

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

Wednesday, January 28, 2026
10:00 A.M.

2800 N. Lincoln Blvd.
Oklahoma City, Oklahoma 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 December 12, 2025.
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 – Andy James
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 – Bryce Boyer

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

Consumer Protection Services

7-Eleven, 728 E. Memorial Road, Oklahoma City, Oklahoma
Central Custom Ag Aviation, 3195 CR 1140, Hydro, Oklahoma
Dollar General, 2210 Church Avenue, Harrah, Oklahoma
Dollar General, 12780 HWY 44, Sentinel, Oklahoma
Z & L Drone Applications, LLC, 3941 Roland Road, Whitesboro, Texas

**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

Adams Weed Control, 1016 Kings Road, Moore, Oklahoma

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

Consumer Protection Services

Agwerx Aviation, 2785 State Highway 133, STE H, Blair, Nebraska
Shadowens Flying Service, P. O. Box, 167, Sapulpa, Oklahoma
Southmark Aviation, Inc., 29 Refuge Lane, Hattiesburg, Mississippi

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12. Consideration and Proposed Action on Proposed Permanent Rules

ADMINISTRATIVE OPERATIONS

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

Chapter 1. Administrative Operations

Subchapter 10. Requirements For Department Programs

35:1-10-6. Date of federal regulations incorporated

ANIMAL INDUSTRY

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

Chapter 15. Animal Industry

Subchapter 1. General Provisions

35:15-1-2. Definitions [AMENDED]

35:15-1-9. Sow Housing Standards [NEW]

CONSUMER PROTECTION

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

Chapter 30. Consumer Protection

Subchapter 13. Imported Fire Ant Quarantine

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

FOOD SAFETY

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

Chapter 37. Food Safety

Subchapter 13. Milk and Milk Products

35:37-13-2. Incorporations By Reference [AMENDED]

Subchapter 19. Homemade Food

35:37-19-4. Labeling Requirements [AMENDED]

13. Next Board meeting scheduled for **March 25, 2026**, 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
**Neither the Open Meetings Act nor the 1st amendment to the U.S. Constitution provide an opportunity for individuals to express views or interview members of a public body. Regular meetings are for the purpose of transacting business. They are not public hearings. Presentations to the Board by persons other than members of the Legislature, representatives of the Governor or employees of the Department shall not be placed on the Board agenda. 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.*

**OFFICIAL PROCEEDINGS
OF THE STATE BOARD OF AGRICULTURE
DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY**

Tulsa, Oklahoma
December 12, 2025

The Oklahoma State Board of Agriculture met in regular session at 10:02 a.m., December 12, 2025, in Tulsa, Oklahoma. Written notice of this meeting was filed with the Secretary of State. A notice was posted at the Agriculture Building in Oklahoma City and the Expo Square Ford Truck Exhibit Hall 24 hours prior to the meeting setting forth thereon the date, time, place and agenda for the meeting and an agenda was posted on the agency website.

Members Present:

Blayne Arthur
Brent Bolen
Clay Burtrum
Nocona Cook
Joe Farris

Others Present:

Kalley Whitlock, Executive Assistant
JanLee Rowlett, Deputy Commissioner
Brian McDowell, Director, Laboratory Services
Bryce Boyer, Director, Communications
Kenny Naylor, Director, Consumer Protection Services
Drew Daily, Forestry Services
Teena Gunter, Director, Agricultural Environmental
Management Services & Office of General Counsel
Dr. Rod Hall, Director, Animal Industry Services
Scott Yates, Director, Food Safety
Kenny Kellett, Wildlife Services
Chief Doug Elliott, Investigative Services
Michael Vaught, Investigative Services
Ronnie Stevens, Investigative Services
Sue Ellen Farris
Gage Milliman, Oklahoma Farm Bureau
Marla Peek, Oklahoma Farm Bureau

Mrs. Arthur called the meeting to order, and a quorum was declared.

A motion was made by Mr. Bolen, seconded by Mr. Cook, to approve the minutes of the regular meeting of October 14, 2025, as presented.

The vote was as follows:

Arthur	Abstain
Bolen	Aye
Burtrum	Aye
Cook	Aye

Farris Aye

The motion carried.

A motion was made by Mr. Farris, seconded by Mr. Burtrum, to approve the division reports as submitted.

The vote was as follows:

Arthur Aye
Bolen Aye
Burtrum Aye
Cook Aye
Farris Aye

The motion carried.

A motion was made by Mr. Burtrum, seconded by Mr. Bolen, to approve the following purchases/contracts as submitted, with clarification on the Administrative Services' vehicle purchase request.

The vote was as follows:

Arthur Aye
Bolen Aye
Burtrum Aye
Cook Aye
Farris Aye

The motion carried.

A motion was made by Mr. Farris, seconded by Mr. Cook, to approve the Proposed Action on Cases Resolved by Stipulations as submitted.

Agricultural Environmental Management Services

Caleb & Sara Roberts, 92 Red Fox Road, Broken Bow, Oklahoma

Consumer Protection Services

B & B Paint & Weed Service, LLC 11549 State HWY 76 N. Lindsay, Oklahoma

GreenLeaf Industries/ Lilly Bee, LLC, 213 S. Forrest Ridge Blvd., Broken Arrow, Oklahoma

Lawn Republic, 12804 S. Memorial Drive, Unit # 111, Bixby, Oklahoma

Mosquito Relief, 3010 Green Oaks Way, Edmond, Oklahoma

Triple J's Solutions, 602 N. Elva, Helena, Oklahoma

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The vote was as follows:

Arthur Aye
Bolen Aye
Burtrum Aye
Cook Aye

Farris Aye

The motion carried.

A motion was made by Mr. Bolen, seconded by Mr. Cook, to approve the Proposed Action on Cases Resolved by Consent Order as submitted.

Consumer Protection Services

Patriot Outdoors Pros, LLC, 7301 N. Owasso EXP., STE. M115-B, Owasso, Oklahoma

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The vote was as follows:

Arthur Aye
Bolen Aye
Burtrum Aye
Cook Aye
Farris Aye

The motion carried.

A motion was made by Mr. Burtrum, seconded by Mr. Cook, to approve the Proposed Action on Cases Resolved by Proposed Final Order as submitted.

Consumer Protection Services

JDJ Total Lawn Care, LLC, 7761 Alameda St., Norman, Oklahoma
Southmark Aviation, Inc., 29 Refuge Lane, Hattiesburg, Mississippi

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The vote was as follows:

Arthur Aye
Bolen Aye
Burtrum Aye
Cook Aye
Farris Aye

The motion carried.

A motion was made by Mr. Bolen, seconded by Mr. Burtrum, to approve the Proposed Action on Proposed Permanent Rules as submitted, with the following Permanent Rules excluded: 35:15-44-22. Chronic Wasting Disease Genetic Improvement Program (CWDGIP) [AMENDED] and 35:30-17-21. Records required for pesticide applications and restricted use pesticide sales [AMENDED].

ADMINISTRATIVE OPERATIONS

Title 35. Oklahoma Department of Agriculture, Food, And Forestry
Chapter 1. Administrative Operations
Subchapter 9. Individual Procedures
35:1-9-17. Subpoenas [AMENDED]

FEES

Title 35. Oklahoma Department of Agriculture, Food, And Forestry
Chapter 2. Fees
Subchapter 3. Fee Schedules
35:2-3-2.4 Schedule of microbiological testing fees [AMENDED]

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]
Subchapter 5. Service Technicians and Service Agencies
35:10-5-4. Device Categories [AMENDED]
Subchapter 9. Packaging And Labeling of Products
35:10-9-1. Packaging and labeling of products [AMENDED]
Subchapter 11. Checking The Net Contents of Packaged Goods
35:10-11-1. Sampling procedures [AMENDED]
Subchapter 13. Method Of Sale of Commodities
35:10-13-1. Method of Sale of food and non-food commodities [AMENDED]
Subchapter 15. National Type Evaluation Program
35:10-15-1. Definitions [AMENDED]
35:10-15-2. Application [AMENDED]

ANIMAL INDUSTRY

Title 35. Oklahoma Department Of Agriculture, Food, And Forestry
Chapter 15. Animal Industry
Subchapter 13. Testing And Inspection For Disease And Release Of Livestock At Auction Markets
35:15-13-3. General requirements for a livestock auction market [AMENDED]
Subchapter 15. Equine Infectious Anemia (Eia)
Part 7. Requirements For Approved Markets
35:15-15-71. Movement of Equidae through approved markets [AMENDED]
Subchapter 19. Poultry Regulations
35:15-19-1. Definitions [AMENDED]
35:15-19-4. ~~Import and exhibition~~ Poultry imports, exhibitions, and sales [AMENDED]
35:15-19-5. Live bird imports from Avian Influenza or Virulent Newcastle Disease affected ~~quarantined~~ states [AMENDED]
Subchapter 36. Scrapie
35:15-36-3. Requirements for identification [AMENDED]
Subchapter 44. Farmed Cervidae
35:15-44-3. Application for license [AMENDED]
35:15-44-22. Chronic Wasting Disease Genetic Improvement Program (CWDGIP) [AMENDED]

FORESTRY

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

Chapter 20. Forestry

Subchapter 3. Rural Fire Protection Program Fund Act

Part 3. Financial Assistance Program

35:20-3-8. Financial assistance certification of eligible fire departments [AMENDED]

CONSUMER PROTECTION

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

Chapter 30. Consumer Protection

Subchapter 17. Combined Pesticide

Part 1. Commercial, Non-Commercial, And Private Categories Of Pesticide Application

35:30-17-1.2. Schedule of combined pesticide program fees [AMENDED]

35:30-17-1.3. Commercial and non-commercial pesticide business applicator license renewal [AMENDED]

35:30-17-2. Consultant license [AMENDED]

35:30-17-2.1. Sales Apprenticeship [NEW]

Part 3. Certification, Conduct Of Examinations, And Recertification

35:30-17-6. Recertification [AMENDED]

Part 5. Prerequisites For Licensing

35:30-17-10. Application insurance requirements [AMENDED]

35:30-17-11. Application for license required [AMENDED]

Part 6. Pesticidal Product Producing Establishments

35:30-17-13. Incorporation by reference of federal pesticide producing establishment regulations [AMENDED]

Part 8. Pesticide Registrations And Permits

35:30-17-17.1. Registration and renewal options. [AMENDED]

Part 9. Minimum Standards For Contracts And Keeping Of Records

35:30-17-20. Contract contents [AMENDED]

35:30-17-21. Records required for pesticide applications and restricted use pesticide sales [AMENDED]

Part 10. Minimum Standards For Pesticides

35:30-17-22. Restricted use pesticide [AMENDED]

Part 11. Standards For Application Of Pesticide

35:30-17-24. Approved chemicals and equipment

35:30-17-24.1. Restricted use areas [AMENDED]

35:30-17-25. Pesticide application by certified applicators, noncertified applicators, service technicians, and private applicators [AMENDED]

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]

35:30-17-93. Handling pesticide containers by commercial applicators, non-commercial applicators, private applicators, and restricted use pesticide dealers [AMENDED]

Subchapter 30. Soil Amendment

35:30-30-2. Registration and fees [AMENDED]

Subchapter 37. Nursery Stock Sales

35:30-37-10. Prohibited sales of aquatic plants [AMENDED]

AQUACULTURE

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

Chapter 50. Aquaculture

Subchapter 1. Private Commercial Production

Part 5. Unlicensed Importers And Sellers Of Live Aquaculture Products [NEW]
35:50-1-45. Unlicensed importers [NEW]

COMMERCIAL PET BREEDERS AND ANIMAL SHELTERS

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

Chapter 55. Commercial Pet Breeders And Animal Shelters

Subchapter 1. Licensing

35:55-1-2. Definitions [AMENDED]

35:55-1-3. License required [AMENDED]

35:55-1-4. License application [AMENDED]

35:55-1-5. Grounds for denial, suspension, or revocation of a license [REVOKED]

35:55-1-6. Inspections [AMENDED]

35:55-1-7. Changes of information [REVOKED]

35:55-1-8. Fees [AMENDED]

35:55-1-10. Renewals [REVOKED]

35:55-1-11. Complaints [AMENDED]

35:55-1-12. Display of license [REVOKED]

Subchapter 3. Standards of Care

35:55-3-1. Incorporation by reference [AMENDED]

35:55-3-3. Compatibility [REVOKED]

35:55-3-6.1. Canine brucellosis [AMENDED]

Subchapter 7. Recordkeeping and Sales

35:55-7-1. Records [AMENDED]

EMERGENCY DROUGHT COMMITTEE [NEW]

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

CHAPTER 56. EMERGENCY DROUGHT COMMITTEE

Subchapter 1. General Provisions [NEW]

35:56-1-1. Purpose [NEW]

35:56-1-2. Primary Agency [NEW]

35:56-1-3. Considerations to Convene a Meeting [NEW]

35:56-1-4. Meetings; When Convened [NEW]

35:56-1-5. Emergency Drought Programs [NEW]

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Farris	Aye

The motion carried.

There was no old or new business presented for the Board to take action upon. Mr. Cook moved, Mr. Farris seconded, that the meeting be adjourned at 11:42 a.m.

By _____
President

ATTEST: _____
Executive Secretary

December 12, 2025, BOARD MEETING

PURCHASES/CONTRACTS

ADMINISTRATIVE SERVICES

FY26-Agency Vehicle Purchase - \$1,119,434.32

Purchase of new agency vehicles. These vehicles are needed to replace aging fleet vehicles. Replacement of these vehicles is critical to the agency's mission and if not replaced may put the employee and public at greater risk. This expansion will include the purchase and outfitting of an additional 19 new vehicles. The funding for this purchase will come from both Administration and Wildlife Services. Wildlife Services secured Board approval in the June 2025 meeting for \$110,000. Additionally, Administration is now requesting approval for \$1,009,434.32 to complete the total purchase. In summary, with this funding, our agency will be able to purchase a total of 22 vehicles.

FORESTRY SERVICES

FY26 – Vehicle Upfitting for Emergency Response - \$65,000

(Funding Source: OFS 245 Fund)

Upfitting of seven (7) pick-ups that ODAFF is in the process of purchasing to replace vehicles currently in service. The upfit will include emergency warning systems (light/sirens), radio console and radio installation, enhanced off-road capabilities, cellular booster and functionality/operational upgrades. Purchase of the equipment and installation provides required equipment an operational capacity to maintain and enhance OFS emergency response to wildfires and on-scene incident management.

FY26 – Purchase of Computer Aided Dispatching (CAD) System- \$800,000

(Funding Source: Program Code 98 USFS 2022 IIJA State Fire Capacity Grant - \$113,087; Program Code 98 USFS 2025 IIJA State Fire Capacity Grant - \$247,811; OFS 245 Fund - \$439,102)

Payment to a Statewide Contract Vendor for the development of a custom CAD system that will be used to support wildfire response and eventually all-hazard incidents throughout the state. This custom system will provide resource dispatching, tracking, assignment, and positioning of all wildfire resources committed to the agency. Currently this process is maintained through an Excel spreadsheet shared via Microsoft Teams with no real-time mapping or spatial data available. With this system in place, OFS will have the technology needed to maintain accountability for wildfire response resources statewide and enhanced interagency reporting. If this purchase is not approved, accountability of resources could be compromised resulting in potential injuries and possibly responder fatalities.

FY26 – Type 7 Firefighting Skid Units - \$50,000

(Funding Source: OFS 245 Fund)

Purchase four (4) Type 7 Firefighting Skid Units, to equip hazard fuels mitigation service trucks to have a means of fire suppression on site during projects where masticators and other heavy equipment operate and may spark wildfire. These units will also serve as support for dozers when assigned to wildfire suppression. If this purchase is not approved, we will continue to be required to always have a Type 6 engine on site when fuel moisture and fire weather merits reducing the number of resources

available for fire suppression or slowing project work timelines due to inability for mitigation operations to continue.

FY26 – Fire Evacuation / Fire Prevention Signage and Supplies - \$32,250.00

(Funding Source: Program Code 08 (FY24 USFS Cross Boundary Grant)

Purchase Fire Evacuation and Fire Prevention Signage and supplies prescribed within the approved grant narrative focusing on preparedness, education and evacuation planning in the event of a wildfire occurring in the Hochatown area where vacation cabin rentals are being developed in high-severity wildland fuels. Funding for this effort was awarded to OFS by the U.S. Forest Service to enhance efforts in proximity to USFS lands in the McCurtain County area. Approximately 50% of the high-use recreational area is currently signed, leaving the remainder not clearly marked which has high potential for negatively impacting egress of visiting recreational users while also limiting timely increase of emergency response personnel and equipment.

Concho Demonstration Area - \$75,000

(Funding Source: Program Code 79 (FY24 Underserved Landowner Outreach)

This funding comes from a federal grant that has no match requirement. It will go to the Cheyenne and Arapaho Tribes in Concho to create a new demonstration forest in Western Oklahoma. The focus area is a forest surrounding a spring-fed creek that runs along the edge of town. Management will address reducing the risk of wildfire to the town of Concho, protecting the water quality of the creek, planting a food forest in times of food insecurity, and reducing invasive species. Not funding this project will set us back in terms of developing partnerships with tribal entities, it will lose a unique opportunity to create positive messages surrounding forestry in a part of the state that OFS has less presence, and it will set OFS back on implementing a federal grant focused on increasing outreach to underserved landowners.

Remote Sensing – \$6,000

(Funding Source: Program Code 26 (FY25 Invasive Species Coop Forest Health & Monitoring Program)

This funding comes from a federal grant that has no match requirement. These dollars are to go to satellite and multispectral imagery over the area that will become Musket Mountain State Forest. By collecting this data, OFS will have the most recent imagery and be able to assess current stand conditions across the property. This will assist in determining priority areas when developing a 10-year management plan. It also sets a baseline for similar data collections in following years to better assess the changes over time. Not funding this project will decrease efficiency when developing a long-term plan for the management of Musket Mountain State Forest as similar information would need to be collected on the ground across all 11,000 acres.

WILDLIFE SERVICES

FY26- Ardmore Municipal Airport- \$7,500 - (Pre-approved 11/6/2025)

Cooperative Agreement with Ardmore Municipal Airport to provide for the protection of property and human health and safety from beavers, deer, elk, and feral hogs that can cause damage to these resources. Failure to approve will result in property damage, human health and safety, and unmitigated hazards for aircraft.

MARKET DEVELOPMENT

FY2026 – Beau Hague – Veteran or Young Farmer/Ag Enhancement & Diversification Grant - \$6,220.00

FY2026 – Amy Reinke – Ag Enhancement & Diversification Loan - \$75,000.00

FY2026 – Contractual Agreement between ODAFF and Oklahoma State Department of Education – \$38,000.00

Ag in the Classroom Program receives \$38,000.00 for curriculum standard alignment, shipping and printing of Ag in the Classroom lessons and resources.

Justification: The Ag in the Classroom program has a longstanding relationship with the State Department of Education relating to curriculum development and dissemination. Previously, these funds along with the directive to develop curriculum have gone to Oklahoma State University, however, as staffing and budgets at the University have changed, the need for curriculum development is not being met currently. Coordinators of the AITC program have worked with SDE to find innovative solutions to ensure the program's curriculum will be relevant and accurate. Without this support from SDE, ODAFF will not be able to financially support the plan that has been developed to ensure the success and validity of the program.

FY2026 – 30 Handwashing Stations - \$30,000.00

Funded entirely by the Farm to School State Formula Grant

Justification: The Oklahoma Farm to School Program is launching the Oklahoma Farm to School Garden Crew. This program is designed to support and celebrate school gardens across Oklahoma. It brings together teachers, students and community members to learn, grow and thrive through gardening. If this proposed expense is not approved and therefore the project is not completed, the State not only loses money immediately that is important to the school districts throughout the state but also runs the risk of not being awarded money in the future.

FY2026 – Healthy Food Finance Grant – Miranda Casteel/The Hapy Hoe Farm Market - \$10,000.00

FY2026 – Ag in the Classroom State Summer Conference – Facility Rental - \$25,000.00

Oklahoma Department of Agriculture, Food & Forestry

January 28, 2026, Board Report

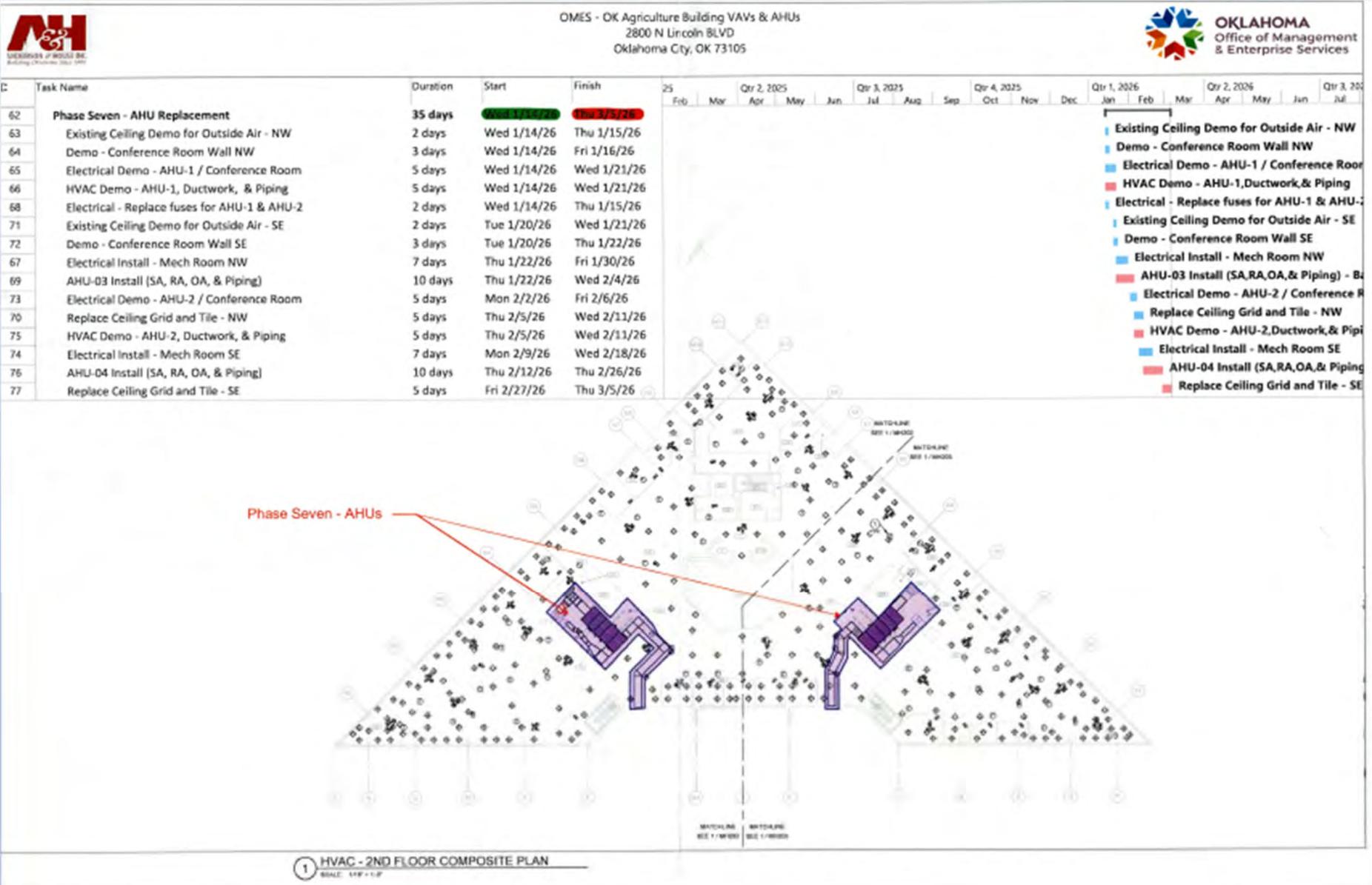
Administrative Services

ODAFF Building Maintenance Update

- **Deferred Maintenance Improvements**
 - Phase 7 – 1/14/26 – 3/5/26
 - Replacing Air Handler Units
 - Units will be installed on the second floor
 - Will control air flow for first & second floors



ODAFF Building Maintenance - Phase 7 – 1/14/26 – 3/5/26



Administrative Services – Investigative Services

INVESTIGATIVE SERVICES ACTIVITIES

NOVEMBER 2025



INVESTIGATIONS		NOVEMBER	YTD	FYTD
LIVESTOCK		4	44	20
FIRE		1	17	4
PROPERTY		2	22	9
TIMBER			3	2
AGENCY ASSISTS	ODAFF		1	1
AGENCY ASSISTS	EXTERNAL	4	24	16
OTHER		3	23	12
TOTAL INVESTIGATIONS OPENED		14	134	64
CLOSED PENDING ADDITIONAL INFORMATION		1	31	20
NO CRIME			23	8
NO PROSECUTION			0	0
CLOSED - ASSIST CASE		1	18	11
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION		2	15	10
REFERRED FOR ADMINISTRATIVE ACTION			0	0
TOTAL INVESTIGATIONS COMPLETED		4	87	49
COUNTS FILED		2	15	2
VALUE OF LOSSES - ALL CRIMES		\$210,000	\$1,648,183	\$1,018,200
RECOVERED LOSSES - ALL CRIMES		\$160,500	\$1,379,500	\$1,054,200
NUMBER OF CATTLE REPORTED STOLEN		24	592	240
NUMBER OF CATTLE RECOVERED		5	231	148



Administrative Services – Investigative Services

INVESTIGATIVE SERVICES ACTIVITIES

DECEMBER 2025



INVESTIGATIONS		DECEMBER	YTD	FYTD
LIVESTOCK		3	47	23
FIRE		4	21	8
PROPERTY		0	22	9
TIMBER		1	4	3
AGENCY ASSISTS	ODAFF	0	1	1
AGENCY ASSISTS	EXTERNAL	0	24	16
OTHER		14	37	26
TOTAL INVESTIGATIONS OPENED		22	156	86
CLOSED PENDING ADDITIONAL INFORMATION		0	31	20
NO CRIME		1	24	9
NO PROSECUTION		0	0	0
CLOSED - ASSIST CASE		0	18	11
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION		2	17	12
REFERRED FOR ADMINISTRATIVE ACTION		0	0	0
TOTAL INVESTIGATIONS COMPLETED		3	90	52
COUNTS FILED		0	15	2
VALUE OF LOSSES - ALL CRIMES		\$49,020	\$1,697,203	\$1,067,220
RECOVERED LOSSES - ALL CRIMES		\$0	\$1,379,500	\$1,054,200
NUMBER OF CATTLE REPORTED STOLEN		12	604	252
NUMBER OF CATTLE RECOVERED		0	231	148



Monthly Financial Reports December 2025





Available Cash at Month End

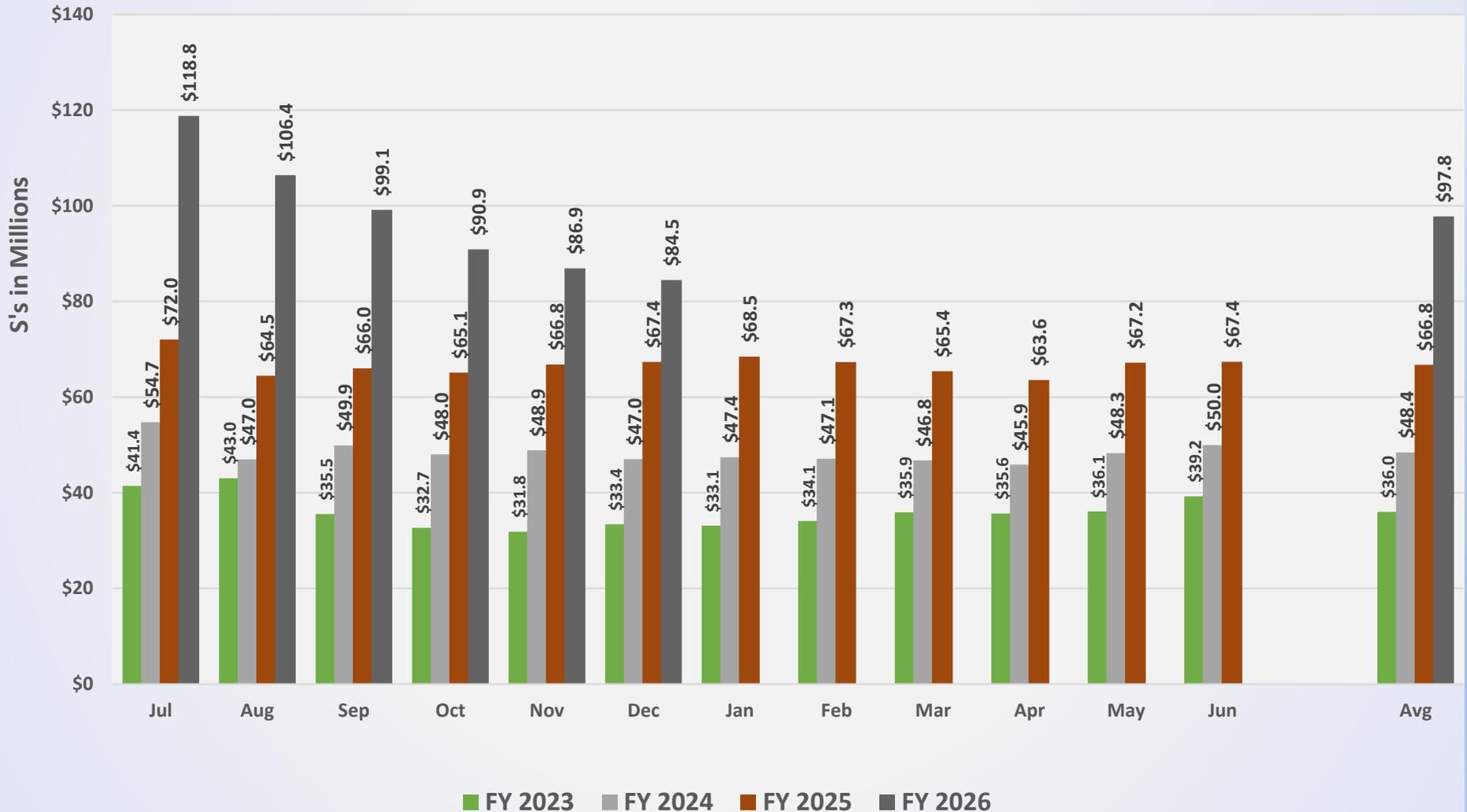
Months Ending: July 2022 – December 2025

per Allotment Budget & Available Cash Report Fiscal Year 2023-2026

Note 1: The amounts shown here include fund 700, Commodity Storage Indemnity Fund, which had a balance of \$12,290,227 as of 12/31/2025.

Note 2: One-time cash for FY 2025 Legislative directed payments of \$20.1 million was received in July 2024.

Note 3: Fiscal year 2026 appropriations of \$57,337,316 were received as special cash in July 2025.



Commodity Storage Indemnity Investment Report

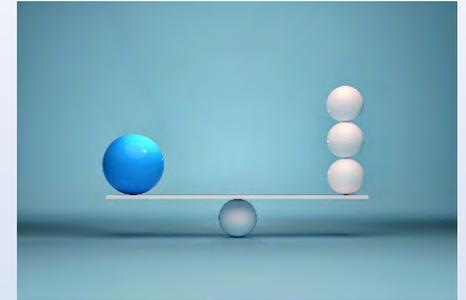
As of December 31, 2025

Investments with Office of State Treasurer

Cash Management Account: \$12,290,227

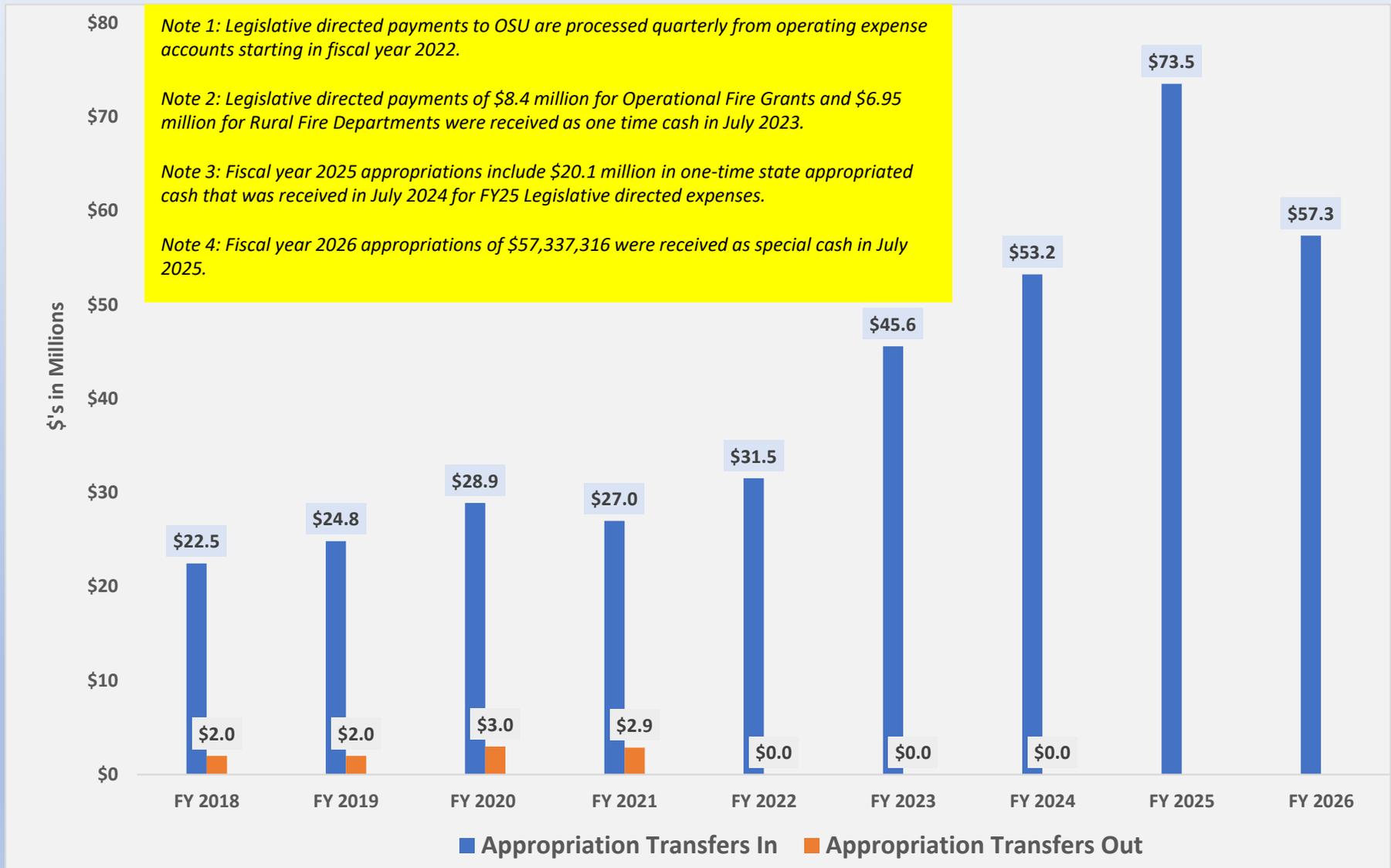
	Current Month	YTD
	-----	-----
New	-	-
Interest Revenue	36,917	231,370
Reinsurance	-	-
ODAFF Support Services	-	-
Recovered Salvage	-	-
Elevator Salvage	-	-
Matured Long Term Investments	-	-
	-----	-----
TOTALS	36,917	231,370
	=====	=====

Administrative Services

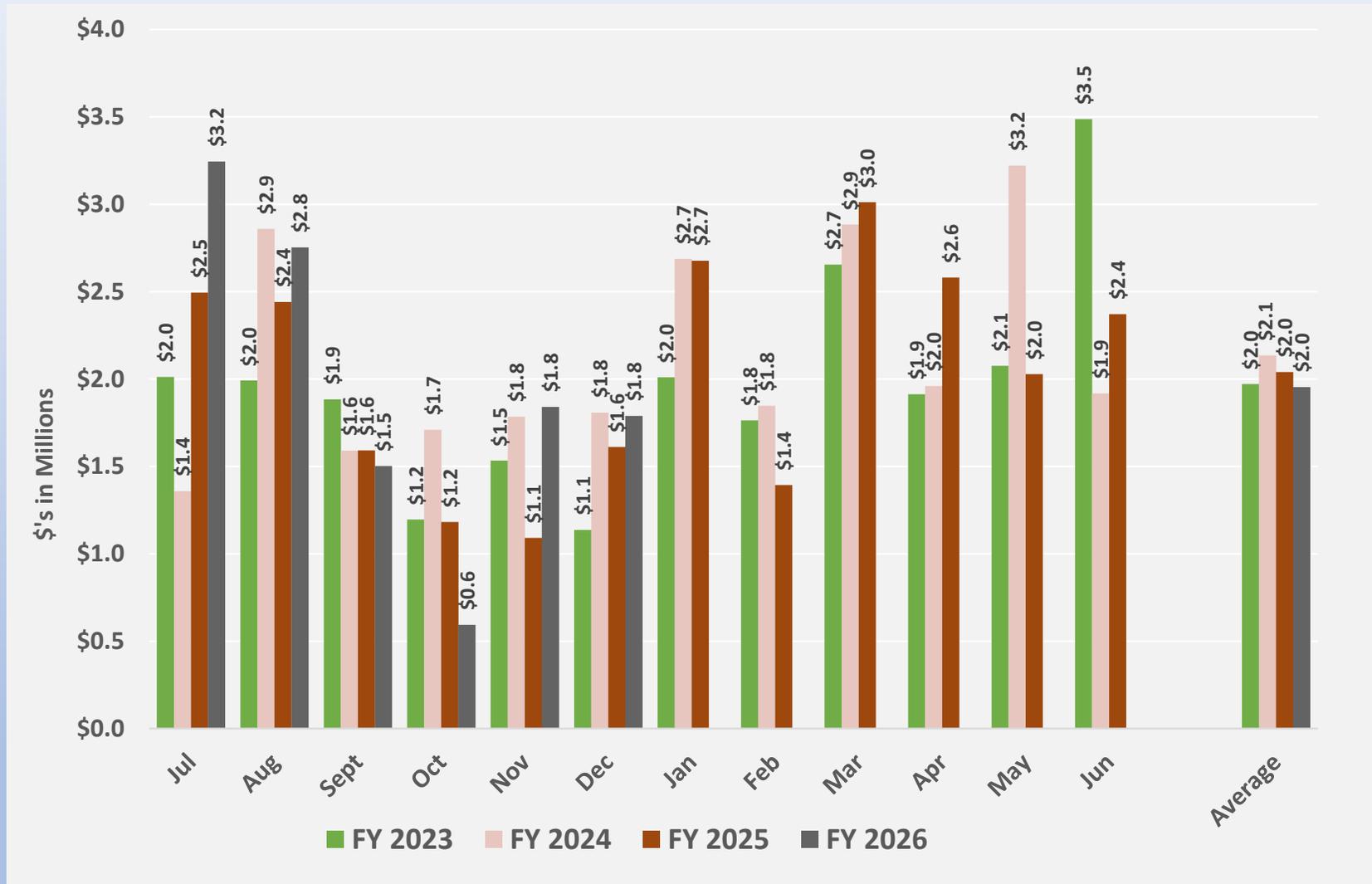


- Cash balance as of December 31, 2025, was \$84.5 million compared to \$67.3 million on December 31, 2024
 - This was an increase of \$17.2 million from the prior year
 - Primarily due to FY 2026 appropriations paid as special cash in July 2025.

