

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 60th Legislature (2026)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2975

By: Hardin of the House

and

**Woods** of the Senate

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10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to agriculture; amending 2 O.S. 2021,  
12                   Section 10-9.7, as last amended by Section 2, Chapter  
13                   372, O.S.L. 2024 (2 O.S. Supp. 2025, Section 10-9.7),  
14                   which relates to nutrient management plans; expanding  
15                   certain statements that must be made in an amendment  
16                   to a nutrient management plan; amending 2 O.S. 2021,  
17                   Section 10-9.17, as amended by Section 1, Chapter  
18                   165, O.S.L. 2024 (2 O.S. Supp. 2025, Section 10-  
19                   9.17), which relates to poultry waste applicator  
20                   certificates; providing penalty for certain  
21                   violations; 2 O.S. 2021, Section 10-9.18, which  
22                   relates to reports regarding all poultry waste land  
23                   application; modifying requirements; requiring  
24                   applicators selling or transferring more than a  
                 certain amount of poultry waste to ensure the person  
                 acquiring the poultry waste is aware of certain  
                 requirements; and providing an effective date.

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

1 SECTION 1. AMENDATORY 2 O.S. 2021, Section 10-9.7, as  
2 last amended by Section 2, Chapter 372, O.S.L. 2024 (2 O.S. Supp.  
3 2025, Section 10-9.7), is amended to read as follows:

4 Section 10-9.7. A. All poultry feeding operations shall  
5 utilize Best Management Practices and shall meet the conditions and  
6 requirements established by subsection B of this section and by  
7 rules promulgated by the State Board of Agriculture pursuant to the  
8 Oklahoma Registered Poultry Feeding Operations Act. Compliance with  
9 a Nutrient Management Plan developed under subsections B and C of  
10 this section shall be deemed compliant with Best Management  
11 Practices.

12 B. Best Management Practices shall be promulgated by rules by  
13 the Board and shall include, but not be limited to, the following  
14 when developing Nutrient Management Plans:

15 1. Measures designed to prevent the discharge of poultry waste  
16 to waters of the state;

17 2. Measures requiring stored poultry waste shall be isolated  
18 from outside surface drainage by covers, ditches, dikes, berms,  
19 terraces, or other such structures;

20 3. Measures designed to prevent waters of the state from coming  
21 into direct contact with the poultry confined on the poultry feeding  
22 operation; and

23 4. Measures designed to ensure that poultry waste handling,  
24 treatment, management, and removal shall:

- 1 a. not create an environmental or a public health hazard,
- 2 b. not result in the contamination of waters of the
- 3 state, and
- 4 c. conform to such other handling, treatment, and
- 5 management and removal requirements deemed necessary
- 6 by the Oklahoma Department of Agriculture, Food, and
- 7 Forestry to implement the Oklahoma Registered Poultry
- 8 Feeding Operations Act and rules promulgated pursuant
- 9 thereto.

10 The rules promulgated by the Board pursuant to this section  
11 shall provide for exceptions to the storage requirements for poultry  
12 waste in emergency situations. Such exceptions shall include, but  
13 not be limited to, allowing a contract poultry grower to take such  
14 actions as are necessary to meet requirements imposed on a grower by  
15 an integrator. In such situations, growers shall be required to  
16 take all actions feasible to prevent pollution from stored poultry  
17 waste.

18 C. Every poultry feeding operation shall have a Nutrient  
19 Management Plan which shall include at a minimum:

20 1. A description of poultry waste handling procedures and  
21 availability of equipment and type of equipment to be used;

22 2. The calculations and assumptions used for determining land-  
23 application rates if land application is applicable;

1 3. All nutrient analysis data for soil and poultry waste  
2 testing;

3 4. Legal description and latitude and longitude of lands to be  
4 used by an operation for land application;

5 5. Land-application rates of poultry waste shall be based on  
6 the available nitrogen and phosphorous content of the poultry waste  
7 and shall provide controls for runoff and erosion as appropriate for  
8 site conditions;

9 6. The procedures documented in the Nutrient Management Plan  
10 shall ensure that the handling and utilization of poultry waste  
11 complies with the following requirements:

12 a. adequate poultry waste storage shall be provided  
13 consistent with rules promulgated by the Oklahoma  
14 Department of Agriculture, Food, and Forestry pursuant  
15 to subsection B of this section,

16 b. poultry waste shall not be applied to land when the  
17 ground is saturated or during rainfall events.

