

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 2168

By: Pfeiffer

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5  
6 AS INTRODUCED

7 An Act relating to agriculture; amending 2 O.S. 2011,  
8 Section 1-3, which relates to Agriculture Code  
9 definitions; defining term; and providing an  
10 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. 2011, Section 1-3, is  
14 amended to read as follows:

15 Section 1-3. For the purposes of the Oklahoma Agricultural  
16 Code, unless the context indicates otherwise:

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

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

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

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

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

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

10 6. "License" means a written document issued by the Board  
11 granting authority to a person to engage in a business, occupation,  
12 or activity;

13 7. "Livestock" or "animals" means any cattle, bison, horses,  
14 sheep, goats, asses, mules, swine, domesticated rabbits, and  
15 chickens, turkeys, and other domesticated fowl, and any animal or  
16 bird in captivity;

17 8. "Official identification" means any official method of  
18 identification approved by the United States Department of  
19 Agriculture, as described in Section 86.1 of Title 9 of the Code of  
20 Federal Regulations, or the State Veterinarian. Official  
21 identification for specific species may be further defined through  
22 the Oklahoma Department of Agriculture, Food and Forestry  
23 administrative rules. Backtags shall not be considered official  
24 identification unless the animal is shipped directly to slaughter.

1 The term "official ear tag" shall be synonymous with "official  
2 identification";

3 9. "Permit" means a written document issued by the Board giving  
4 consent for a person to engage in an activity;

5 ~~9.~~ 10. "Person" means the state, any municipality, political  
6 subdivision, institution, individual, public or private corporation,  
7 partnership, association, firm, company, public trust, joint-stock  
8 company, trust, estate, state or federal agency, other governmental  
9 entity, or any other legal entity or an agent, employee,  
10 representative, assignee or successor thereof;

11 ~~10.~~ 11. "President" means the President of the State Board of  
12 Agriculture. The President of the State Board of Agriculture shall  
13 also be designated as the Commissioner of Agriculture;

14 ~~11.~~ 12. "Producer" means any person planting, raising, growing,  
15 or harvesting agricultural products;

16 ~~12.~~ 13. "Quarantine" means a written document issued by the  
17 Board to restrict the movement of animals, birds, plants, or  
18 agricultural commodities into or out of a specified area for the  
19 control or prevention of diseases or pests; and

20 ~~13.~~ 14. "Stop sale order" or "stop use order" means a written  
21 or printed order signed by the President or authorized agent of the  
22 Board, prohibiting the sale, offering for sale, exposure for sale,  
23 or use of any agricultural product, article, device, service, or  
24 commodity covered by the Oklahoma Agricultural Code.

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SECTION 2. This act shall become effective November 1, 2019.

57-1-7187            AMM            01/12/19