Appropriations FY 2018 thru FY 2026



Total Revenue by Month July 2022 – December 2025





Revenue By Division

December 2025

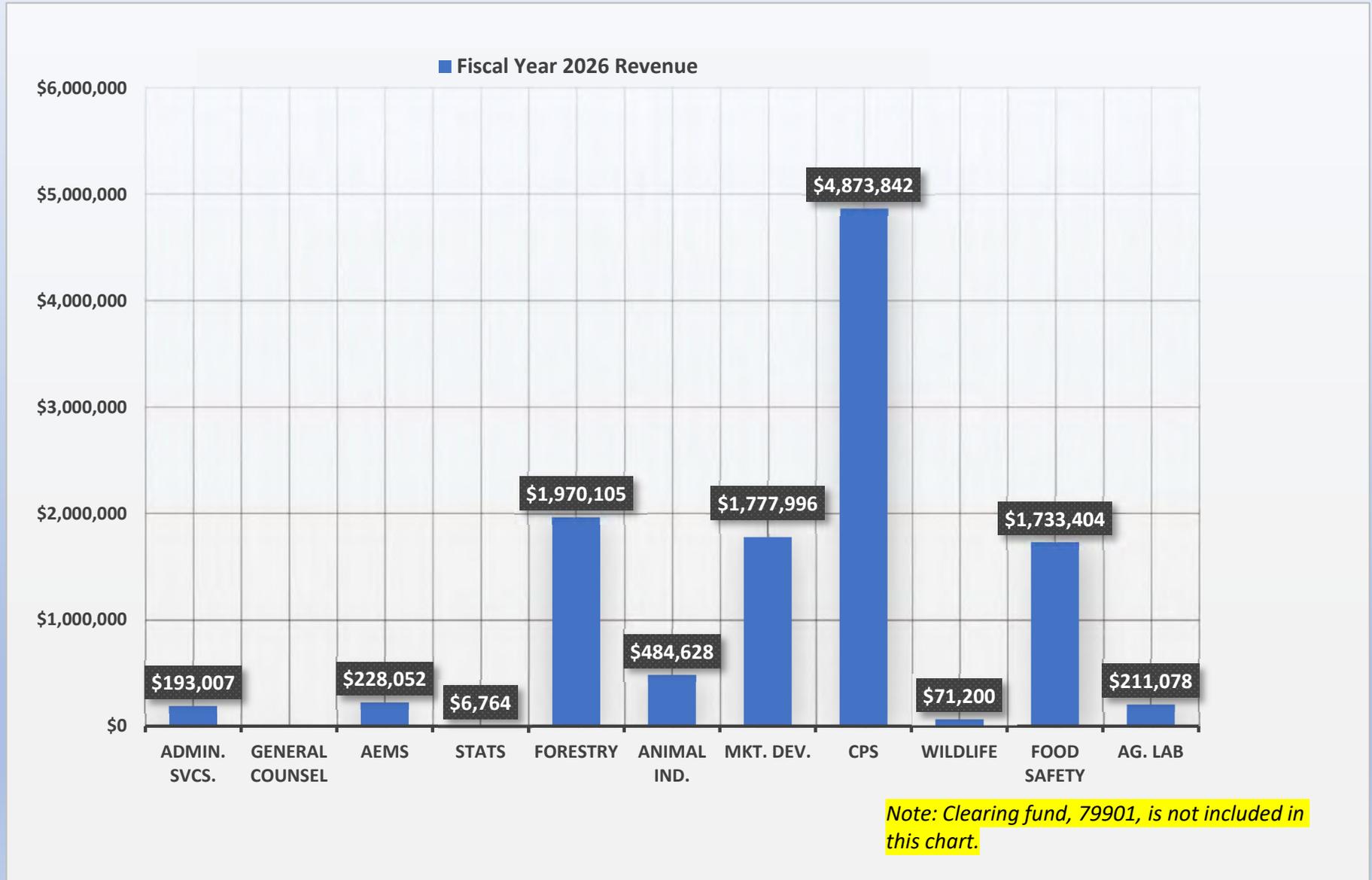
Division	December 2025 Revenue	Fiscal Year 2026 Revenue
Admin. Svcs.	5,433.47	193,007
General Counsel	(23,940.00)	(56,208)
AEMS	56,000.63	228,052
Stats	-	6,764
Forestry	299,392.71	1,970,105
Animal Ind.	405,777.22	484,628
Mkt. Dev.	229,851.31	1,777,996
CPS	683,874.22	4,873,842
Wildlife	4,900.00	71,200
Food Safety	51,040.85	1,733,404
Ag. Lab	39,568.67	211,078
Division Total (see division receipts graph on next slide)	\$1,751,899	11,493,867
Commodity Storage Indemnity	\$36,917	231,370
Appropriations	\$0	57,337,316
Agency Total	\$1,788,816	69,062,552

Note 1: Clearing fund, 79901, is not included in the above table.

Note 2: Appropriations shown above, consist of \$57.3 million in state appropriated special cash received in July 2025 for FY26.



Revenue By Division FY26 thru December 2025



Total Revenues

Fiscal Year to Date thru December 31st

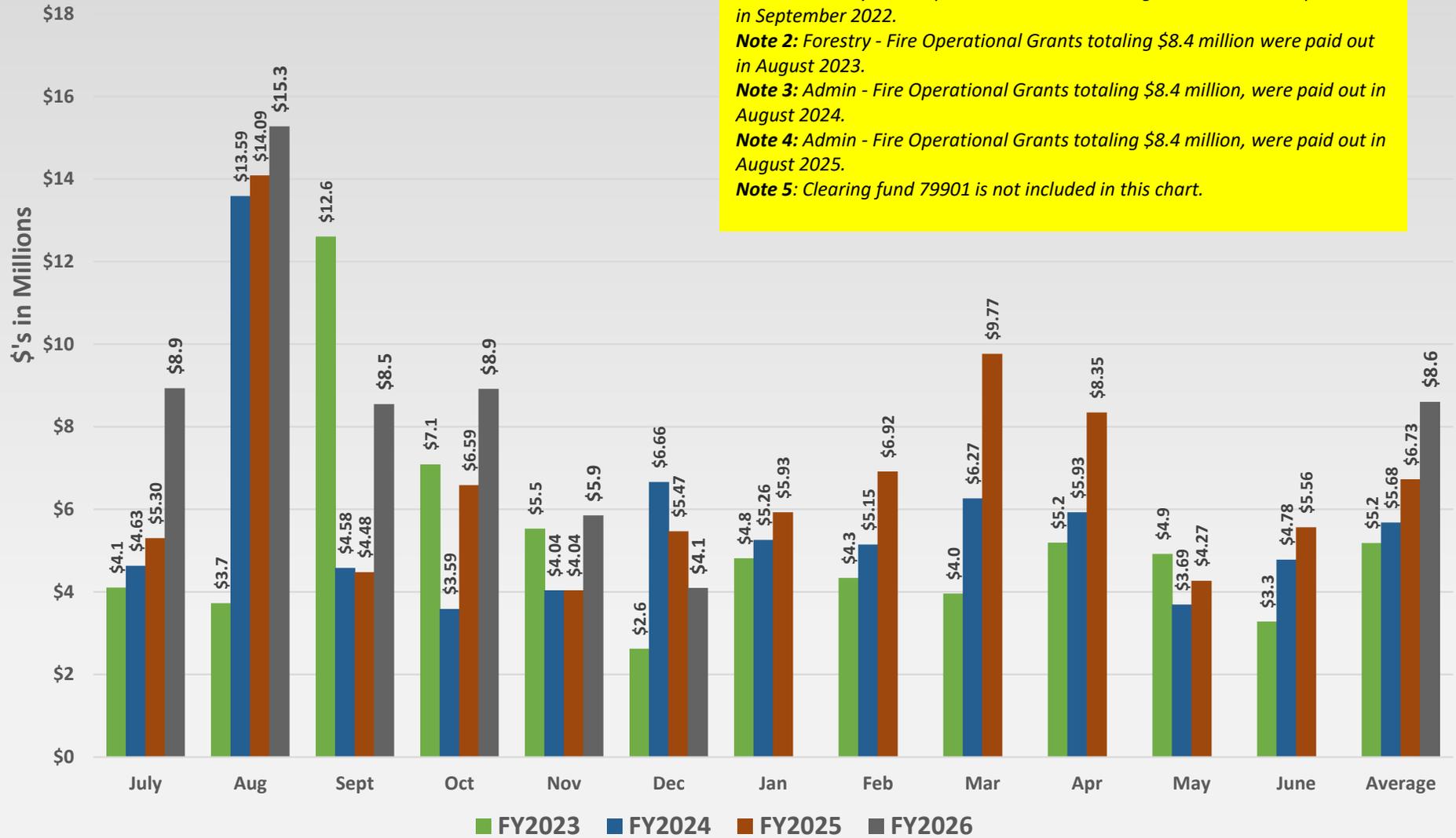


Administrative Services

- Revenues for fiscal year 2026 thru December 2025 were \$11.7 million compared to \$10.4 million for the same period in fiscal year 2025
 - This is an increase of approximately \$1.3 million
 - Increase in federal reimbursements
 - Market Development - Resilient Food System Infrastructure cooperative agreement
 - Increase in plant license/fee revenue due to timing of payments



Total Expenses by Month July 2022 – December 2025



FY 2026 Total Expenses by Month with Budget Year



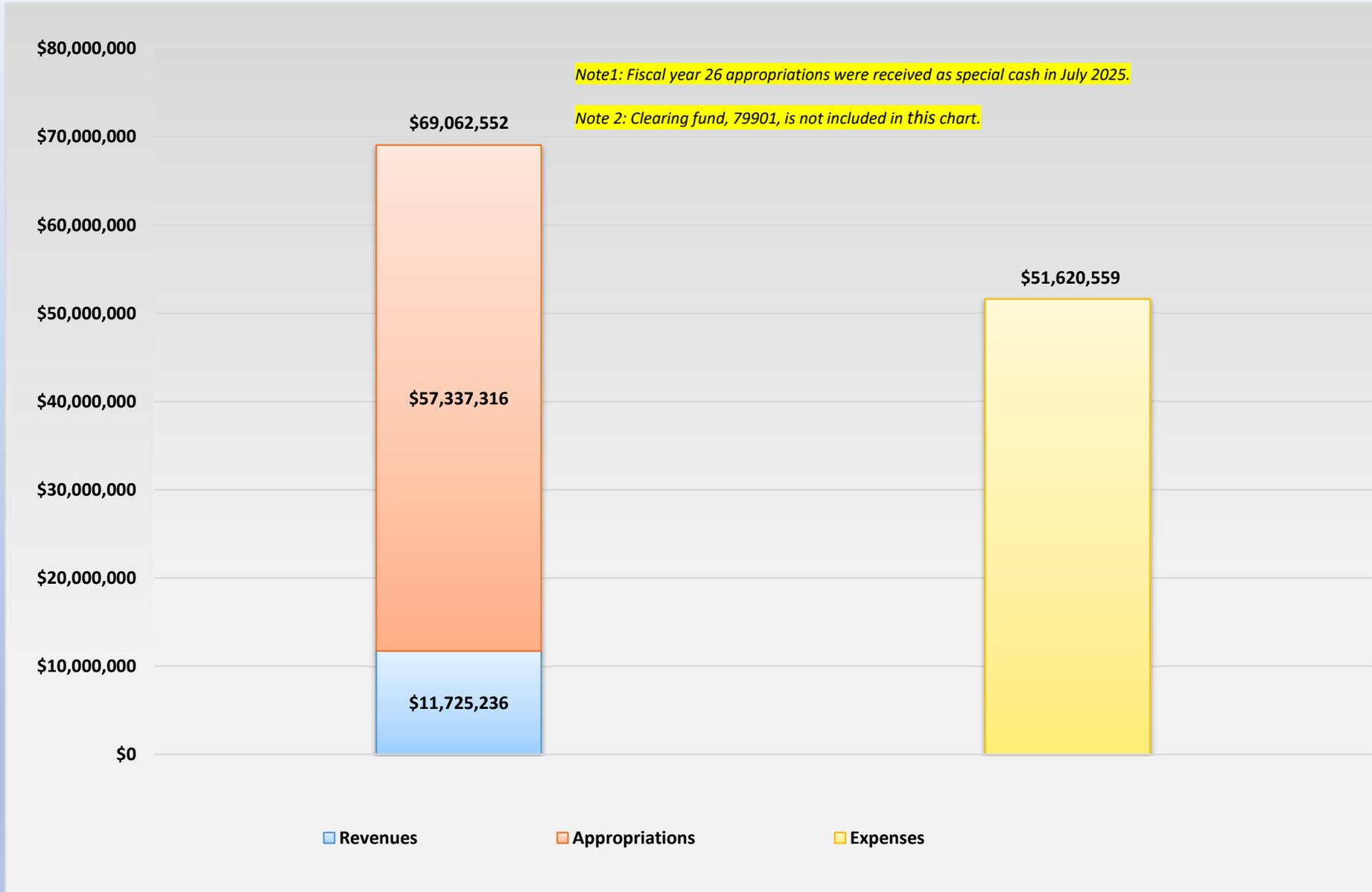
Total Expenses Fiscal Year to Date thru December 31st



Administrative Services

- Total expenses for fiscal year 26 thru December 31, 2025, were \$51.6 million compared to \$40 million for the same period in fiscal year 25.
 - Increase of \$11.6 million and is primarily attributed to the following:
 - Timing of Legislative directed payments
 - \$6.8 million - Replacement of equipment and gear for rural Oklahoma fire departments
 - \$1.4 million - Local Food for Schools
 - \$1.5 million - Fire fighting resources
 - Market Development new federal cooperative agreement
 - \$1.3 million - Resilient Food Infrastructure

Total Revenues, Appropriations and Expenses FY26 thru December 2025



Expense Budget to Actuals Report – Budget Year 2026 as of December 31, 2025



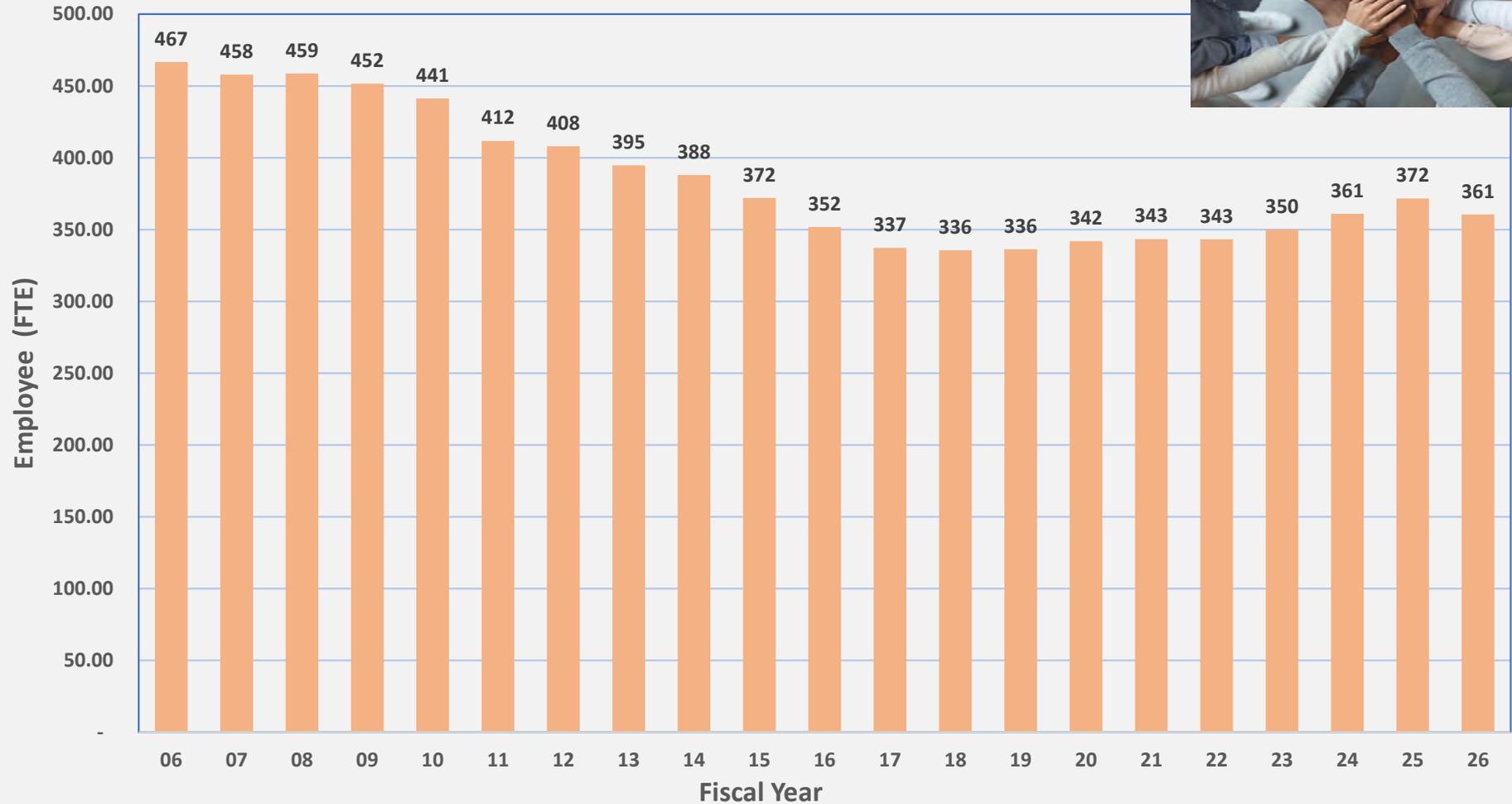
Oklahoma Department of Agriculture, Food & Forestry					
Fiscal Year 2026 Annual Budget to Actuals for Budget Year 2026 thru December 2025					
Object Code	Account Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
511	Salary Expense	24,518,349	10,203,417	19,511,704	(5,196,772)
512	Insur.Prem-Hlth-Life,etc	5,469,596	2,206,011	340,318	2,923,267
513	FICA-Retirement Contributions	6,199,809	2,433,531	-	3,766,278
515	Professional Services	3,892,469	797,459	1,635,199	\$1,459,811.25
519	Inter/Intra Agy Pmt-Pers Svcs	66,000	17,705	15,415	32,880
521	Travel - Reimbursements	415,569	103,628	-	311,941
522	Travel - Agency Direct Pmts	573,180	160,844	-	412,336
531	Misc. Administrative Expenses	1,688,525	344,042	237,697	1,106,786
532	Rent Expense	1,404,319	389,248	410,099	604,971
533	Maintenance & Repair Expense	1,975,792	393,224	684,368	898,200
534	Specialized Sup & Mat.Expense	1,286,854	303,066	780,515	203,273
535	Production,Safety,Security Exp	237,942	27,862	-	210,080
536	General Operating Expenses	194,249	38,440	-	155,809
537	Shop Expense	605,611	175,648	107,770	322,194
541	Office Furniture & Equipment	6,954,391	325,489	1,497,974	5,130,928
542	Library Equipment-Resources	20,850	7,025	-	13,825
543	Lease Purchases	1,670,285	816,748	853,537	(0)
546	Buildings-Purch.,Constr,Renov.	772,000	2,588	-	769,412
552	Scholar.,Tuition, Incentive Pmt	15,900	681	-	15,219
554	Program Reimb,Litigation Costs	32,052,537	12,188,386	11,090,190	8,773,961
555	Pmts-Local Gov't,Non-Profits	17,732,133	5,578,004	15,297,210	(3,143,081)
559	Assistance Pymts to Agencies	7,423,559	1,500,346	5,923,213	0
561	Loans,Taxes,Other Disbursements	250	-	-	250
564	Merchandise For Resale	200,000	-	200,000	-
601	AFP Encumbrances	-	-	3,736,111	(3,736,111)
810	Req Only	-	-	886,592	(886,592)
	Operating Totals	115,370,169	38,013,391	63,207,912	14,148,866

Expense Budget to Actuals Report – Budget Year 2026 as of December 31, 2025



Oklahoma Department of Agriculture, Food & Forestry					
Fiscal Year 2026 Annual Budget to Actuals for Budget Year 2026 thru December 2025					
Class Funding	Class Fund Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
19303	GRF	1,500,000	378,788.00	1,121,212	-
19312	Carryover	7,456,481	979,800.04	5,738,418	738,263
19511	Carryover	7,451,469	1,750,476.32	5,501,713	199,279
20500	Rural Fire Defense Eqp Rev Fd	200,000	-	200,000	-
21000	Agriculture Revolving Fund	26,637,935	3,388,757.47	18,945,496	4,303,682
22500	Enhancement & Diversificatn Fnd	85,000	12,998.34	-	72,002
23000	Okla Pet Overpopulation Fund	25,000	7,252.47	17,748	-
23500	Animal Friendly Revolving Fund	25,000	-	25,000	-
24000	Unwanted Pesticide Disp Fund	300,000	-	250,000	50,000
24500	Rural Fire Revolving Fund	2,058,952	2,256.58	155,618	1,901,078
25500	Ag. Evidence Law Enforce Fund	4,000	-	4,000	-
25600	Ok Viticulture Enology Revl Fd	419,004	65,019.34	162,956	191,029
26200	Poultry Grading Revolving Fund	909,021	300,306.82	582,438	26,276
28500	Milk & Milk Prod Inspec Rev Fd	485,274	152,599.49	297,752	34,923
28600	Ag In The Classrm Educ Rvlv Fd	24,000	-	-	24,000
28700	Healthy Food Financing Revl Fd	125,000	42,590.20	16,667	65,743
41000	Community Wildfire Def Grant	1,000,000	-	-	1,000,000
41100	OFS Forest Management	912,001	-	25,461	886,540
42000	Specialty Crop Federal Funds	850,000	195,343.86	116,613	538,044
43100	Marketing's Farm to School	526,861	68,043.72	167,610	291,207
44000	Rslnt Food Sys Infrstr Coop Ag	6,407,933	1,292,545.44	4,993,187	122,201
57601	Duties	55,837,316	27,246,690.18	24,886,024	3,704,602
57921	Carryover	2,129,923	2,129,922.66	-	0
Totals		115,370,170	38,013,391	63,207,912	14,148,867

Employee FTE Totals Fiscal Year FY 2006 – FY 2026



Note 1: FTE listed for fiscal year 23 was based on the FTE from August 15, 2022 thru June 30, 2023 as the Workday HR system was implemented on August 15, 2022.

Note 2: FTE listed for fiscal year 26 was based on the FTE for fiscal year 26 thru December 31, 2025.

**JANUARY 2026 BOARD REPORT
AGRICULTURE LABORATORY SERVICES
(November and December 2025 Activities)**

QUALITY MANAGEMENT SECTION: (Daniel Tripp, QA Manager)

The QA Manager has started an audit on the Food and Dairy Section. The scope of the audit will evaluate the overall work as it applies to the following programs: FDA - Milk and dairy testing, USDA (MPI) - Meat and general food testing, ODEQ Environmental testing. The audit review meeting has been set for December 8, 2025.

The QA Manager will assign projects to the General Chemistry and Pesticide Section that will qualify these Sections for an internal audit.

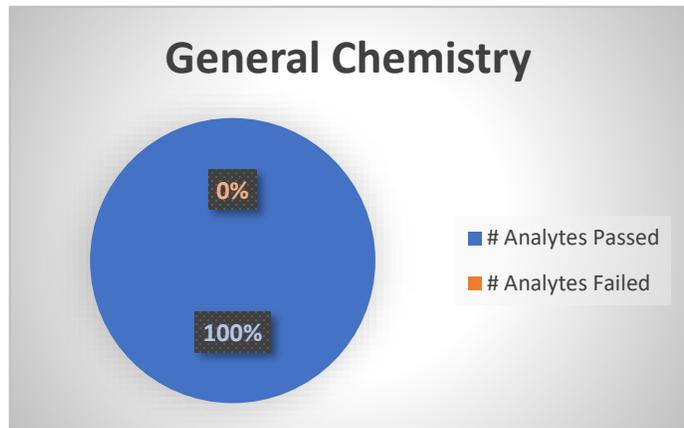
Pesticide will perform Method Detection Limit (MDL) for both new LC-MS/MS units, and create a Standard Operating Procedure (SOP) for residue testing that outlines sample workflow based on the compound of interest. Residue testing consists of BUMP, Green, White, Orange, Blue, Red, SAAM, Brown, and OC/OP/ON Scans. The Standard Operating Procedure (SOP) will be streamlined in a manner that will help guide analysts towards the most suitable scan/method, as it applies to the compound of interest.

General Chemistry will update the Standard Operating Procedure (SOP) and will ensure that the SOP corresponds to the actual method being run in the Laboratory.

PT Results

The routine distribution of quality control samples to respective sections of the Laboratory continued. Collection and submission of data to the respective study groups for statistical analysis was conducted.

General Chemistry	
# Analytes Results Received	37
# Analytes Passed	37
# Analytes Failed	0



For December the Food and Dairy Section is now screening and confirming out *C. coli*, *C. jejuni*, and *C. lari*. These three species of *Campylobacter* are known to be pathogenic to humans and are the most common species identified in *Campylobacter* infections (campylobacteriosis). The associated Standard Operating Procedure (SOP) has been approved by the Quality Manager for use and has been sent off to the USDA for review.

Campylobacter is sensitive to atmospheres that contain oxygen levels exceeding 5%. Atmospheres that exceed this level oxygen concentration can cause *Campylobacter* in the sample(s) to die off. (For reference, the normal atmosphere we breathe contains about 20% oxygen.) This could lead to false negative results and potentially even worse outcomes in the event of an outbreak.

Due to the unique atmospheric requirements for *Campylobacter* testing, the Laboratory is in the process of purchasing an enclosed workstation that can maintain optimal atmospheric conditions for *Campylobacter*.

See picture below for an example of a workstation that would be used.



All laboratory thermometers and hygrometers have undergone calibration checks for the year by the Quality Manager and have been put back in service.

The General Chemistry Section is currently updating all Standard Operating Procedures (SOP). Updates include: Crude Fiber, Fiber Acid Detergent, Protein, Nitrogen, Salt, Fat (Soxtec and Ankom), Lime, Ash, Vitamin A, Potash, Available Phosphate, Moisture, Aflatoxin, ICP, and the new FOSS instrument.

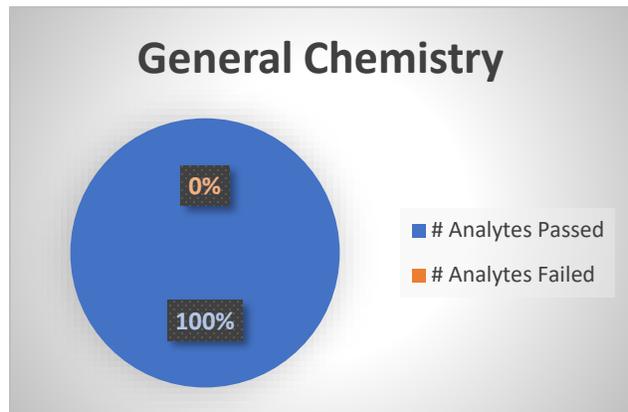
The Pesticide Section is working to complete Method Detection Limit (MDL) determinations for both new LC-MS instruments and perform method validations for Green Scan and White Scan analytes. Corresponding Standard Operating Procedures (SOP) will be completed for each respective scan type, and Method Validation Form.

This form will be applicable to all chemistry sections and used to document results related to all validation and MDL work.

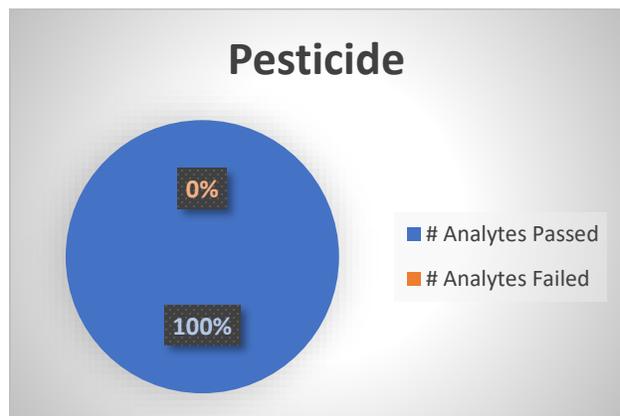
PT Results

The routine distribution of quality control samples to respective Sections of the Laboratory continued. Collection and submission of data to the respective study groups for statistical analysis was conducted.

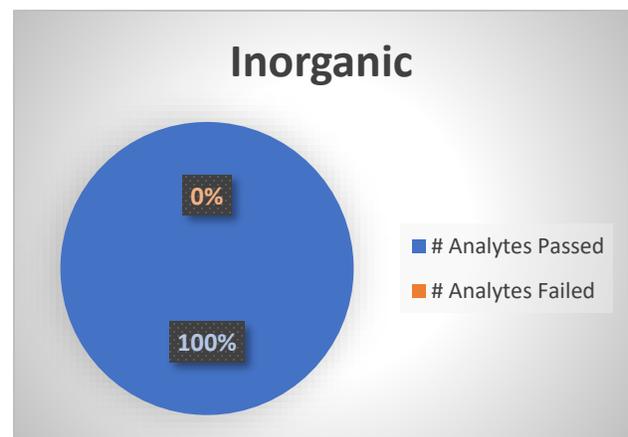
General Chemistry	
# Analytes Results Received	24
# Analytes Passed	24
# Analytes Failed	0



Pesticide	
# Analytes Results Received	1
# Analytes Passed	1
# Analytes Failed	0



Inorganic	
# Analytes Results Received	4
# Analytes Passed	4
# Analytes Failed	0

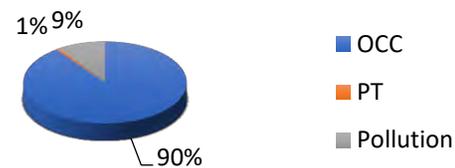


INORGANIC SECTION: (Elena Lyon, Environmental/Chemical Laboratory Scientist IV)

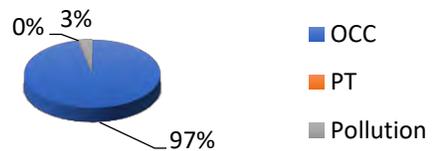
In November 2025, the Section completed 148 samples consisting of 1321 determinations, with the following breakdown:

OCC	133	1277
Service	0	0
Pollution	14	42
PT	1	2
OSU	0	0
Total	148	1321

**November 2025
Sample Breakdown**



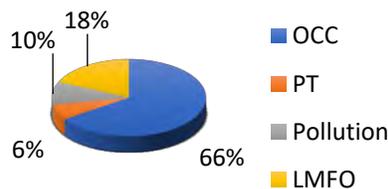
**November 2025
Determinations...**



In December of 2025, the Section completed 165 samples consisting of 690 determinations, with the following breakdown:

OCC	61	549
LMFO	17	102
Pollution	9	27
PT	17	12
Total	104	690

**December 2025
Sample...**



**December 2025
Determinations...**

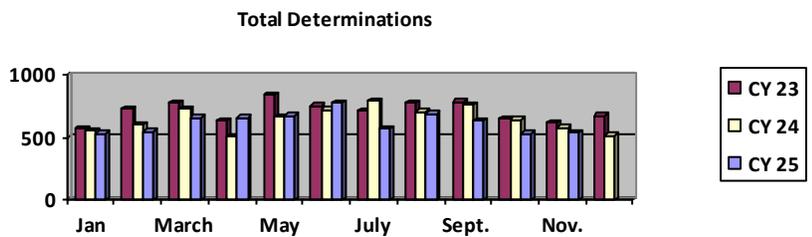


DAIRY/FOOD SAFETY SECTION: (Sharon Swyear, Environmental/Chemical Laboratory Scientist IV)

November was a typical month for the Section. All current dairies were tested for the month. Seventeen meat samples and ten environmental swabs were tested for the month as well as three waters from the meat plants.

