

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2768

By: Fields

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5
6 AS INTRODUCED

7 An Act relating to agriculture; amending 2 O.S. 2001,
8 Section 1-3, as last amended by Section 1, Chapter
9 292, O.S.L. 2005 (2 O.S. Supp. 2009, Section 1-3),
which relates to definitions; clarifying language;
and providing an effective date.

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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. 2009,
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. "Authorized agent" means a person who has been authorized by
19 the State Board of Agriculture to act on behalf of the Board in
20 making investigations, inspections, performing other services, or
21 doing any particular act or acts which have been vested by the
22 Oklahoma Agricultural Code in the Board. A written or printed
23 commission signed by the President of the Board shall be proof that
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1 the holder has lawful authority to act on behalf of the Board in
2 implementing the Oklahoma Agricultural Code;

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

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

5 4. "Department" means the Oklahoma Department of Agriculture,
6 Food, and Forestry and its employees, officers, and divisions.

7 Whenever the name "Department of Agriculture" appears in any law,
8 contract or other document, it shall be deemed to refer to the
9 Oklahoma Department of Agriculture, Food, and Forestry;

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

12 6. "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. "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. "Permit" means a written document issued by the Board giving
20 consent for a person to engage in an activity;

21 9. "Person" means the state, any municipality, political
22 subdivision, institution, individual, public or private corporation,
23 partnership, association, firm, company, public trust, joint-stock
24 company, trust, estate, state or federal agency, other governmental

1 entity, or any other legal entity or an agent, employee,
2 representative, assignee or successor thereof;

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

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

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

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

17 SECTION 2. This act shall become effective November 1, 2010.

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