

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 1456

By: Patzkowsky of the House

5 and

6 **Green** of the Senate

7
8
9 AS INTRODUCED

10 An Act relating to agriculture; providing that the
11 State Board of Agriculture shall be the official
12 plant pest and disease control agency; providing
13 Board has authority to promulgate and enforce rules;
14 providing for issuance of emergency orders; providing
15 for expiration of emergency orders; providing for
16 codification; and providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 2-33 of Title 2, unless there is
19 created a duplication in numbering, reads as follows:

20 A. The State Board of Agriculture shall be the official plant
21 pest and disease control agency of the State of Oklahoma. The Board
22 shall have authority to promulgate and enforce rules governing plant
23 pests and plant protection, including quarantine.

1 B. In addition to other statutory authority, the state plant
2 regulatory official, upon obtaining concurrence of the State Board
3 of Agriculture, may issue emergency orders governing plants in order
4 to protect the citizens and plants of the state from diseases and
5 pests. The emergency order may:

6 1. Prohibit or impose conditions on importing plants or
7 implements of husbandry into the state;

8 2. Require testing of pests or plants;

9 3. Require any treatment of pests or plants;

10 4. Prohibit or impose conditions on moving plants or implements
11 of husbandry within the state;

12 5. Issue stop movement orders for all plants in the state to
13 determine the precise location of a plant pest or disease;

14 6. Govern the disposition of plants; and

15 7. Impose other measures governing plants to protect the
16 citizens and plants of the state from diseases and pests.

17 C. Emergency orders issued pursuant to this section shall
18 expire on the date set in the order or ninety (90) days after the
19 date the order was issued; however, the state plant regulatory
20 official may renew the order for successive ninety-day periods.

21 SECTION 2. This act shall become effective November 1, 2023.

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23 COMMITTEE REPORT BY: COMMITTEE ON AGRICULTURE, dated 02/21/2023 - DO
24 PASS, As Coauthored.