

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 3160

By: Blackwell

4
5 AS INTRODUCED

6 An Act relating to agriculture; amending 2 O.S. 2001,
7 Section 1-3, as last amended by Section 1, Chapter
8 292, O.S.L. 2005 (2 O.S. Supp. 2007, Section 1-3),
9 which relates to the Oklahoma Agricultural Code
10 definitions; defining animal waste; and providing an
11 effective date.

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

13 SECTION 1. AMENDATORY 2 O.S. 2001, Section 1-3, as last
14 amended by Section 1, Chapter 292, O.S.L. 2005 (2 O.S. Supp. 2007,
15 Section 1-3), is amended to read as follows:

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

18 1. "Animal waste" is a nonhazardous waste, that includes feed
19 waste, bedding and litter, and feedlot and paddock runoff, from
20 livestock, dairy, and other animal-related agricultural and farming
21 practices;

22 2. "Authorized agent" means a person who has been authorized by
23 the State Board of Agriculture to act on behalf of the Board in
24 making investigations, inspections, performing other services, or

1 doing any particular act or acts which have been vested by the
2 Oklahoma Agricultural Code in the Board. A written or printed
3 commission signed by the President of the Board shall be proof that
4 the holder has lawful authority to act on behalf of the Board in
5 implementing the Oklahoma Agricultural Code;

6 ~~2.~~ 3. "Board" means the State Board of Agriculture;

7 ~~3.~~ 4. "Code" means the Oklahoma Agricultural Code;

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

13 ~~5.~~ 6. "Director" means the Director of a division established
14 in the Oklahoma Department of Agriculture, Food, and Forestry;

15 ~~6.~~ 7. "License" means a written document issued by the Board
16 granting authority to a person to engage in a business, occupation,
17 or activity;

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

22 ~~8.~~ 9. "Permit" means a written document issued by the Board
23 giving consent for a person to engage in an activity;

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1 ~~9.~~ 10. "Person" means the state, any municipality, political
2 subdivision, institution, individual, public or private corporation,
3 partnership, association, firm, company, public trust, joint-stock
4 company, trust, estate, state or federal agency, other governmental
5 entity, or any other legal entity or an agent, employee,
6 representative, assignee or successor thereof;

7 ~~10.~~ 11. "President" means the President of the State Board of
8 Agriculture. The President of the State Board of Agriculture shall
9 also be designated as the Commissioner of Agriculture;

10 ~~11.~~ 12. "Producer" means any person planting, raising, growing,
11 or harvesting agricultural products;

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

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

21 SECTION 2. This act shall become effective November 1, 2008.

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23 51-2-9498 SAB 01/05/08

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