

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1425

By: Schulz

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5  
6 AS INTRODUCED

7 An Act relating to agriculture; amending 2 O.S. 2001,  
8 Section 3-84, as amended by Section 2, Chapter 109,  
9 O.S.L. 2004 (2 O.S. Supp. 2007, Section 3-84), which  
10 relates to the State Board of Agriculture authority  
11 regarding pests and pesticides; requiring adoption of  
12 certain rules regarding phenoxy herbicides; and  
13 providing an effective date.

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

15 SECTION 1. AMENDATORY 2 O.S. 2001, Section 3-84, as  
16 amended by Section 2, Chapter 109, O.S.L. 2004 (2 O.S. Supp. 2007,  
17 Section 3-84), is amended to read as follows:

18 Section 3-84. A. The State Board of Agriculture shall have the  
19 authority to declare any form of plant or animal life or virus which  
20 is injurious to plants, humans, domestic animals, articles, or  
21 substances as a pest. The Board shall have the authority to  
22 classify pesticide uses as being general, restricted, or both, to  
23 determine standards of coloring or discoloring for pesticides, and  
24 to subject pesticides to the requirements of this subarticle.

1 B. The Board shall promulgate appropriate rules for carrying  
2 out the provisions of this subarticle, including, but not limited  
3 to, rules providing for the collection and examination of any  
4 samples necessary to evaluate the quality, quantity, or  
5 effectiveness of pesticides or devices.

6 C. The Board shall adopt rules requiring the restricted use of  
7 phenoxy herbicides.

8 D. There shall be uniformity between the requirements of  
9 Oklahoma, the several states, and the Federal Government relating to  
10 the coloring or discoloring of pesticides. The Board may promulgate  
11 rules applicable to and in conformity with the primary standards  
12 established by this subarticle, as have been or may be prescribed by  
13 the Federal Insecticide, Fungicide and Rodenticide Act, as amended.

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

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