

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1921

By: Fields

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to agriculture; amending 2 O.S. 2011,
9 Section 18-272, which relates to the Oklahoma Oilseed
10 Commission; extending the sunset date for the
11 Commission; and declaring an emergency.

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

13 SECTION 1. AMENDATORY 2 O.S. 2011, Section 18-272, is
14 amended to read as follows:

15 Section 18-272. A. There is created until June 1, ~~2012~~ 2016,
16 in accordance with the provisions of the Oklahoma Sunset Law, the
17 Oklahoma Oilseed Commission.

18 B. 1. With the exception of the ex officio nonvoting member,
19 the Commission shall be composed of five (5) elected members who:

- 20 a. are at least twenty-five (25) years of age and are
21 residents of Oklahoma,
22
23
24

1 b. have been actually engaged in the production of
2 oilseed in this state for a period of at least two (2)
3 years, and

4 c. derive a portion of their income from the production
5 of oilseed.

6 2. The President of the State Board of Agriculture shall be an
7 ex officio nonvoting member of the Commission. The President may
8 appoint a designee to serve on the Commission in the place of the
9 President.

10 C. Each of the elected members shall be a resident of, have a
11 farming operation in, and be elected by oilseed producers within a
12 district area designated by this subsection as District 1 through
13 District 5. The districts shall be as follows:

14 1. District 1 shall consist of the counties of Cimarron, Texas,
15 Beaver, Harper, Woodward, Ellis, Dewey, Roger Mills, and Custer;

16 2. District 2 shall consist of the counties of Beckham,
17 Washita, Caddo, Grady, Greer, Kiowa, Comanche, Harmon, Jackson,
18 Tillman, and Cotton;

19 3. District 3 shall consist of the counties of Woods, Alfalfa,
20 Major, Blaine, Kingfisher, Canadian, Grant, Kay, Garfield, Noble,
21 Logan, Payne, Oklahoma, and Lincoln;

22 4. District 4 shall consist of the counties of Osage,
23 Washington, Nowata, Craig, Ottawa, Pawnee, Rogers, Mayes, Delaware,
24

1 Creek, Tulsa, Wagoner, Cherokee, Adair, Okfuskee, Okmulgee,
2 Muskogee, Sequoyah, and McIntosh; and

3 5. District 5 shall consist of the counties of Cleveland,
4 Pottawatomie, Seminole, Hughes, Pittsburg, Haskell, Le Flore,
5 Stephens, Jefferson, McClain, Garvin, Murray, Carter, Love,
6 Pontotoc, Johnston, Marshall, Coal, Atoka, Bryan, Latimer,
7 Pushmataha, Choctaw, and McCurtain.

8 D. 1. The terms of office of the initial elected Commission
9 shall be as follows:

- 10 a. two (2) years for District 1,
- 11 b. three (3) years for District 2,
- 12 c. four (4) years for District 3,
- 13 d. five (5) years for District 4, and
- 14 e. six (6) years for District 5.

15 Thereafter the term of office shall be for five (5) years. An
16 elected member of the Commission may serve for two consecutive full
17 five-year terms. Upon completion of two consecutive full five-year
18 terms, a member shall not be eligible for election for a period of
19 one term before becoming eligible for election to the Commission for
20 two additional consecutive five-year terms.

21 2. If for any reason there is a vacancy on the Commission due
22 to resignation, death, or for any cause resulting in an unexpired
23 term, the Commission may name a person to serve as a provisional
24 member of the Commission for the remainder of the term of the office

1 vacated. The Commission shall submit, in writing, the name of the
2 person to the President for approval. The President shall either
3 approve or disapprove the named person as a provisional member of
4 the Commission within thirty (30) days of the submission of the name
5 by the Commission. The failure of the President to disapprove the
6 person named as the provisional member of the Commission within the
7 thirty-day period shall be deemed approval of the person as the
8 provisional member of the Commission.

9 E. The Commission shall hold meetings as necessary at a place
10 and time to be fixed by the Commission. The Commission shall
11 select, at the initial meeting of the Commission, a chair, a vice-
12 chair, and a secretary-treasurer. At the first meeting in each
13 fiscal year thereafter, the chair, vice-chair, and secretary-
14 treasurer for the ensuing year shall be elected. Special meetings
15 may be called by the chair or by three members of the Commission by
16 delivery of written notice to each member of the Commission. Three
17 members of the Commission shall constitute a quorum.

18 F. Commission members shall not receive any compensation, but
19 shall be reimbursed in accordance with the provisions of the State
20 Travel Reimbursement Act for all actual and necessary expenses
21 incurred in the performance of the duties imposed upon the
22 Commission pursuant to the Oklahoma Oilseed Resources Act.

23 G. A member of the Oklahoma Oilseed Commission may be removed
24 by the President of the State Board of Agriculture for cause or by a

1 two-thirds (2/3) vote of the other members of the Commission. In
2 addition to all other causes, a member ceasing to:

- 3 1. Be a resident of the state; or
- 4 2. Produce or plant oilseed in the district from which the
5 member was elected,
6 shall be sufficient cause for removal from office.

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

11
12 53-2-3238 QD 2/24/2012 12:50:39 PM

13
14
15
16
17
18
19
20
21
22
23
24