

3 Senate Bill No. 1703
4 As Amended

5 SENATE BILL NO. 1703 - By: COATES of the Senate and DeWITT of the
6 House.

7 [agriculture - definitions - emergency]

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

9 SECTION 1. AMENDATORY 2 O.S. 2001, Section 1-3, as last
10 amended by Section 1, Chapter 292, O.S.L. 2005 (2 O.S. Supp. 2005,
11 Section 1-3), is amended to read as follows:

12 Section 1-3. For the purposes of the Oklahoma Agricultural
13 Code, unless the context indicates otherwise:

14 1. "Animal waste" means animal excrement, animal carcasses,
15 feed wastes, process wastewaters or any other waste associated with
16 any livestock or animal in captivity; and, notwithstanding any other
17 provision of law, such animal waste shall not be considered
18 hazardous waste;

19 2. "Authorized agent" means a person who has been authorized by
20 the State Board of Agriculture to act on behalf of the Board in
21 making investigations, inspections, performing other services, or
22 doing any particular act or acts which have been vested by the
23 Oklahoma Agricultural Code in the Board. A written or printed
24 commission signed by the President of the Board shall be proof that

1 the holder has lawful authority to act on behalf of the Board in
2 implementing the Oklahoma Agricultural Code;

3 ~~2.~~ 3. "Board" means the State Board of Agriculture;

4 ~~3.~~ 4. "Code" means the Oklahoma Agricultural Code;

5 ~~4.~~ 5. "Department" means the Oklahoma Department of
6 Agriculture, Food, and Forestry and its employees, officers, and
7 divisions. Whenever the name "Department of Agriculture" appears in
8 any law, contract or other document, it shall be deemed to refer to
9 the Oklahoma Department of Agriculture, Food, and Forestry;

10 ~~5.~~ 6. "Director" means the Director of a division established
11 in the Oklahoma Department of Agriculture, Food, and Forestry;

12 ~~6.~~ 7. "License" means a written document issued by the Board
13 granting authority to a person to engage in a business, occupation,
14 or activity;

15 ~~7.~~ 8. "Livestock" or "animals" means any cattle, bison, horses,
16 sheep, goats, asses, mules, swine, domesticated rabbits, and
17 chickens, turkeys, and other domesticated fowl, and any animal or
18 bird in captivity;

19 ~~8.~~ 9. "Permit" means a written document issued by the Board
20 giving consent for a person to engage in an activity;

21 ~~9.~~ 10. "Person" means the state, any municipality, political
22 subdivision, institution, individual, public or private corporation,
23 partnership, association, firm, company, public trust, joint-stock

1 company, trust, estate, state or federal agency, other governmental
2 entity, or any other legal entity or an agent, employee,
3 representative, assignee or successor thereof;

4 ~~10.~~ 11. "President" means the President of the State Board of
5 Agriculture. The President of the State Board of Agriculture shall
6 also be designated as the Commissioner of Agriculture;

7 ~~11.~~ 12. "Producer" means any person planting, raising, growing,
8 or harvesting agricultural products;

9 ~~12.~~ 13. "Quarantine" means a written document issued by the
10 Board to restrict the movement of animals, birds, plants, or
11 agricultural commodities into or out of a specified area for the
12 control or prevention of diseases or pests; and

13 ~~13.~~ 14. "Stop sale order" or "stop use order" means a written
14 or printed order signed by the President or authorized agent of the
15 Board, prohibiting the sale, offering for sale, exposure for sale,
16 or use of any agricultural product, article, device, service, or
17 commodity covered by the Oklahoma Agricultural Code.

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

22 COMMITTEE REPORT BY: COMMITTEE ON ENERGY & ENVIRONMENT, dated
23 2-16-06 - DO PASS, As Amended and Coauthored.