

AGENDA
STATE BOARD OF AGRICULTURE
DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

Monday, December 16, 2024
10:00 a.m.

2800 N Lincoln Blvd
Oklahoma City, OK 73105

1. Call to Order
2. Roll Call
3. Declaration of a Quorum
4. Introduction of Guests
5. Employee Recognition
6. Consideration and Proposed Action on Minutes of Regular Board Meeting of October 14, 2024.
7. Consideration and Proposed Action on Division Reports
 - A. Administrative Services – Dan Ridings
Summary of present financial condition of the agency and monthly activities in the following areas: Finance, Human Resources, Fleet Management, Data Processing and Agriculture Law Enforcement Investigators.
 - B. Laboratory Services – Brian McDowell
Summary of analytical activities, customer contacts, and other pertinent information related to laboratory operations.
 - C. Forestry Services – Mark Goeller
Summary of activities and accomplishments in resource protection and rural fire defense, forest management and regeneration, water quality, urban forestry, forestry education and law enforcement. Includes statistics on wildfires and law enforcement activity and narrative of forestry program highlights for the month.
 - D. Consumer Protection Services – Kenny Naylor
Addresses stop sale orders on insect and disease infested crops, phytosanitary certificates issued, insect survey summaries, pesticide registration updates, pesticide inspections, seed program and seed laboratory updates, weights and measures reports, scanner inspections, grain warehouses and meetings attended by division personnel.

- E. Animal Industry Services – Rod Hall, DVM
Addresses information and activities of staff related to control and eradication of animal diseases affecting livestock and livestock market audits. It also addresses emergency response preparation and education for response to any outbreak of foreign, emerging and/or eradicated disease.
- F. Wildlife Services – Justin Cooper
Summary of activities and accomplishments in wildlife damage management to protect state resources such as agriculture, property, natural resources, and public health and safety from wildlife damage and wildlife threats.
- G. Agricultural Statistics – Troy Marshall
Addresses the current crop conditions and livestock inventory numbers. Also included is a report on the number of information requests received, reports released during the previous month, reports to be released during the current month, and the meetings attended by Division personnel during the previous month.
- H. Market Development Services – Meriruth Sellers
Summary of the accomplishments, projects and events of Ag in the Classroom, Agritourism, Communications, Domestic Marketing (Made in Oklahoma, Made in Oklahoma Coalition), Diversified Marketing (Farmers Market, Specialty Crop Block Grants, Farm to School), International Marketing, Market News and Rural Economic Development.
- I. Agricultural Environmental Management Services – Teena Gunter
Executive summary that addresses Swine Feeding Operations, registered poultry feeding operations and poultry waste applicators, National Pollutant Discharge Elimination System (NPDES), plus agricultural composting facilities, and Commercial Pet Breeders and Shelters. Includes numbers and statistics on complaint investigations, technical assistance contacts, inspections, enforcement/compliance activities and seminars/meetings attended by Division personnel for the month.
- J. Office of General Counsel – Teena Gunter
Summarizes activities of the division, including rules, collections, legal research, meetings, support for programs, contracts, employment issues, open records requests, farming and ranching incorporations, and informal and formal enforcement actions before the Board, district court, and federal court.
- K. Food Safety Services – Scott Yates
Addresses the inspection of meat, poultry, egg, and milk processing facilities to determine compliance with regulatory standards.
- L. Ag Communications and Outreach Update – Lee Benson

8. Consideration and Proposed Action on Purchases/Contracts
9. Consideration and Proposed Action on Cases Resolved by Stipulations

Agricultural Environmental Management Services
Martin Mitchell, 102025 HWY 72, Council Hill, Oklahoma

Consumer Protection Services
American Plains Coop, Aline, 112 E. Main, Carmen, Oklahoma
Family Dollar, 911 E. Broadway, Enid, Oklahoma
Jerry Jahn, 46154 CS 2710, Cyril, Oklahoma
Standlee Premium Products, LLC, 22349 Kimberly Rd., STE E, Eden, Idaho
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**Possible Executive Session (if approved by the required number of members present):
As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

10. Consideration and Proposed Action on Cases Resolved by Consent Order

Consumer Protection Services
Mood Product Group, LLC, 4406 S. W. 25th St., Oklahoma City, Oklahoma
Newkirk Public Schools, 701 W. South Street, Newkirk, Oklahoma

**Possible Executive Session (if approved by the required number of members present):
As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

