

SB 1236

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THE STATE SENATE
Wednesday, February 18, 2004

Senate Bill No. 1236

SENATE BILL NO. 1236 - By: KERR of the Senate and TURNER of the House.

An Act relating to agriculture; amending 2 O.S. 2001, Section 18-52, which relates to the Oklahoma Peanut Commission; modifying composition of districts; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 2 O.S. 2001, Section 18-52, is amended to read as follows:

Section 18-52. A. ~~There is hereby created the Oklahoma Peanut Growers Association composed of all peanut growers paying the assessment provided in the Oklahoma Peanut Act.~~ There is hereby re-created, to continue until July 1, 2006, in accordance with the provisions of the Oklahoma Sunset Law, the Oklahoma Peanut Commission composed of six (6) members selected from districts described as follows:

- 1. District I shall consist of the following counties: Carter, Creek, Cleveland, Garvin, Johnston, Lincoln, Logan, Love, McClain, Marshall, Murray, Muskogee, Oklahoma, Okmulgee, Payne, Pawnee, Pontotoc, Pottawatomie, Seminole, Tulsa, Wagoner, Noble, Kay, and Osage, Atoka, Bryan, Choctaw, Coal, Haskell, Hughes, LeFlore, McCurtain, McIntosh, Okfuskee, Pittsburg, Pushmataha, Latimer,

1 Sequoyah, Adair, Cherokee, Delaware, Ottawa, Craig, Mayes, Rogers,
2 Nowata and Washington;

3 2. District II shall consist of the following counties:

4 ~~Atoka, Bryan, Choctaw, Coal, Haskell, Hughes, LeFlore, McCurtain,~~
5 ~~McIntosh, Okfuskee, Pittsburg, Pushmataha, Latimer, Sequoyah, Adair,~~
6 ~~Cherokee, Delaware, Ottawa, Craig, Mayes, Rogers, Nowata and~~
7 Washington Alfalfa, Grant, Major, Garfield, Kingfisher, Canadian,
8 Caddo, Grady, Comanche, Stephens, Jefferson, Cotton and Blaine; and

9 3. District III shall consist of ~~all other counties within the~~
10 ~~state~~ the following counties: Cimarron, Texas, Beaver, Harper,
11 Woods, Woodward, Ellis, Dewey, Roger Mills, Custer, Beckham,
12 Washita, Kiowa, Tillman, Jackson, Harmon and Greer.

13 B. A meeting shall be held annually by the ~~Oklahoma Peanut~~
14 ~~Growers Association~~ Commission within each district at which all
15 ~~members~~ producers in the district may attend and be present for the
16 purpose of ~~ascertaining:~~

17 1. Nominating producers to fill any expiring district
18 appointments;

19 2. Ascertaining the needs of the ~~members~~ producers within the
20 district; and ~~determining~~

21 3. Determining whether or not the policies and activities of
22 the Commission are meeting those needs.

1 C. District meetings shall be advertised in the "Oklahoma
2 Peanut", the official newspaper of the Oklahoma Peanut Commission,
3 stating the date, the time and the place of each meeting to be held.

4 D. Election of six nominees from ~~each~~ a district shall be
5 conducted by the Oklahoma Peanut ~~Growers Association~~ Commission.
6 Appointments to the Commission shall be made by the Governor from
7 the list of six nominees ~~in each district~~. The manner in which
8 these six nominees are elected shall be at the discretion of the
9 Board of Directors of the Oklahoma Peanut ~~Growers Association~~
10 Commission.

11 E. The members of the Commission ~~first~~ appointed ~~after April~~
12 ~~18, 1969~~ for service effective July 1, 2004, shall hold their
13 offices as follows:

14 1. Commissioners for District I shall serve for one (1) year;

15 2. Commissioners for District II shall serve for ~~two (2)~~ three
16 (3) years; and

17 3. Commissioners for District III shall serve for ~~three (3)~~ two
18 (2) years; thereafter, the Commissioners shall be appointed for
19 three-year terms.

20 Re-creation of the Commission will not alter the existing staggered
21 terms.

22 SECTION 2. This act shall become effective July 1, 2004.

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

5 COMMITTEE REPORT BY: COMMITTEE ON AGRICULTURE & RURAL DEVELOPMENT,
6 dated 2-10-04 - DO PASS, As Coauthored.