

ENGROSSED SENATE
BILL NO. 618

BY: KERR, GUSTAFSON and HELTON
of the SENATE

and

LEIST of the HOUSE

AN ACT RELATING TO AGRICULTURE; AMENDING 2 O.S. 1991,
SECTIONS 1-3 AND 6-121, WHICH RELATE TO
DEFINITIONS; EXPANDING DEFINITIONS TO INCLUDE
CERTAIN ANIMALS; OMITTING CERTAIN ANIMALS FROM
DEFINITION OF "LIVESTOCK" AND "ANIMALS"; AND
DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 2 O.S. 1991, Section 1-3, is
amended to read as follows:

Section 1-3. For the purposes of this act and as used herein,
unless the context indicates otherwise:

- (a) "Code" shall mean this act as originally enacted and
hereafter amended;
- (b) "Department" shall mean the State Department of Agriculture;
- (c) "Board" shall mean the State Board of Agriculture;
- (d) "President" shall mean the President of the State Board of
Agriculture and shall also be designated as the Commissioner of
Agriculture;
- (e) "Director" shall mean the Director of the division indicated
in the State Department of Agriculture;

(f) "Authorized agent" shall mean a person who has been authorized by the State Board of Agriculture to act on its behalf in making investigations or inspections or in performing other services or in doing any particular act or acts which have been vested by this act in the State Board of Agriculture; and a written or printed commission signed by the President of the State Board of Agriculture shall be accepted by all persons that the holder thereof has lawful authority to act on behalf of the State Board of Agriculture as indicated by such commission, and he shall thereby have the right and authority to enter any building or place of business, or go upon any premises, farm or other place, for the purpose of so acting for the Board-;

(g) "Stop sale order" shall mean a written or printed order signed by the President or an authorized agent of the State Board of Agriculture, prohibiting the sale or offering for sale or exposure for sale of any agricultural product or any other thing, article or commodity covered by the terms of this act;

(h) "Person" shall mean any individual, company, corporation, partnership, society, association, or other legal entity-;

(i) "Livestock" and "animals" shall be deemed to include any meat cattle, horses, sheep, goats, asses, mules, swine, and chickens, turkeys and other domesticated fowl, and any animal Ratite or Psittacine in captivity. For purposes of this act, dogs, cats and other household pets shall not be included in the definition of "livestock" and "animals".

SECTION 2. AMENDATORY 2 O.S. 1991, Section 6-121, is amended to read as follows:

Section 6-121. For the purposes of Sections 6-121 through 6-126 of this title:

(a) The term "livestock" means any cattle, bison, hogs, sheep, goats, equidae, chickens or other poultry, and any animal Ratite or Psittacine in captivity. For purposes of this act, dogs, cats and

other household pets shall not be included in the definition of "livestock" and "animals"; and

(b) The term "authorized agent" means the State Veterinarian or any person designated as an authorized agent of the State Board of Agriculture as provided in Section 1-3 of this title.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 2d day of March, 1992.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1992.

Speaker of the House of Representatives