Inorganic water sample testing will resume in December after the federal government shutdown delay.

Bids have been sent out for the purchase of an anerobic workstation and reagents have been purchased.

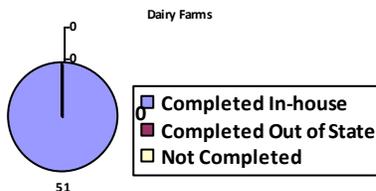
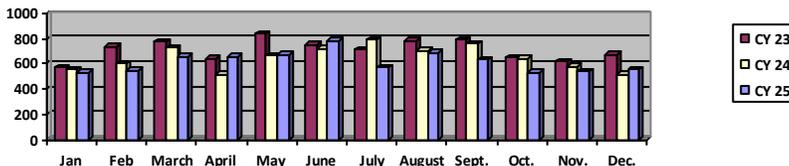


December was a typical month for the Section. All current dairies were tested for the month. Four dairies went out for the year.

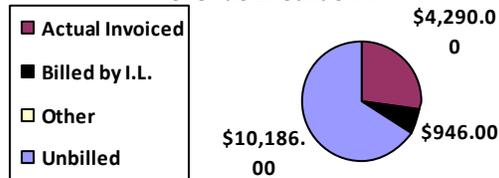
Thirteen meat samples were tested for the month as well as four waters from the meat plants. Three of the samples have presumptive positives for E. coli and are in the process of isolation.

The purchase of the anerobic workstation and reagents is in process.

Total Determinations



Revenue Breakdown



SEED SECTION: (Tori Gillispie, Agriculture Services Administrator I)

Sample records indicate that a total of 98 samples were received in November for the Section. The primary crops tested were typical fall season varieties including turf grasses, native grass, mungbeans, and wheat.

The majority of these samples were collected by CPS inspectors as follow-ups on carryover seed requiring updated germination tests. Overall, the seed quality was deemed acceptable for all official samples.

One Seed Law violation was discovered during this period, specifically concerning noxious weeds found in excess of legal limitations.

Seed testing activity for the Section remained normal throughout December. A total of 97 samples were received for testing during the month. The majority of samples consisted of mung beans, native grasses (including crabgrass and bermudagrass), and noxious weed checks.

Two Seed Law violations were identified due to out-of-date test dates. As a result, multiple varieties of grass and crop seed were placed under stop-sale orders. Additionally, one submitted sample was found to contain noxious weeds in excess of allowable limits. All identified infractions have since been addressed and corrected

The Boards of Directors for the Oklahoma Crop Improvement Association (OCIA) and Oklahoma Genetics Inc. (OGI) held their quarterly meetings on December 11th, at the Oklahoma Wheat Commission.

Crop condition reports from producers across the state were discussed:

- **Southwest Oklahoma:** Wheat is reported to be in fair condition but in need of additional rainfall.
- **Northwest Oklahoma:** Wheat is looking good, aided by increased rainfall.
- **Other regions:** Wheat conditions are generally improved compared to last year.

Additional crop updates included:

- Milo crops are reported to be in poor condition.
- Corn crops are described as decent.
- Canola crops are performing very well.
- Cotton crops are reported to be doing great.

GENERAL CHEMISTRY SECTION: (Johnathan White, Environmental/Chemical Laboratory Scientist IV)

The Section has lost a Chemist and will be replacing the position. The position opening should close around the first of January for interviews. The FOSS NIRS unit is helping manage workloads by greatly reducing the amount of time we are spending testing Protein, Fat and Fiber. The Section has received some assistance from Ebby Eubanks of the Dairy and Food Safety Section with non-grinding tasks which has given the Section more time to focus on testing. This extra effort from our staff and the outside help has allowed us to still have a very productive month and maintain acceptable turn-around time.

The Section received 256 samples, completed 260 samples consisting of 1293 determinations, and found 111 violations, giving a 8.58% fail rate.

Our turn-around time for the month was 17.08 days, under target. There will be a massive push of held up results in early December that will make it very hard to keep December's turn around under 18 days. We will strive to keep this pace but know that it may not be possible depending on sample load.

Overview of Section numbers for the month:

	Feed	Fertilizer	Lime	Total
Samples Received	245	9	2	256
Samples Completed	228	32	0	260
Determinations	1224	69	0	1293
Violations	98	13	0	111
Violation %	8.01%	18.84%	0%	8.58%

December was a challenging but productive month for the Section and now are in full feed rush, receiving 322 feed samples for the month. With staff shortages the Section still managed to process/test more samples and complete more determinations than at any point in the past two years. This is a true testament to the dedication and quality of our current employees. We have also received outside help from Daniel Tripp in QA (Data Approval), William Krivanek in Metrology (Sample Riffing), Ebby Eubanks in Dairy (Filing) and Karen Kwok in Seed (Dishes). The chemist position closed January 7th, several have applied and we are hopeful that we will be able to find a great candidate for the job.

We received 333 samples, completed 329 samples consisting of 1721 determinations. We found 155 violations, giving a 9.01% fail rate.

As predicted, we could not keep December's turnaround under target. We averaged 23.88 days turnaround. Though over target this is still considered acceptable by CPS. I am hopeful that we will get back under 20 days in January. Our overall time to analyze and report is also coming down now that we are on the back side of the holiday season. As a testament to this we were able to clear all of our oldest samples and had nothing over 30 days as of January 7th.

Overview of Section numbers for the month:

	Feed	Fertilizer	Lime	Total
Samples Received	322	8	3	333
Samples Completed	315	9	5	329
Determinations	1657	28	36	1721
Violations	151	4	0	155
Violation %	9.11%	14.29%	0%	9.01%

PESTICIDE SECTION: (David Smith, Environmental/Chemical Laboratory Scientist IV)

For the month of November new samples received remain about average, with the majority being Residue cases, and the remainder being Hemp samples. Turnaround Time for residue vegetation analysis remains high due to the number of tests requested for each sample, and the complicated nature of the analysis itself.

Pesticide Section samples completed:

In the month of November, the Section completed 41 samples. Below is the table showing the number of samples, tests per sample, and determinations (Det.) per sample with turnaround times (TAT). The average TAT for samples completed this month is 45 days.

	Number of samples	Test	Det.	Average TAT (days)
Residue Vegetation	4	20	92	135
Residue Soil	26	36	82	34
Residue Water	-	-	-	-
IFA Soil	-	-	-	-
Residue, Other	5	5	49	67
Residue, Swab	-	-	-	-
Concentrate	-	-	-	-
Tank Mix	-	-	-	-
Proficiency Test	3	3	3	15
Hemp	3	3	3	7

Average Residue Turnaround Time: 47 days

Average Formulation Turnaround Time: - days

Average Hemp Turnaround Time: 7 days

Totals		
# of Samples	# of Tests	# of Determinations
41	67	229

Samples the Section received by month:

The Section received 43 samples this month, comprising 43 tests. New samples received were mostly water collections from nursery monitoring, with some Hemp and Soil inspections also. (See Fig A).

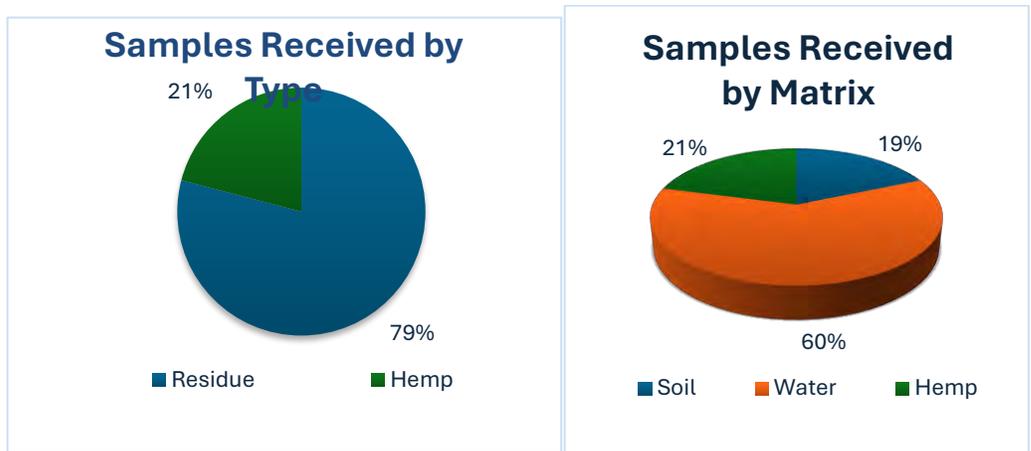


Fig A. Pie charts representing the number of samples received by type (left) and matrix (right).

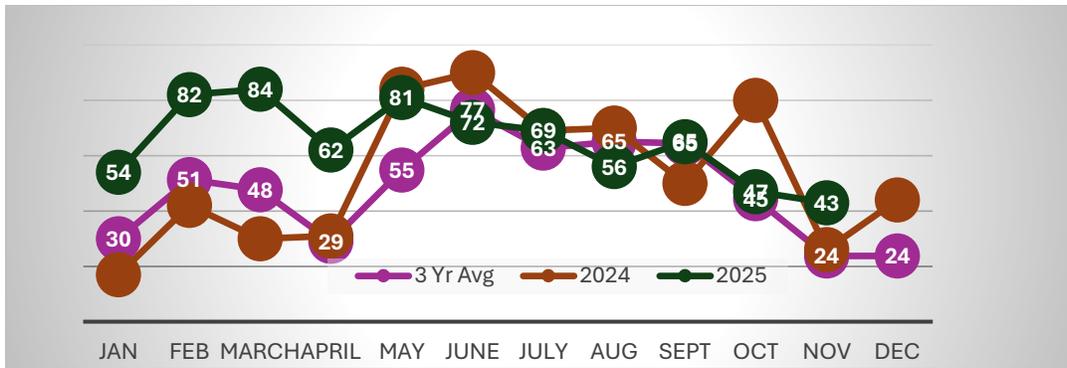


Fig B. Graph showing the number of samples received by the Section each month.

Determinations the Section completed by month:

This month, the Section completed 229 determinations with most of the determinations being on Residue samples.

Fig C. Graph showing the number of determinations completed each month.



For the month of December new samples received remain about average, with the majority being Residue cases and the remainder being Hemp samples.

Turnaround time for Residue Vegetation analysis remains high due to the number of tests requested of each sample, the limiting number of analysts available for performing these tests, and the complicated nature of the analysis itself.

Pesticide Section samples completed:

In the month of December the Section completed 40 samples, mostly residue samples from the summer. Below is the table showing the number of samples, tests per sample, and determinations (Det.) per sample with turnaround times (TAT). The average TAT for samples completed this month is 112 days.

	Number of samples	Test	Det.	Average TAT (days)
Residue Vegetation	22	46	286	158
Residue Soil	4	14	62	164
Residue Water	-	-	-	-
IFA Soil	-	-	-	-
Residue, Other	-	-	-	-
Residue, Swab	-	-	-	-
Concentrate	1	2	1	118
Tank Mix	2	4	12	65
Proficiency Test	-	-	-	-
Hemp	11	11	11	9

Average Residue Turnaround Time: 159 days

Average Formulation Turnaround Time: 83 days

Average Hemp Turnaround Time: 9 days

Totals		
# of Samples	# of Tests	# of Determinations
40	77	372

Samples the Section received by month:

The Section received 20 samples this month, comprising 31 tests. New samples received were mostly Residue soil samples and Hemp compliance. (See Fig A).

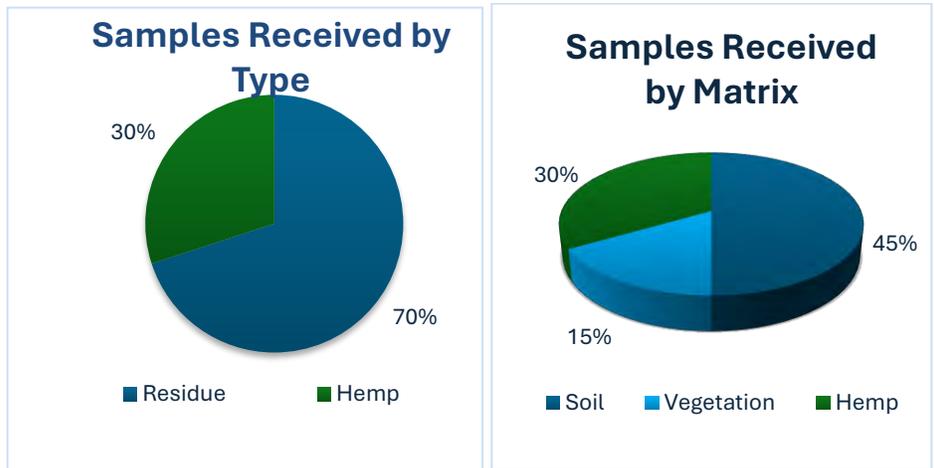


Fig A. Pie charts representing the number of samples received by type (left) and matrix (right).

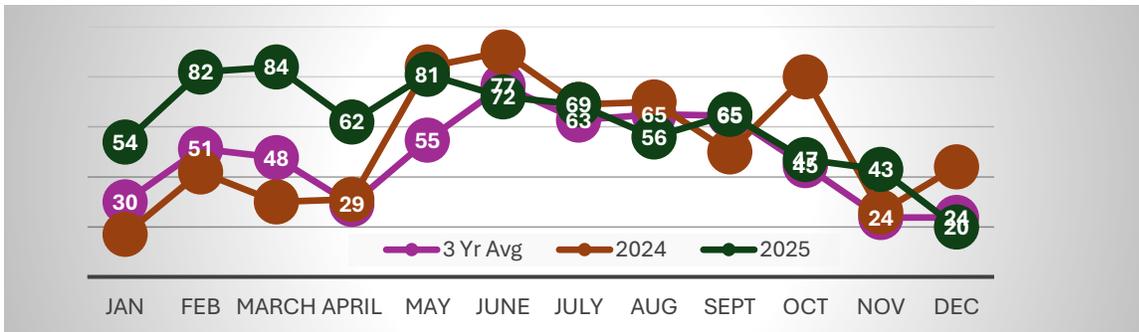
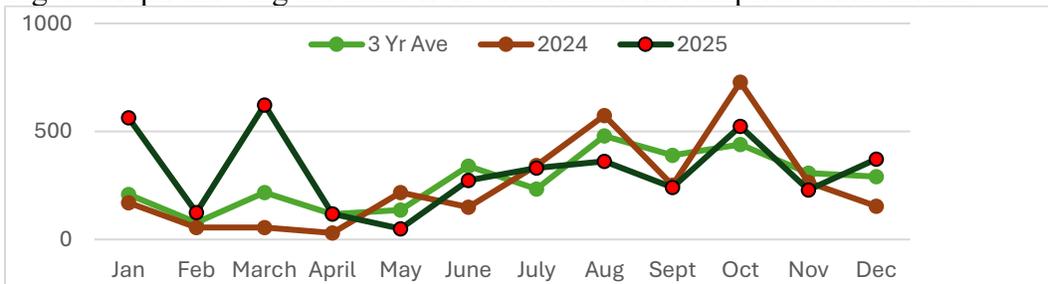


Fig B. Graph showing the number of samples received by the Section each month.

Determinations the Section completed by month:

This month, the Section completed 372 determinations with most of the determinations being on Residue samples.

Fig C. Graph showing the number of determinations completed each month.



OKLAHOMA BUREAU OF STANDARDS: (William Krivanek, Metrologist II)

The following is a workload summary for the Bureau of Standards from November 1st through November 30th.

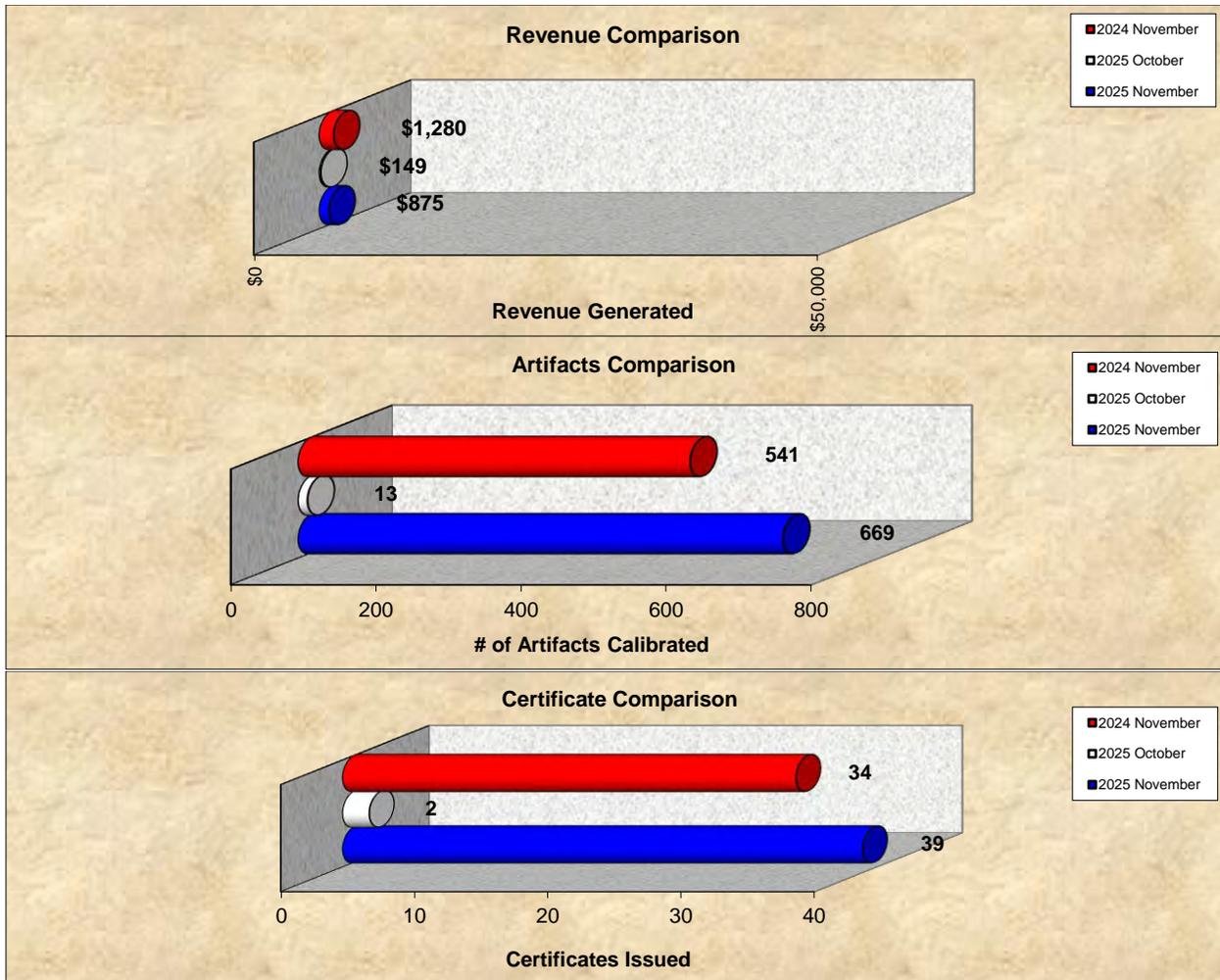
The Section generated a revenue of \$874.50 during the month of November 2025. All appointments in November focused on Mass Echelon III calibrations. Many of these appointments were conducted for the Agency’s Consumer Protection Services (CPS) Division.



Pictured above: These are inspector weights from the department's CPS division.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	0	\$0.00	0.00%	0	0.00%
In-State Customers	3	\$874.50	100.00%	669	100.00%
Totals	3	\$874.50	100.00%	669	100.00%

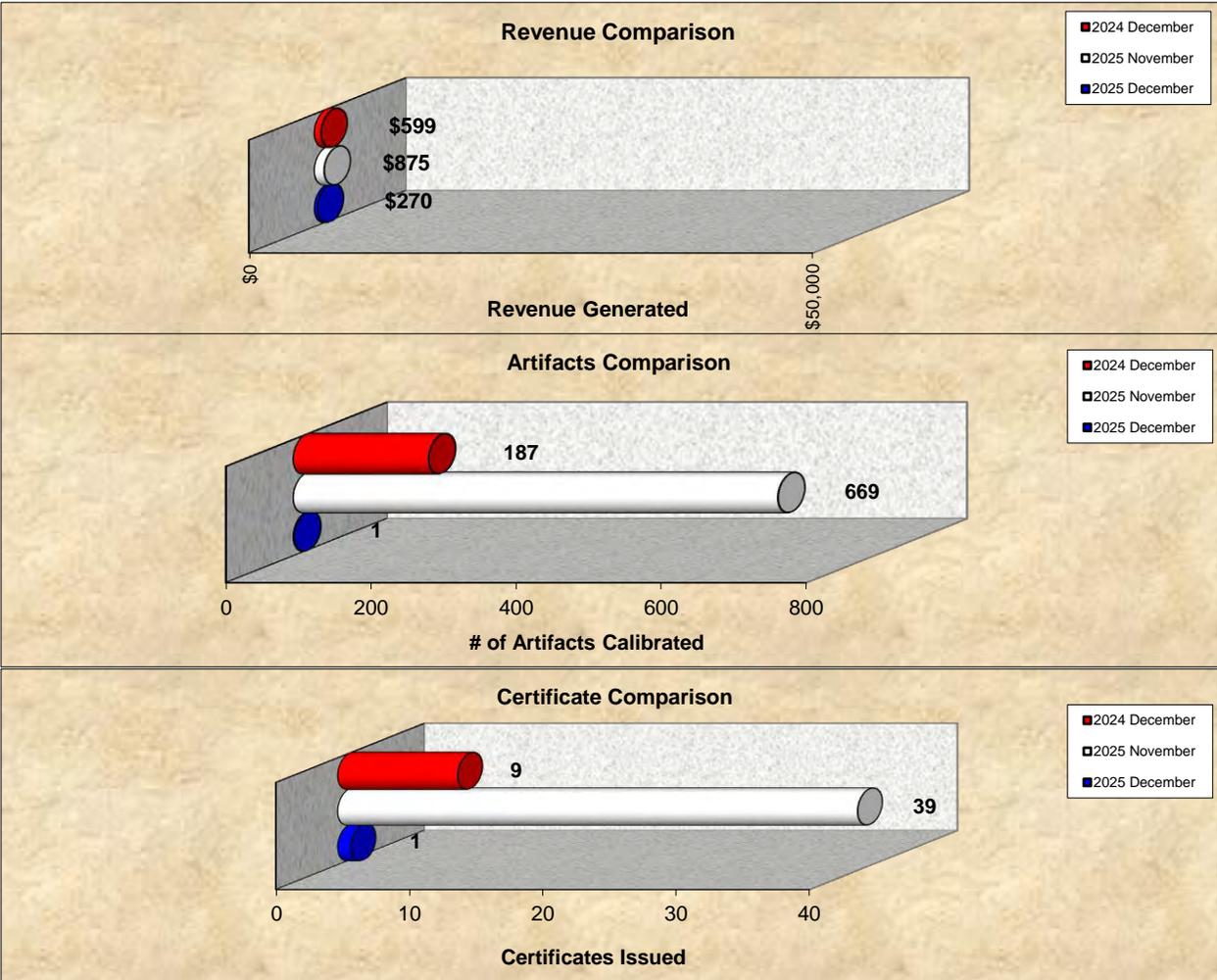
Echelon	Total Fees not Charged	# Working Days Lead Time to Next Available Date for Calibration
Mass I / II	\$0.00	0
Mass III	\$7,208.00	0
Volume	\$0.00	0



The following is a workload summary for the Bureau of Standards from December 1st through December 31st. During the month of December 2025, the Bureau of Standards generated a revenue of \$270.00. The Bureau only had one scheduled appointment throughout the month, which was a 2,000-pound customer weight in need of a Mass Echelon III calibration.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	1	\$270.00	100.00%	1	100.00%
In-State Customers	0	\$0.00	0.00%	0	100.00%
Totals	1	\$270.00	100.00%	1	100.00%

Echelon	Total Fees not Charged	# Working Days Lead Time to Next Available Date for Calibration
Mass I / II	\$0.00	0
Mass III	\$0.00	0
Volume	\$0.00	0



Respectfully Submitted,

Brian McDowell
 Laboratory Director
 Laboratory Services Division

**BOARD REPORT
 AGRICULTURAL LABORATORY SERVICES
 NOVEMBER 2025 ACTIVITIES**

FEED SAMPLES	245
FEED DETERMINATIONS	1224
POSSIBLE VIOLATIONS	98
FERTILIZER SAMPLES	9
FERTILIZER DETERMINATIONS	69
POSSIBLE VIOLATIONS	13
LIME SAMPLES	2
LIME DETERMINATIONS	0
POSSIBLE VIOLATIONS	0
PESTICIDE SAMPLES	41
PESTICIDE DETERMINATIONS	229
POSSIBLE VIOLATIONS	0
MEAT SAMPLES	0
MEAT DETERMINATIONS	0
VIOLATIONS	0
INORGANIC LAB SAMPLES	148
DETERMINATIONS	1321
SEED SAMPLES	98
SEED DETERMINATIONS	138
POSSIBLE VIOLATIONS	1
BUREAU OF STANDARDS CERTIFICATES	39
NUMBER OF STANDARDS CALIBRATED	669
FEE CHARGES	\$875.00
DAIRY SAMPLES	228
DAIRY DETERMINATIONS	539
POSSIBLE VIOLATIONS	11
TOTAL SAMPLES	810
TOTAL DETERMINATIONS	4189
TOTAL POSSIBLE VIOLATIONS	123

BOARD REPORT
AGRICULTURAL LABORATORY SERVICES
DECEMBER 2025 ACTIVITIES

FEED SAMPLES	322
FEED DETERMINATIONS	1657
POSSIBLE VIOLATIONS	151
FERTILIZER SAMPLES	8
FERTILIZER DETERMINATIONS	28
POSSIBLE VIOLATIONS	4
LIME SAMPLES	3
LIME DETERMINATIONS	36
POSSIBLE VIOLATIONS	0
PESTICIDE SAMPLES	40
PESTICIDE DETERMINATIONS	372
POSSIBLE VIOLATIONS	0
MEAT SAMPLES	0
MEAT DETERMINATIONS	0
VIOLATIONS	0
INORGANIC LAB SAMPLES	93
DETERMINATIONS	690
SEED SAMPLES	97
SEED DETERMINATIONS	147
POSSIBLE VIOLATIONS	2
BUREAU OF STANDARDS CERTIFICATES	1
NUMBER OF STANDARDS CALIBRATED	1
FEE CHARGES	\$270.00
DAIRY SAMPLES	257
DAIRY DETERMINATIONS	557
POSSIBLE VIOLATIONS	10
TOTAL SAMPLES	821
TOTAL DETERMINATIONS	3488
TOTAL POSSIBLE VIOLATIONS	167



OKLAHOMA FORESTRY SERVICES BOARD REPORT

Serving Oklahomans by conserving, enhancing, and protecting our forest and natural resources for present and future generations.

Forestry Services’ board report is formatted to reflect the priorities of the National Cohesive Wildland Fire Management Strategy, which includes Resilient Landscapes, Fire Adapted communities, and Wildfire Response.

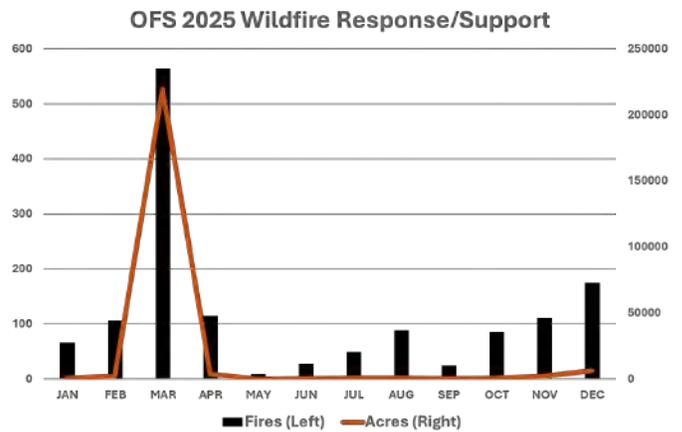
FIRE MANAGEMENT

Fire Staff Board Report Input – 01/09/2026

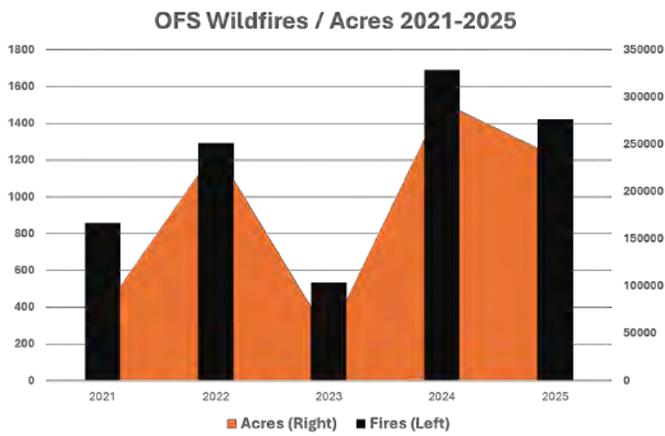
Wildland Fire Management Executive Summary

Transitioning from 2025 to 2026, we are now equipped to look at the statistics throughout the last year. OFS responded to and/or supported 1,424 wildfire incidents in 2025 that burned 237,819.9 Acres. In line with the climatological expectations, March proved to be the month with both the highest wildfire occurrence and number of acres burned during the period of the year when receptive dormant fuels dominate the landscape and fire-effective weather systems invade the Southern Great Plains. Spring enhanced by above-normal rainfall resulted in an abrupt end to high rates of fire occurrence and severity by mid-April. The rainfall occurring in April/May prompted vigorous herbaceous growth holding fire activity to only 9 wildfires in May that burned 20.9 acres. Summer heat and prolonged dry periods drove increasing rates of fire occurrence into August followed by moderated conditions in parts of September. La Nina influences spurred hot/dry conditions through most of the fall driving an uptick in wildfire activity. December proved to be a more active wildfire period than normal with unusually warm temperatures during what proved to be the 1st driest December in Oklahoma since records have been kept beginning in 1921. Persistent dryness coupled with relentless warmth has resulted in both expansion and degradation of drought indices with the most concerning areas residing in both southwestern and south-central Oklahoma. The current outlooks that carry through the dormant season pose threat of above-normal fire occurrence and acres burned.

The ENSO La Nina phase stands out with a quick glance at the 5-Year OFS wildfire statistics (below left) when a warmer/drier trend during dormant season leads to both higher wildfire occurrence and severity. Unfortunately, winter 2026 begins in La Nina phase and while a transition ENSO-Neutral is expected by March, the priming of the wildland fuels will already be completed and climatology suggests that more active, fire-effective weather patterns will occur. The current conditions and outlooks merit attention paid to the known triggers for increased fire occurrence and severity (below right).



2025 OFS Wildfire Response/Support	Wildfires	Acres
JAN	67	798
FEB	107	2271
MAR	565	219257
APR	115	3767
MAY	9	21
JUN	27	293
JUL	49	598
AUG	88	730
SEP	25	467
OCT	86	738
NOV	111	2276
DEC	175	6603



Fire Environment Triggers for Increased Fire Occurrence & Severity

Weather Triggers

- > 5 Days Since Wetting Rain
- Accelerated Drying
- Length of Burning Period
- Fire Effective Weather Patterns
- Positive Temperature Anomaly
- Hot / Dry / Windy Index

Fuels Triggers

- Critical Fuel Moisture Thresholds
 - 1 Hr. 3% (West), 4% (Central), 5% (East)
 - 10 Hr. 8%
 - Live Woody Fuel Moisture <90%
- Intensifying Energy Release Component

Fire Behavior Watchouts

- Range / Tall Grass ROS >200 ft/min (2.3 mph)
- Problematic → Extreme Fire Behavior
- Long-Range Spotting (1/4 mi. or >)

Fire Environment Outlook

Seasonal Assessment

The dominoes...

- Growing Season Rainfall.....
- Effective Herbaceous Fuel Growth..
- Onset of La Niña.....
- Persistent Dryness.....
- Transition Toward Drought.....
- Period(s) of Accelerated Drying.....
- Increasing Fire Trends.....
- Fire-Effective Weather Systems.....

Typical Winter La Niña Pattern

Southern Great Plains Wildfire Outbreak Composite Map

Updated 01/06/26

Seasonal assessment of the fire environment across Oklahoma currently leads to a grim outlook:

- Excessive rainfall early in the growing season boosted effective herbaceous growth as adequate soil moisture continued into summer. This, in turn, has left above-normal fuel loading spanning over 33 million acres of the state and nearly 6.5 million acres of categorical excessive fuel loading in northwest and parts of western Oklahoma. The higher fuel loading results in increased suppression difficulty with more dense, contiguous fuels requiring less-than-critical fire weather to drive extreme fire behavior potential.



- La Nina developing in the fall has resulted in persistent dryness evidenced by the month of December raking as the 1st driest December occurring since records back to 1921. The persistent dryness has spurred both expansion and intensification of drought indices priming wildland fuels to support increased fire occurrence and severity.
- Burning periods as of late have primarily remained diurnal, although a few periods of accelerated drying given marginal/poor overnight moisture recovery have yielded an uptick in wildfire activity early in the winter period. Additionally, those periods of accelerated drying coupled with persistent dryness have ratcheted up the Energy Release Component reflecting a degradation of composite fuel moisture. This is a concern as it fosters increasing resistance to control efforts requiring additional resources during wildfire initial attacks as well as longer commitment of those resources.
- Thankfully, the missing ingredient so far has been the overall absence of fire-effective weather systems (dry cold fronts, dryline intrusion, dry-return flow and ominous low-level thermal ridges). The propensity of these systems developing on the Southern Great Plains increases, however, as we progress into early spring.

OFS Advancing Situational Awareness Leading to a Common Operating Picture

On January 8, 2026, OFS organized and led the delivery 2026 Seasonal Wildfire Assessment Coordination of the Wildfire Integrated Warning Team (IWT). This is a joint effort to pull together experts in the wildfire mission space from Oklahoma Forestry Services, the National Weather Service, Oklahoma Mesonet, the Cooperative Institute for Severe and High-Impact Weather Research and Emergency Management. The IWT was delivered virtually from the Oklahoma Emergency Operations Center to interagency/inter-disciplinary partners across the state spanning local, county, state and federal government agencies and organizations as well as non-governmental organizations that support wildfire response and recovery efforts. Groups and participants from across the state tuned in from 459 locations.



