ENGROSSED HOUSE
CONCURRENT
RESOLUTION NO. 1006

By: Reese, Adair, Adkins, Askins, Begley, Benge, Benson, Beutler, Blackburn, Bonny, Boyd, Braddock, Bryant, Calvey, Case, Claunch, Coleman, Collins, Corn, Covey, Cox, Culver, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ervin, Erwin, Ferguson, Fields, Frame, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kinnamon, Kirby, Kouba, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller, Mitchell, Morgan, Nance, Nations, Newport, Ostrander, Paulk, Perry, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roberts, Roggow, Ross, Seikel, Sellers, Settle, Smith (Dale), Smith (Hopper), Staggs, Stanley, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Thomas, Thornbrugh, Toure, Turner, Tyler, Vaughn, Weaver, Webb, Wells, Wilt, Winchester, Worthen and Wright of the House

and

Milacek of the Senate

A Concurrent Resolution memorializing Congress to direct the United States Environmental Protection Agency to take certain actions regarding the new restrictions relating to the use of aluminum or magnesium phosphide in grain storage facilities; and directing distribution.

WHEREAS, Oklahoma's agricultural heritage and economy is dependent upon the harvest, storage, and transportation of grain;

WHEREAS, there are two hundred sixty-four grain elevators in Oklahoma and eighty-three thousand farms in Oklahoma, many of which are family-owned operations; and

WHEREAS, Oklahoma grain elevators are valued neighbors to and located in close proximity to homes, schools, farms, and businesses in most of all Oklahoma's communities; and

WHEREAS, Oklahoma grain elevators, feed mills, processors, and growers are committed to protecting the health and safety of applicators, workers and the public; and

WHEREAS, grain elevators are located in Oklahoma communities near railroads and highways to facilitate the transportation of grain; and

WHEREAS, Oklahoma is a leader in the nation and in the world in grain production; and

WHEREAS, Oklahoma grain elevators, feed mills, processors, and growers are committed to producing an adequate, safe and high quality food supply for domestic and world consumers; and

WHEREAS, treaties and established trade relations may require pest-controlled grain before grain can be exported; and

WHEREAS, insect pests in grain without fumigation treatment could create health risks and reduce the quality of the grain marketed from Oklahoma;

WHEREAS, aluminum and magnesium phosphide gas are cost-effective fumigants used both by commercial elevators and farmers in the storage of grain in Oklahoma; and

WHEREAS, the current label restrictions for aluminum and magnesium phosphide gas provide for the safe and effective use of the product; and

WHEREAS, the State of Oklahoma practices rigorous enforcement of the label restrictions on fumigants and ensures adequate training of certified applicators; and

WHEREAS, restrictions in the use of fumigants in grain storage and transportation should be based only on sound scientific reasoning, available technology and accurate analysis of risk level and avoid raising undue public alarm over unsubstantiated or inconsequential risk.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 47TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

THAT the Oklahoma Legislature memorializes Congress to direct the United States Environmental Protection Agency to curtail implementation of new restrictions from its Registration Eligibility Decision on phosphine gas that would require a five-hundred-foot buffer zone and other restrictions that effectively preclude the use of aluminum or magnesium phosphide in most Oklahoma grain storage facilities and grain transportation.

THAT the Oklahoma Legislature memorializes Congress to direct the United States Environmental Protection Agency to ensure that risk mitigation allowances for aluminum/magnesium phosphides are clearly demonstrated as necessary to protect human health, are based upon sound science and reliable information, are economically and operationally reasonable, and will permit the continued use of these products in accordance with the label.

THAT copies of this resolution be distributed to the President of the United States, the Clerk of the United States House of Representatives, the Secretary of the United States Senate, the Administrator of the United States Environmental Protection Agency, and each member of the Oklahoma Congressional Delegation.

Adopted by the House of Representatives the 8th day of March, 1999.

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Speaker of the House of Representatives

Adopted by the Senate the ____ day of _____, 1999.

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President of the Senate