

1 **AGRICULTURAL ADVISORY BOARD AMENDMENTS**

2 2018 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Michael K. McKell**

5 Senate Sponsor: Deidre M. Henderson

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the duties of the Agricultural Advisory Board relating to best
10 management practices for agricultural industries.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ modifies the duties of the Agricultural Advisory Board relating to best management
- 14 practices for certain agricultural industries;
- 15 ▶ defines terms; and
- 16 ▶ makes technical changes.

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 AMENDS:

23 **4-2-108**, as renumbered and amended by Laws of Utah 2017, Chapter 345

25 *Be it enacted by the Legislature of the state of Utah:*

26 Section 1. Section **4-2-108** is amended to read:

27 **4-2-108. Agricultural Advisory Board created -- Composition -- Responsibility --**
28 **Terms of office -- Compensation.**

29 (1) There is created the Agricultural Advisory Board composed of 21 members, with

30 each member representing one of the following:

- 31 (a) Utah Farm Bureau Federation;
- 32 (b) Utah Farmers Union;
- 33 (c) Utah Cattlemen's Association;
- 34 (d) Utah Wool Growers Association;
- 35 (e) Utah Dairymen's Association;
- 36 (f) Utah Pork Producers Association;
- 37 (g) egg and poultry producers;
- 38 (h) Utah Veterinary Medical Association;
- 39 (i) Livestock Auction Marketing Association;
- 40 (j) Utah Association of Conservation Districts;
- 41 (k) the Utah horse industry;
- 42 (l) the food processing industry;
- 43 (m) the fruit and vegetable industry;
- 44 (n) the turkey industry;
- 45 (o) manufacturers of food supplements;
- 46 (p) a consumer affairs group;
- 47 (q) dean of the College of Agriculture and Applied Science and vice president of
- 48 extension from Utah State University;
- 49 (r) urban and small farmers;
- 50 (s) Utah Elk Breeders Association;
- 51 (t) Utah Beekeepers Association; and
- 52 (u) Utah Fur Breeders Association.

53 (2) ~~(a)~~ The Agricultural Advisory Board shall:

54 (a) advise the commissioner regarding:

- 55 (i) the planning, implementation, and administration of the department's programs; and
- 56 (ii) the establishment of standards governing the care of livestock and poultry,

57 including consideration of:

- 58 (A) food safety;
- 59 (B) local availability and affordability of food; and
- 60 (C) acceptable practices for livestock and farm management[-];
- 61 (b) [~~The Agricultural Advisory Board shall~~] fulfill the duties described in Title 4,
- 62 Chapter 2, Part 5, Horse Tripping Awareness[-]; and
- 63 (c) adopt best management practices for sheep, swine, cattle, and poultry industries in
- 64 the state.
- 65 (3) The Agricultural Advisory Board may adopt best management practices for
- 66 domesticated elk, mink, apiaries, and other agricultural industries in the state.
- 67 (4) For purposes of this section, "best management practices" means practices used by
- 68 agriculture in the production of food and fiber that are commonly accepted practices, or that are
- 69 at least as effective as commonly accepted practices, and that:
- 70 (a) protect the environment;
- 71 (b) protect human health; and
- 72 (c) promote the financial viability of agricultural production.
- 73 [~~(3)~~] (5) (a) Except as required by Subsection [~~(3)~~] (5)(c), members are appointed by
- 74 the commissioner to four-year terms of office.
- 75 (b) The commissioner shall appoint representatives of the organizations cited in
- 76 Subsections (1)(a) through (h) to the Agricultural Advisory Board from a list of nominees
- 77 submitted by each organization.
- 78 (c) Notwithstanding the requirements of Subsection [~~(3)~~] (5)(a), the commissioner
- 79 shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the
- 80 terms of board members are staggered so that approximately half of the board is appointed
- 81 every two years.
- 82 (d) Members may be removed at the discretion of the commissioner upon the request
- 83 of the group they represent.
- 84 (e) When a vacancy occurs in the membership for any reason, the replacement shall be
- 85 appointed for the unexpired term.

86 ~~[(4)]~~ (6) The board shall elect one member to serve as chair of the Agricultural
87 Advisory Board for a term of one year.

88 ~~[(5)]~~ (7) (a) The board shall meet four times annually, but may meet more often at the
89 discretion of the chair.

90 (b) Attendance of 11 members at a duly called meeting constitutes a quorum for the
91 transaction of official business.

92 ~~[(6)]~~ (8) A member may not receive compensation or benefits for the member's service,
93 but may receive per diem and travel expenses in accordance with:

94 (a) Section [63A-3-106](#);

95 (b) Section [63A-3-107](#); and

96 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
97 [63A-3-107](#).