This meeting was recorded: <https://oem.box.com/s/p3in82a5c9drswveehcszgvz5gxqjxb9>

Hazardous Fuels Mitigation Program – Aaron Williams

- Mitigation crews completed the VFW Mitigation Project south of Wilburton in mid-December. This project was funded entirely by last year’s State Fire Capacity (SFC)-Mitigation Grant that centered wildfire mitigation work on the south side of VFW Housing Community and Lloyd Church Lake. Both VFW residents and City of Wilburton are excited about the completed project and thankful for the protection of an approaching wildfire. This grant will be closed once all billing to the USFS has been invoiced.
- All eyes are now focused on the SFC funded project at Gilcrease in far NW Tulsa. Crews have worked vigorously to complete the work and are on track to finish by late January to early February.
- Applications for this year’s SFC Mitigation Grant application focusing on SW Payne County have been pushed back to March according to the USFS, this is due to government shutdown that occurred in October

Community Fire Assistance Program – Tammy Carter

FFP Update

- No new equipment has come into the yard.
- Five Type 6 engines currently in the yard from OFS fleet to be given to Volunteer Fire Departments. One approved and waiting for pick up and three that have been requested to be transferred to departments.

FEPP Update

- No sales were conducted in December.

Operational Grants (FY26 \$8,414,550.00)

- All but one Operational Grant payments have been received by departments. The one department should receive their payment by the end of January.

80/20 Grants (FY26 \$2,000,000.00)

- 2 out of the 73 Fire departments have received their reimbursements for the 80/20 grants.

Community Wildfire Defense Grant Program – Erin Brazel

Progress across multiple regions continues under the CWDG program, with new hires, contractor engagements, and ongoing coordination taking place throughout Oklahoma. Outreach efforts are continuing in additional communities across the state in anticipation of round 4.

Community/County	Recent Activity
McAlester	Budget Modification has been approved. Contractor to begin work January 12
Tulsa County	Under new leadership. Working on plans to move forward.
Comanche	Contractor is in beginning stages of writing countywide CWPP
OFS	Engagement underway with Stillwater, Edmond, Mannford, and The Nature Conservancy of Oklahoma

FOREST MANAGEMENT

Forest Health Program – Dieter Rudolph

- November 3-6 - Forest Health Specialist Evan Long performed OFS’s yearly Aerial Detection over several counties in southeastern Oklahoma. These flights assess damage that occurred throughout the year across roughly 2.3 million acres. The most seen damage agents are drought, fire, and bark beetles as well as areas of flooding near the lakes and rivers. By performing these flights, OFS Forest

Health Programs can better address the current needs of the forests and the landowners and can ensure the messaging at outreach events remains relevant.

- November 5 – Several members of OFS from multiple programs including Forest Health, Water Quality, Urban and Community Forestry, and Wildfire Mitigation, met with the Cheyenne and Arapaho Tribes in Concho to discuss the development of a new demonstration area. These tribes have 70 acres of forest surrounding a spring fed stream across the street from their tribal centers. OFS and the Cheyenne and Arapaho Tribes aim to work together to manage this forest to maintain a healthy resilient ecosystem, reduce the risk of wildfires, and to establish fruit producing trees to act as a food forest for the local community.



- November 10 – The 2025 Capitol Christmas Tree, affectionately referred to as “The People’s Tree” was from Nevada’s Humboldt-Toiyabe National Forest and made several stops on its way to Washington DC. Oklahoma City was one of its stops as it traveled across the nation allowing members of the National Forest, the Society of American Foresters, and Oklahoma Forestry Services to meet with visitors, discuss the benefit of forests and forest management, and enjoyed the festivities of the season. Dieter and Forest Legacy Coordinator Madison Gore even had the opportunity to add their signatures to the semi hauling the tree.

- In November the natural resource team at the Chickasaw National Recreation Area reached out to Dieter with a suspicious

beetle found on one of the emerald ash borer traps. It was later confirmed to be what all suspected and Murray County became the newest addition to Oklahoma’s list of counties with established Emerald Ash Borer. Throughout the following months Dieter has been in continual contact with the recreation area helping them develop a plan for addressing this new pest as well as assisting them apply to release parasitic wasps to potentially reduce the overall damage of this invasive beetle. The Chickasaw National Recreation Area’s forests are still recovering from the extensive tornado damage from 2024 and the invasive privet that has become established in the damaged forests. This new pest will be one more major damaging agent to the forest. Both agencies aim to help the forest recover over the coming years.





- Following the announcement of emerald ash borer being confirmed in Murray County, KOSU reached out to ODAFF for more information. Graycen Wheeler with KOSU interviewed Dieter to learn more about the emerald ash borer and its potential damage to Oklahoma’s urban and rural forests. The article was released on December 23rd and can be seen in the included QR code.

- Oklahoma Forestry Services continues to promote its newest financial assistance program. This program assists landowners manage their forests, remove invasive species, plant trees, perform prescribed fires, establish fuel breaks, and develop agroforestry practices such as windbreaks, riparian areas, and silvopastures (a combination of grassland for livestock with occasional trees spread across it). Outreach surrounding this program has been a major priority for OFS and landowners are interested. Currently there are 20 landowners with 169,524 feet of fuel breaks and 2,211 acres of forest enrolled in the program.

Urban & Community Forestry Program – Riley Coy/Elizabeth Bland-Corbishley



- November 8th Urban Forestry Coordinator, Riley Coy, hosted a booth at the Myriad Gardens Tree-For-All event where he talked with attendees on Urban tree species, tree care, grants, and held a talk on proper planting and the importance of native species.

- November 11th Urban and Community Partnership Coordinator, Elizabeth Bland-Corbishley, and Riley attended the Tulsa Community College Sustainability Committee Meeting. Also, on this day, Forester Jacob Lewis presented a survivor tree sapling to

OSU as part of the Journey of Hope with the Oklahoma City Memorial.

- November 14th folks from Oklahoma Forestry including Riley, Ashley Johnson, Rebecca Carlton, Lexi Carney, Tammy Carter, Erin Brazel, and Dieter Rudolph attended the Keep Oklahoma Beautiful Environmental Excellence Celebration at the National Cowboy and Western Heritage Museum.
- November 18th Riley and Elizabeth attended the Urban and Community Forestry Coordinators National Meeting hosted by the Arbor Day Foundation. This meeting is to discuss and share projects and programs that have been ongoing between the states and to discuss new programs for the future.





- November 19th and 20th Riley and Elizabeth attended the Partners in Community Forestry Conference in Henderson, NV. This is the largest gathering of Urban Forestry Professionals across the nation and provides numerous opportunities for professional development, learning, and networking.



- December 2nd – 4th Elizabeth attended fire training covering the S-130, Firefighter Training and S-190, Introduction to Wildland Fire Behavior in Jenks to better prepare and support Oklahoma Forestry Services efforts in wildland fighting.
- December 4th Riley visited the Sorghum Mill Farm to promote Oklahoma’s Christmas Tree Farms and harvest the Christmas tree for the ODAFF building.



- December 8th – 11th Elizabeth went to Pensacola, FL to attend the Urban Forest Strike Team Training to become a Team Lead. This prepares Elizabeth to be able to support cities and towns following natural disasters to assess community trees for hazards and risks, with the goal of keeping the urban forest as intact as possible.



- December 16th Elizabeth went to Comanche, OK to train municipal workers on proper tree planting and care as part of the Urban Forestry Match-Waived Grant. While there, Comanche planted 7 trees, when the project is finished, 22 total trees will be planted in city parks.

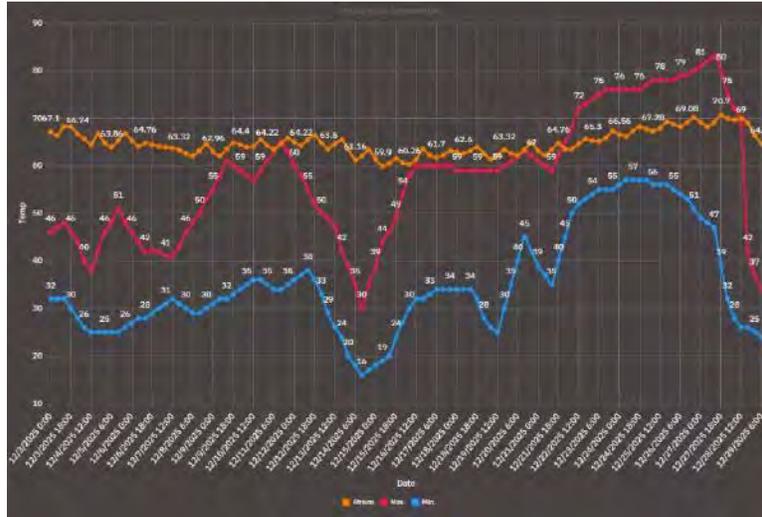


- December 17th Riley supervised the removal of trees at the Oklahoma City Memorial in preparation for the upcoming construction and expansion of the Memorial Museum.



- December 19th Riley provided Forest Management training and techniques to the staff at Martin Park Nature Center in OKC.

- Throughout the entire month of December ODAFF offices were closed due to construction and power was shut off. This presented a unique problem with the tropical Ficus trees in the ODAFF atrium. The temperature cannot drop below 50 degrees or they will die. With the help of OFS Urban personnel, ODAFF building supervisors, and OMES Facilities, a greenhouse was constructed around the trees in the atrium. The temperature was monitored through a smart thermometer for the duration of construction. Despite outside temps hitting a low of 16 degrees and a 7-day stretch of freezing temps, the trees stayed above 58 degrees and survived! These trees were planted in the 80's and are a legacy within ODAFF.



- Oklahoma was invited to sit on the committee of the National FIA Management Team which shapes policy and protocol for the FIA program nationwide.
- Oklahoma presented at the National User Group Virtual meeting - highlighting challenges and successes found by the southern state partners.
- FIA Foresters completed research plots in Okfuskee, Mayes, Cherokee, Adair, Washington, Rogers, Creek, and Muskogee counties.
- FIA research takes reliable and repeatable measurements of forest area, forest volume, and forest health across the state. These measurements give private industry precise estimates of merchantable wood available for harvest and demonstrates the sustainable industry practices in place in southeast Oklahoma.
- When working in counties outside the "timber basket" of SE Oklahoma the data is used to model fuel dynamics for fire risk estimate, observe forest health changes across ~6 million acres of forests, and monitor the spread of invasive exotic species.

Forest Legacy Program – Madison Gore

- The Conservation Fund's grant application for the \$650,000 National Fish and Wildlife Foundation's Acres for America grant was deferred and will be reconsidered in the spring. OFS is working with The Conservation Fund to strengthen the application.

Forest Heritage Center – Shalee Buzan

- The Oklahoma Forest Heritage Center first Saturday program saw 65 youth for our monthly program.
- The event Christmas at the cabin saw 233 visitors.
- Donations and grant opportunities for the Group Camp Two roof totaled \$62,000 with the work starting January 5, 2026, and an end date of January 10, 2026.
- Continued collaboration with OSU, Weyerhaeuser, and other forestry aligned community members will work towards renovations of other areas of Group Camp Two to ensure that the camp continues its legacy within Beavers Bend State Park.
- The FHC is continually updating its accession records, currently totaling over 444 individual records. This focus has been to revamp data management within FHC. This does not indicate the number of items housed at FHC as multiple items might be covered under the same record.
- Continued development of the invasive species, forestry careers, and forestry education exhibits/displays for our 50th anniversary to be unveiled in the summer of 2026.
- Our collaboration with the Choctaw Cultural Center will come to an end in April 2026 for the Oklahoma resources exhibit.

Forestry Education Program – Tony Pascall

- In December 2025, OFS, in partnership with the Oklahoma Department of Libraries, launched the Forestry Adventure Backpack program for libraries across the state, with about 100 libraries participating and more joining regularly. These ready-to-use backpacks provide libraries with hands-on forestry education materials, including books, activities, and take-home items such as nature journals and crafts. Backpacks are available for families to check out like other library materials, with optional use by librarians for programs and school partnerships. The program also intentionally reaches homeschool families, who are not typically served through OFS's school-based



programming. The initiative expands access to forestry education, particularly in rural and underserved communities, by meeting families where they already learn and gather.

- On November 7th, Education Coordinator Tony Pascall taught a lesson on tree anatomy and importance for 50 4th graders at an OKC Beautiful led school event.
- On November 8th, Administrative Assistant Lexi Carney, Secretary Rebecca Carlton, and Tony hosted a booth at the Geek-A- Palooza in OKC. More than 500 kids and their parents learned about dendrochronology, the life of a tree, and careers in forestry.



- On November 20th, Tony taught a program on nature exploration and close observation with a Boys and Girls Club group in OKC. Nearly 40 students in grades 2-5 put their feet in the puddles!
- On December 10th, Tony went to Norman to teach pK and Kindergarten classes about the importance of trees and what it means to be a steward of nature. Over the course of the day, he reached 7 classes of students for a total of about 100 kids.
- On December 16th, Tony and Prescribed Fire Specialist Christian Hayes led a Smokey Bear program in Guthrie. About 60 Kindergarteners learned about Smokey Bear’s 5 key messages for fire safety.

Forest Regeneration Center/Forest Tree Improvement Center – Justin Jones

Bareroot seedling harvest is officially underway.

- As the season progresses, expect long days in the field, coordinated teamwork, and careful handling at every step. Seedlings will be lifted, graded, bundled, and packed to maintain root moisture and overall quality. Weather and soil conditions will play a big role, so schedules may shift to ensure seedlings are harvested at peak dormancy and vigor.





- The image shows bare root seedlings that have been freshly lifted and are in the process of being handled, bundled, and temporarily stored inside our walk-in cooler. The seedlings are arranged in large bundles, with exposed root systems tightly grouped and secured using plastic ties to maintain organization and prevent damage during handling. The roots appear moist, indicating appropriate hydration prior to cold storage. The bundles are placed on a metal cart within the cooler area, surrounded by nursery equipment and storage racks, reflecting an active processing environment. This cold-storage setting is used to maintain dormancy, preserve root viability, and protect seedling quality until the seedlings are ready for transport or planting.

That's a wrap on fall planting.

- The plastic covering you see over the beds plays a critical role through the winter months. It helps moderate soil temperature, keeping the ground warmer and more stable during cold snaps, which protects young roots and encourages uniform establishment. The plastic also locks in soil

moisture, reducing evaporation and preventing beds from drying out between rains or irrigations.

- In addition, the covering acts as a weed barrier, limiting competition early in the season and reducing the need for cultivation. It also helps protect soil structure, minimizing erosion from heavy rain and wind while keeping beds intact and ready for spring growth.

- Overall, the plastic ensures a cleaner, more consistent field going into winter and sets the stage for stronger, more uniform seedlings when spring arrives



Just for fun!

- As our Regeneration Specialist Raegan Ward can attest to, cleaning mud-covered equipment with a pressure washer is almost guaranteed to be a messy job. By the time the last clump is blasted from the tires and undercarriage, you're usually as dirty as the machine you started with—soaked, streaked with mud, and standing in a puddle of brown water. It's a gritty, cold, and unavoidable part of the work, but it's also a sign that the equipment is clean, ready, and properly cared for.

Water Quality – Aaron Black

Best Management Practices



Cedar Logging Hughes County

- A total of five completed logging tracts and three thinned tracts have been surveyed for BMP implementation, both industry and private lands.
 - A combined total of over 3,100 acres has been inspected with an average score above 90% implementation.
 - Inspections were conducted in Pushmataha and Hughes County. Streamside Management Zones have been at 100% implementation and no risk to water quality has been identified at this time.
 - Continued dry weather has led to favorable logging conditions resulting in high BMP implementation effectiveness for the most part.
 - OFS has received one formal complaint regarding BMP logging practices, post inspection the site was scored at 88.2% with no significant risk to water quality.
 - Cedar logging continues in Hughes County where cedars are being commercially harvested, increasing overall forest resiliency.

Education and Training

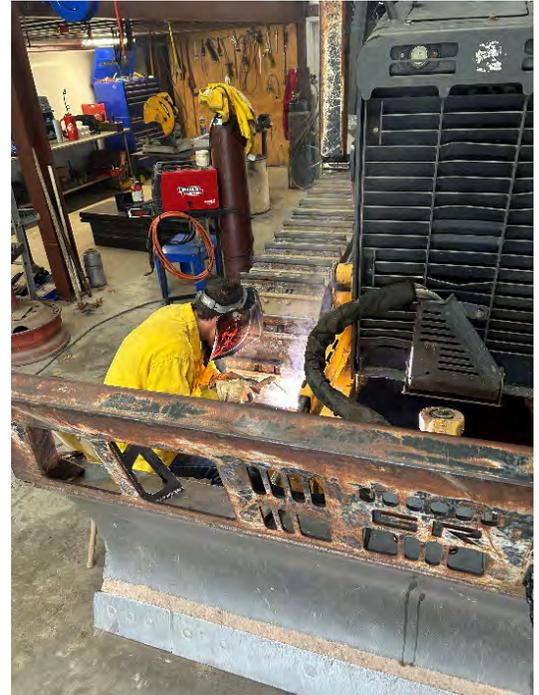
- Three individual private landowner site visits were made to Pontotoc County, Pushmataha County and Carter County where OFS grant opportunities and erosion prevention measures were discussed.
- Concerns for stream degradation and cattle grazing are a common topic for landowners looking to mitigate soil loss and erosion.
- OFS offers opportunities to plant riparian buffers and place strategic exclusionary fencing to aid in water quality protection that landowners find beneficial.
- Consultations on how to install road improvements to better direct/ divert the flow of water down roads and mitigate aggregate loss is another topic many Oklahoma landowners have interest in.
- Most landowners are also interested in the use of prescribed fire in riparian forests and are often surprised to find the benefits in can provide for these sensitive areas.

EASTERN OKLAHOMA REGIONS

NE Area Highlights – Kaley Helton/Craig Longshore

Forest Protection

- From November 1st through December 31st, the Northeast Area had 62 fires in the protection area for 2,364.6 acres.
- Craig Longshore attended a Qualification Committee Meeting held in Tahlequah on November 19th.
- NE Area conducted their annual Arduous Pack Test for Oklahoma Forestry employees on the 10th of December. Several Tulsa Fire Department employees also participated in the test. The Tulsa FD personnel also deployed practice fire shelters as part of the annual wildland fire refresher.
- Craig Longshore, Cole Hix, Isaac Merchant, Travis Garrison and Roger Wilhite presented the Basic Wildland Fire Training, S-130/190, to 33 members of the Jenks and Glenpool Fire Departments, there were also five Oklahoma Forestry Services employees attending the training. This three-day training covered fire weather and firefighter safety.
- NE Area Rangers completed some needed work to upgrade the pads on one of our firefighting dozers.
- Craig Longshore and Matt Hendrix virtually attended the Mesonet OKFIRE meeting covering fire management.



Fire Prevention/Events

NE Area Rangers fire prevention has started to come to a close for the season. NE finished up 2025 with five fire prevention programs, three in Adair County and two in Sequoyah County. Sequoyah County included one at the Sallisaw Public Library that had 10 kids attend and the other at Sallisaw HeadStart, which had 50 kids attend. Adair County programs were at Dahlongah, Zion, and Rocky Mountain Schools, a total of 60 kids for all the schools attended.



Forest Management/Programs

- Harris Groberg and Craig Longshore looked at a tract of timber land near Catoosa that a hunting club wanted managed for better wildlife habitat. Timber stand improvement and possibly a prescribed fire will be

planned for the property.

- Harris worked with a landowner on a property in Cherokee County. A plan is in the process to assist this landowner with their management goals.



- Project Learning Tree backpacks were delivered to local libraries in the NE Area. They were delivered to Muskogee, Locust Grove, and Quapaw Libraries.

Administrative

- Kaley Helton attended the OKApp Forum in Tulsa on November 6-7th. This conference is held once a year to relay new purchasing information to purchasing professionals.
- Kaley attended an APO meeting on November 12th in Wilburton to discuss how OFS is going to handle the retirement of two APO's in FY26.
- The FMAG team, consisting of Tama Lester, Lexi Carney, Erin Brazel, & Kaley Helton met in Tahlequah November 18-21 and completed FY25 FMAG finance for FEMA.
- Kaley turned in her Certified Procurement Officer biannual report, and it was reviewed and accepted for the year 2024-2025. This renewal allows the NE Area to be able to ensure Kaley is trained in state procurement laws, increases procurement efficiency, improves customer service, and authorizes the NE Area to make purchases.
- The NE Area held a retirement seminar with the Pathfinders coordinator on November 10th. Many Pathfinders contributors attended and learned information about their retirement plans.

Ongoing Issues & Upcoming

- Cross-Boundary Grant work
- Smokey Program- Muldrow City Library 1/22/26
- David Morris Retirement 2/1/26
- Sapulpa Public Library STEM Night- 2/26/26
- Adair County Ranger Position Open
- FFA Forestry Competition – 4/9/26

EC Area Highlights – Eve Hawkins/Caleb Fields

Forest Protection Highlights:

- Since the last board report submission, EC has suppressed 34 fires within the EC protection area on a total of 1,739.5 acres for an average fire size of 51.1 acres.
- Seven (7) primary structures were saved at a total value of \$660,000.00.
- Six (6) secondary structures were saved at a total value of \$105,000.00.
- One (1) primary structure was lost valued at \$15,000.00
- Eleven (11) false runs were made to check reports of possible wildfires.
- In November, one EC employee, Kale Haney, provided Dozer Operator Initial Attack (DZIA) response in Texas for a 2-week period.
- EC Area conducted their annual work capacity test in November. It is a job-related test administered to help ensure that workers have the capacity to perform work without undue fatigue and without becoming a hazard to themselves or coworkers. Most wildland firefighters must meet minimum levels of fitness requirements for the type of duties they are assigned. The test administered by OFS is the arduous level of the test which requires that participants walk 3 miles in 45 minutes or less while wearing a 45 lb. weight vest or pack. Arduous work involves above average endurance (aerobic fitness), lifting more than 50 pounds (muscular fitness), and occasional demands for extraordinarily strenuous activities. All OFS wildland firefighters perform arduous duty.



Ranger Eddie Cooper on Dozer



Ranger Blake Hadley on Dozer



Ranger Traven Sumpter on Dozer



Pasture Fire

Hazardous Fuels Mitigation:

- The VFW Oklahoma Homes VFW Oklahoma Homes fuels mitigation project was completed prior to the end of the year. Activities included firebreak construction, hazardous fuels mulching, fireline construction, and prescribed burning on 306 acres. Thank you to all the EC and SE employees who assisted in the completion of this project. The practices implemented on this project will help reduce the risk of wildfires and improve forest health. It also helps create defensible space around homes and buildings by slowing the spread of wildfire should one occur on the property. EC Area is also in

the Rx burn planning stage for the cross-boundary agreement with the U.S. Forest Service grant. EC is slated to burn approximately 1,800 acres under this grant during the 2026 calendar year.



Ranger Jake Keen, VFW Rx Burn



VFW Oklahoma Homes Rx Burn 2025

Forest Management Highlights:

- Forester Eddie Woods submitted 11 Forest Landowner Assistance Program applications totaling over 1,500 acres to HQ for forest management funding consideration.



Dozer 'ripping' in Latimer Co.

- Forester Brandon Faulkenberry met with a dozer ripping contractor and site prep ripping was completed on 48 acres in preparation for hand planting of shortleaf pine seedlings.
- Forester Eddie Woods completed three Rx burn plans totaling 598 acres.
- Fireline construction was also conducted on three landowner properties totaling 396 acres.
- Forester Brandon Faulkenberry also worked with Dieter Rudolph to set up potential timber sales on the Musket Mountain State Forest.
- Foresters Caleb Fields and Brandon Faulkenberry also coordinated with Bob Heinemann with OSU Research to set up pine seedling survival and growth plots on an upcoming planting site following planting in February.

Information / Education Highlights:

- EC Area conducted four school programs prior to the end of the year and participated in several local Christmas parades.
- Forester Eddie Woods helped judge the OACD Region V speech contest at Eastern Oklahoma State College.



Ranger Clint Vaughn



Ranger Bobby Eubanks



Town of Wilburton, Christmas parade
(Rangers Bobby Kennon & Steven Donnelly)

Personnel update:

- Eve Hawkins, EC administrative assistant, retired at the end of December. Eve’s institutional knowledge and strong work ethic will be sorely missed.
- EC is currently looking to announce the position for hire because it is a very critical position within the area and within OFS. The majority of the duties of this position are what make the area “run” and go hand in hand with our mission to “conserve, enhance, and protect Oklahoma’s forests and natural resources for present and future generations.”

- Congratulations Eve on your retirement!!!!



Eve Hawkins working



Eve Hawkins retirement Celebration



Eve H. w/ OFS quilt



Eve H. w/ Smokey Bear

Safety / Training Highlights:

- At the time of this report, OFS will have concluded instruction of the S-130/190 course at Stillwater, OK for OSU students. This course is an introductory course designed to train entry-level firefighters and is the cornerstone to begin building all wildland fire training. Participants gain knowledge of the basic incident management organization, firefighting techniques, suppression equipment, safety, strategy/tactics, and fire

behavior. Field exercises are conducted for valuable hands-on training. This course encompasses both field and classroom units.

- EC ranger, Clayton Hurst, attended the L-580 Leadership is Action course held near Garfield, AR. The course is designed similarly to a military staff ride and takes place at the Pea Ridge Battlefield. This course focuses on the human elements of leadership within complex incident management organizations, particularly in wildland fire scenarios. It is intended for mid-to-upper-level incident management personnel.



Pea Ridge Battlefield w/ cannon



Pea Ridge Battlefield, Elkhorn Tavern

SE Area Highlights – Brock Hill/Tama Lester

Forest Protection Highlights:

- In Protection Fires:
 - November =34 fires 370.6 acres
 - December = 43 fires 1038.5 acres
- Structures lost: 3
- Structures saved: 35
- Pat Wayman and Colton Fuller traveled to Shawnee for repositioning for the western part of Oklahoma.
- Steve Painter, Brock Marble, Mark Webb and Derik Gee went to Texas on fire assignments to assist with fire suppression efforts.
- Brock Marble and Steve Painter went to western Oklahoma to reposition for wildfire suppression.
- The Pack Test was administered to rangers with 100% pass rate.

Forest Management/Programs Highlights:

- Will Phifer had 21 landowner visits/exams for November and December.
- Tyler Hyatt had 10 landowner contacts in November and December to plan and conduct site visits for timber management and prescribed burning.

- Jacob Lewis had 18 landowner contacts in November and December to plan and conduct site visits for timber management, health, and prescribed burning.
- Will Phifer wrote one forest stewardship plan in McCurtain County for 240 acres.
- Will Phifer competed 195 acres of Southern Pine Beetle thinning in McCurtain County.
- Several rangers assisted the Forest Tree Improvement Center with pinecone picking.
- Bradley Walker, Bryden Walker and Leon Macon presented a Smokey Program to 33 students at the Choctaw Nation in Idabel, OK.

Rx Assistance:

Safety/Training Highlights:

- Several SE Area personnel assisted with the booth at the Forest Heritage Center Folk Festival manning the crosscut saw activity and passing out seedlings and OFS information.
- Pat Wayman, Bryden Walker, and Steve Painter facilitated the S130/190 basic Wildland Firefighting class in Gage, OK
- Will Phifer conducted safety meetings at Broken Bow over Managing Vehicle Traffic in Smoke; Responding to Wildfire Incidents started by Vehicle Fires; and Five Communicative Responsibilities.
- Jacob Lewis, Service Forester, assisted the Journey of Hope with planting a survivor tree at Southeastern Oklahoma State University in Durant, OK.
- Tama Lester, APO, attended the OkAPP Conference for Certified Procurement Officers in Tulsa, OK.

Employee Recognition/Other:

- Don Cook and Sonny Johnson attended the County Fire Chiefs meeting in McCurtain County.
- Long time Forest Ranger, Tony Tunnell, retired from OFS with 45 years of active service.
- Tama Lester assisted the FEMA/FMAG Team in Tahlequah with the finalization of the cost reimbursement forms for all the Spring 2025 FMAG fires in Oklahoma.

Upcoming Events/Activities:

- SPB thinning: Southern McCurtain County 66 acres
- Site Preparation: Ripping and Planting of seedlings
- Preparing for spring fire season in Oklahoma
- The planning period for the prescribed burn at McGee Creek State Park and the WMA have begun with intentions of starting operations directly after bow season ends on January 15, 2026.
- Plans are in place to send personnel to help with the Thunderbird State Park RxB prep around the lake.
- A planning period has begun for conducting Cross-Boundary RxB Burns that are within 10 miles of the Ouachita National Forest. Line prep will begin in the first half of January.
- Hochatown Mapping and Collecting
- Ordering and installing Evac signs in Hochatown
- Hiring of two rangers and one APO this spring.
- OFS IMT Check-In Meeting



OFS Booth and Crosscut Saw Activity at the Folk Festival in Beavers Bend State Park.

Survivor Seedling tree planting with the Journey of Hope at SOSU in Durant, OK.



APOs at the OkAPP Conference in Tulsa, November 25.



CONSUMER PROTECTION SERVICES DIVISION

JANUARY 28, 2026, BOARD MEETING REPORT FOR NOVEMBER/DECEMBER 2025

PESTICIDE SECTION

Pesticide Registration Activity

Pesticide registrations from October 1st to December 31st in 2025 are presented in the following chart. A total of 3114 products were registered, of the products registered 2833 were renewals and 281 were new. There were 161 products cancelled.



Pesticide Samples

Pesticide samples taken from November-December 2025 are presented in the following chart. A total of 34 samples with 32 Residue, and 2 Tank Mix samples were taken.

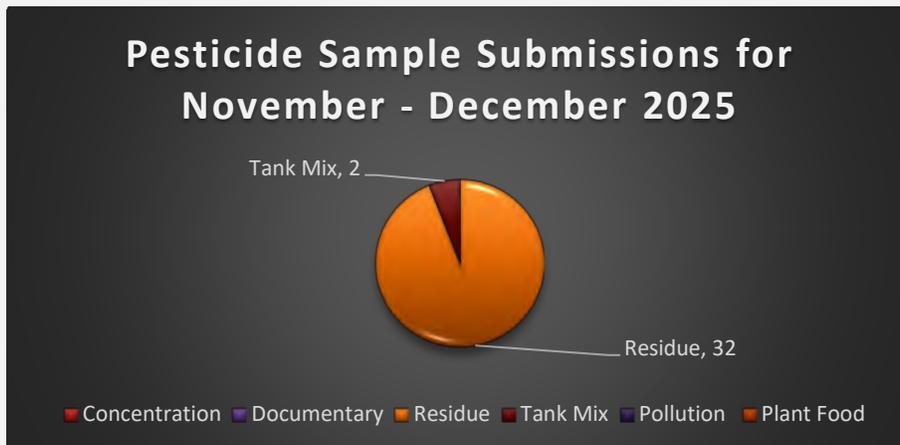


Table 1. Inspection Count for November-December 2025*

Number of Inspections

Inspection Type	November	December	Two Month Total
CPS Investigation Form			
Marketplace	81	63	114
Pesticide Applicator Facility	20	21	41
Pesticide Service Inspection	0	0	0
Restricted Use Pesticide Dealer	17	20	37
Container Containment Inspection	0	0	0
Producer Establishment	0	0	0
Use	26	27	53
Termite	0	2	2
Wood	0	0	0
Pre-treat	2	2	4
Drift Investigation	0	0	0
Pesticide Label	142	126	180
Worker Protection	0	0	0
Total	288	261	455

* Inspections not yet submitted at the time of this report will be reflected in the next board report

Along with the above inspections CPS field agents also took 34 nonagricultural use samples and 2 nonagricultural use follow-up samples for a total of 36 samples.

Pesticide Applicator Licenses

Out of 971 licensed companies for the expiration date of December 31, 2025, there has been approximately 700 renewed for 2026.

Stop Work Orders – 377 SWOs issued in total; 323 SWOs issued in October to companies that did not renew their license by the September 30 expiration date.

Pesticide Certified Applicators

Pesticide categories renewing this year: 4-Seed Treatment, 5-Aquatic, and 7c-Fumigation.

Recertification letters were sent out to 474 certified applicators in the first week of September. Of those 474 applicators, 269 have renewed their certification for the next cycle.

Oklahoma Agriculture Retailers Association (OARA)

The Ag Expo was held November 3-5, 2025. There were over two hundred attendees. About half of the attendees were certified applicators receiving their continuing education units (CEUs).

Pesticide Complaints

PESTICIDE COMPLAINTS	September 1, 2025 – October 31, 2025			
	RECEIVED	CLOSED	WARNINGS ISSUED	NO ACTION
CONSUMER GENERATED:	9	8	10	8
MUSK THISTLE:	0	0	0	0
PMR CASES:	6	4	2	4
CASES REFERRED TO OGC:	12			

ENVIRONMENTAL RESOURCE AND HORTICULTURE SECTION

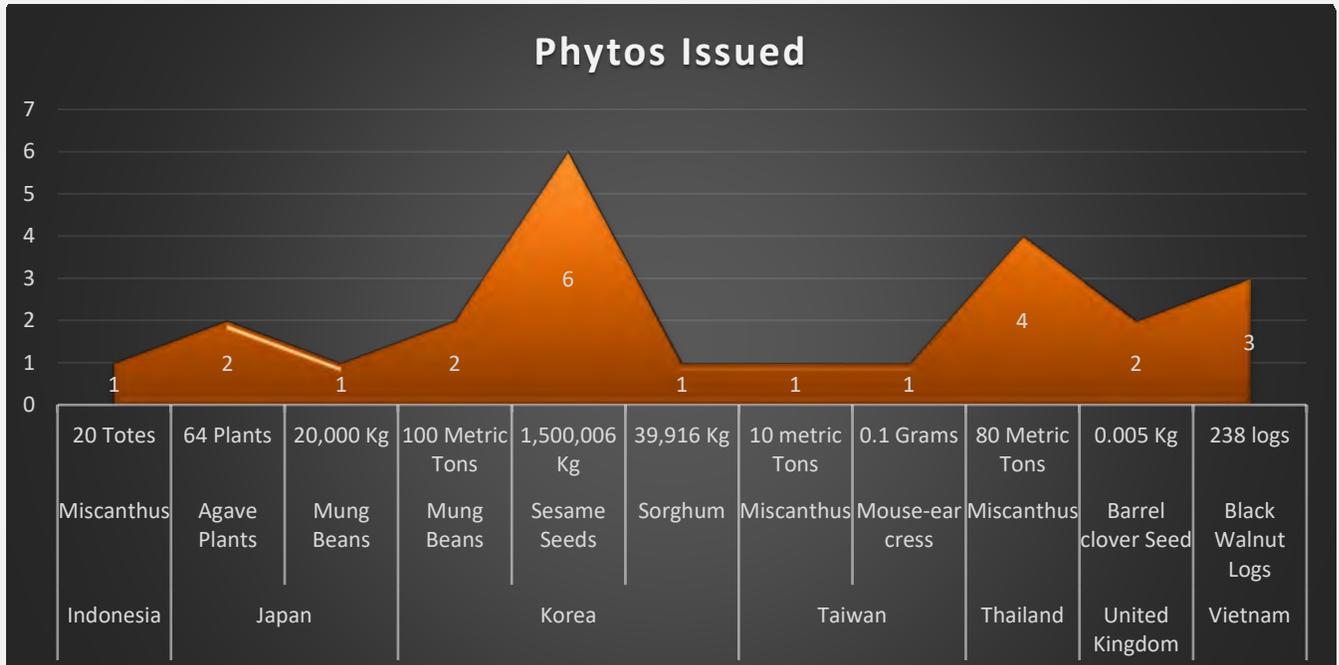
Plant Protection Program

Phytosanitary Certificates

Federal phytosanitary certificates Issued from November 1 - December 31, 2025

Commercial value of shipment \$1,250 or more:
 19 Federal phytosanitary certificates issued @ \$106.00 each

Commercial value of shipment is less than \$1,250:
 5 Federal phytosanitary Certificates issued @ \$61.00 each



State

State phytosanitary certificates Issued from November 1 - December 31, 2025.
 42 phytosanitary certificates for 1765 plants.



