ENGROSSED HOUSE
BILL NO. 2131

By: Wright of the House

and

Easley of the Senate

An Act relating to sunset; amending 2 O.S. 2001, Section 18-52, as amended by Section 1, Chapter 252, O.S.L. 2004 (2 O.S. Supp. 2005, Section 18-52), which relates to the Oklahoma Peanut Commission; re-creating the Commission; and modifying the termination date.

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

SECTION 1. AMENDATORY 2 O.S. 2001, Section 18-52, as amended by Section 1, Chapter 252, O.S.L. 2004 (2 O.S. Supp. 2005, Section 18-52), is amended to read as follows:

Section 18-52. A. There is hereby re-created, to continue until July 1, ~~2006~~ 2012, 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, Osage, Atoka, Bryan, Choctaw, Coal, Haskell, Hughes, LeFlore, McCurtain, McIntosh, Okfuskee, Pittsburg, Pushmataha, Latimer, Sequoyah, Adair, Cherokee, Delaware, Ottawa, Craig, Mayes, Rogers, Nowata and Washington;

2. District II shall consist of the following counties: Alfalfa, Grant, Major, Garfield, Kingfisher, Canadian, Caddo, Grady, Comanche, Stephens, Jefferson, Cotton and Blaine; and

3. District III shall consist of the following counties: Cimarron, Texas, Beaver, Harper, Woods, Woodward, Ellis, Dewey, Roger Mills, Custer, Beckham, Washita, Kiowa, Tillman, Jackson, Harmon and Greer.

B. A meeting shall be held annually by the Commission within each district at which all producers in the district may attend and be present for the purpose of:

1. Nominating producers to fill any expiring district appointments;

2. Ascertaining the needs of the producers within the district; and

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

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

D. Election of six nominees from each district shall be conducted by the Oklahoma Peanut Commission. Appointments to the Commission shall be made by the Governor from the list of six nominees in each district. The manner in which these six nominees are elected shall be at the discretion of the Board of Directors of the Oklahoma Peanut Commission.

E. All elections for selection of a nominee by the districts shall be held by September 1, 2004. Members of the Commission serving on the effective date of this act shall continue to serve until the Governor appoints a new member.

F. The members of the Commission appointed for service effective July 1, 2004, shall hold their offices as follows:

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

2. Commissioners for District II shall serve for three (3) years; and

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

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

Passed the House of Representatives the 13th day of March, 2006.

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Presiding Officer of the House of Representatives

Passed the Senate the ____ day of _____, 2006.

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Presiding Officer of the Senate