

SHORT TITLE: Agriculture; Wheat Resources Act; increasing certain fee; repealer; effective date; emergency.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 108

By: Muegge

AS INTRODUCED

An Act relating to the Oklahoma Wheat Commission;

amending 2 O.S. 1991, Section 1030, which relates to certain assessment fee on wheat; increasing assessment fee on wheat; modifying language; repealing 2 O.S. 1991, Section 1035, which relates to refunds; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 2 O.S. 1991, Section 1030, is amended to read as follows:

Section 1030. A. There is hereby assessed a fee of ~~three-fourths cent (\$0.0075)~~ one cent (\$0.01) per bushel upon all wheat marketed by wheat producers, as defined herein, in ~~the State of Oklahoma~~ this state and sold through commercial channels, ~~beginning ninety (90) days after this act shall become effective.~~ The fee is assessed and imposed on the producer at the time of sale or delivery, and shall be collected and remitted by the first purchaser to the Commission. Under the provisions of this act, no wheat shall be subject to a fee more than once.

B. The Commission shall allocate twenty percent (20%) of the ~~three-fourths cent (\$0.0075)~~ one-cent fee levied and collected pursuant to subsection A of this section to the Oklahoma Wheat

Research Foundation for the purpose of conducting wheat research, including utilization and educational projects, minus the cost of collecting the fee, such cost not to exceed fifty percent (50%) of the total of the office rental and clerical costs, and the costs of supplies and postage and such cost to be prorated on the basis of eighty percent (80%) to the Commission and twenty percent (20%) to the Oklahoma Wheat Research Foundation. In order for the Oklahoma Wheat Research Foundation to qualify for the allocation of twenty percent (20%) of collected fees, the Oklahoma Wheat Commission shall appoint a member of the Wheat Commission to the Oklahoma Wheat Research Foundation board of directors.

SECTION 2. REPEALER 2 O.S. 1991, Section 1035, is hereby repealed.

SECTION 3. This act shall become effective July 1, 1995.

SECTION 4. 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.

45-1-0322

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