Compliance Agreements:

There are 31 firms in Oklahoma that require compliance agreements for shipping out of state. These agreements are renewed annually at the beginning of each year. There have been 31 agreements issued with 21 signed.

Hemp Program

There are currently 91 hemp growers, 40 hemp processors/handlers, 332,576 licensed sq ft, and 3107 licensed acres.

Environmental Resource Program

On November 12, 2025, a herbicide release occurred in Chouteau. The release was approximately 230 gallons of Gunslinger AMP Pasture Herbicide (EPA Registration number: 81927-81), located at 1345 Chouteau Ave, Chouteau, OK 74337, by the company Landstar Inway. They notified an environmental company who responded to the site for the cleanup. Prior to their arrival, the Chouteau Fire Department deployed granular absorbent down gradient of the release to prevent movement of the product. The leak site, container, absorbents, debris and remaining herbicide from the leaking container tote were containerized and transported offsite. No stormwater drains or waterways were affected by the release. ODAFF was notified within twenty-four hours of the spill, and the herbicide spill was cleaned up, as required by the Oklahoma Combined Pesticide Law & Rules O.A.C. 35:30-17-92.

AGRICULTURE RESOURCE SECTION

Fertilizer Program

Program Performance

Below you will find the performance numbers for the fertilizer, agricultural lime, and soil amendment programs for the time-period November 1st – December 31st, 2025.

Sample Type	Number	Deficiency Penalty/SS
Fertilizer	20	6
Lime	3	-

Investigation Type	Number
Letters of Warning or Deficiency	0
Dry Bulk Fertilizer Storage Facility	14
Liquid Bulk Fertilizer Storage Facility	12
NH ₃ Nurse Tank Inspections	1 (2 Total Tanks)
NH ₃ Storage Tank Inspections	1 (31 Total Tanks)

The following information is for the total number of licenses and registrations in the fertilizer program for 2025.

 <p><u>Licensure</u></p> <p>Oklahoma Fertilizer Licenses: 1,809 licenses issued</p> <p>Oklahoma Ag Lime Vendor Licenses: 87 licenses issued</p>	 <p><u>Product Registrations</u></p> <p>Fertilizer: 10,268 registered products (549 companies)</p> <p>Ag Lime: 142 registered products (58 companies)</p> <p>Soil Amendments: 1,029 registered products (253 companies)</p>
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Weights & Measures Program

November 1 - December 31, 2025, the CPS Compliance Officers tested 137 Vehicle scales and 1 Ranch Scale, 18 of the scales were rejected.

CPS Field Agents checked a total of 638 small scales and 23 platform scales, 5 of the scales were rejected. There were 19 random pack inspections, and 72 standard pack inspections conducted that resulted in 6 companies receiving letters of warning. Additionally, 343 price verification inspections were conducted at various retailers that resulted in 15 companies receiving a letter of warning.

A total of 4 scale companies received a letter of warning for not properly servicing scales.

One scrap metal dealer received a letter of warning for records violations.

The 2026 ODAFF Ranch Scale testing program plans to start in mid-February. The fee for a ranch scale test is \$200. Call the Weights & Measures office at 405/522-5968 or email Gary Smith at gary.smith@ag.ok.gov to request a scale test.

Feed Program

Program Performance

During this reporting period there were a total of 311 official feed samples analyzed, with 1633 feed determinations made from these samples. These determinations resulted in the issuance of 23 violations for feeds or feed ingredients that did not meet established tolerances based on their guaranteed analysis. Most of these violations were issued for products deficient in Crude Protein. Other violations include Crude Fat, Vitamin A, Manganese, Calcium, Salt, and Crude Fiber.

Twenty-four stop sales orders were issued for feed products with severe deviations from their guaranteed analysis. Ten stop sales were issued for products deficient in Vitamin A. Six stop sales were issued for products containing an excess of Crude Fiber. Three stop sales were issued for products deficient in Crude Protein. Three stop sales were issued for products deficient in Crude Fat. One stop sale was issued for a product deficient in Zinc. One stop sale was also issued for a product containing prohibited noxious weed seeds (Bindweed).

The following tables show a two-month comparison of label violations and stop sale orders issued by the Department for feed products that did not meet their guaranteed analysis.

Table 1. Feed Notice of Label Violation Summary November 2025 – December 2025

Nutritional Guarantee	Number of Label Violations		
	December ¹	November ²	Two Month Total
Crude Protein	8	13	21
Non-protein Nitrogen	0	0	0
Crude Fat	7	8	15
Crude Fiber	1	3	4
Calcium	1	10	11
Phosphorus	0	3	3
Salt	1	1	2
Magnesium	1	2	3
Potassium	0	6	6
Copper	0	4	4
Manganese	0	0	0
Iron	0	0	0
Zinc	0	8	8
Vitamin A	4	4	8
Methionine	0	0	0
Total	23	62	85

¹311 feed samples analyzed with 1633 determinations; ²223 feed samples analyzed with 1188 determinations

Table 2. Feed Stop Sale Summary November 2025 – December 2025

Nutritional Guarantee	Number of Stop Sales		
	December ¹	November ²	Two Month Total
Crude Protein	3	3	6
Non-protein Nitrogen	0	0	0
Crude Fat	3	6	9
Crude Fiber	6	2	8
Calcium	0	4	4
Phosphorus	0	0	0
Salt	0	4	4
Manganese	0	1	1
Potassium	0	0	0
Copper	0	1	1
Zinc	1	0	1
Vitamin A	10	8	18
Bindweed	1	0	1
Medicated Feed	0	0	0
Total	24	29	53

¹ 204 feed samples analyzed with 1057 determinations; ² 207 feed samples analyzed with 1061 determinations

I will be glad to answer any questions from the Board members.



Kenny M. Naylor



Oklahoma Department of Agriculture, Food and Forestry
Animal Industry Services Board Report
January 28, 2026
Activities November 1, 2025 – December 31, 2025

Animal Disease Traceability:

During this time, we distributed 12,300 orange calfhood vaccination EID tags to veterinarians, and 12,500 official EID tags to 19 veterinarians, three livestock markets, and five producers.

11 new accounts were opened for the no-cost electronic CVI we offer to Oklahoma veterinarians.

AIS continues to work with Acclaim services through the transition planning for moving the information from USA Herds to the new Ag Enterprise platform. We are continuing UAT phase and anticipating going live with AgE in February. We have pushed the date back to accommodate the power outages at the office and to ensure the licensing modules are ready to go. During the week of December 1, Acclaims staff provided administrative training to our staff.

We continue to assist Investigative Services with cattle theft investigations by reviewing official identification records in USAHerds to determine if movement has occurred.

We will be providing an ADT demonstration for veterinarians, technicians, and support staff at the upcoming OVMA meeting in January.

On December 18, a private practitioner found a stray cow in his herd. He read the official electronic tag, and we were able to help him find the rightful owner.

Aquaculture:

Marissa mailed out the 2026 renewal notices.

We promulgated Administrative Rules in response to 2025 Senate Bill 777.

Biologics:

Three new biologic products were registered.

Our inspectors found expired biologics at eight stores. They were removed from the shelf and educational information was provided to the store manager.

Cattle Programs:

We are participating in USDA's National Milk Testing Strategy. As part of that program, we will test every licensed dairy in Oklahoma monthly. Testing for all 12 months of 2025 were negative. Once all states have achieved negative status for several months, the US will be declared free of HPAI in the dairy herd.

Brucellosis:

The only remaining reservoir of *B abortus* in the U.S. is in elk and bison in the Greater Yellowstone Park area.

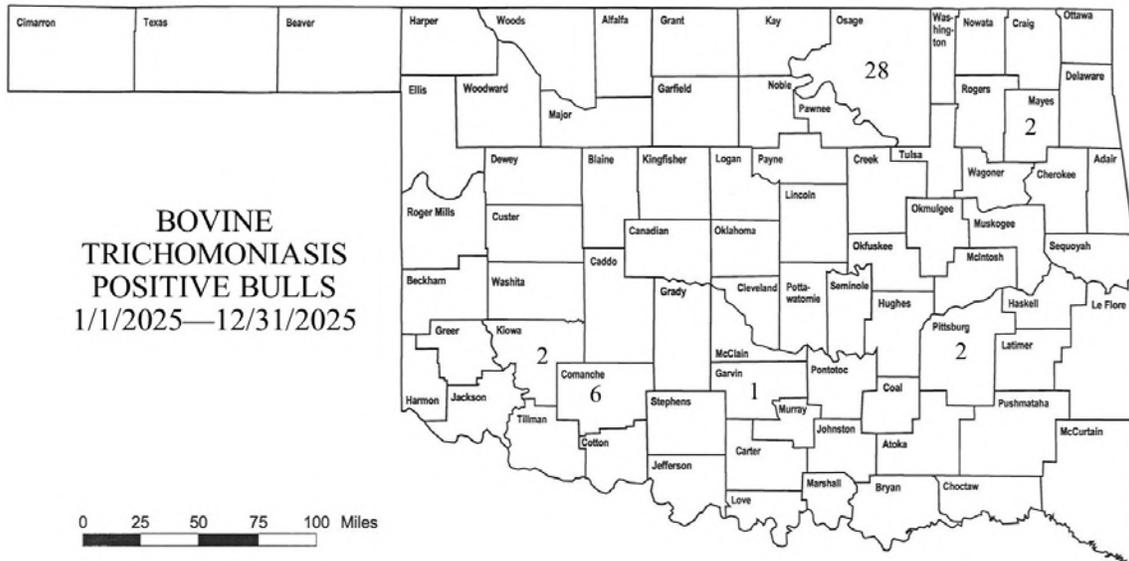
While there is very little need to test for *B abortus* any longer, this means we have very little or no surveillance for *Brucella suis* (Swine Brucellosis) in cattle, which currently infects approximately 20% of the feral swine that our Wildlife Services personnel test. *B suis* can, and does, infect cattle occasionally.

Tuberculosis:

There was no significant activity in the Tuberculosis program during this time.

Trichomoniasis:

During November and December, there were 2,508 Oklahoma bulls tested for Trichomoniasis with six positive confirmations.



16,540 bulls tested / 41 positive = 0.25% positive

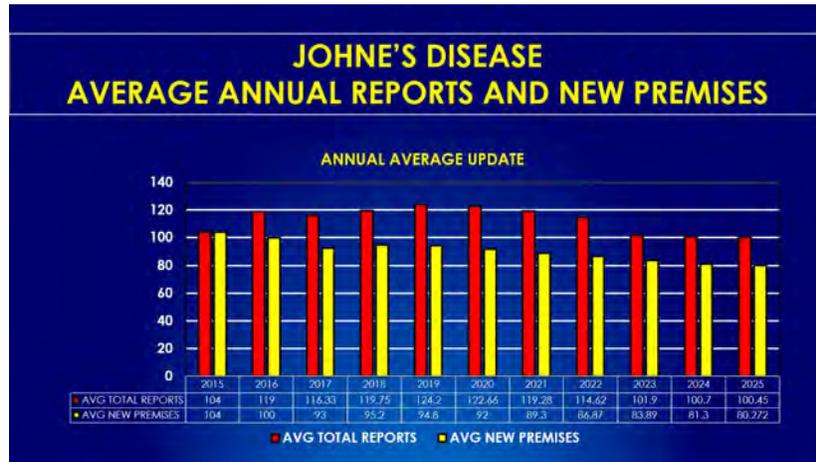
Our current statistics compare to 2.1% positive bulls in 2011, 1.4% in 2012, 1.3% in 2013, 1.4% in 2014, 1.1% in 2015, 1.1% in 2016, 0.5% in 2017, 0.32% in 2018, 0.42% in 2019, 0.35% in 2020, 0.28% in 2021, 0.3% in 2022, 0.22% in 2023, and 0.13% in 2024.

Johne’s Disease:

The number of Johne’s reports for this reporting period is slightly less than the past several years. A better view is found in the chart below representing the past 11 years. We know these numbers are biased for several reasons, one of which is producers becoming more familiar with the disease and not submitting samples.

Most of the reports are from cow infections, and mostly from beef cattle. We saw a significant decrease in small ruminant positive reports, which we believe is due to these flocks being managed with an interest in disease control and being receptive to

management change. The dairy industry appears to be handling the Johne's disease issue within their industry as we do not get reports from their laboratories.



Dr. Stone continues to help veterinarians and producers understand the disease risk, ways to manage the disease and work out testing strategies to identify infected animals for culling while meeting the producer's goals.

Emergency Management:

On November 5, Dana Call attended the Intertribal Emergency Management Coalition meeting, continuing to network and build rapport with tribal emergency responders.

On November 14, Dr. Gorczyca participated in a project kick off with the Center for Food Security and Public Health over Japanese Encephalitis Virus. OK, MN, and IA will be participating in this NADPRP funded project to develop outreach and education materials for JEV as well as host a tabletop exercise to develop JEV response plans.

On November 17, Dr. Gorczyca provided an overview of New World Screwworm to the AEMS field staff. NWS sample collection kits were provided to field staff to assist with NWS surveillance.

On November 18, Drs. Gorczyca, Parrott, and I attended OEM's winter readiness meeting.

On November 19, Dana Call and Dr. Gorczyca-Southerland met with Ivan Thomas Jr., the Agriculture Education and Outreach Coordinator for the Comanche Nation. He has expressed interest in partnering with ODAFF for mutual interests in outreach and education for tribal communities in southwest Oklahoma.

December 11-13 Austyn Fuss and intern Halle Pullen set up a booth at the Tulsa Farm Show to educate producers about enhanced biosecurity through Secure Food Supply plans.

Dr. Gorczyca-Southerland accepted the role of National Assembly of State Animal Health Officials representative for the APHIS Veterinary Services National Training and Exercise Program.

Equine Programs:

Only one horse remains on quarantine in Garvin County due to the September Equine Infectious Anemia (EIA) positive Garvin County case.

On November 18, 2025, we were notified of horses in Texas that had attended the WPRA event in Waco, Texas (November 5–9) that were exhibiting neurological signs and testing positive for EHV-1. Horses exposed to these EHV-1 positive horses subsequently traveled to the Barrel Futurities of America (BFA) event in Guthrie, Oklahoma, which was held November 14–21.

On November 18, two horses that were being stalled at the BFA were confirmed positive for EHV-1 after developing neurological signs and/or fever while at the event. Both horses were diagnosed with Equine Herpes Myeloencephalopathy (EHM).

Approximately 2,200 horses representing 40 U.S. states and five Canadian provinces were identified as having potential exposure to the EHV-1 positive horses at the BFA. A total of 205 horses were traced to Oklahoma that had attended the WPRA, the BFA, or both events. All affected horses were placed under quarantine and monitored for 14–21 days. All quarantines were released by the end of December.

Farmed Cervidae Programs:

During this time, we were notified that a hunter harvested white-tailed deer in Arkansas tested positive for CWD. The deer was only four miles from the AR/OK state line and was east of Broken Bow and Hochatown. Since the deer was within five miles of Oklahoma, it activates the CWD Response Plan that ODWC, ODAFF, and industry agreed on several years ago. Thankfully, none of our Farmed Cervid facilities are in the surveillance zone. We notified our Farmed Cervid producers of the finding.

In response to HB 3462, AIS created and made available a CWD Genetic Improvement Program registration application that allows captive bred whitetail deer meeting specific genetic requirements to participate in the program and sell qualifying deer to private landowners who wish to release the captive bred deer onto their property. Two registration forms and the accompanying documents were received for the 2026 release window of February 1 – April 15, 2026.

AIS received funding through the 2026 USDA CWD cooperative agreement to genetic test a portion of Elk and Whitetail deer who are from CWD HCP certified herds. Multiple attempts to encourage participating with the HCP whitetail herds did not provide enough samples to meet the work plan objectives. Dr. Gorczyca reached out to the USDA Cervid Health Team to ask to open the testing opportunity to non-HCP whitetail deer herds. Approval was received and we are in the process of securing the remainder of samples needed to meet the objectives.

Feral Swine:

We continue to work with Acclains and OMES for data migration from Kelly Registration Solutions to Ag Enterprise and continue to work in the staging environment. There has been an increase in feral swine hunter license applications during this reporting period.

On November 18, Dr. Stone and LSI John Sartain visited a feral swine hunting facility located in Lincoln County, to address an anonymous complaint raised against the facility. There was no evidence of the described complaint, regarding feral swine escaping the facility, and Dr. Stone reported that the fencing was well established and maintained, keeping the feral swine enclosed and keeping wild feral swine out

Foreign Animal Disease:

We did not have any FAD investigations during this time.

Dr. Gorczyca-Southerland and I continue to participate in two New World Screwworm working groups. The groups are working with USDA in an attempt to standardize response plans and movement restrictions if NWS is confirmed in the US.

Livestock Market Audits:

During this period, staff learned that 4S Livestock in Overbrook had gone out of business and several consigners' checks were coming back insufficient. This department and USDA Packers and Stockyards have been working with 4S owners to remedy the situation. At this point all consigners that are owed money have been sent bond claim forms to return to USDA.

Also, staff continues to work with Kory Pearson as he nears the opening of a new horse sale near Stroud. The new Stroud Oklahoma Horse Auction is nearing completion of the facility and the market plans to host their first sale on Saturday, January 31.

In addition to this market activity, this division completed two specialty crop block grants for market development as well as a few custodial account audits.

Livestock Auction Market Activities

Auction market licenses issued	0
Auction market licenses pending	1
Market custodial audits completed	5
Auction market complaints investigated	0
Fines collected	0
Livestock Markets with Legal Action	0

Outreach:

On November 6, I traveled to Watonga to give a New World Screwworm presentation to the Blaine County Cattlemen's Association.

On November 7, I gave a New World Screwworm presentation to the Oklahoma Farm Bureau at their annual meeting.

On November 17, I was interviewed by Sophia Cabrera of Fox 25 News about the Highly Pathogenic Avian Influenza outbreak.

On November 19, I was interviewed about the EHV-1 outbreak by KFOR TV, Fox 25 News, and the Cowboy Channel Podcast.

On November 20, I was interviewed by the Norman Transcript newspaper about the EHV-1 outbreak.

On November 20, I took part in an OSU Extension webinar to discuss the EHV-1 outbreak.

On November 21, I was interviewed about New World Screwworm by Coleen Shreiber for Texas Cattle Feeders Association and Clare Duncan for the Oklahoma Cowman magazine.

On November 25, Dr. Stone held a wet lab for OSU veterinary students for Chronic Wasting Disease sample collection training. Over 20 students participated in dissection and collection of retropharyngeal lymph nodes and obex tissues and learned proper handling and shipping of samples.

On December 2, Dr. Parrott traveled to Claremore to give a HPAI/biosecurity presentation to commercial poultry producers and industry personnel at the Poultry Waste Meeting.

On December 3, I was interviewed about the EHV-1 outbreak by John Enns of KFRM Radio.

On December 12, I was interviewed by The Horse magazine about the EHV-1 outbreak.

On December 17, I gave a presentation to the Osu Extension Educators Coffee Shop Talk program. I discussed the EHV-1 and HPAI outbreaks.

Poultry Programs

There have been 17 sick or dead birds submitted for our sick bird/dead bird program since last report and a total of 183 for the year.

On November 14, I attended the Poultry Health Advisory Committee virtually, and Dr. Parrott attended in person.

On November 17, two separate WOA non-poultry backyard flocks were confirmed positive for Highly Pathogenic Avian Influenza (HPAI). The affected premises are in Grady County and McClain County. Both premises were placed under a 120-day

quarantine. Epidemiologic investigation indicated that each premises had ponds frequented by wild migratory waterfowl, and domestic birds were allowed to commingle with these wild birds, representing the most likely source of exposure.

The 2022 incursion of Highly Pathogenic Avian Influenza (HPAI) continues to represent the largest foreign animal disease event in U.S. history, with more than 136 million birds affected nationwide. To date, the virus has impacted domestic flocks in all 50 states and one U.S. territory, with 1,986 confirmed premises. Currently, 563 Control Areas and Surveillance Zones remain active.

We continue to respond to reports of sick birds through investigation and diagnostic testing of suspect cases. In addition, ongoing HPAI surveillance efforts include targeted testing of avian populations at swap meets, auctions, and feed stores.

During this time over twenty states have confirmed positive flocks, including four states that border Oklahoma. Given this continued activity, we remain vigilant and continue to emphasize the importance of strong biosecurity practices for both commercial and backyard flocks through outreach efforts such as email communications, social media messaging, and coordination with county extension officers.

Public Health

There were no significant activities regarding Public Health during this time.

Rabies in Livestock:

On November 3rd, a positive rabies case was confirmed in a heifer in Custer County. The heifer was part of herd that contained 38 replacement heifers and 26 cows. To mitigate the risk of further spread, a four-month quarantine was implemented for all the livestock on the premises.

On November 20th, a positive rabies case was confirmed in a calf in Pontotoc County. The calf was part of a herd that consists of 10 cows, 1 bull, and 2 horses. To mitigate the risk of further spread, a four-month quarantine was implemented for all the livestock on the premises.

On December 29th, a positive rabies case was confirmed in a horse in Adair County. The horse had contact with one other horse and one bull. To mitigate the risk of further spread, a four-month quarantine was implemented for all the livestock on the premises.

Sheep and Goat Programs:

One brucellosis free herd certification reminder was sent.

Swine Programs:

The Validated and Qualified herd renewal packets were mailed out in early December.

There have been well over 800 swine test charts submitted to OADDL for pseudorabies and brucellosis testing during this reporting period. These are categorized by the veterinarian of record and counted for required annual reporting.

Following the US Swine Health Improvement Plan House of Delegates Meeting, a resolution was passed to develop a PRV/B. suis working group to determine feasibility of including PRV/B. suis certification into the US SHIP Standards. Dr. Gorczyca has joined this work group to represent OK show swine producers. This group will meet monthly until the next HOD meeting in September 2026.

Miscellaneous:

From October 31 – November 6, Drs. Gorczyca-Southerland, Parrott, and I attended the United States Animal Health Association annual conference in Denver. This is the main meeting each year where State Animal Health Officials, Federal Animal Health Officials, and livestock industry leaders meet to develop policy for the United States animal agriculture industry.

Respectfully,

A handwritten signature in cursive script that reads "Rod Hall DVM". The signature is written in black ink and is positioned above the typed name.

Rod Hall, DVM

Oklahoma Department of Agriculture, Food, and Forestry
Wildlife Services Division
Board Report for November/December 2025 Activities

Introduction

Wildlife Services (WS) responds to damage complaints caused by wildlife to resources or property throughout Oklahoma. WS Specialists conduct operational damage management programs for many of the complaints they receive to resolve these wildlife damage problems. During this period, these projects were conducted on 598 properties with an estimated 1,601,770 acres of land under agreement. Additionally, WS helped 2,186 people and entities with technical assistance which involved providing information to cooperators so they can resolve problems themselves. Cooperators reported and WS Specialists verified wildlife damage of \$2,370,988 during this period. Beaver damages accounted for losses totaling \$445,088. Predation, primarily coyotes and black vultures were responsible for a number of damage requests, largely to livestock, with losses totaling \$58,190. Feral swine damages accounted for losses totaling \$1,867,382, while other species of wildlife were responsible for \$328 in damages to property, agriculture, and livestock.

Providing Wildlife Services

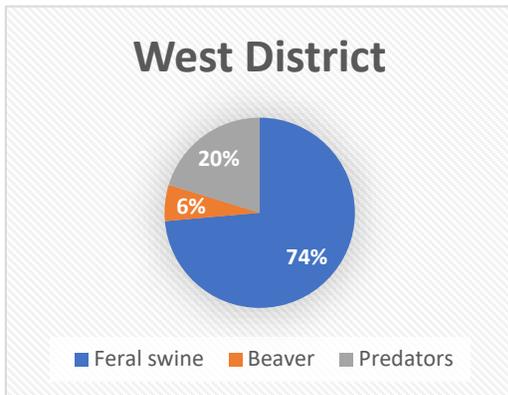


Figure 1: Species Removed in West District by percentage during November/December 2025

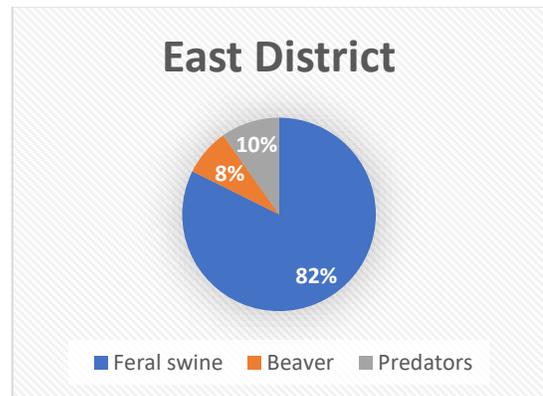


Figure 2: Species Removed in the East District by percentage during November/December 2025

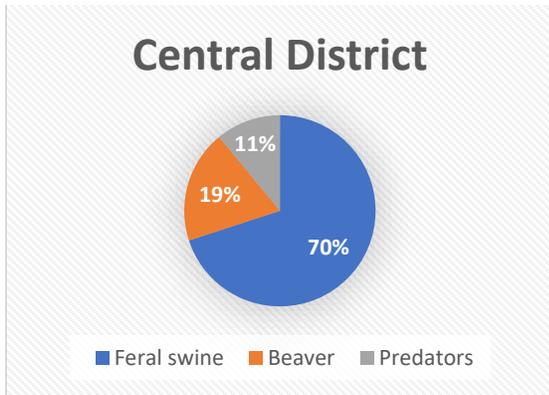


Figure 3: Species Removed in the Central District by percentage during November/December 2025

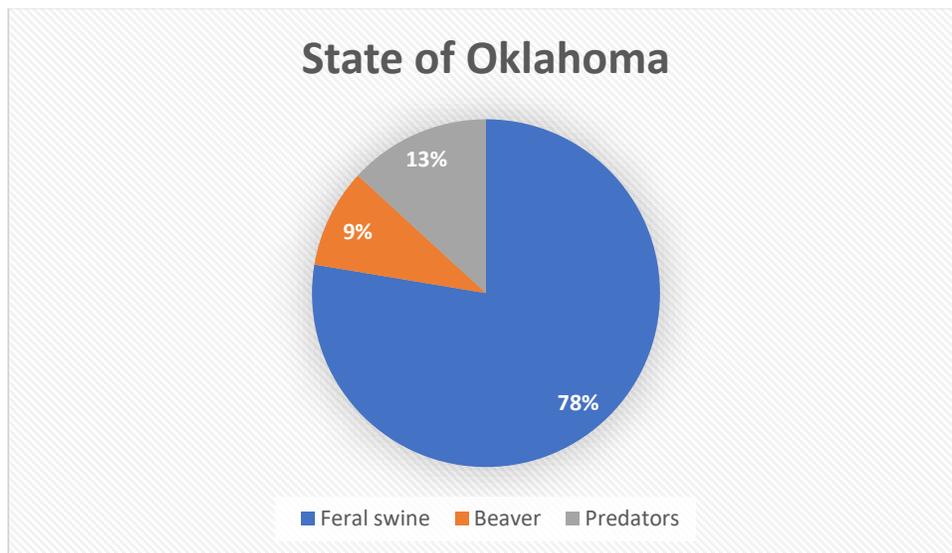


Figure 4: Species Removed in the State by percentage during November/December 2025

Predator Damage Management

Le Flore County industrial plant has been dealing with Black vultures that are using plant equipment and buildings to roost at night and to perch on during the day. The droppings have created an unsafe work environment for employees, and the clean-up is expensive. The company has contacted WS for assistance with this and called WS in December to report an increase in activity at their facility. The damage and activity was verified, and the clean-up was estimated at \$5,000. A corral trap was placed, and thirty-three Black vultures have been removed. This project is still being

monitored. The cooperators were instructed about harassment and structural changes that could help deter future concerns.

Ellis County livestock producer requested assistance with coyotes preying on his calves. The producer reported coyotes had killed two calves valued at \$3,000. The Wildlife Specialist assigned to Ellis County responded to the request and examined one of the carcasses and verified coyotes were responsible for the loss of the calves. Control efforts have removed ten coyotes and are continuing currently to reduce predation losses for the producer.

Dewey County livestock producer requested assistance with coyotes preying on calves. The producer reported that coyotes had killed one of his calves. The Wildlife Specialist assigned to Dewey County examined the carcass and verified coyotes were responsible for the loss valued at \$2,000. Damage management efforts were successful in removing seven coyotes from the property. No further losses have occurred, and work continues currently.

Stephens County livestock producer requested assistance with coyotes preying on his calves. The producer reported coyotes killed one calf valued at \$900. The Wildlife Specialist assigned to Stephens County responded to the request and examined the carcass confirming coyotes were responsible for the loss of the calf valued at \$900. Control efforts have removed five coyotes and are continuing currently to reduce predation losses for the producer.

Beckham County livestock producer requested assistance with coyotes preying on calves. The producer reported coyotes killed one calf valued at \$1,000. The Wildlife Specialist assigned to Beckham County responded to the request and examined one of the carcasses and verified coyotes were responsible for the loss. Control efforts have removed fourteen coyotes and are continuing currently to further reduce predation losses for the producer.

Blaine County livestock producer requested assistance with coyotes preying on calves. The producer reported coyotes had killed one calf valued at \$881. The Wildlife Specialist assigned to Blaine County examined the carcass and verified that coyotes were responsible for the loss. Damage management efforts were successful in removing eight coyotes from the property with no further losses occurring, and work is ongoing currently to prevent additional losses.

Comanche County landowner requested assistance with coyotes preying on his calves. The producer reported coyotes had killed one calf valued at \$2,000. The Wildlife Specialist assigned to Comanche County examined the carcass and verified coyotes were responsible for the loss. Damage management efforts were successful in removing eight coyotes from the property. Control efforts continue to prevent additional losses.

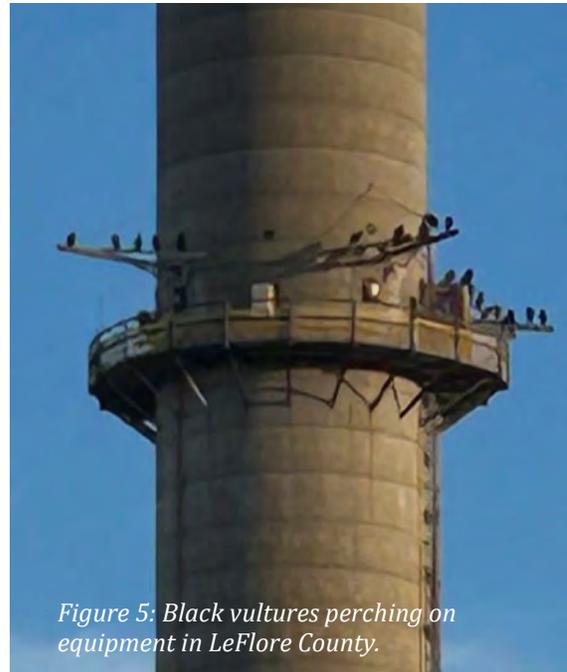


Figure 5: Black vultures perching on equipment in LeFlore County.

Kingfisher County landowner contacted WS with reports of coyotes running cattle in a calving pasture. WS Specialist met with the landowner and verified coyotes were causing this damage. Devices were set on the property, and six coyotes were removed. Work is ongoing currently and the estimated cost of vet bills is \$500 from cattle running through fence.

Logan County landowner contacted WS with reports of coyotes killing goats. A WS Specialist met with the landowner and verified coyotes were causing the damage, with an estimated loss of \$500. Devices were set on the property, and three coyotes have been removed. Work is ongoing currently and there have been no additional losses.

Garfield County WS received a request from a cooperater with reports of the loss of two lambs valued at \$400 due to coyote predation. After scouting the area, equipment was set and three coyotes were removed with no further losses.

Feral Swine Damage Management

Creek County rancher called WS reporting feral swine damage to his cattle pastures. The damage was verified and estimated at \$5,000. After pre-baiting with corn, a remote camera trap was placed. Twenty-four feral swine have been removed, and this project is still being monitored.

Hughes County producer called WS reporting feral swine damage to his hayfields. The rooting damage was verified and estimated at \$4,800. After pre-baiting with corn, a remote camera trap was placed. Thirty-eight feral swine have been removed, and this project is still being monitored.

Osage County producer called WS reporting feral swine rooting damage to his Bermuda grass hay fields. The damage was verified and estimated at \$1,600. It was determined that the rooting damage was caused by some single mature boars, not a large sounder. Night thermal hunting methods were used to remove two mature boar feral swine. This concluded this project with no further damage being reported.

Okmulgee County rancher called WS for assistance with feral swine reporting damage to his pastures. The rooting damage was verified and estimated at \$1,000. After pre-baiting with corn, a remote camera trap was placed. Eleven feral swine have been removed, and this project is still being monitored.

Creek County producer called for assistance with feral swine reporting feral swine were damaging his cattle pastures. The rooting damage was verified and estimated at \$6,000. After pre-baiting with corn, a remote camera trap was placed. Thirty-five feral swine have been removed, and this project is still being monitored.

Pittsburg County cooperater called WS for assistance reporting feral swine damage to their cattle pastures. The rooting damage was verified and estimated at ten acres of damaged pasture valued at \$5,000. After pre-baiting with corn, a remote camera trap was placed. Twenty-two feral swine have been removed, and this project is still being monitored.

Ellis County landowner contacted WS needing assistance with feral swine rooting in his pastures. The landowner estimated twenty acres of his pasture were rooted up resulting in \$2,000 in damages. The Wildlife Specialist assigned to Ellis County responded to the request and verified

the damage. A live trap was used to remove forty feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Dewey County landowner contacted WS needing assistance with feral swine damaging his wheat fields. The landowner estimated feral swine damaged ten acres of his wheat fields valued at \$1,350. The Wildlife Specialist assigned to Dewey County responded to the request and verified the damage. A live trap was used to remove thirty-one feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Greer County landowner contacted WS needing assistance with feral swine damaging his wheat field. The landowner estimated feral swine damaged twenty-five acres of his wheat field valued at \$7,500. The Wildlife Specialist assigned to Greer County responded to the request and verified the damage. A live trap was utilized to remove seventy-six feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Roger Mills County landowner contacted WS needing assistance with feral swine rooting in his wheat fields. The landowner estimated that feral hogs have caused \$5,000 in damage to his wheat. The Wildlife Specialist assigned to Roger Mills County responded to the request and verified the damage. A live trap was utilized to remove twenty-seven feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Custer County landowner contacted WS needing assistance with feral swine damaging his pastures. The landowner estimated the damage was \$3,000. The Wildlife Specialist assigned to Custer County responded to the request and verified the damage. A live trap was utilized to remove twenty-four feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Greer County landowner contacted WS needing assistance with feral swine damaging his stored haybales. The landowner estimated the damage to the haybales was \$1,500. The Wildlife Specialist assigned to Greer County responded to the request and verified the damage. A live trap was utilized to remove thirty-one feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Jefferson County landowner called WS and reported feral swine were rooting up his pasture and eating the pecans. A WS Specialist met with the landowner and verified the damage. A trap was used to capture fifty-nine feral swine. The estimated damage of digging \$1000 and \$2500 in pecan loss.