18 Poultry waste shall not be applied to land when the  
19 ground is frozen except in conformance with the  
20 Nutrient Management Plan,

21 c. poultry waste shall only be applied to suitable land  
22 at appropriate times and rates. Discharge or runoff  
23 of waste from the application site is evidence that  
24 the Nutrient Management Plan requires revisions.

1 Timing and rate of applications shall be based on  
2 assimilation capacity of the soil profile, assuming  
3 usual nutrient losses, expected precipitation, and  
4 soil conditions, and

- 5 d. poultry waste application shall be prohibited on land  
6 subject to excessive erosion;

7 7. Records shall be maintained of all poultry wastes applied on  
8 land owned or controlled by the operator, and sold or given to other  
9 persons:

- 10 a. if the poultry waste is sold or given to other persons  
11 for land application or other use, the poultry feeding  
12 operation shall maintain a log of date of removal from  
13 the poultry feeding operation, name of recipient the  
14 poultry waste is sold or given to, and amount in wet  
15 tons, dry tons or cubic yards of poultry waste removed  
16 from the poultry feeding operation, and

- 17 b. the poultry feeding operation shall make available to  
18 the recipient any nutrient sample analysis of the  
19 poultry waste from that year;

20 8. Any analysis required by the provisions of the Oklahoma  
21 Registered Poultry Feeding Operations Act or rules promulgated  
22 thereto shall be performed by a qualified environmental testing  
23 laboratory certified by the Department of Environmental Quality and  
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1 approved by the Oklahoma Department of Agriculture, Food, and  
2 Forestry; and

3 9. Such other information deemed necessary by the Oklahoma  
4 Department of Agriculture, Food, and Forestry to administer the  
5 provisions of the Oklahoma Registered Poultry Feeding Operations Act  
6 and rules promulgated pursuant thereto.

7 D. 1. The Nutrient Management Plan for new or expanding  
8 poultry feeding operations submitted after July 1, 1998, shall be  
9 prepared by the operator or designee of the operator.

10 2. After the plan is submitted to the Oklahoma Department of  
11 Agriculture, Food, and Forestry for review and approval if the  
12 Department determines that a submitted plan needs or requires any  
13 corrections or modifications, the Department shall return the  
14 Nutrient Management Plan to the operator for corrections.

15 3. For a renewal, if the Department determines the Nutrient  
16 Management Plan needs or requires corrections or modifications, the  
17 Department shall make appropriate corrections, approve the plan, and  
18 notify the poultry feeding operation of the modifications.

19 E. 1. Except as otherwise provided in this subsection, a  
20 Nutrient Management Plan for every poultry feeding operation shall  
21 be renewed and an updated plan shall be submitted to the Oklahoma  
22 Department of Agriculture, Food, and Forestry every six (6) years  
23 from the date the initial or previous plan was submitted.

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1           2. The operator shall have the option to submit the renewed or  
2 updated plan through the Department's website or a printable online  
3 form designed by the Department.

4           3. A current operator may submit a one-page amendment to the  
5 most recently submitted plan in lieu of a renewal plan through the  
6 Department's website, if applicable. Poultry feeding operations  
7 submitting an amendment pursuant to this subsection shall still be  
8 subject to the soil and poultry waste testing requirements under  
9 subsections F and G of this section. The amendment shall contain  
10 the following statements:

11           a. no changes in the Department's promulgated standards  
12           for land application of poultry waste have occurred  
13           since the most recently submitted Nutrient Management  
14           Plan,

15           b. there has been no change to the number of poultry  
16           housed since the most recently submitted Nutrient  
17           Management Plan,

18           c. there has been no expansion in the poultry feeding  
19           operation since the most recently submitted Nutrient  
20           Management Plan, and

21           d. the entirety of the poultry waste is:

22           (1) removed off-site as provided in the poultry  
23           feeding operation's annual report, as required by  
24           subsection J of this section, and will continue

1 to be removed off-site for the next six (6)  
2 years, ~~or~~

3 (2) land-applied and will continue to be land-applied  
4 for the next six (6) years, or

5 (3) removed off-site and land-applied and will  
6 continue with both for the next six (6) years.