11. Consideration and Proposed Action on Cases Resolved by Final Order

Consumer Protection Services
Pure Green Turf Mgmt., LLC, 6608 N. Western Ave., Unit 348, Oklahoma City, Oklahoma
Texoma Sprayers, LLC, 19149 CO Road NS 238, Grandfield, Oklahoma

**Possible Executive Session (if approved by the required number of members present):
As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

12. Consideration and Proposed Action on Proposed Permanent Rules

AGRICULTURAL PRODUCTS
Title 35. Oklahoma Department of Agriculture, Food, And Forestry
Chapter 10. Agricultural Products

Subchapter 1. General Provisions

35:10-1-3 Handbook and publication editions [AMENDED]

ANIMAL INDUSTRY

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

CHAPTER 15. ANIMAL INDUSTRY

Subchapter 44. Farmed Cervidae

35:15-44-21. Registration of Exotic Cervidae Species [REVOKED]

35:15-44-22. Chronic Wasting Disease Genetic Improvement Program (CWDGIP) [NEW]

WATER QUALITY

Title 35. Oklahoma Department of Agriculture, Food, And Forestry

Chapter 17. Water Quality

Subchapter 3. Swine Feeding Operations

35:17-3-22. Violation points system [REVOKED]

Subchapter 4. Concentrated Animal Feeding Operations

35:17-4-18. Violation points system [REVOKED]

CONSUMER PROTECTION

Title 35. Oklahoma Department of Agriculture, Food, And Forestry

Chapter 30. Consumer Protection

Subchapter 10. Moss Ball (Aegagropila Linnaei) Quarantine [NEW]

35:30-10-1. Establishment of quarantine [NEW]

35:30-10-2. Regulated area [NEW]

35:30-10-3. Regulated articles [NEW]

35:30-10-4. Conditions governing movement [NEW]

Subchapter 13. Imported Fire Ant Quarantine

35:30-13-3. Regulated area [AMENDED]

Subchapter 17. Combined Pesticide

Part 15. Minimum Standards For Termite Work For Existing Structures

35:30-17-70. Borate or other wood applied termiticide treatment for post-construction [NEW]

Part 17. Minimum Standards For Termite Work For Preconstruction (Pretreats) And New Construction

35:30-17-74. Borate or other wood applied termiticide treatment for new construction [NEW]

Part 21. Standards For Disposal Of Pesticide And Pesticide Containers

35:30-17-89.1. Incorporation by reference of federal pesticide management and disposal regulations [AMENDED]

Subchapter 24. Oklahoma Industrial Hemp Program

35:30-24-7. Fees [AMENDED]

35:30-24-11.1. Allowable testing thresholds [AMENDED]

Subchapter 27. Feed

Part 3. Pet Food

35:30-27-51. Definitions and terms [AMENDED]

35:30-27-52. Label format and labeling [AMENDED]

35:30-27-53. Brand and product names [AMENDED]

- 35:30-27-54. Expression of guarantees Intended use statement and nutritional adequacy claims [AMENDED]**
- 35:30-27-55. Ingredients [AMENDED]**
- 35:30-27-56. Drugs and pet food Additives and drugs [AMENDED]**
- 35:30-27-57. Nutritional adequacy Pet and specialty pet nutrition facts [AMENDED]**
- 35:30-27-58. Feeding directions [AMENDED]**
- 35:30-27-59. Statements Determination of calorie content for dog and cat foods [AMENDED]**
- 35:30-27-60. Descriptive terms [AMENDED]**
- 35:30-27-61. Manufacturer or distributor; name and address [AMENDED]**
- 35:30-27-62. Handling and Storage Instructions [NEW]**
- Subchapter 30. Soil Amendment**
- 35:30-30-1. Definitions [AMENDED]**
- 35:30-30-3. Contents of the label [AMENDED]**

FOOD SAFETY

Title 35. Oklahoma Department of Agriculture, Food, And Forestry

Chapter 37. Food Safety

Subchapter 11. Exotic Livestock and Exotic Livestock Products

Part 3. Application Of Inspection Laws and Other Requirements [AMENDED]

35:37-11-7.1 Special License for “Hunters Against Hunger” Program

13. Next Board meeting scheduled for **January 29, 2025**, at Oklahoma City, Oklahoma.
14. Old Business
15. New Business – Under the Open Meeting Act, this agenda item is authorized only for matters not known about or which could not have been reasonably foreseen prior to the time of posting the agenda or any revised agenda.
16. Adjournment

**Members of the Board and staff from ODAFF may join for lunch. Board Members, staff, and the public may discuss program issues during lunch; no votes or action will be taken during the lunch.*