Pottawatomie County landowner called WS with reports of feral swine rooting up hayfields. WS responded to the call and verified the damage, estimated at \$5000. Pre bait started with corn and a corral trap was placed on the property. Twenty-seven feral swine have been removed from the property and there is no more sign of activity on his property.

Grady County landowner contacted WS with complaints of feral swine rooting up wheat fields. WS responded to the call and verified the damages, estimated at \$5000. A corral trap was used to capture thirteen feral swine.

Cleveland County landowner called WS to report feral swine damage to their hayfield. A WS Specialist met with the landowner and verified the damage, estimated at \$13,119. A corral trap was set, and thirty-two feral swine were removed.

Aerial Operations

Aerial operations were conducted in November in **Tillman County** in response to several farmers requesting assistance for feral swine damage in wheat fields, milo fields, and pastures. Damage in the area flown was estimated at \$20,000. To reduce feral swine damage in this area, the helicopter was utilized for 6 flying hours to remove ninety-eight feral swine. This area will be closely monitored to determine if additional aerial operations are needed.

Aerial operations were conducted at Ft Sill Military Installation for four days during the month of December. Aerial hunting operations are conducted to reduce feral swine damage to natural resources and property on the installation. Feral swine removal on the installation also helps reduce feral swine damage on adjacent private properties. The helicopter was flown for 26 hours and removed ninety-three feral swine.

Oklahoma County landowner called WS about feral swine doing damage to a hayfield. The damage was found on most of the 60 acres, estimated at \$2500. WS determined aerial operations would be the best method for this project due to the amount of damage taking place and a shortage of trapping equipment at the time. Thirty-five feral swine were removed, with a small number of hogs getting out of the allotted air space. Work is ongoing with trapping efforts to supplement the aerial operations and permission to work adjoining properties is being sought.

Beaver Damage Management

Atoka County producer called WS for assistance with beavers reporting flooding damage due to the beaver's activity. The flooding damage was verified and estimated at \$3,000. Conibear traps were placed, and six beavers were removed. This project is concluded.

Choctaw County Commissioner called WS for assistance reporting beaver damage along a public road. The flooding damage was verified and estimated at \$1,400. The beaver dam was removed by hand to alleviate the flooding, and conibear traps were placed to capture the beavers. Three beavers were removed, and this project is concluded. No further damage has been reported.

Latimer County Commissioner office contacted WS reporting beaver flooding damage to a county road. The damage was verified and estimated at \$5,000 to the roadway. The dam was removed to alleviate the flooding, and conibear traps were placed. Five beavers were removed to conclude this project with no further beaver activity reported.

Craig County Commissioner called WS for assistance reporting beavers were flooding a county road. The flooding damage was verified, and seven beavers were removed to conclude this

project. The Commissioner was advised of environmental changes that could deter future beaver issues.

Muskogee County producer called WS for assistance with beavers reporting a flooding issue due to beaver activity on his property. The producer had removed the beaver dam several times, only to find it reconstructed the next day. The owner's hay field started to flood with damage verified and estimated at \$500. Conibear traps were placed, and three beavers were removed to alleviate the damage. This project is concluded, and the producer was advised about environmental changes that could deter future beaver problems.

McIntosh County Commissioner called WS reporting beavers were causing a flooding issue along a public road. The damage was verified and estimated at \$5,000. Night shooting and conibear traps have been utilized to remove eleven beavers from this location with this project still being monitored.

Woodward County landowner contacted WS for assistance with beavers that were responsible for burrowing into the dam structure on his pond. The Specialist for Woodward County responded and verified that beavers were responsible for \$2,000 in damages to the dam. The Specialist used conibear traps to remove four beavers from the pond with control efforts completed currently.

Stephens County landowner contacted WS for assistance with beavers that were responsible for burrowing into the dam structure on his pond. The landowner estimated the damage to the pond dam to be valued at \$1,000. The Specialist for Stephens County responded and verified beavers were responsible for damage. Control measures employed by the Specialist were successful in removing two beavers from the pond to help reduce any additional damage to the pond dam structure.

Tillman County landowner contacted WS for assistance with beavers that were responsible for girdling and cutting down trees on his property. The landowner estimated the damage to the trees to be valued at \$500. The Specialist for Tillman County responded and verified the damage. Control measures employed by the Specialist were successful in removing the beavers from the pond to help reduce any additional damage to surrounding trees.

The City of Lawton in Comanche County entered into an agreement with WS to assist in reduction of damage to trees and structures on city property on Lake Lawtonka. The Specialist assigned to Comanche County conducted a site visit and determined beavers were responsible for \$15,000 in damage to city property. Control measures have resulted in the removal of twenty-six beavers. Control efforts continue to further reduce damage.

Stephens County landowner contacted WS for assistance with beavers responsible for damage to trees around his pond. The Specialist for Stephens County responded and verified beavers were responsible for \$800 in damage to the trees. The Specialist used conibear traps to remove four beavers from the pond. Control efforts are completed currently.

Major County Commissioner contacted WS with beaver damage concerns. The Commissioner reported beavers were responsible for \$1,500 in damage to the road and bridge structures. The Wildlife Specialist assigned to Major County responded to the request and verified

the damage reported. The Specialist utilized conibear traps to remove two beavers from the adjacent creek with control efforts completed.

Roger Mills County landowner contacted WS for assistance with beavers that were responsible for damming up the creek on his property and flooding his wheat pasture. The landowner estimated the damage to the pasture to be valued at \$2,000. The Specialist for Roger Mills County responded and verified the damage. Control measures employed by the Specialist were successful in removing the beavers from the creek to help reduce any additional damage to the road structure.

Oklahoma County officials contacted WS about a beaver dam at a local city lake. The water backing up was at risk of overflowing into city park. WS tore the dam out enough to start drainage and then followed up with a night shoot which removed one beaver. After repeated site visits from WS, no new beaver activities have occurred. WS notified city officials that removal of the dam can be completed at this time with costs of removal estimated at \$500. Continued monitoring of this site will continue.

Alfalfa County Commissioner contacted WS about beavers building a dam in front of a cement culvert with concerns with water being up against the shoulder of the road with \$5500 in damages reported. Technical assistance was given on habitat modifications and direct control methods are being conducted.

Love County Commissioner contacted WS on beavers damming up a tin horn. A WS Specialist met with county officials and verified the damage was from beavers, estimated at \$1500. WS was able to remove five beavers.

Kay County Commissioner contacted WS with recurring issues from beavers damming up water at a low bridge with estimated damage at \$2,000. WS responded to the request and was able to break several dams and trapped two beavers from the property.

Special Projects - Disease Sampling

Wildlife Services is involved in disease management, research, disease surveillance, emergency response, education and outreach for diseases of feral swine. There are around 1.6 million feral swine in the United States today. Feral swine can be reservoirs of disease and may act as a host to a number of parasites, leaving the Oklahoma domestic swine industry vulnerable to disease.

Oklahoma Wildlife Disease Biologist has started collecting High Path Avian Influenza swab samples from migratory waterfowl across the state. These samples are opportunistically collected from "hunter harvested" waterfowl. During the month of November, 193 swab samples were collected and shipped for testing and came from five different counties across Oklahoma. During the month of December, 37 samples were collected from two counties in Oklahoma

Special Projects - Birds

Canadian County A WS Specialist was contacted by a city municipality with reports of pigeons gathering on city streets and buildings, which raised concerns about human health and safety. WS used several methods to remove 184 pigeons.

Garfield County school officials contacted WS for assistance on pigeon removal. Pigeon droppings are a human health and safety concern for the school. WS was able to remove 400 pigeons, and periodic checks will be made to ensure no more issues.

Table 1: Beaver, Predator, and Feral Swine removal in Oklahoma by WS November/December 2025

County	Beaver	Predators	Feral swine	District
Adair	4		26	E
Alfalfa				C
Atoka	14		10	E
Beaver				W
Beckham			65	W
Blaine	1	29		W
Bryan	8	58	88	E
Caddo			106	C
Canadian	6			C
Carter		1	10	C
Cherokee			2	E
Choctaw	6		16	E
Cimarron				W
Cleveland	1	2	2	C
Coal				C
Comanche	26	30	44	W
Cotton				W
Craig	24		42	E
Creek	1		115	E
Custer	11	7	69	W
Delaware		54	24	E
Dewey	12	10	93	W
Ellis		35	7	W
Garfield	5	7		C
Garvin				C
Grady	13		20	C
Grant	2			C
Greer		25	72	W
Harmon			73	W
Harper		5		W
Haskell			34	E
Hughes	8	3	202	E

Jackson		18	141	W
Jefferson				C
Johnston				C
Kay	1			C
Kingfisher				C
Kiowa				W
Latimer	6			E
Leflore	10	33	47	E
Lincoln	3		27	C
Logan	8	14	11	C
Love	24		11	C
Major			11	W
Marshall				C
Mayes	2			E
McClain	4			C
McCurtain				E
McIntosh	8	1	48	E
Murray	17	8	4	C
Muskogee			12	E
Noble	1		10	C
Nowata			10	E
Okfuskee	4		16	E
Oklahoma		5		C
Okmulgee	5		87	E
Osage		4	410	E
Ottawa				E
Pawnee	4	4	101	C
Payne	5		20	C
Pittsburg	1		22	E
Pontotoc		13	23	C
Pottawatomie				C
Pushmataha	15	1	18	E
Roger Mills	1	1	30	W
Rogers				E
Seminole	6		36	E
Sequoyah			13	E
Stephens				W
Texas				W
Tillman		5	64	W
Tulsa				E
Wagoner	2		19	E

Washington				E
Washita				W
Woods	2	12		W
Woodward	3	7		W
TOTAL	274	392	2311	

*E -East, W - West, C - Central Districts

Respectfully submitted,

Justin Cooper
 Division Director
 Wildlife Services Division

**November and December 2025 Activity Report
for
January 2026 Board Meeting
Agricultural Statistics Division**

Statistics:

On January 12, 2025, the Annual Crop Production, Winter Wheat Seedings, and Grain Stocks Reports were all released. Highlights include:

Corn

- Planted: 540,000 acres (+**20.0%** from 450,000 in 2024)
- Harvested: 495,000 acres (+**20.7%** from 410,000)
- Yield: 122 bu/ac (+**24.5%** from 98 bu/ac)
- Production: 60,390,000 bu (+**50.4%** from 40,180,000)

Sorghum

- Planted: 440,000 acres (+**18.9%** from 370,000)
- Harvested: 405,000 acres (+**22.7%** from 330,000)
- Yield: 58 bu/ac (+**48.7%** from 39 bu/ac)
- Production: 23,490,000 bu (+**82.5%** from 12,870,000)

All Hay

- Harvested: 3,100,000 acres (Unchanged from 2024)
- Yield: 1.95 tons/ac (+**18.1%** from 1.65)
- Production: 6,045,000 tons (+**18.1%** from 5,115,000 tons)

Hay Stocks

- 5,600,000 tons in Dec 25 (+**16.7%** from 4,800,000 tons in Dec 24)

Winter Wheat

- Planted : 4,800,000 acres (+**15.7%** from 4,150,000)

Soybeans

- Planted: 365,000 acres (-**28.4%** from 510,000)
- Harvested: 350,000 acres (-**13.6%** from 405,000)
- Yield: 29 bu/ac (+**45.0%** from 20 bu/ac)
- Production: 10,150,000 bu (+**25.3%** from 8,100,000)

Cotton

- Planted: 390,000 acres (-**10.4%** from 435,000)
- Harvested: 330,000 acres (+**78.4%** from 185,000)
- Yield: 815 lb/ac (**16.3%** from 701 lb/ac)
- Production: 560,000 bales (+**107.4%** from 270,000)

Information Requests: Phone calls, personal visits to our office, and requests via e-mail for information since last report totaled 23.

Releases for November:

Crop Production
Cattle on Feed

Relating Dates:

November 1, 2025
November 1, 2025

Release Dates

November 14, 2025
November 21, 2025

Releases for December:

Crop Production
Cattle on Feed
Hogs and Pigs
Agricultural Prices

Relating Dates:

December 1, 2025
December 1, 2025
December 1, 2025
December 15, 2025

Release Dates

December 9, 2025
December 19, 2025
December 23, 2025
December 31, 2025

Releases for January:

Crop Production
Winter Wheat Seedings
Grains Stocks
Annual Crop Production
Cattle on Feed
Cattle
Sheep and Goats
Agricultural Prices

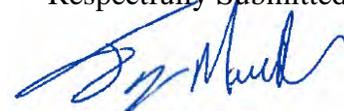
Relating Dates:

January 1, 2026
December 1, 2025
December 1, 2025
December 1, 2025
January 1, 2026
January 1, 2026
January 1, 2026
January 15, 2026

Release Dates

January 12, 2025
January 12, 2025
January 12, 2025
January 12, 2025
December 23, 2025
December 30, 2025
December 30, 2025
December 30, 2025

Respectfully Submitted,



Troy Marshall

Market Development Division

Oklahoma Department of Agriculture, Food and Forestry

Mission Statement: To drive economic growth and enhance public awareness of Oklahoma's agricultural industry.

Service and Support: Empower stakeholders through education, training, and technical support to promote growth and sustainability.

Training and educational opportunities for stakeholders

Description	Location	# of Stakeholders
Ag in the Classroom		
OSU Elementary Student Teachers	Stillwater, OK	15
OSU Early Childhood Pre-service teachers	Stillwater, OK	14
November What's Up Wednesday	Zoom	6
December What's Up Wednesday	Zoom	3
NSU Community PD Event for Educators	Broken Arrow NSU Campus	22
Broken Arrow Public Schools PD	Broken Arrow, OK	14
NSU - Dr. Sargeant's Reading Class PD	Broken Arrow, OK	12
Agritourism		
Presented about Farmers Market licensing and registration at OSU Farmers Market Manager Training	Oklahoma City	15
Oklahoma Grape Growers & Winemakers Conference	Edmond, OK	61

Educational and branded material distributed

Recipient	Location	Resource	# of resources
Made in Oklahoma			
Freed Family Farm	Okeene, OK	Boxes of MIO Bags	2; 500 bags
Grace Like Rain Wood-N-Stuff	Mustang, OK	Stickers, Counter Card, Table Tents, Shelf Wobbler	2 rolls; 1,000 stickers, 1 Counter Card, 2 Shelf Wobblers, 3 Table Tents
Red Clay Beauty Botanical Wellness Spa	Claremore, OK	Retailer Package (window cling, counter card, shelf wobbler, table tent, hang tag)	111 items altogether
Flying G Ranch	Sand Springs, OK	Boxes of MIO Bags	3; 750 bags
Art Glass by Anne	Tulsa, OK	Stickers, Table Tent	2 rolls; 1,000; 2 table tents
Ag in the Classroom			
15 OSU Elementary Student Teachers	Stillwater, OK	Barn Full of Classroom Resources	150
14 OSU Early Childhood Preservice teachers	Stillwater, OK	Barn Full of Classroom Resources	140
22 Educators (NSU Event)	Broken Arrow, OK	Specialty Crop Card Games	22
12 NSU students (Dr. Sargeant's class)	Broken Arrow, OK	Barn Full of Resources	216
Kristi Voelker	Perkins-Tryon Elementary	Early Childhood & Elementary Agriculture Activity Sheets/Student Readers	60
Linda Williams	John K Hubbard Elementary (Noble)	Activity Book; Flat Aggie & Annie Book	22
Coty Tarp	Shiloh Christian Academy (Newcastle)	Activity Books, Early Childhood Agriculture Activity Sheets; Student Readers, Bookmarks	540

Karen Dodson	Western Oklahoma Christian School (Hinton)	Activity Book, Early Childhood & Elementary Agriculture Activity Sheets; Student Readers	70
Patty Taylor	Northwoods Fine Arts Academy (Sand Springs)	Activity Book; Flat Aggie & Annie Book	16
Debra Wood	Centennial Elementary (Edmond)	Elementary Agricultural Activity Sheets	40
Michelle Pruiett	Timber Ridge Elementary (Broken Arrow)	Elementary Agricultural Activity Sheets; Teacher resources	101
Nanci Collica	Washington Irving Elementary (Edmond)	Activity Books	250
Agritourism			
15 Farmers Market Managers	OSU FM Manager Training in OKC	Bringing Farm to Market and Farmers Market Guide	100
November Wine Brochure Requests	MN, NC, OK, FL, TX, VA, MA, MS, CA, KY, AL, ND, MI, OH, IL, RI, WA, NJ, IA GA, KS, MO, CO, IN, NM	Wine Trails Brochure	74 physical + 12 digital

Site visits and email/phone consultations

Name	Location	Notes
Made in Oklahoma		
Tulsa Clay	Email	Profile page update on MIO website
Pawsitively Organic, LLC	Email	Assistance with using MIO logo on product labels
Noble Rubber Products	Email	Profile page update on MIO website
Larsen Family Farm	Email	Profile page update on MIO website
FK Tea/Roark Acres	Email	Sourcing Oklahoma honey for new products
Courtnea's Creations	Email	Profile page update on MIO website
Oh Honey Cookie Company	Email	Ownership change, MIO events
Golden Grove Granola	Email	MIO Events
Bellflower Girl	Email	Profile page update on MIO website
DC Feeds	Email	Potential Retailer – Connecting with MIO Producers
OSU Ag Comm/Producers	Email	Connect MIO Producers with campaigns course

Beaver County Assessor's office	Email/Mail	Requested and sent brochures detailing MIO program to add in welcome packets for new businesses in county
COWLAD COWLASS	Email	Next steps to join the program
CHC Sauce and Spice	Email	Explained eligibility requirements to join the program
Meister Premium Meats	Email	Profile page update on MIO website
Quapaw Food Services Authority	Email	Explained eligibility requirements to join the program
Oklahoma Pork Council	Email	Ag Day information
The Shepherd's Gold LLC	Email	Explained eligibility requirements to join the program
Tamiko Nesbitt	Email	Explained eligibility requirements to join the program
Hard Times Coffee	Phone + Email	Application review/approval, correct usage of MIO logo
Yellow Dog Coffee Company	Norman	Producer visit with social media intern and international professional to learn about company and shoot content
Not Your Average Joe	Norman	Producer visit with social media intern and international professional to learn about company and shoot content. National Show Consult
MollyCoddled Hashslinger	Store/OKC	Exchange & National Show Consult
Stone Sisters Pizza	Phone	National Show Consult
Good Girl Chocolate	OKC	Exchange & National Show Consult
Padano's Kitchen	Bixby	Exchange & National Show Consult
Southern Roots Sisters	Phone	National Show Consult
Igy Nutrition	Zoom	Food Export Branded Program Consult/ Did Prequalification for 2026
Farm to School		
Kim Kolasa: Fork Farms	Zoom	Met with Kim to discuss how Farm to School can partner with schools that have a growing tower.
Shawna Pha: student worker with the Minnesota Farm to School and Early Care Program	Zoom	Shared an overview of the OK F2S Program and how we promote the program to schools and how we utilize the Local Food Vendor Application for producers,
Agritourism		
Sabatia	Norman	Discussed the OGGWC and plans to improve it in 2026. OGIC is also shifting in leadership, and we talked about potential collab projects.
Wildflower Cottage	Guthrie	Site visit, potential new producer with u-pick flower farm, discussed AEDB grant opportunities, steps to join agritourism program

Franc Bregu	Broken Arrow	Met with Franc, a potential winemaker who wants to plant grapes near Broken Arrow.
Monkey Island Winery	Monkey Island	Site visit, winemaker of the month.
Dan Montreiul & Lacey French	Yukon	Dan is the new OGIC president. Lacey is also on the board. Advised on ODAFF collaboration for future events and festivals. There's movement to change the name of OGIC and clear intention to get the kit wineries involved.
American Solera Edmond	Edmond	Site visit to check if the app boundaries are correct and that they still serve wine made from Oklahoma fruit.
Native Spirits	Norman	Site visit, discussed plans to stick around for a few more years before selling.
OK Cider	OKC	Picked up product for Legislative presentation.
Checkmate Country Manor	Oklahoma City	Site visit, added as a new producer as a Country Stay
All Pine Christmas Tree Farm	Yukon	Annual site visit, guided Ag Youth Council, talked about Christmas Tree season
Lakeview Market	Yukon	Dropped off OK Grown Bags
Whippoorwill Lodge	Caddo	Site visit, added as into the agritourism program as a "Hunting" venue and "Country Stay"
Red Bird Farm	Enid	Seasonal visit, took photos and videos for social media
Santa's Forest Christmas Tree Farm	Ponca City	Seasonal visit, took photos and videos for social media
Wonderland Tree farm	Harrah	Annual visit, took photos and videos for social media, talked about gift show and customer growth
Martinbird Tree Farm	Tuttle	Annual visit, took photos and videos for social media
Silver Bells Christmas Tree Farm	Tuttle	Annual visit, took photos and videos for social media, Talked about growth of farm expanding into new fields
Flying G Pecans	Sand Springs	Farm visit to learn about pecan retail space
Owasso Christmas Tree & Berry Farm	Owasso	Farm visit to check in for the Christmas tree season, both tree and retail sales were increasing
Sorghum Mill Christmas Tree & Blackberry Farm	Edmond	Farm visit, took photos and video for social media
Pioneer Homestead Christmas Tree Farm	Oklahoma City	Annual visit, took photos and videos for social media, talked about gift show and customer growth
Wells Christmas Tree Farm	Norman	Site visit, took photos, discussed plans for future, possible new country stay

Crossed Arrows Alpaca Farm & Fiber Mill	Duncan	Site visit, discussed writing a feature story for agritourism socials, and AEDB grant opportunities
Lori Kenny, Kenny Farms	Phone/email	Asked her to speak at OKLAS, sent presentation details in email
Adam Crisp, OK Christmas Tree President	Phone	Discussed OCTA meetings at OKLAS
Cowtown Market	Phone	Discussed FM Hub Rules
Stillwater Farmers Market	Phone	Celebrating 40 years of their market in 2026, ODAFF planning a special ceremony
Annabelle's Fun Farm	Phone	Asked about AEDB opportunities
Cottonwood Corner	Phone/email	Asked about AEDB opportunities, emailed grant info and farm hub app
D&C Christmas Tree Farm	Phone	Checked in about Christmas season
Creation Wildlife Park	Phone	Asked him to speak at OKLAS
Jerrod Petty	Phone/Email	Asked about joining agritourism program, emailed grant info
N40 Berries – Darla Black	Email	Sent speaker info about OKLAS
Hive FM Market	Email	Questions about starting a market
Sarah Lopes- The Stand	Email	Farm Hub questions
Choctaw Farmers Market	Email	Questions about hosting an event at the market
Carmichael's Pumpkin Patch	Phone	Discussed potentially being a bus tour stop at OKLAS, talked about the future of their business with future generations
Molly & Socks Christmas Tree Farm	Phone	Asked them to be a bus tour stop at OKLAS
The Flower Meadow	Phone/Email	Discussed hosting a session at OKLAS and session topics
Landgraf Farms	Madill	Site visit to capture photos and videos for a feature post
Urban Bakery	Phone/Email	Getting details for producer profile
Pleasant Valley Farms	Phone	Asked them to be a bus tour stop at OKLAS
Kay Black	Phone	Discussed potentially starting an agritourism farm
Goat Farmers Wife Tulip Farm	Email	Created final agritourism profile
Checkmate Country Manor	Email	Numerous discussions about farms' agritourism profile and online presence

Producer Communications

Medium	Recipients	Total #	Description
Digital Newsletter	Agritourism Producers	453	November News, OKLAS Registration
Email	Farmers Market and Hub Managers	75	Renewal Reminder #1
Email	Farmers Market and Hub Managers	75	Renewal Reminder #2
Printed Postcard	Agritourism producers and past OKLAS participants	850	OKLAS promotional postcard mailed to previous participants of OKLAS and all active Agritourism producers
Email	Farmers Market Managers	75	Info about OSU Farmers Market Manager Training

Producers Added to Made in Oklahoma Program

Name	Name
Rowdy M Ranch Tallow	66 ToGo LLC
Tallgrass Tallow Co.	Red Clay Beauty Wellness LLC
Papa Pig's Seasonings LLC	Hard Times Coffee Roasters LLC
Starlight Farm	Randolph Farms
Davidson Apiary	Thespionage LLC
Pelmeni Princess	Jypsy Jan Creations
Tin Star Jerky Co	Bindrum Woodworks LLC
Art Glass by Anne	Pot it Like its Hot LLC
Zellis Makes	RVR Longhorns, Inc
Tulsa Hats	Soul Journey Crystals

Other Technical Support Provided

Description	Producers Served
Certificates of Free Sale	Lopez Foods, Bar S Foods, ACG Materials, Trevo

Public Engagement: Increase visibility and understanding of Market Development programs through targeted public engagement and storytelling.

Media Statistics

Program	Facebook	Instagram	YouTube	Email	Website
AITC	10,568 followers	938 followers	10,588 views	16,056	18,100 total users
Farm to School	2,276 F2S followers				
Agritourism	26,712 followers	10.4K followers		10,365	9.1K users in November 5.6K users in December
Made in Oklahoma	7,145	4,770	NA	NA	Unknown
Food Export Midwest & Northeast	1,522	1,642			
Viticulture	259.9K views	169.2K views			

Media Campaigns and Events

Outlet	Notes
Wine Trails App	66 new users, 118 check-ins at wineries
Made in Oklahoma Gift Basket Guide	Updated and posted to madeinoklahoma.net
Fox 25	35 Made in Oklahoma companies were featured on “25 Days of Christmas”
Radio Oklahoma and Ok Farm Report	Interviewed about U-cut Christmas Tree Farms in Oklahoma

Public Events

Event	# of people reached	Description
Adventures in Agriculture at the National Cowboy & Western Heritage Museum	200 students	Passed out brochures to high school students, discussed agritourism experiences to visit

Stillwater Leadership		Participated in a panel presentation. Discussed agritourism as well as viticulture/enology.
Duncan Rotary Meeting	20	Speak to Duncan Rotary, shared agritourism brochures with 20 people
Stephens County FFA Workshop	70 students	Discussed agritourism experiences, passed out agritourism map to all students

Partnerships and Relationships: Cultivate and sustain collaborative relationships with stakeholders to promote mutual growth and long-term success.

Industry Partner Events

Event	Location	Description
AgPalooza Planning Meeting	OKC Stockyards	Met with part of committee to see where the children area will be at AgPalooza in May
Tulsa Home and Garden Show Planning	Virtual	Discussed with Sarah Gentry of the Tulsa Homebuilders Association regarding Made in Oklahoma section at 2026 show.
Global Oklahoma	OKC	Annual Meeting
Ok Grape Industry Council Meeting	Bridging Vines, Yukon	Met with the new OGIC President to discuss future partnerships.
OALP-Class 22 Seminar 3	Ardmore	Toured the Noble Research Institute, Savage Equipment, and Oklahoma Steel & Wire. Also participated in a community service project
OALP-Class 22 Seminar 4	Oklahoma City	Toured AFR/OFU, Oklahoma City Memorial, and participated in Strengths Finder discussion.
National Ag Marketing Summit	Indianapolis	Micaela Halverson and Meriruth Sellers attended. MS served on a panel in a plenary session.
National Farm to Cafeteria Conference	Albuquerque	Annie Davis and Alex Cox attended
Grape Grower and Wine Maker Conference	OKC	Madi Franklin set up a booth

Partner participation

Partner	Location	Description
Oklahoma State Fair		Planned application invites and timeline for 2026 MIO Store.
Food Export	Zoom	National Products West Kickoff
Food Export	Webinar	Focused Trade Mission to Southeast Europe for Value-Added Feed Ingredients held in Sofia, Bulgaria April 28-29, 2026.
Food Export	Zoom	Pet Food Buyers Mission at Global Pet Expo Kickoff

Advisory Boards

Description	Location
AITC Advisory Board Meeting	Oklahoma Farm Bureau, OKC, OK

Team Operations: Foster a high-performing, collaborative internal team through transparent communication, shared goals, and operational efficiency.

Team Collaboration

Subject	Team Members/Participation
AITC Strategic Plan	Melody Blosser, Annie Davis, Emily Ague
Evaluating the current AITC Advisory Council and how we can incorporate F2S	Alex Cox, Annie Davis
OKLAS	Micaela Halverson, Jennea Brilee, Whitney Hinrichsen
Made in Oklahoma Meeting	Jamie Cummings, Jenna Brinlee
AITC Educational Poster Design	Whitney Hinrichsen, Micaela Havlerson, Melody Blosser, Annie Davis, Emily Ague

MARKET NEWS SERVICES

November 1, 2025-December 31, 2025

- **Grain Report:**

	November 1, 2025,	December 31, 2025,	DIFFERENCE	
WHEAT: (bu)	\$3.99-\$4.64	\$3.90-\$4.55	\$0.09 to \$0.09	Lower
MILO: (bu)	\$3.16-\$3.71	\$3.25-\$3.65	\$0.09 to \$0.06	Lower
SOYBEANS: (bu)	\$9.75-\$10.15	\$9.05-\$9.35	\$0.70 to \$0.80	Lower
CORN: (bu)	\$3.91-\$4.51	\$3.90-\$4.60	\$0.01 to \$0.09	Lower - Higher
COTTON: (lb)	61.04 cents	59.52 cents	1.52 cents	Lower

- **OKC NATIONAL STOCKYARDS (OKC) STEERS AND HEIFERS**

Year	Gender	Muscle Thickness	Prices	500-600 lb. Weighted Average
12-17- 2024	STEERS	Number 1	\$292.00- \$400.00	\$346.00
12-16- 2025	STEERS	Number 1	\$408.00- \$482.00	\$445.00

Year	Gender	Muscle Thickness	Prices	500-600 lb. Weighted Average
12-17- 2024	HEIFERS	Number 1	\$262.00- \$305.00	\$283.50
12-16- 2025	HEIFERS	Number 1	\$350.00- \$440.00	\$395.00

- **Weekly Report:**

- Six weekly Oklahoma Market Reports were sent to 10,719 subscribers November 1, 2025-December 31, 2025 (**DOWN from 124 subscribers last report**). Due to no longer sending text messages.

- **Voice Messaging System:**

- The market news voice messaging system during
Monthly Total: November 1, 2025-December 31, 2025, **7,346 Accessed Times**
Last Report: September 1, 2025-October 31, 2025, **7,969 Accessed Times**

- Compared to Last Month: **Accessed Times-is DOWN 623 on Accessed times**

- **Oklahoma Agriculture Market News**
 - **Facebook Page**
 - Likes/Followers 850
 - **Likes/Followers UP 16**
 - People reached through past report: 2,100 people

- **Oklahoma Hay Directory**
 - Hay Directory
 - Called 112 people from the previous years on the hay directory
 - 26 are not selling or do not have any to sell
 - 9 have sold out of everything
 - **74 people are currently on the Oklahoma Hay Directory**

- **Hay Report**
 - **Hay Remarks – From our Producers (Each statement or comment is from a different hay producer)**
 - No movement.
 - More “give away” hay selling than anything else
 - Weather has not been in the favor of the hay producer, when it comes to selling hay.

		November 1, 2025- December 31, 2025	November 1, 2024- December 31, 2024	Difference
Tons:	Hay	1,760	11,170	DOWN 9,410
Bales:	Hay	4,218	6,120	DOWN 1,902

**OKLAHOMA HAY MARKET REPORT
12-19-25**

		This Week	Last Reported	Last Year
Tons:	Hay	0	1040	2350
Bales:	Hay	1172	1466	1278

Compared to the last report. Movement is at a standstill to steady. Drought worsens; 68 percent of the state has some form of drought. We do not see any cold weather or moisture in the future. Christmas and New Year's are a few days away, and movement might slow down even more.

Trends: No Trends currently.

The Oklahoma Mesonet Drought Monitor indicates that 0 percent of the state is experiencing exceptional drought, 3.48 percent is in extreme drought, 11.11 percent is in severe drought, 33.58 percent is in moderate drought, 68.01 percent is in abnormally dry conditions, and 31.99 percent has no drought conditions.

*** The next report release will be on January 2nd ***

Central

Type	Quality	Ask or Trade	Bale / Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Use d
Alfalfa	Good/Premium	Ask	Per Ton	Large	Square 4x4	0	160.00	0	F.O.B.
Alfalfa	Good	Ask	Per Ton	Large	Square 4x4	0	150.00	0	F.O.B.
Alfalfa	Fair/Good	Ask	Per Ton	Ground	Grinding	0	90.00	0	F.O.B.
Bermuda	Fair/Good	Ask	Per Bale	Medium	Round	0	50.00	0	F.O.B.

North Central

Type	Quality	Ask or Trade	Bale / Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Use d
Bermuda	Premium/Supreme	Trade	Per Bale	Large	Round	92	80.00	80.00	F.O.B.
Bermuda	Good/Premium	Trade	Per Bale	Large	Round	160	60.00	60.00	F.O.B.
Bermuda	Premium	Ask	Per Bale	Small	Square	0	11.00	0	F.O.B.
Bermuda	Good	Ask	Per Bale	Large	Round	0	55.00	0	F.O.B.
Bermuda	Fair/Good	Ask	Per Bale	Large	Round	0	50.00	0	F.O.B.

Northeastern

Type	Quality	Ask or Trade	Bale / Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Use d
Prairie/Meadow	Good/Premium	Trade	Per Bale	Large	Square 3x4	400	60.00	60.00	F.O.B.
Prairie/Meadow	Good/Premium	Trade	Per Bale	Medium	Round	200	55.00	55.00	F.O.B.
Prairie/Meadow	Good	Ask	Per Bale	Medium	Round	0	45.00	0	F.O.B.

Northwestern

Type	Quality	Ask or Trade	Bale / Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Use d
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		Trade	Per Ton						
Alfalfa	Premium	Ask	Per Ton	Large	Square 4x4	0	160.00	0	F.O.B.
Alfalfa	Good/Premium	Ask	Per Ton	Ground	Ground	0	90.00	0	F.O.B.
Alfalfa	Fair	Ask	Per Ton	Large	Round	0	130.00	0	F.O.B.
Prairie/Meadow	Good/Premium	Ask	Per Bale	Medium	Round	0	80.00	0	F.O.B.
Wheat	Good	Trade	Per Bale	Large	Round	320	40.00	40.00	F.O.B.

Market Development Snapshots



This story received 134,000 views on Edible OKC's social media pages.



Made in Oklahoma Program promoted many registered retailers on social media during the Christmas season



Agricultural Environmental Management Services (AEMS)
Division Activities

General Activities

- AEMS Staff attended the Oklahoma Association of Public Procurement (OkAPP) Forum 2025 in Tulsa on November 6 & 7.
- AEMS Staff were present on the Spring Creek Water Quality Meeting phone call on November 13.
- AEMS held their yearly staff recognition retreat in November, recognizing staff that hit 10-year and 25-year anniversaries for 2025.
- AEMS Staff attended the Oklahoma Governor’s Water Conference & Research Symposium in December.
- AEMS Staff attended the 4th quarter Oklahoma Comprehensive Water Plan (OWCP) – Stormwater Planning meeting in December.
- AEMS Staff engaged in the Association of Clean Water Administrators (ACWA) State & EPA bimonthly animal agriculture call in December.
- AEMS Staff participated in the Water Research Advisory Board meeting that reviewed proposed presentations for 2026 awards.
- Renewals for Poultry Feeding Operations (PFOs) and Animal Shelters were due December 31.

