements;

4 4. 5. Secure the cooperation and assistance of the United  
5 States and any of its agencies, ~~and of any tribe~~, agencies of this  
6 state, other entities, or individuals in the work of the Commission  
7 or districts and to accept;

8 6. Accept donations, grants, gifts and contributions in money,  
9 services, or otherwise from the United States or any of its agencies  
10 ~~or from, tribes,~~ the state or any of its agencies, other entities,  
11 or individuals in order to carry out the purposes of the  
12 Conservation District Act;

13 5. 7. Disseminate information throughout the state concerning  
14 the activities and programs of the conservation districts and to  
15 make available information concerning the needs and the work of the  
16 conservation districts and Commission to the Governor, the  
17 Legislature, executive agencies of the government of this state,  
18 political subdivisions of this state, cooperating federal agencies,  
19 and the general public;

20 6. 8. Serve along with conservation districts as the official  
21 state agencies for cooperating with the Natural Resources  
22 Conservation Service of the United States Department of Agriculture  
23 and carrying on conservation operations within the boundaries of  
24 conservation districts;

1       7. 9. Cooperate with and give such assistance as it deems  
2 necessary and proper to conservancy districts, watershed  
3 associations, and other special purpose districts in the State of  
4 Oklahoma for the purpose of cooperating with the United States  
5 through the Secretary of Agriculture in the furtherance of  
6 conservation pursuant to the provisions of the Federal Watershed  
7 Protection and Flood Prevention Act, as amended;

8       8. 10. Recommend the inclusion in annual and longer-term  
9 budgets and appropriation legislation of the State of Oklahoma of  
10 funds necessary for appropriation by the Legislature to finance the  
11 activities of the Commission and the conservation districts and to:

12       a. administer the provisions of the Conservation District  
13                      Act hereafter enacted by the Legislature appropriating  
14                      funds for expenditure in connection with the  
15                      activities of conservation districts,

16       b. distribute to conservation districts funds, equipment,  
17                      supplies, and services received by the Commission for  
18                      that purpose from any source, subject to such  
19                      conditions as shall be made applicable thereto in any  
20                      state or federal statute or local ordinance making  
21                      available such funds, property, or services,

22       c. issue ~~rules establishing~~ guidelines and suitable  
23                      controls to govern the use by conservation districts  
24                      of funds, property, and services, and

1           d. review all budgets, administrative procedures, and  
2           operations of such districts and advise the districts  
3           concerning their conformance with applicable laws and  
4           regulations;

5        9. 11. Enlist the cooperation and collaboration of state,  
6        federal, tribal, regional, interstate, local, public, and private  
7        agencies with the conservation districts and to facilitate  
8        arrangements under which the conservation districts may serve county  
9        governing bodies and other agencies as their local operating  
10      agencies in the administration of any activity concerned with the  
11      conservation of renewable natural resources;

12       10. 12. Pursuant to procedures developed mutually by the  
13      Commission and federal, tribal, state, and local agencies that are  
14      authorized to plan or administer activities significantly affecting  
15      the conservation of renewable natural resources, receive from these  
16      agencies for review and comment suitable descriptions of their  
17      plans, programs, and activities for purposes of coordination with  
18      district conservation programs and to arrange for and participate in  
19      conferences necessary to avoid conflict among plans and programs, to  
20      call attention to omissions, and to avoid duplication of effort;

21       11. 13. Compile information and make studies, summaries, and  
22      analyses of district programs in relation to each other and to other  
23      resource conservation programs on a statewide basis;

1       12. 14. Except as otherwise assigned by law, carry out the  
2 policies of this state in programs at the state level for the  
3 conservation of the renewable natural resources of this state and  
4 represent the state in matters affecting such resources;

5       13. 15. Assist conservation districts in obtaining legal  
6 services from state and local legal officers;

7       14. 16. Require annual reports from conservation districts, the  
8 form and content of which shall be developed by the Commission in  
9 consultation with the district directors;

10      15. 17. Establish by rules, with the assistance and advice of  
11 the State Auditor and Inspector, adequate and reasonably uniform  
12 accounting and auditing procedures ~~which~~ that shall be used by  
13 conservation districts;

14      16. 18. Conduct workshops for district directors to instruct  
15 them on the subjects of district finances, the Conservation District  
16 Law and related laws, and their duties and responsibilities as  
17 directors;

18      17. 19. Assist and supervise districts in carrying out their  
19 responsibilities in accordance with ~~the~~ Oklahoma laws;

20      18. 20. Have power, by administrative order, upon the written  
21 request of the board of directors of the conservation district or  
22 districts involved, with a showing that such request has been  
23 approved by a majority vote of the members of each of the boards  
24 involved, to:

- a. transfer lands and assign easements from one district established under the provisions of the Conservation District Act to another,
  - b. divide a single district into two or more districts, each of which shall thereafter operate as a separate district under the provisions of the Conservation District Act, and
  - c. consolidate two or more districts established under the provisions of the Conservation District Act, which consolidated area shall operate thereafter as a single district under the provisions of the Conservation District Act;

19. 21. Except as otherwise provided by law, act as the management agency having jurisdiction over and responsibility for erecting nonpoint source pollution prevention programs outside the jurisdiction or control of cities or towns in Oklahoma. The commission, otherwise, shall be responsible for all identified point source categories except silviculture, urban storm water runoff and industrial runoff;

20. 22. Establish and maintain an Equipment Revolving Fund for the purpose of loaning conservation districts funds to purchase equipment to be used for the installation of conservation practices. The fund shall consist of all monies appropriated to, deposited in credited to the fund;

1       21. Establish and maintain a Conservation District  
2       Consolidation Fund for the purpose of providing financial assistance  
3       to conservation districts who choose to consolidate as outlined in  
4       subparagraph e of paragraph 18 of this subsection. The fund shall  
5       consist of all monies appropriated to, deposited in or credited to  
6       the fund;

7       22. 23. Administer cost-share programs for the purpose of  
8       carrying to carry out conservation or best management practices on  
9       the land to benefit the public through the prevention or reduction  
10      of soil erosion and nonpoint source pollution and through general  
11      resource management. The Commission is not authorized to implement  
12      mandatory compliance with management practices, except as otherwise  
13      provided by law, to abate agricultural nonpoint source pollution;

14      23. 24. Plan watershed-based nonpoint source pollution control  
15      activities, including the development and implementation of  
16      conservation plans for the improvement and protection of the  
17      resources of the state;

18      24. ~~Provide assistance to~~ 25. Assist the Oklahoma Water  
19      Resources Board on lake projects through stream and river  
20      monitoring, assessing watershed activities impacting lake water  
21      quality, and assisting in the development of a watershed management  
22      plan;

23      25. 26. Maintain the activities of the state's nonpoint source  
24      working group;

1       26. 27. Prepare, revise, and review Oklahoma's nonpoint source  
2 management program and nonpoint source assessment report in  
3 coordination with other state environmental agencies and compile a  
4 comprehensive assessment for the state every five (5) years. The  
5 management program and assessment report shall be distributed to the  
6 Governor, Secretary of Energy and Environment, the President Pro  
7 Tempore of the Oklahoma State Senate, and the Speaker of the  
8 Oklahoma House of Representatives;

9       27. 28. Under the direction of the Office of the Secretary of  
10 the Energy and Environment, develop and implement the state's  
11 nonpoint source water quality monitoring strategy in coordination  
12 with other environmental agencies;

13       28. 29. Monitor, evaluate, and assess the waters of the state  
14 to determine the condition of streams and rivers impacted by  
15 nonpoint source pollution. In carrying out this area of  
16 responsibility, the Conservation Commission shall serve as the  
17 technical lead agency for nonpoint source pollution categories as  
18 defined in Section 319 of the Federal Clean Water Act or other  
19 subsequent federal or state nonpoint source programs;

20       29. 30. Administer the Blue Thumb Program;

21       30. 31. Enter into agreements or contracts for services with  
22 any of the substate planning districts recognized by the Oklahoma  
23 Department of Commerce;

1       31. 32. Cooperate with the federal government, or any agency  
2 thereof, to participate in and coordinate with federal programs that  
3 will yield additional federal funds to the state for programs within  
4 the jurisdiction of the Conservation Commission. This participation  
5 shall be subject to the availability of state funds;

6       32. 33. Implement pilot projects and programs, subject to the  
7 availability of funds, that will demonstrate the latest technologies  
8 and applications in conservation programs that may provide direct or  
9 residual benefits to conservation practices in the state; and

10      33. 34. Promulgate rules necessary, expedient, or appropriate  
11 to carry out the purposes, objectives, or provisions or appropriate  
12 to the performance of the Conservation District Act and the Oklahoma  
13 Carbon Sequestration Enhancement Act and:

- 14       a. may establish and collect fees for services provided  
15                  pursuant to the Conservation District Act and the  
16                  Oklahoma Carbon Sequestration Enhancement Act,  
17                  including any services for the certification or  
18                  verification of sustainable agricultural production  
19                  practices, including but not limited to, the Natural  
20                  Resources Conservation Service Soil Condition Index,  
21                  and

- 22       b. shall promulgate all rules establishing fees in  
23                  accordance with the Administrative Procedures Act,

which fees shall be fair and equitable to all parties concerned.

3       B. Nothing in this act shall take away any of the present  
4       duties or responsibilities delegated by law or constitution to other  
5       environmental agencies.

6 SECTION 2. This act shall become effective November 1, 2025.

Passed the House of Representatives the 13th day of March, 2025.

---

Presiding Officer of the House  
of Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2025.

---

Presiding Officer of the Senate