

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

COMMITTEE SUBSTITUTE
FOR
SENATE BILL 1348

By: Littlefield

COMMITTEE SUBSTITUTE

An Act relating to agricultural operations; amending 18 O.S. 2001, Section 954, which relates to exemptions; deleting certain exemption; adding exemption for certain poultry operations; directing that the State Department of Agriculture not accept certain applications requesting certain permits for any concentrated animal feeding operation or poultry feeding operation which would be located in a certain area; stating exemptions; providing for codification; and declaring an emergency.

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

SECTION 1. AMENDATORY 18 O.S. 2001, Section 954, is amended to read as follows:

Section 954. The provisions of ~~this act~~, Section 951 et seq. of this title, shall not apply where a corporation, either domestic or foreign:

1. Engages in research and/or feeding arrangements or operations concerned with the feeding of livestock or poultry, but only to the extent of such research and/or feeding arrangements or such livestock or poultry operations; ~~or~~

2. Engages in operations concerned with the production and raising of livestock or poultry for sale or use as breeding stock and including only directly related operations, such as breeding or feeding livestock or poultry which are not selected or sold as breeding stock; ~~or~~

3. Engages in ~~poultry and/or~~ swine operations, including only directly related operations, such as ~~operating hatcheries,~~

facilities for the production of breeding stock, feed mills, processing facilities, and providing supervisory, technical and other assistance to any other persons performing such services on behalf of the corporation; ~~or~~

4. Engages in poultry operations, including only directly related operations, such as operating hatcheries, facilities for the production of breeding stock, feed mills, processing facilities, and providing supervisory, technical and other assistance to any other persons performing such services on behalf of the corporation to the extent of such operations in this state by the corporation on the effective date of this act;

5. Engages in forestry as defined by Section 1-4 of Title 2 of the Oklahoma Statutes; ~~or~~

~~5.~~ 6. Whose corporate purpose is charitable or eleemosynary; or

~~6.~~ 7. Presently engages in fluid milk processing within the State of Oklahoma or leases to a fluid milk processor so engaged; provided, this exception is limited to such dairy operations as are necessary to meet such processor's needs.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 10-9 of Title 2, unless there is created a duplication in numbering, reads as follows:

On the effective date of this act, the Department of Agriculture shall not accept or approve any pending applications requesting permits for registration, construction or expansion of any concentrated animal feeding operation, as defined in Section 9-202 of Title 2 of the Oklahoma Statutes, or poultry feeding operation, as defined in Section 10-9.1 of Title 2 of the Oklahoma Statutes, to be located within one mile upstream of the Pensacola Project boundary as described in the records of the Grand River Dam Authority and the Federal Emergency Management Agency. Any such operation currently authorized or permitted shall not be affected by the provisions of this section.

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.

48-2-2993

JT

6/12/2015 3:17:35 AM