Complaints

	Received	Closed*
This Reporting Period	24	20
Total FY26	66	74

**These numbers include closing of older complaints.*

Complaint Breakdown for this Reporting Period

Cattle:	7
Swine:	2
Poultry:	3
Misc Animal:	2
Other:	0
Animal Shelter:	5
Pet Breeder:	5

Program Activities

A summary of the inspections, compliance and technical assistance conducted by the ODAFF AEMS Staff for this reporting period.

CAFO & LMFO ACTIVITIES

	Sept 1-Oct 31	FY 26 Total
Complaint or Compliance Follow-ups	21	77
Annual Inspections	12	144
Technical Assistance with Contacts	40	259
Site Visit/Review – No contact made	16	55

POULTRY ACTIVITIES

	Nov 1-Dec 31	FY 26 Total
Complaint or Compliance Follow-ups	8	25
Annual Inspections	131	276
Technical Assistance with Contacts	290	1148
Site Visit/Review – No contact made	134	405
OSU Poultry Education Classes Attended	3	7
Eucha-Spavinaw CNMP Written	6	26

PET BREEDER & SHELTER ACTIVITIES

	Nov 1-Dec 31	FY 26 Total
Complaint or Compliance Follow-ups	15	47
Annual Inspections	21	140
Technical Assistance with Contacts	40	256
Close Outs	6	13

AGPDES ACTIVITIES

	Nov 1-Dec 31	FY 26 Total
Complaint or Compliance Follow-ups	0	0
Site Inspections	3	10
Technical Assistance with Contacts	2	14

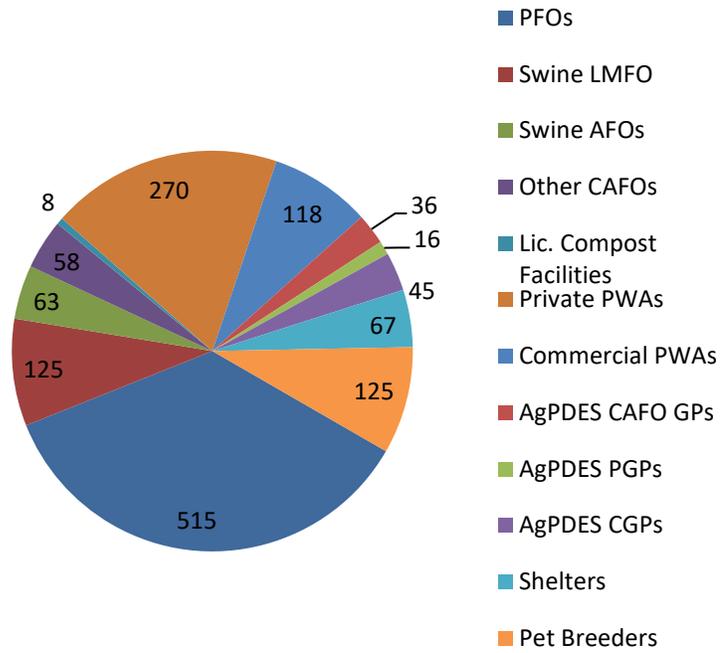
COMPOSTING ACTIVITIES

	Nov 1-Dec 31	FY 26 Total
Complaint or Compliance Follow-ups	0	5
Site Inspections (all)	1	12
Technical Assistance with Contacts	2	27

AgPDES Permitting Activities

-
- Number of AgPDES CAFO Authorizations this reporting period: 0
 - Number of AgPDES PGP Authorizations this reporting period: 0
 - Number of AgPDES CGP Authorizations this reporting period: 4

Current FY26 AEMS Numbers



Respectively,

Teena G. Gunter, AEMS Division

**BEFORE THE STATE BOARD OF AGRICULTURE
 OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY
 JANUARY 2026 BOARD REPORT
 REGARDING NOVEMBER 1, 2025 THROUGH DECEMBER 31, 2025 ACTIVITIES OF
 THE OFFICE OF GENERAL COUNSEL**

AMOUNT OF ADMINISTRATIVE FINES COLLECTED:

Amount to Date (2026)	Amount of Fines for this Board Meeting
\$0	\$16,375
\$177,765	2025
\$236,230	2024
\$372,095	2023
\$207,400	2022

CONTRACTS REVIEWED OR DRAFTED (30):

Marketing: 17
CPS: 2
ADMIN: 1
AEMS: 1
FSD: 1
FOR: 7
WS: 1

ADMINISTRATIVE HEARING PROCEEDINGS:

Total Number of Open Cases: 174
Total Number of New Cases: 54
Total Number of Cases Closed: 25
NOVs Sent: 33

OTHER ACTIONS AND PROCEEDINGS:

<i>Spring Creek Coalition v. ODAFF and Trong, Cherokee County Case Number CJ-2021-29:</i> Petition seeking declaratory and injunctive relief. Answer filed.
<i>Spring Creek Coalition v. ODAFF and Phan, et al., Delaware County Case Number CJ-2021-33:</i> Petition Seeking Declaratory and Injunctive Relief. Order Granting Partial Summary Judgement entered June 28 th , 2024. Motion to Reconsider overruled. Petition in Error filed in Supreme Court September 25, 2024. Motion to Dismiss filed and answered. Motions to intervene/file Amicus. Case assigned to Court of Civil Appeals.
<i>Cody Tyle Roach et al. v. Blayne Arthur et al., U.S. District Court for the Western District of Oklahoma Civil Action No. CIV-25-424-J:</i> Plaintiffs sued agents of

Investigative Services for civil rights violations during a search and seizure performed by agents of Investigative Services. Other agency members were included for negligent supervision. This case is being defended by the Attorney General's Office. ***Brad Phillips et al. v. ODAFF and Phan, et al., McCurtain County Case Number CJ-2025-00149***: Petition seeking injunctive relief. Answer filed.

MEETINGS:

Date	Activity
November 3, 2025	AEMS Legal
November 3, 2025	Directors Meeting
November 4, 2025	AALA Conference
November 5, 2025	AALA Conference
November 6, 2025	AALA Conference
November 7, 2025	AALA Conference
November 10, 2025	Directors
November 11, 2025	OBA GALPS
November 13, 2025	PSHRA Webinar
November 13, 2025	Commissioners of Land Office
November 17, 2025	AEMS Legal
November 17, 2025	Emergency Drought Committee
November 18, 2025	OBA GALPS
November 19, 2025	Directors Meeting
November 19, 2025	OMMA
November 25, 2025	Directors Meeting
December 1, 2025	Ag Youth Council Legislation
December 1, 2025	AEMS Legal
December 2, 2025	Directors Meeting
December 2, 2025	Non-Point Source Working Group
December 3, 2025	Governor's Water Conference
December 3, 2025	Commissioners of Land Office
December 10, 2025	Legislative Monitoring Committee
December 11, 2025	Granicus
December 12, 2025	State Board of Agriculture
December 15, 2025	Open Meeting and Open Records Seminar
December 16, 2025	Commissioners of Land Office Internal Audit Committee
December 18, 2025	GALPS Annual CLE 2025

RULE ACTIVITIES:

Chapter 1. Administrative Operations (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules for part 1 of this chapter. Publication occurred on October 15, 2025. Public comment

was open from October 15, 2025, through November 14, 2025. The Governor approved this chapter of rules on October 24, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025. On October 8, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules for part 2 of this chapter. Publication occurred on November 3, 2025. Public comment was open from November 3, 2025, through December 3, 2025. A public hearing will take place on January 6, 2026. The Governor approved this chapter of rules on November 7, 2025. A public hearing took place on January 6, 2026.

Chapter 2. Fees (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication occurred on October 15, 2025. Public comment was open from October 15, 2025, through November 14, 2025. The Governor approved this chapter of rules on October 24, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025.

Chapter 10. Agricultural Products (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication occurred on October 15, 2025. The Governor approved this chapter of rules on October 24, 2025. Public comment was open from October 15, 2025, through November 14, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025.

Chapter 15. Animal Industry (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules for part 1 of this chapter. Publication occurred on October 15, 2025. The Governor approved this chapter of rules on October 24, 2025. Public comment was open from October 15, 2025, through November 14, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025. On October 23, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules for part 2 of this chapter. Publication occurred on November 17, 2025. Public comment is open from November 17, 2025, through December 17, 2025. A public hearing took place on January 6, 2026.

Chapter 30. Consumer Protection (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules for part 1 of this chapter. Publication occurred on October 15, 2025. The Governor approved this chapter of rules on October 24, 2025. Public comment was open from October 15, 2025, through November 14, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025. On October 8, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules for part 2 of this chapter. Publication occurred on November 3, 2025. The Governor approved this chapter of rules on November 7, 2025. Public comment was open from November 3, 2025, through December 3, 2025. A public hearing will take place on January 6, 2026. A public hearing took place on January 6, 2026.

Chapter 37. Food Safety (Permanent FY 2026): On October 8, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication occurred on November 3, 2025. The Governor approved this chapter of rules on November 7, 2025. Public comment was open from November 3, 2025, through December 3, 2025. A public hearing will take place on January 6, 2026. A public hearing took place on January 6, 2026.

<p>Chapter 50. Aquaculture (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication occurred on October 15, 2025. The Governor approved this chapter of rules on October 24, 2025. Public comment was open from October 15, 2025, through November 14, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025.</p>
<p>Chapter 55. Commercial Pet Breeders and Animal Shelters (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication occurred on October 15, 2025. The Governor approved this chapter of rules on October 24, 2025. Public comment was open from October 15, 2025, through November 14, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025.</p>
<p>Chapter 56. Emergency Drought Committee (Permanent FY 2026): On September 25, 2025, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication occurred on October 15, 2025. The Governor approved this chapter of rules on October 24, 2025. Public comment was open from October 15, 2025, through November 14, 2025. A public hearing took place on November 17, 2025. The rules were adopted on December 12th and submitted to the Legislature on December 17th of 2025.</p>

OPEN RECORDS REQUESTS (33):

AEMS: 6
CPS: 8
AIS: 7
Pet Breeders: 5
Food Safety: 2
Forestry: 5

OTHER ACTIVITIES:

Phone calls or emails with the public: 17
Assistance to Executive: 23
Assistance to industry: 1
Assistance to AEMS: 4
Assistance to CPS: 8
Assistance to Wildlife Services: 1
Assistance to Forestry: 8
Assistance to AIS: 6
Assistance to Admin: 3
Assistance to Market Development: 7
Assistance to other state agencies: 7
Assistance to federal agencies: 0
Assistance to Food Safety: 5
Assistance to NASS: 0
Assistance to Lab: 0

Assistance to Investigative Services: 3
Assistance to Human Resources: 0
Assistance to Legislature: 13
Assistance to Attorney General: 2
Assistance to Public Information: 1
Assistance to Governor's Office: 1

Respectfully Submitted,



Teena G. Gunter
General Counsel

**FOOD SAFETY
BOARD REPORT
JANUARY 2026**

NOVEMBER 1, 2025 -
DECEMBER 31, 2025

POULTRY & EGG GRADING, PRODUCE AND ORGANIC SECTION

POULTRY AND EGG SECTION

In Broken Bow at Tyson Foods, USDA poultry grading was performed by ODAFF inspectors on 3,887,487 pounds of poultry – boneless/skinless leg meat & bone in/skin on parts and ground meat. ODAFF inspectors provided USDA shell egg grading on 89,490 dozen eggs at Cal-Maine Foods Inc. at Sulphur. ODAFF inspectors provided USDA poultry grading services on poultry products being shipped from National Steak & Poultry Quality Meats in Owasso. Egg quality inspections under the Oklahoma egg law were conducted. ODAFF staff have been working with Extension at Oklahoma State University to develop an online course covering the Oklahoma Egg Law. This course is completed and recently launched; the title of the course is Selling Eggs in Oklahoma.

ORGANIC FOODS SECTION

Organic inspectors completed compliance and certification inspections at:

- Seven organic crop producers
- Three organic processors
- Collected one organic sample
- Eleven retail organic inspections
- The organic section had requests for 2,000 certified organic stickers from Oklahoma Certified Organic producers and processors, which display the stickers on all products sold, labeled, or represented as Organic across the United States.
- The organic section had 3 requests for organic crop applications and 2 requests for organic processing applications.

POULTRY & EGG GRADING, PRODUCE AND ORGANIC SECTION

PRODUCE SAFETY SECTION

- Hosted a Produce Safety Alliance grower training in Oklahoma City
- Visited 4 farmers markets/market hubs providing outreach and to build farm inventory
- Visited a farm to do on-site technical assistance in the new farm planning stage
- Attended and taught a session during the MCAFDO virtual conference
- Sent an e-mail newsletter to advertise future Produce Safety training
- Educating our staff on the new water rule to better prepare for inspecting for the new rule
- Assisted another state with reviewing a water rule checklist they are creating
- Working on reviewing/updating current farm inventory and adding new farms
- Regular conference calls with TX, LA, AR, NM, MO, MS

HOMEMADE FOOD FREEDOM ACT

- Received 10 complaints on Homemade Food Freedom Act businesses.
- Two of those complaints were found to not be a homemade food business.
- Meat compliance assisted with 6 complaints.
- Issued 4 Warning letters and Verbal warnings were given to 4 producers and 1 we have been unable to contact.
- We now have 627 registered homemade food freedom act businesses.
- Spoke at the OSEHP conference to educate health department inspectors about the law.

OKLAHOMA MEAT INSPECTION SERVICES INVESTIGATIONS AND COMPLIANCE ACTIVITIES

Planned Compliance Reviews	08
Random Compliance Reviews	151
Person-to-Person Contacts	87
Special Investigations and/or Projects	10
Reports of Apparent Violations	01
Detentions	01
Consumer Complaints	06
Verbal Warnings Issued	08
Letters of Warning Issued	00
Samples Submitted to Lab for Analysis	00
Accident Investigations	02
Administrative Procedures Act	00

The Oklahoma Highway Patrol notified Meat Inspection Compliance with two (2) truck accidents.

See details below:

ACCIDENT LOCATION	ANIMAL PRODUCT	DISPOSITION
<ul style="list-style-type: none"> • State Hwy 10 East of 4030 Rd • I-240 & I-44 West South bound Hwy 62 onramp 	<ul style="list-style-type: none"> • Butcher Beef Cattle • Chickens 	<ul style="list-style-type: none"> • 32 Killed and buried on private land • Approximately 500 deceased; disposed at Oklahoma City Landfill

Highlighted Activities

During the course of Random Reviews and Anonymous Consumer Complaints, Compliance and Investigation Services sent out zero (0) Letter of Warning for Violations of the Oklahoma Meat Inspection Act and/or State Statutes.

OKLAHOMA MEAT INSPECTION SERVICES INVESTIGATIONS AND COMPLIANCE ACTIVITIES

SLAUGHTER MEAT INSPECTION

Number of Cattle	2,473
Total Beef Condemned	24,860 lbs
(Beef heads & livers)	(avg. H wt 20 lbs, avg. L wt 10 lbs)
Number of Swine	298
Total Pork Condemned	2,490 lbs
(Pork heads & livers)	(avg. H wt 10 lbs, avg. L wt 2 lbs)
Number of Sheep & Goats	10,190
Total Condemned	56 lbs
Number of Chickens	7,280
Number of Rabbits	64
Total Condemnations	6 lbs
Number of Buffalo	97
Total Condemnations	1790 lbs
TOTAL MEAT INSPECTED	2,899,803 lbs

<u>AVG. CARCASS WT</u> Beef 700 lbs, Pork 250 lbs, Sheep/Goat 100 lbs	<u>AVG. SWINE HEAD/LIVER</u> Head 10 lbs / Liver 2 lbs
<u>AVG. BEEF HEAD/LIVER</u> Head 20 lbs / Liver 10 lbs	<u>AVG. LAMB/GOAT HEAD</u> Head 2 lbs

PROCESSED BOXED MEAT INSPECTED

Processed Red Meat	2,378,222 lbs
Condemned on Reinspection	0 lbs
Poultry (Portions)	629,591.02 lbs
Condemned on Reinspection	0 lbs
Rabbit Meat	0
Condemned on Reinspection	0 lbs
Exotic Deer Meat	0
Condemned on Reinspection	0 lbs
TOTAL PROCESSED MEAT INSPECTED	1,748,630.98 lbs

MEAT SAMPLE ACTIVITY

16 Samples Submitted for Analysis
16 Samples Analyzed
16 Samples Negative Analysis
0 (Heat) Samples Not Analyzed
0 Samples Non-Compliant
0 Sample Positive Results

Sept. 22 – 26 – Tommy Stephens attended the USDA Frontline Supervisor meeting in Dallas

DAIRY SECTION

Dairy staff conducted routine inspections at dairy farms, dairy plants, performed equipment checks and collected farm and plant dairy samples throughout the state.

Additionally, Dairy Services conducted the following dairy farm surveys:

- DFA CENTRAL COUNCIL 18 (BTU 40-018) located in Payne and Lincoln Counties.

This state survey received a passing score and information regarding the survey is available on FDA's Interstate Milk Shippers List website.

Under the direction of the State Veterinarian, Dairy staff has implemented additional bio-security protocols when visiting dairy farms throughout the state. This information is being shared with our producers, and they are encouraged to contact the State Veterinarian if their herd shows symptoms related to HPAI.

Also, under the direction of the State Veterinarian and USDA, Dairy services expanded HPAI sampling to all dairy farms beginning January 6, 2025. Farm samples are tested at the Oklahoma Animal Disease Diagnostic Laboratory in Stillwater. To date, all Oklahoma permitted dairy farms have tested negative Twelve months in a row.

FDA Milk Specialist, Clinton George, is currently preparing the Oklahoma Dairy State Program Evaluation. This evaluation occurs every 3 years.

Oklahoma Dairy Services has agreed to participate in Year 3 of a Multi-Drug Residue Raw Milk Monitoring Project. Dairy services collected raw bulk milk samples from milk tankers and submit blind samples for drug residue analysis to help determine if current residue screenings are sufficient.

Dairy Services was approved for an AFDO grant to fund training courses and the Western Milk Seminar for 2026 in the amount \$24,366.00. State Rating Officers are required to attend Western Milk Seminar.

Dairy Services continues to periodically test raw milk permit holders for Listeria and E. coli.

Sincerely,

Scott Yates
Director of Food Safety

Communications

Nov. 1, 2025 – Dec. 31, 2025

Events:

- Adventures in Agriculture Conference with Cowboy Heritage Museum
- Agriculture Board Meeting in Tulsa
- Give A Ham Campaign
- OFS Rural Backpack Program launch

News outreach:

- EHV outbreak:
 - KJRH 2: [EHV OUTBREAK: Equine world on hold as disease hits Oklahoma](#)
 - KFOR: [Equine virus outbreak prompts cancellation of championship in Guthrie](#)
 - KOCO 5: [Equine herpesvirus cases confirmed at Lazy E Arena event](#)
 - News on 6: [2 confirmed cases of 'highly contagious' horse virus in Oklahoma - Newson6.com](#)
 - KTUL 8: [OK Dept. of Agriculture confirms two cases of a highly contagious virus affecting horses](#)
- OFS talked with media about ways homeowners can become Firewise:
 - News 9: [Oklahoma Forestry shares dormant season tips for wildfire prevention - News9.com](#)
- OFS launched the rural backpack program:
 - KOSU: [Rural Oklahoma backpack program encourages kids to learn about invasive species | KOSU](#)

Social:

- EHV outbreak posts went viral
- HPAI posts
- Give A Ham campaign
 - [U.S. Secretary of Ag. Brooke Rollins, Secretary Arthur, Deputy Commissioner Rowlett](#) & ODAFF Agriculture Youth Council
- Year of Youth in Agriculture
- Former Youth in Agriculture

Social media reach Nov. & Dec. 2025:

- Facebook:
 - Followers: 28.3K
 - Views: 1.5 million
 - Engagement: 62.6K
- Instagram:
 - Followers: 4.7K
 - Views: 109K
 - Engagement: 3K

Social media reach for all of 2025:

- Facebook:
 - Views: 5.4 million
 - Followers gained: 4.7K
- Instagram:
 - Views: 412.3K
 - Followers gained: 1.1K
- Most popular posts of 2025:
 - EHV outbreak: 1.1 million views
 - Year of Youth in Agriculture - Paisley Beshear – 654k views
 - AgHERculture announcement – 65K views

January 28, 2026, BOARD MEETING

PURCHASES/CONTRACTS

ADMINISTRATIVE SERVICES

FY26 -Office of General Counsel Cubicles- \$20,353.00 – The purchase of cubicles from Oklahoma Correctional Industries (OCI) is required for the reconfiguration of office space within the Office of General Counsel. All expenses associated with this project will be reimbursed by the general contractor, Anderson and House Inc., as a result of the water intrusion incident that occurred on May 29, 2025.

FORESTRY SERVICES

FY27 – Firefighting Personal Protective Equipment (PPE) - \$200,000

(Funding Source: OFS 245 Fund & Multiple Federal Grants)

Purchase required firefighting personal protective equipment for OFS employees to utilize during fire suppression activities and in support of prescribed burning. *Consequences: Direct Risk to Personnel Safety.* If this purchase is not approved, OFS firefighting personnel will not have the fire-resistant clothing and equipment needed to provide protection from open flame and radiant heat. Operating without industry-standard PPE increases the risk of preventable injury and non-compliance with safety regulations.

FY27 – Firefighting Equipment Repairs- \$200,000

(Funding Source: OFS 245 Fund & State Fund)

For use of P-Cards, Comdata & Purchase Orders to repair firefighting equipment including but not limited to dozers, UTVs, and slip-on firefighting units. These purchases will be for repairs for more than \$5,000 when a piece of equipment has significant issues and requires Board approval. *Consequences: Lengthy Operational Downtime.* Without this approval, there would be a considerable delay in repairing critical equipment needed to suppress wildfires. Delays in equipment repairs potentially threaten values at risk and natural resources throughout the state as response capacity is diminished.

FY27 – Uniforms-\$80,000

(Funding Source: State Funds & Multiple Federal Grants)

Uniforms for OFS employees. OFS employees are required for recognition by the public. Full allotments are purchased for new employees. *Consequences: Impact on Professionalism.* If this purchase is not approved, division employees will be required to wear old or worn uniforms, impacting the integrity and professionalism of the division. During emergency response, uniforms are vital to identify personnel authorized to assist at a scene.

FY27- NASF Membership-\$20,000

(Funding Source: State Funds)

National Association of State Foresters is an organization composed of the directors of forestry agencies in the states, territories and the District of Columbia. Oklahoma has been a member of this organization for decades. This grant provides Oklahoma Forestry Services with the current policies and procedures regarding fire protection and forest management. Without this purchase we would lose our connections to other States and plans that emphasize forestry needs and priorities.

FY27 – ESRI ArcGIS-\$80,000

(Funding Source: State Funds)

Purchase ESRI ArcGIS Online Licenses that will be used by OFS firefighters and the OFS Incident Management Team to accurately map and manage wildfire incidents using the “Field Maps” app. *Consequences: Loss of Real-Time Data Capabilities.* If this purchase is not approved, OFS will lose the capability to provide real-time fire data to other agencies, fire departments, and the legislature. The loss of specialized data layers would remove a critical tool used to identify hazards and values at risk, directly impacting the safety and effectiveness of fireline personnel.

FY27- Youth Camp-\$40,000

(Funding Source: Public Donated)

This request outlines the agreement for the Oklahoma Youth Forestry Camp, a collaborative program between the Oklahoma Department of Agriculture, Food, and Forestry (Forestry) and the Forest Heritage Center Board (FHC). The agreement specifies up to \$40,000.00 in donated funds to support the camp's operations. *Justification:* The Oklahoma Youth Forestry Camp directly assists both Forestry and FHC in accomplishing the educational components of their respective missions. This continued partnership allows Forestry to actively participate in and achieve its critical educational outreach.

FY27-Aerial Detection Contract for Wildfires- \$49,000

(Funding Source: Federal Grant Funds)

This funding is for a contract with a private vendor to provide fixed-wing aircraft for wildfire detection within the Forestry Services' Eastern Areas. The contract will ensure detection flights on designated high-fire danger days in the Northeast, East Central and Southeast Areas. If this purchase is not approved, wildfires could go undetected for a longer period of time increasing the probability of large, destructive incidents impacting public safety, values at risk, natural resources and requiring an increased number of response personnel to suppress. *Consequences: Delayed Response Times.* If this purchase is not approved, wildfires could go undetected for a longer period of time, significantly delaying initial attack efforts. Delays in detection increase the probability of large, destructive incidents that impact public safety, critical values at risk, and natural resources. Larger, undetected fires often require an increased number of response personnel and equipment to achieve containment.

FY27- Smokey Bear Suites- \$11,000.00

(Funding Source: OFS 245 Funds & State Funds)

Smokey Bear is our primary wildfire prevention education tool, reaching hundreds of children each year through schools and community events. Two Smokey Bear suits are necessary to serve both the Southeast and East Central regions of the state and to meet demand without limiting programming. Our current suits are past their usable lifespan and are deteriorating, impacting safety and the effectiveness of our outreach. Replacing them ensures continued, high-quality prevention education and appropriate public representation of the Agency.

FY27- FirstNet Phones and Tablets- \$75,000.00

(Funding Source: State Funds)

These funds are critical to support our essential telecommunication services, specifically for FirstNet phone and iPad bills. This request covers the service/connectivity and replacements/supplies for 45 phones and 37 iPads currently used by OFS Fire Management personnel. These devices provide reliable and secure communication capabilities crucial for our field operations, emergency response coordination, and remote work accessibility. They enable our personnel to maintain continuous connectivity, access vital information, and communicate effectively with each other and the public, especially in areas with limited traditional network access. *Consequences: Reduced Operational Safety.* Personnel in remote areas would lack the continuous connectivity required for safety check-ins, utilization of fire management applications and real-time coordination with other responders. This could compromise the safety of all responders and lead to an uncoordinated effort being utilized during emergency response situations.

FY27 – Utilities, Alarm, & Phones for EC Area-\$35,850

(Funding Source: State Funds)

Electric, phone/internet, utilities (natural gas, water, trash service, sewer, propane, etc..) for the following offices: Wilburton Area Office, Wilburton District Ranger Office and shop, and Talihina District and Ranger office and shop. Justification: Above are necessary expenditures to operate the offices and shops and communications infrastructure. The operation of these offices and radio repeaters is crucial to maintain emergency response radio communication, as well as to serve as a location for Forest Rangers to maintain equipment so they can perform their assigned duties. *Consequences: Office & Emergency Response Shutdown.* Failure to fund these utilities would lead to the shutdown of office locations needed to provide customer service, a work location for OFS personnel, emergency response dispatch and fire equipment maintenance facilities.

FY27- Maintenance/Repair Buildings for EC Area- \$20,000.00

(Funding Source: State Funds & Multiple Federal Grants)

Maintenance/Repair buildings and grounds at East Central Area Office Wilburton, Wilburton District Ranger Office and shop, and Talihina District and Ranger office and shop. Justification: Proper maintenance ensures a safe working environment for employees and visitors, reducing liability and ensuring compliance with state safety standards.

FY27 – Utilities, Alarm, & Phones for NE Area-\$35,000

(Funding Source: State Funds)

Electric, phone/internet, utilities (natural gas, water, trash service, sewer) for 3 offices: Tahlequah, Sallisaw, & Jay. Justification: Above is the necessary expenditure to operate 3 offices. The operation of these offices is crucial to maintain emergency response radio communication, as well as serve as a location for Forest Rangers to maintain equipment so they can respond to wildfires. *Consequences: Office & Emergency Response Shutdown.* Failure to fund these utilities would lead to the shutdown of office locations needed to provide customer service, a work location for OFS personnel, emergency response dispatch and fire equipment maintenance facilities.

FY27 – Sallisaw Plumbing -\$10,000

(Funding Source: State Funds)

Repair of Sallisaw office plumbing. Justification: The Sallisaw office is currently unusable due to a plumbing failure caused by tree roots that have irreparably damaged the existing lines, requiring a full plumbing re-route. The office is a critical operational base for wildfire firefighters and a forester who support wildfire preparedness, response, and land management in the NE area. Without functional plumbing, the facility cannot be safely occupied- impacting on staff productivity, health, safety, and compliance with workplace standards. Funding this project will restore the office to full operational status, provide a long-term solution, and ensure continued mission readiness and support for wildfire management activities.

FY27- Pinecone collection -\$18,000

(Funding Source: State Funds)

Pinecone collection at FTIC Seed Orchard in Idabel is vital to enhanced genetics and critical to our conservation seedling program. They provide the best genetically suited pine trees for Oklahoma landowners. Contracting experienced labor to collect seeds is required due to lack of FTIC personnel. Justification: Without this purchase, pinecone seed would not be collected, and the seedling program would be severely limited.

FY27- Plant Sulphur- \$9,500

(Funding Source: State Funds)

Purchase sulfur 90% Pastille for Forest Regeneration Center. Sulfur is needed to keep the soil pH between 5 and 6.5 for all the conservation seedlings grown at FRC which are sold to landowners throughout Oklahoma and the nation. Justification: Without this purchase, the soil will not meet the requirements to grow the seedlings, and the seedlings will not survive for their intended use.

FY27- Seedling Harvest-\$30,000

(Funding Source: State Funds)

Contract services for harvesting pine and hardwood seedlings. Each year, the Forest Regeneration Center (FRC) delivers up to 3 million seedlings to Oklahomans for conservation planting. To meet the planting demands of landowners throughout the state, a steady supply of seedlings is required. To make sure customers have quality, healthy seedlings delivered on

schedule, a trained harvesting crew is required to lift these seedlings. *Consequences: Unable to Complete Harvest.* Without this purchase, FRC staff will not be able to lift all of the seedlings in a timely manner, resulting in unfilled orders, upset customers and lost revenue.

FY27 – Soli Media-\$9,500

(Funding Source: State Funds)

Purchase soil media to grow containerized seedlings at the Forest Regeneration Center and Forest Tree Improvement Center. Soil media are needed to grow seedlings for conservation plantings such as wetland restoration and reforestation projects. Landowners with challenging planting sites request container seedlings. Justification: Without the soil media, OFS would not be able to provide containerized seedlings.

FY 27-Seedling Containers- \$15,000

(Funding Source: State Funds)

Purchase of tree seedling containers for FRC and FTIC. Container cells and trays will be used to grow seedlings for conservation plantings such as wetland restoration and forest mitigation sites. Container seedlings are requested by customers who face more challenges on their planting sites. Justification: Without our containerized seedling options, these customers would have failure of their conservation plantings.

FY27- Aerial Pesticides-\$15,000

(Funding Source: State Funds)

Aerial spray pesticide application to the seed production pine tree orchards. OFS needs to spray the cone crop in our genetically improved pine tree orchards. This year there was a noticeable decrease in embryotic material filled with seed in the cones collected at the orchards. This is a result of the presence of cone worms/seed insects. Aerial application of pesticide spray to the orchards will control these pests (cone worms/seed bugs). Justification: Without this purchase, there will be a continued decline in the production of genetically improved seeds.

FY27 – Equipment Rental - \$7,000

(Funding Source: State Funds)

Equipment Rental for Forest Tree Improvement Center. Rent articulating and tracked boom lifts to collect pinecones at the Forest Tree Improvement Center. Seed collection is required to grow conservation seedlings and conduct genetic testing. Justification: Without the lifts, seed collection from the seed orchard would not be possible.

FY27- Western Gulf MOA-Bareroot-\$17,500

(Funding Source: State Funds)

Approval is requested to establish a Service Agreement, Memorandum of Agreement, or Service Contract to obtain growing services through a Cooperative member within our Western Gulf Forest Tree Improvement COOP for the growing and processing of 300,000 bareroot seedlings utilizing our genetically improved seed developed through our Western Gulf Forest Tree Improvement membership. This agreement is needed to support the continued deployment of genetically improved and adaptable seedlings and to ensure sufficient production capacity to

meet increasing demand. Establishing this partnering relationship will support the ongoing success and expansion of our seed improvement efforts along with increasing nursery revenue sales and help offset the growing demand for preferred planting stock that supports the forest timber industry in Southeastern Oklahoma.

FY27- Western Gulf MOA- Container-\$24,000

Approval is requested to establish a Service Agreement, Memorandum of Agreement, or Service Contract to obtain growing services through a Cooperative member within our Western Gulf Forest Tree Improvement COOP for the growing and processing of 200,000 containerized seedlings utilizing our genetically improved seed developed through our Western Gulf Forest Tree Improvement membership. This agreement is needed to support the continued deployment of genetically improved and adaptable seedlings and to ensure sufficient production capacity to meet increasing demand. Establishing this partnering relationship will support the ongoing success and expansion of our seed improvement efforts along with increasing nursery sales and help offset the growing demand for preferred planting stock that supports the forest timber industry in Southeastern Oklahoma.

FY27- Commercial Land Lease for SE Area- \$9,300.00

(Funding Source: State Funds)

Land Lease-Commercial, Broken Bow Office & Land Lease-land only SE Area Complex. The commercial lease includes numerous buildings serving as an office, maintenance facility, and storage while the land lease encompasses a demonstration forest. Total area being leased from CLO is 240 acres.

FY27- Electric Utility for SE Area -\$21,780.00

(Funding Source: State Funds)

Electricity for SE Area office; SE Area complex; Antlers complex; Carter Tower complex; Sobol Tower repeater; Tom Tower repeater; Security lights. Justification: Above is the necessary expenditure to operate our offices. The operation of these offices is crucial to maintain emergency response radio communication, as well as serve as a location for Forest Rangers to maintain equipment so they can respond to wildfires.

FY27- Phone & Internet Services for SE Area -\$7,500.00

(Funding Source: State Funds)

Telecommunications-phone/internet/Long Distance service for SE Area Complex; Antlers Complex; and cell phone services for SE Area. Justification: Above is the necessary expenditure to operate our offices. The operation of these offices is crucial to maintain emergency response radio communication, as well as serve as a location for Forest Rangers to maintain equipment so they can respond to wildfires.

FY27- Utilities for SE Area -\$8,900.00

(Funding Source: State Funds)

Utility-water, sewer, propane, natural gas, trash service for SE Area complex; Antlers complex; Carter Tower complex. Justification: Above is the necessary expenditure to operate our offices.

The operation of these offices is crucial to maintain emergency response radio communication, as well as serve as a location for Forest Rangers to maintain equipment so they can respond to wildfires.

FY27- Equipment Repair/ Maintenance-\$280,000.00

(Funding Source: State Funds & Multiple Federal Grants)

Equipment Repair - maintenance and repair of all satellite area's equipment including UTV/ATVs, mowers, dozers, trailers, tractors, chain saws, and blowers. These are necessary expenditure so we can keep our firefighting equipment/machinery fire ready. *Consequences: Operational Failure & Response Delays.* Without this approval, Fire Management personnel will be unable to maintain equipment in a state of fire readiness needed to adequately respond to wildfires and emergencies. Weekly, monthly and annual maintenance is critical to extending the life of fire suppression equipment. During periods of high fire activity, it is imperative that equipment is repaired immediately and returned to an in-service status.

FY27- Safety/Security Supplies- \$10,000.00

(Funding Source: State Funds & Multiple Federal Grants)

Safety/Security Supplies - replacement radio parts, antennas for handhelds, antennas for dozers and other supplies. This will allow the equipment to be repaired quickly after completion of the bidding process and back in service for fire management activities.

