

# An Act

ENROLLED SENATE  
BILL NO. 1442

By: Hamilton of the Senate

and

West (Rick) of the House

An Act relating to the Oklahoma Poultry Waste Applicators Certification Act; amending 2 O.S. 2021, Section 10-9.17, which relates to certificate requirements; updating statutory references; modifying elements of certificates; and providing an effective date.

SUBJECT: Oklahoma Poultry Waste Applicators Certification Act

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

SECTION 1. AMENDATORY 2 O.S. 2021, Section 10-9.17, is amended to read as follows:

Section 10-9.17. A. It shall be unlawful and a misdemeanor punishable by a fine of not more than Five Thousand Dollars (\$5,000.00) for any person to act, operate, or do business or advertise as a commercial poultry waste applicator or to land-apply poultry waste as a private poultry waste applicator unless such person has obtained a valid applicator's certificate issued by the ~~State Board of Agriculture~~ Oklahoma Department of Agriculture, Food, and Forestry.

B. Applicator's certificates shall be issued by the ~~Board,~~ Department to applicants who qualify under the provisions of the Oklahoma Poultry Waste Applicators Certification Act.

C. Certificates shall be issued only upon application therefor to the ~~Board~~ Department on a form of application prescribed by the

~~Board~~ Department. The application shall contain information regarding the applicant's qualifications and proposed operations and such other information as may be specified by the ~~Board~~ Department.

D. A certificate shall be issued only after satisfactory completion of such certification standards as determined by the ~~Board~~ Department.

E. 1. ~~All~~ The Department shall issue a commercial applicator certificates shall expire on the thirty-first day of December following their issuance or renewal, and may be renewed for the ensuing calendar year, without penalty, certificate for a five-year period if a properly completed application is filed with the Board Department not later than the first day of January of each year the subsequent five-year period. A registration fee of ~~Fifteen Dollars (\$15.00)~~ Seventy-Five Dollars (\$75.00) shall accompany every initial and renewal application for certification. ~~A renewal fee of Fifteen Dollars (\$15.00) shall accompany every renewal application.~~

2. ~~All~~ The Department shall issue a private applicator certificates shall be in effect for five (5) years and may be renewed by certificate for a five-year period if a properly completed application is filed with the Department not later than the first day of January of the subsequent five-year period. A registration fee of Fifteen Dollars (\$15.00) shall accompany every initial and renewal application for certification. ~~A renewal fee of Fifteen Dollars (\$15.00) shall accompany every renewal application.~~ The Fifteen Dollar (\$15.00) registration and renewal fee shall be waived if the private applicator is also registered pursuant to the Oklahoma Registered Poultry Feeding Operations Act.

3. The Department shall issue all certificates for five-year periods beginning January 1, 2025, and expiring on December 31, 2029, followed by successive five-year periods.

4. All such fees shall be deposited in the Agriculture Regulation Revolving Fund to be used for the purpose of implementing the provisions of the Oklahoma Registered Poultry Feeding Operations Act and the Oklahoma Poultry Waste Applicators Certification Act.

F. Any person issued an applicator's certificate shall comply with the education provisions of subsection F of Section 10-9.5 of this title.

SECTION 2. This act shall become effective November 1, 2024.

Passed the Senate the 5th day of March, 2024.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of April, 2024.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_