7 F. Every poultry feeding operation located in a non-nutrient-  
8 limited watershed and non-nutrient-vulnerable groundwaters shall  
9 perform soil testing on each land-application area and poultry waste  
10 testing at least once every three (3) years to determine:

11 1. Soil pH and plant-available nutrients including, at a  
12 minimum, nitrogen, phosphorous, and potassium;

13 2. Poultry waste nutrient concentrations and moisture; and

14 3. Application rate based upon the Department's standards for  
15 land application for poultry waste as promulgated by rules.

16 G. Every poultry feeding operation located in a nutrient-  
17 limited watershed and nutrient-vulnerable groundwater shall perform  
18 an annual soil test on each land-application area prior to the first  
19 application of the calendar year. Poultry waste testing shall be  
20 performed annually prior to the first application of the calendar  
21 year. Soil and poultry waste testing shall be performed to  
22 determine:

23 1. Soil pH and plant-available nutrients including at least  
24 nitrogen, phosphorous, and potassium;

1        2. Poultry waste nutrient concentrations and moisture; and  
2        3. Application rate based upon the Department's standards for  
3 land application of poultry waste as promulgated by rules.

4        H. 1. Soil and poultry waste analysis data shall be retained  
5 by the poultry feeding operation for a minimum of six (6) years.

6        2. All soil and poultry waste analysis data shall be dated  
7 prior to land application.

8        I. 1. Poultry feeding operations shall develop a plan for the  
9 disposal of carcasses associated with normal mortality.

10       2. In the event there is an outbreak of a major disease or  
11 other emergency resulting in deaths significantly higher than normal  
12 mortality rates, the Oklahoma Department of Agriculture, Food, and  
13 Forestry may approve, in writing, an alternate method of disposal of  
14 carcasses or the storage of poultry waste during the emergency  
15 period.

16       J. Every poultry feeding operation shall file by September 1 of  
17 each year an annual report with the Department regarding all poultry  
18 waste removed from or land-applied by the facility for the period  
19 from July 1 of the previous year through June 30 of that year. The  
20 report shall contain the following information:

21       1. The date and amount of poultry waste removed from or land-  
22 applied at the facility;

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1        2. The type of poultry waste removed or land-applied, whether a  
2 cake out, full clean out, in-house windrow or compost, poultry waste  
3 stack shed, or other type;

4        3. The county and, if applicable, the name of the nutrient-  
5 limited watershed where the poultry waste was produced; and

6        4. The location where the poultry waste is removed to:

7            a. if land-applied on-site, provide the following:

8                    (1) the date of the land application,

9                    (2) the total amount of poultry waste land-applied in  
10                    wet tons, dry tons, or cubic yards,

11                   (3) the name, mailing address, and telephone number  
12                   of the poultry waste applicator, and

13                   (4) the number of acres under the control of the  
14                   poultry feeding operation for land application of  
15                   poultry waste, or

16            b. if removed off-site, provide the following:

17                    (1) the date of the removal off-site,

18                    (2) the amount of poultry waste removed in wet tons,  
19                    dry tons, or cubic yards,

20                    (3) the name, mailing address, and telephone number  
21                   of the person the poultry waste is sold or  
22                   transferred to, and

1 (4) the name, mailing address, telephone number, and  
2 poultry waste applicator license number of the  
3 poultry waste applicator, if known, ~~and~~  
4 ~~(5) the name, mailing address, and telephone number~~  
5 ~~of the hauler of the poultry waste.~~

6 SECTION 2. This act shall become effective November 1, 2026.

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8 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND NATURAL RESOURCES  
9 OVERSIGHT, dated 02/25/2026 - DO PASS, As Amended and Coauthored.  
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