FY27- Maintenance/Repair Buildings for SE Area- \$24,255.00

(Funding Source: State Funds & Multiple Federal Grants)

Maintenance/Repair buildings and grounds at SE Area Complex, Antler's complex and Carter Tower House. Justification: Proper maintenance ensures a safe working environment for employees and visitors, reducing liability and ensuring compliance with state safety standards.

FY27- Shop Supplies- \$6,300.00

(Funding Source: State Funds & Multiple Federal Grants)

Shop supplies to allow staff to keep up maintenance and repairs of equipment in-house. This will allow the equipment to be repaired quickly after completion of the bidding process and back in service for fire management activities.

FY27- Telecommunications for Community Fire - \$5,000.00

(Funding Source: State Funds)

Telecommunications-phone/internet/Long Distance service for Community Fire Assistance; and cell phone services for Goldsby Area. This is a necessary expenditure to operate the office. The operation of this office is crucial to maintain operations of the Community Fire Assistance Program.

FY27- Utilities for Community Fire - \$5,000.00

(Funding Source: State Funds)

Utility-water, sewer, and trash service for Community Fire Assistance, Goldsby Area

This is a necessary expenditure to operate the office. The operation of this office is crucial to maintain operations of the Community Fire Assistance Program.

FY27- Maintenance/Repair Buildings for Community Fire- \$30,000.00

(Funding Source: State Funds & Multiple Federal Grants)

Maintenance/Repair buildings and grounds at all Goldsby Area facilities. This is a necessary expenditure to operate the office. The operation of this office is crucial to maintain operations of the Community Fire Assistance Program. Justification: Proper maintenance ensures a safe working environment for employees and visitors, reducing liability and ensuring compliance with state safety standards. *Consequences: Operational Disruption and Asset Degradation:* Failure to fund these repairs will lead to rapid structural deterioration and the creation of potential safety hazards, ultimately rendering the Goldsby Area offices and shops uninhabitable. This would displace staff, which is essential for the Community Fire Assistance Program, increase long-term costs through deferred maintenance, and risk non-compliance with the federal grants that partially fund these facility operations.

FY27- Firefighting water pumps - \$200,000.00

(Funding Source: OFS 205 Funds)

Purchase firefighting equipment (Pumps) for resale to Rural Fire Departments through the Revolving Equipment Fund. This program allows firefighters to buy equipment and personal protective equipment at a reduced cost. Without this approval and this program, rural fire departments costs to purchase necessary equipment and supplies would increase.

FY27 – Rural Fire Coordinator Contracts - \$1,100,000

(Funding Source: Legislative Directed Funding)

Contract with Oklahoma Association of Regional Councils for Rural Fire Coordinators to provide technical assistance and equipment placement services to new or established Rural Fire Departments within their districts to assure the capability of meeting local fire protection needs. Without this contract fire departments would lose technical support to acquire much needed funding, equipment, and operational assistance.

FY27-Fire Department 80/20 Grant Program- \$2,000,000

(Funding Source: Legislative Directed Funding)

Rural Fire 80/20 Reimbursement Pass-through Grants awarded to certified rural fire departments serving communities under 10,000 in population. Funding limits per application are \$75,000 of state appropriated funds for construction and \$30,000 for fire equipment. Fire departments awarded these grants can fulfill a critical public safety function by purchasing firefighting equipment and/or build, remodel, or expand fire stations. If this grant program is not approved, eligible volunteer fire departments in Oklahoma would not receive the financial assistance needed to complete construction projects or purchase fire equipment. Without this equipment or stations to house the equipment in, response capabilities would be reduced, increasing the threat to public safety and values at risk.

FY 27 - \$8,414,550.00 Fire Department Operational Grants

(Funding Source: Legislative Directed Funding)

These dollars are divided equally among the certified fire departments (Rural Fire Defense) for Operational Assistance Grants. Fire Departments receiving the Operational Grant can only use the funds for items authorized in Oklahoma State Statutes, Title 19, Chapter 21, and Section 901.56. Fire departments awarded these grants can fulfill a critical public safety function by purchasing firefighting equipment, purchasing Worker Compensation Insurance, Vehicle Insurance, etc. as outlined in the above-mentioned statute.

FY26 – Upfitting for Emergency Response Vehicles- \$10,000

(Funding Source: FY24 US Forest Service Community Wildfire Defense Grant.)

Upfitting one pick-up. The upfit will include emergency warning systems (light/sirens), radio console and radio installation, enhanced off-road capabilities, cellular booster and functionality/operational upgrades. Purchase of the equipment and installation provides required operational capacity to maintain and enhance OFS emergency response to wildfires and on-scene incident management.

FY26 – Equipment Repairs/Maintenance for Fuels Mitigation - \$35,000.00

(Funding Source: FY24 SFA Hazard Mitigation and 245 funds)

Maintenance and repair of all Hazard Mitigation equipment including dozers, trailers, skid steers, tractors, chain saws, blowers, and other hazard mitigation equipment. This is a necessary expenditure to continue to operate the SFA Hazard Mitigation grant. *Consequences: Failure to Complete Projects.* Without this approval, Fuels Mitigation personnel will be unable to maintain equipment in a state of readiness needed to complete projects within grant timeframes. Weekly, monthly and annual maintenance is critical to extending the life of mitigation equipment. When mitigation projects have been approved, it is imperative that equipment is repaired immediately and available for use on projects.

FY26- Mold Remediation- \$8,500.00

(Funding Source: Legislative Directed Funding)

The Goldsby office has been identified as having mold growth that requires immediate professional intervention. This funding will cover the execution of a comprehensive remediation plan to safely remove the mold and treat the affected areas of the building. Justification: This is a critical health and safety requirement. To provide a safe working environment for our personnel, we must follow the professional remediation plan to clear the building of all contaminants. Delaying this process could lead to further structural damage and potential health issues for staff members. Pre-board approval received 1/7/2026.

CONSUMER PROTECTION SERVICES

FY2026 Online System for licensing, tonnage, and registration from UI BAKERY -- \$24,000.00

ODAFF is continuing the transition of the agencies licensing, tonnage, and registration programs off the current legacy systems onto a new online system. The \$24,000 is for the renewal of the contract for the UI Bakery program being used to build the system.

Failure to update the system may lead to the failure of some of the agency's systems do to them no longer being supported by Microsoft or failure of online systems do to the age of system with no scheduled updates by the software company.

MARKET DEVELOPMENT

FY2026 – USLGE – Membership dues - \$7,150.00

FY2026 – booth space – Fancy Food Show - \$15,575.00

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

APPROVAL OF CASES

ON THIS 28th day of January 2026, the Office of General Counsel of the Oklahoma Department of Agriculture, Food, and Forestry brought for consideration before the State Board of Agriculture those certain cases summarized on Exhibit A hereto which cases have been resolved by stipulation or consent order. The attached Exhibit A summarizes each action by case name, case number, case type and amount received as a stipulated administrative penalty or by consent order.

ACCORDINGLY, IT IS THEREFORE ORDERED by the State Board of Agriculture that the resolution of each of the cases summarized on Exhibit A hereto is hereby approved in all aspects; that this order shall be deemed the final agency order for each such case; and that the penalty imposed by each such stipulation or consent order is hereby adopted and incorporated herein by reference to Exhibit A hereto.

WITNESS My Hand and Official Seal this 28th day of January 2026.

Blayne Arthur
President
State Board of Agriculture

**Exhibit A
Board of Agriculture
January 28, 2026**

Consideration and Proposed Action on Cases Resolved by Stipulation:

Consumer Protection Services

<u>Name</u>	<u>File No.</u>	<u>Division</u>	<u>Amount</u>
7-Eleven	OGC-25-1302	CPS	\$600.00
Central Custom Ag Aviation	OGC-25-1284	CPS	\$1,500.00
Dollar General	OGC-25-1015	CPS	\$675.00
Dollar General	OGC-25-1263	CPS	\$2,100.00
Z & L Drone Applications, LLC	OGC-25-1108	CPS	\$1,500.00

Consideration and Proposed Action on Cases Resolved by Proposed Consent Order:

<u>Name</u>	<u>File No.</u>	<u>Division</u>	<u>Amount</u>
Adams Weed Control	OGC-25-979	CPS	\$2,000.00

Consideration and Proposed Action on Cases Resolved by Proposed Final Order:

<u>Name</u>	<u>File No.</u>	<u>Division</u>	<u>Amount</u>
Agwerx Aviation	OGC-25-1245	CPS	\$3,000.00
Shadowens Flying Service	OGC-25-441	CPS	\$3,000.00
Southmark Aviation, Inc.	OGC-25-1293	CPS	\$2,000.00

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. 7-ELEVEN

Case File No. OGC-25-1302

7-ELEVEN

728 E MEMORIAL RD

OKLAHOMA CITY, OK 73114

Summary of Facts: The Respondent failed to accurately price 95% of the sampled items, during a price verification. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(2)

Proposed Administrative Penalty: The proposed penalty for this case was Six Hundred Dollars (\$600.00)(8 violations at \$75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,

v.

**7-ELEVEN)
728 E MEMORIAL RD)
OKLAHOMA CITY, OK 73114)**

RESPONDENT.

Case No: OGC 25-1302

FILED
OC 1 30 2025
STATE BOARD OF AGRICULTURE

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on January 8th, 2026**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of 7-Eleven, located at 12000 S Western, Oklahoma City, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A second violation discovered within any twelve-month period will be assessed a penalty of Seventy-five Dollars (\$75.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

19. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

20. On or about July 11, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Oklahoma City, Oklahoma. The inspection revealed that six (6) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about October 8, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Oklahoma City, Oklahoma. The inspection revealed that eight (8) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

23. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J)(2).

ATTORNEY CONFERENCES

25. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

29. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

31. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 14-38(J)(2). In this case, we are seeking a Six Hundred Dollar (\$600.00) administrative penalty.

ENFORCEMENT OF JUDGMENTS

32. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

33. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

34. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

35. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

36. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Six Hundred Dollars (\$600.00) (8 violations at \$75.00 per violation)**.

37. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS _____ 29TH day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

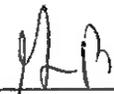
Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Wormus, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 30 day of OCT, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**7-ELEVEN, INC.
ATTN: CORPORATE COMPLIANCE 4th Floor
3200 HACKBERRY ROAD
IRVING, TX 75063**



Gina Blaylock/

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. CENTRAL CUSTOM AG AVIATION

Case File No. OGC-25-1284

CENTRAL CUSTOM AG AVIATION

3195 CR 1140

HYDRO, OK 73048

Summary of Facts: On May 28, 2025, a complaint investigation was performed by the Department in rural Caddo County. On May 17, 2025, Respondent's company applied GrazonNext HL to a pasture across the road. Vegetative samples from both properties were taken and 2,4-D and Aminopyralid were detected. The GrazonNext HL label states to avoid application under conditions that may allow spray drift. According to our investigation Respondent's application did not meet the GrazonNext HL label requirements and is the source of the Aminopyralid that was found on the complainant's property.

Statute or Rule Violation: Respondent violated 2 O.S. §3-86(A)(4) by applying pesticide in a manner inconsistent with the product label.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Five Hundred Dollars (\$1500.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)
)
COMPLAINANT,)
v.)
)
CENTRAL CUSTOM AG AVIATION)
3195 CR 1140)
HYDRO, OK 73048)
)
RESPONDENT.)

Case Nos: OGC-25-1284

FILED
NOV 11 2025
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars (\$1,500.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Bryan Little
Signature

Bryan Little Branch Manager
Printed Name and Title:

Date: November 14th 2025

RECEIVED
NOV 26 2025
ODAFF FINANCE

[Handwritten initials]
11-26-25

OB 11/17/25

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. The Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On May 28, 2025, a complaint investigation was performed by the Consumer Protection Division of the Department at NE 1/4 section 19 9N 9W in rural Caddo county.

19. On May 17, 2025, your company made an application to a pasture across the road at north in the E ½ of section 18-9N-9W.

20. According to your application records, you applied GrazonNext HL from 10:00 am to 10:45 am during a 9-mph east wind.

21. Vegetative sample of the effected trees was taken from the complainant's property south of your application area and 2,4-D and Aminopyralid were detected.

22. A vegetative sample was taken from your application area and 2,4-D and Aminopyralid were detected.

23. The GrazonNext HL label states to avoid application under conditions that may allow spray drift.

24. According to our investigation your application did not meet the GrazonNext HL label requirements and is the source of the Aminopyralid that was found on the complainant's property.

25. Applying pesticide in a manner inconsistent with the product label is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4).

ALLEGED CONCLUSIONS OF LAW

26. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(4) which is listed below.

- 2 O.S. §3-86(A)(4): "A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (4) A person has used a pesticide in a manner inconsistent with its labeling unless prior written approval has been obtained from the Board."

PRAYER FOR RELIEF

27. The Department is seeking an administrative penalty in the amount of **One Thousand Five Hundred Dollars (\$1,500.00)**.

ATTORNEY CONFERENCES

28. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.
29. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.
30. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

31. Enforcement proceedings may include but are not limited to:
- a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and
 - d.) Civil actions.
32. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.
33. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

34. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

35. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

36. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

37. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

38. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

39. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **One Thousand Five Hundred Dollars (\$1,500.00)**.

40. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 20th day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767

James Rucker, Deputy G. Counsel, OBA #14574

Wendi Morse, OBA #33571

Kiersten Wormus, OBA #33187

Abbie Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-5803

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 30 day of Oct, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**CENTRAL CUSTOM AG AVIATION
3195 CR 1140
HYDRO, OK 73048**



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case Nos: OGC-25-1284

**CENTRAL CUSTOM AG AVIATION)
3195 CR 1140)
HYDRO, OK 73048)**

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars (\$1,500.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. DOLLAR GENERAL

Case File No. OGC-25-1015

**DOLLAR GENERAL
2210 CHURCH AVE
HARRAH, OK 73045**

Summary of Facts: The Respondent failed to accurately price 95% of the sampled items, during a price verification. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(2)

Proposed Administrative Penalty: The proposed penalty for this case was Six Hundred and Seventy-Five Dollars (\$675.00)(9 violations at \$75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
NOV 11 2025
STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

Case No: OGC 25-1015

DOLLAR GENERAL)
2210 CHURCH AVE)
HARRAH, OK 73045)

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Six Hundred and Seventy-Five Dollars (\$675.00) for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RECEIVED
NOV 26 2025
ODAFF FINANCE

[Handwritten signature]
11/26/25

RESPONDENT:

Alex Obannon
48EF285A2A2742E
Signature

Alex Obannon
Printed Name

Director, Store Compliance
Job Title

11/6/2025
Date

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
JUL 30 2025
STATE BOARD OF AGRICULTURE

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC 25-1015

**DOLLAR GENERAL)
2210 CHURCH AVE)
HARRAH, OK 73045)**

RESPONDENT.)

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on January 08, 2026**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of Dollar General, located at 2210 Church Ave, Harrah, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A second violation discovered within any twelve-month period will be assessed a penalty of Seventy-Five Dollars (\$75.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

19. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

20. On or about January 22, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Harrah, Oklahoma. The inspection revealed that three (3) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about August 4, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that nine (9) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

23. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J).

ATTORNEY CONFERENCES

25. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

29. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

ENFORCEMENT OF JUDGMENTS

31. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

32. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

33. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

34. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

35. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Six Hundred and Seventy-Five Dollars (\$675.00). (9 violations at \$75.00 per violation).**

36. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 28TH day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Wormus, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 28th day of OCT, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**DOLLAR GENERAL CORPORATION
ATTN: LEGAL DEPARTMENT
100 MISSION RIDGE
GOODLETTSVILLE, TN 37072**

GB
Gina Blaylock

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. DOLLAR GENERAL

Case File No. OGC-25-1263

**DOLLAR GENERAL
12780 HWY 44
SENTINEL, OK 73664**

Summary of Facts: The Respondent failed to accurately price 95% of the sampled items, during a price verification. This is the 3rd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand and One Hundred Dollars (\$2,100.00)(14 violations at \$150.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
OC1 30 2025
STATE BOARD OF AGRICULTURE

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC 25-1263

**DOLLAR GENERAL)
12780 HWY 44)
SENTINEL, OK 73664)**

RESPONDENT.)

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on January 08, 2026**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of Dollar General, located at 12780 HWY 44, Sentinel, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A third violation discovered within any twelve-month period will be assessed a penalty of One Hundred and Fifty Dollars (\$150.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

19. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

20. On or about November 15, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Sentinel, Oklahoma. The inspection revealed that six (6) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about January 15, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Sentinel, Oklahoma. The inspection revealed that three (3) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

23. Respondent accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection.

24. On or about March 17, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Sentinel, Oklahoma. The inspection revealed that five (5) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

25. Respondent accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection.

26. On or about May 21, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Sentinel, Oklahoma. The inspection revealed that four (4) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

27. Respondent accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection.

28. On or about July 21, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that ten (10) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

29. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

30. On or about September 23, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that fourteen (14) of the one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

31. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a third violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

32. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J).

ATTORNEY CONFERENCES

33. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

34. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

35. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

36. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

37. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

38. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

ENFORCEMENT OF JUDGMENTS

39. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

40. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

41. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

42. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

43. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Two Thousand and One Hundred Dollars (\$2,100.00). (14 violations at \$150.00 per violation).**

44. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 28TH day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571
Kiersten Wormus, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 20 day of OCT, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**DOLLAR GENERAL CORPORATION
ATTN: LEGAL DEPARTMENT
100 MISSION RIDGE
GOODLETTSVILLE, TN 37072**



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC 25-1263

**DOLLAR GENERAL)
12780 HWY 44)
SENTINEL, OK 73664)**

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand and One Hundred Dollars (\$2,100.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name

Job Title

Date

GENERAL INFORMATION				
Inspection Site	DOLLAR GENERAL STORE #24158			
Inspection Number	RLF-092325-1			
Inspector's Name	Richard L	Manager: Gabe Sandavi		
Date:	6/7/2025	AGN: 0191997		
Site Address	12780 HWY 44	SENTINEL	OK	73664 County WASHITA
Phone Number	(405)866-9889	<input type="checkbox"/> Initial <input checked="" type="checkbox"/> Follow Up	Previous Inspection number RLF072125-2	
Type of Store: Mass Merchandiser	Item Status: Non Sale			
PRICE VERIFICATION INFORMATION				
PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Red Bull 8.4 oz	81126991000	2.25	2.45	0.20
Energizer max AAA batteries 16 pk	039800108111	15.75	17.20	1.45
3.5mm Aux Audio cable 3ft	030878140430	6.50	7.50	1.00
TL Dishwasher pacs 38 ct	077487416341	6.50	7.00	0.50
TL Rubberized Handers 6 ct	430001800291	5.00	6.50	1.50
Tuff Stuff Multi purpose Foam Cleaner	071153003507	5.00	5.25	0.25
GC Flat Grater	076753542303	5.00	5.50	0.50
Gold Foil Letters 72pc	430001782665	3.75	4.25	0.50
Zebra Midliner	045888784703	2.00	2.50	0.50
Cambell's Chunky Beef w/vegetables 16.3 oz	051000277237	2.30	2.50	0.20
Heartland Farms Triple Flavor Kabobs Dog treats 8oz	430002220298	4.95	5.50	0.55
TL Double Zipper freezer bag 1 gallon 40 ct	430001832421	4.25	4.75	0.50
Minute Maid Original Orange Juice 59 oz	025000047862	3.25	4.15	0.90
CV Buttermilk Ranch dressing 24 oz	810036561693	2.50	2.65	0.15
Total Number Checked: 100		Total Number of Violations: 14	Accuracy: 86%	Result: Notice of Violation
REMARKS SECTION				
scanned with store scan gun FOLLOW UP #1				

Person Interviewed: 

Inspector: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. Z & L DRONE APPLIATIONS LLC

Case File No. OGC-25-1108

**Z & L DRONE APPLIATIONS LLC
3941 ROLAND ROAD
WHITESBORO, TX 76273**

Summary of Facts: On the 16th day of July 2025, the Department conducted a use inspection in Durant, OK. Our inspector observed Respondent's business cards advertising commercial applications at Hardy Farms Feed Store in Durant, OK. Additionally, Respondent's Facebook page was advertising commercial pesticide applications and had videos of the applications Respondent had made in Oklahoma. At the time of this inspection, Respondent's company was not licensed with ODAFF to make commercial pesticide applications.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-82(A), 2 O.S. §3-86(A)(9), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) by advertising and making commercial pesticide applications without a license.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Five Hundred Dollars (\$1500.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED

DEC 29 2025

STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL

COMPLAINANT,

v.

Z & L DRONE APPLIACTIONS LLC
3941 ROLAND ROAD
WHITESBORO, TX 76273

RESPONDENT.

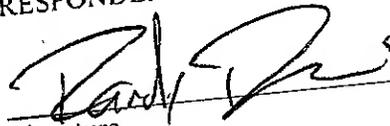
Case No: OGC-25-1108

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of One Thousand Five Hundred Dollars (\$1500.00) for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:


Signature

Randy Dill Owner
Printed Name and Title:



RECEIVED

Date:

12/17/25

DEC 29 2025

ODAFF FINANCE

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
JAN 08 2025
STATE BOARD OF AGRICULTURE

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC-25-1108

**Z & L DRONE APPLICTIONS LLC)
3941 ROLAND ROAD)
WHITESBORO, TX 76273)**

RESPONDENT.)

AMENDED NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. The Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 8th day of January 2025** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. The Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of commercial pesticide applications.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On the 16th day of July 2025, the Consumer Protection Services Division of the Department conducted a use inspection in Durant, OK.

19. Our inspector observed your business cards advertising commercial applications at Hardy Farms Feed Store in Durant, OK. Your Facebook page advertises commercial pesticide applications and has videos of the applications you have made in Oklahoma.

20. A company must be licensed and certified with ODAFF in order to make commercial pesticide applications in Oklahoma.

21. Your company is not licensed with ODAFF to make commercial pesticide applications.

22. Advertising and making commercial pesticide applications without a license is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-82(A), 2 O.S. §3-86(A)(9), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16).

ALLEGED CONCLUSIONS OF LAW

23. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-82(A), 2 O.S. §3-86(A)(9), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) which are all stated below:

- 2 O.S. §3-82(A): “(A) It shall be unlawful for any person to act, operate, or do business or advertise as a commercial, noncommercial, certified applicator, temporary certified applicator, service technician, or private applicator unless the person has obtained a valid applicator’s license issued by the State Board of Agriculture for the category of pesticide application in which the person is engaged, unless the person is applying to his or her own property.”
- 2 O.S. §3-86(A)(9): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (9) Advertising or offering to perform in a category of pesticide application for which no license is held or under a name for which no license is held.”

- 2 O.S. §3-86(A)(15): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (15) Any person to act, operate, do business, or advertise as an applicator unless the person has obtained a valid license issued by the Board for the category in which the person is engaged.”
- 2 O.S. §3-86(A)(16): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (16) Any persons to be employed or represent themselves as certified applicators or service technicians unless they have met the certification standards prescribed by the Board and obtained valid certificates or identifications issued by the Board for the categories for which the persons are to be employed or supervised.”

PRAYER FOR RELIEF

24. The Department is seeking an administrative penalty in the amount of **One Thousand Five Hundred Dollars (\$1500.00)**.

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

29. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

31. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

32. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

33. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

34. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

35. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

36. If the Respondent desires to resolve this matter without a hearing or further action, the Complainant proposes an administrative penalty of **One Thousand Five Hundred Dollars (\$1500.00)**.

37. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check

or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 3rd day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767

James Rucker, Deputy G. Counsel, OBA #14574

Wendi Morse, OBA #33571

Kiersten Wormus, OBA #33187

Abbie Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-5803

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 8 day of OCT., 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt

Requested, as follows:

RANDY DILL
Z & L DRONE APPLICTIONS LLC
3941 ROLAND ROAD
WHITESBORO, TX 76273



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC-25-1108

**Z & L DRONE APPLICTIONS LLC)
3941 ROLAND ROAD)
WHITESBORO, TX 76273)**

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars (\$1500.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. ADAMS WEED CONTROL

Case File No. OGC-25-979

**ADAMS WEED CONTROL
1016 KINGS RD
MOORE, OK 73160**

Summary of Facts: On the 14th day of May 2025, the Department conducted a pesticide applicator facility and use inspections in Moore, OK. The Inspector took a tank mix sample from your lawn care application vehicle. Respondent informed our inspector that Imidacloprid 2F, Pen-Dee 3.3 T&O, and SP 3Way were the products in the mix. An analysis of the tank mix detected MSMA. In 2009 the Environmental Protection Agency banned the use of MSMA on lawns.

Statute or Rule Violation: Respondent violated 2 O.S. §3-86(A)(4) by applying a pesticide in a manner inconsistent with the product label.

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand Dollars (\$2000.00). The Respondent and Department entered a settlement for \$2000.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

DEC 10 2025
STATE BOARD OF AGRICULTURE

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**)
)
)
)
)

COMPLAINANT,)

v.)

Case No: OGC-25-979

ADAMS WEED CONTROL)
1016 KINGS RD)
MOORE, OK 73160)
)
)
)

RESPONDENT.)

SETTLEMENT AGREEMENT AND CONSENT ORDER

PARTIES

1. This Settlement Agreement and Consent Order (the "Agreement") is between the Oklahoma Department of Agriculture, Food, And Forestry (the "Department") and Adams Weed Control (the "Respondent").

AUTHORITY

2. The Department has authority over this matter pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16).

DEPARTMENT'S NOTICE

3. On the 10th day of September 2025, the Department issued a Notice of Violation in Case No. OGC-25-979, ("Notice") to the Respondent, which is attached hereto as Exhibit A. The Allegations of Fact and Summary of Applicable Law of that Notice are incorporated herein by reference.

ORDER AND AGREEMENT

4. In compromise and full settlement of *this matter*, the Respondent shall pay the Department an administrative penalty of Two Thousand Dollars (\$2000.00).
5. Upon the execution of this agreement by both parties, payment shall be made within thirty (30) days by Respondent payable to the "Oklahoma Department of Agriculture, Food, And Forestry" and mailed to the following address:

Office of General Counsel
Oklahoma Department of Agriculture, Food, and Forestry
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298

EFFECT OF THE AGREEMENT

6. In exchange for Respondent's compliance with the terms of this Agreement, the Department agrees not to initiate any further administrative, civil, or criminal proceedings against Respondent, its officers, directors, agents, customers, servants, employees, representatives, parents, subsidiaries, successors and assigns, based or relating to the facts alleged in the Department's Notice. This release shall not prevent the Department from enforcing the terms of this Agreement and does not release Respondent from liability for other unknown or undiscovered past violations or potential future violations of state or federal law. This Agreement relates only to claims within the jurisdiction of the Department and specifically does not release Respondent from actions initiated by other state or federal agencies having jurisdiction over related matters.
7. Respondent and the Department recognize there is risk and expense inherent in any litigation. Thus, the parties agree to enter into this compromise and settlement to avoid incurring any further cost and expense arising as a result of this dispute. Respondent and the Department each do not waive and each expressly reserves all of its rights in any future proceeding against it.
8. The Department does not by entering into this Agreement concede that its factual basis for initiating this Action, and violations found based upon those facts, are not true and accurate. Respondent, without admitting the truth of said factual averments and having previously contested the alleged violations in informal discussions with representatives of the Department, voluntarily waives its right to a formal evidentiary hearing to contest such factual averments. By entering into this agreement, Respondent does not admit or consent to the truth of the factual averments set forth in the Notice. The Department and Respondent are avoiding further contention, including litigation of this matter, through settlement of this Action by this Agreement.

NO ADMISSION

9. This Agreement and any proceedings taken hereunder are not intended and shall not in any event be construed as, or deemed to be, an admission or concession or evidence of any liability or any wrongdoing whatsoever on the part of any party. The parties hereto specifically disclaim and deny any liability or wrongdoing whatsoever with respect to the allegations and claims asserted against them in this action and enter into this Agreement solely to avoid the further expense, inconvenience, burden and uncertainty of litigation.

NON-ADMISSIBILITY

10. These settlement negotiations have been undertaken by the parties in good faith and for settlement purposes only, and neither this Agreement nor any evidence of negotiations hereunder, shall be offered or received in evidence in this Action, or any other action or proceeding, for any purpose other than in an action or proceeding to enforce the terms of this Agreement.

HEARING WAIVER

11. Respondent hereby agrees to waive its right to a hearing and its opportunity to appeal or contest this Agreement. Respondent enters into this Agreement freely and voluntarily.

NOTICE

12. Unless otherwise specified, reports, notice, or other submissions required under this Agreement shall be in writing and shall be sent to:

For the Oklahoma Department of Agriculture, Food, and Forestry:

Kiersten Wormus
Assistant General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298

For Respondent Adams Weed Control:

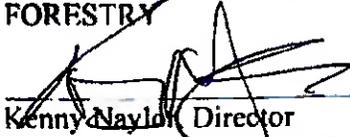
Aaron Adams
Adams Weed Control
1016 Kings Rd
Moore, OK 73160

MISCELLANEOUS

13. This Agreement may be amended only by mutual agreement of the Department and Respondent. Such amendments shall be in writing, shall have as their effective date the date on which they are signed by both parties, and shall be incorporated into this agreement.
14. The undersigned representative of the Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry agrees to propose and recommend this Agreement to the State Board of Agriculture (the "Board"). Furthermore, Respondent understands that the Office of General Counsel Representative neither possesses the legal power to bind the Board nor can the Office of General Counsel Representative promise acceptance of this Agreement by the Board. Respondent understands that it may attend the meeting of the Board but is not required to do so.
15. In the event the Board accepts this Agreement, Respondent shall receive a copy of the Approval. Compliance with this Agreement shall constitute full and complete settlement.
16. In the event the Board does not approve this Agreement, then Respondent or the Department is free to make a counterproposal for the Board's consideration, or the Parties may choose to go through a formal administrative hearing on the above charges, and the recitations herein will be held for naught and are inadmissible in any future proceedings.
17. No breach of any provision of this Agreement can be waived by any undersigned party unless in writing. Waiver of any one breach by an undersigned party shall not be deemed to be a waiver of any other breach of the same or any other provision of this Agreement.
18. This Agreement shall be governed by the laws of the State of Oklahoma.

Executed by the Parties on the dates set forth below:

**OKLAHOMA DEPARTMENT
OF AGRICULTURE, FOOD, AND
FORESTRY**


Kenny Naylor, Director
Consumer Protection Services
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-0625

Date: 12/9/25

- and by -

ADAMS WEED CONTROL


Aaron Adams
Adams Weed Control
1016 Kings Rd
Moore, OK 73160

Date: 12-9-25

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC-25-979

**ADAMS WEED CONTROL)
1016 KINGS RD)
MOORE, OK 73160)**

RESPONDENT.)

AMENDED NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. The Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 11th day of December 2025** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing; witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. The Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of commercial pesticide applications.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On the 14th day of May 2025, the Consumer Protection Services Division of the Department conducted a pesticide applicator facility and use inspections in Moore, OK.

19. The Inspector took a tank mix sample from your lawn care application vehicle. You informed our inspector that Imidacloprid 2F, Pen-Dee 3.3 T&O, and SP 3Way were the products in the mix.

20. The analysis of the tank mix did find the active ingredients of those products, however, MSMA was also detected. The amount of MSMA detected in the sample was comparable to the other herbicide amounts.

21. In 2009 the Environmental Protection Agency banned the use of MSMA on lawns.

22. Applying a pesticide in a manner inconsistent with the product label is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. §3-86(A)(4).

ALLEGED CONCLUSIONS OF LAW

23. Based upon the application of the above law to the aforementioned facts, you are in violation of • 2 O.S. §3-86(A)(4) which is stated below:

- 2 O.S. §3-86(A)(4): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (4) A person has used a pesticide in a manner inconsistent with its labeling unless prior written approval has been obtained from the Board.”

PRAYER FOR RELIEF

24. The Department is seeking an administrative penalty in the amount of **Two Thousand Dollars (\$2000.00)**.

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.
27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:
- a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and
 - d.) Civil actions.
29. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.
30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

31. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

32. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

33. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

34. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

35. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

36. If the Respondent desires to resolve this matter without a hearing or further action, the Complainant proposes an administrative penalty of **Two Thousand Dollars (\$2000.00)**.

37. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 10th day of September, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767
James Rucker, Deputy G. Counsel, OBA #14574
Wendi Morse, OBA #33571
Kiersten Wormus, OBA #33187
Abbie Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-5803
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 10th day of September, 2025, a true and correct copy of the forgoing instrument was emailed, as follows:

ADAMS WEED CONTROL
adamsweedcontrol@yahoo.com

Kiersten Wormus
Kiersten Wormus

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**)
)
)
)
)

COMPLAINANT,)

v.)

Case No: OGC-25-979

ADAMS WEED CONTROL)
1016 KINGS RD)
MOORE, OK 73160)
)
)

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Dollars (\$2000.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. AGWERX AVIATION

Case File No. OGC-25-1245

**AGWERX AVIATION
2785 STATE HIGHWAY 133 STE H
BLAIR, NE 68008**

Summary of Facts: On June 16, 2025, a drift complaint investigation was performed by the Department in Vinita OK. During this investigation, the inspector observed herbicide effects on the complainant's commercial vegetable and flowering plants. The inspector noted that the pasture across the road northwest of the complainant's property had a recent herbicide application by Respondent. Vegetative samples were taken from both properties and found 2,4-D, Dicamba, and Metsulfuron-Methyl were detected. According to the Department's investigation Respondent's application resulted in an off-target movement/drift onto the adjacent property west of the Respondent's application area.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(3) by allowing pesticide to drift off target.

Proposed Administrative Penalty: The proposed penalty for this case was Three Thousand Dollars (\$3000.00). This matter was set for a prehearing on January 8, 2026. The Respondent failed to appear, and a default was entered.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED

JAN 08 2025

STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

AGWERX AVIATION)
2785 STATE HIGHWAY 133 STE H)
BLAIR, NE 68008)

RESPONDENT.)

Case Nos: OGC-25-1245

PROPOSED FINAL ORDER

NOW on this 8th day of January 2026, this matter comes before me, the undersigned Administrative Law Judge. The Complainant appears through Assistant General Counsel, Kiersten Wormus. Respondent appears not.

On the 8th day of January 2026, this matter came on for Prehearing Conference. The Respondent was provided a file-stamped copy of the Notice of Violation delivered by certified mail, article number 9171 9999 9170 3132 7476 06 on October 25th, 2025, to Agwerx Aviation, at 2785 State Highway 133 Ste H, Blair, NE 68008.

The Notice of Violation advised Respondent that failure to appear at the designated time and place for hearing and failure to pay the recommended fine or penalty stated in the Notice of Violation following proper notice to the Respondent may result in a default judgment being entered against Respondents.

FINDINGS OF FACT

1. On June 16, 2025, a drift complaint investigation was performed by the Consumer Protection Division of the Department in Vinita OK. During this

investigation, the inspector observed herbicide effects on the complainant's commercial vegetable and flowering plants. The inspector noted that the pasture across the road northwest of the complainant's property had a recent herbicide application by Respondent. Vegetative samples were taken from both properties and found 2,4-D, Dicamba, and Metsulfuron-Methyl were detected. According to the Department's investigation Respondent's application resulted in an off-target movement/drift onto the adjacent property west of the Respondent's application area. *See* Complainant's Notice of Violation attached hereto as Exhibit 1.

2. Respondent failed to plead or otherwise defend this action within the time prescribed.

3. The Notice of Violation was delivered by certified mail on October 25, 2025. *See* certified mail receipt attached hereto as Exhibit 2.

4. A hearing was set for the 8th day of January 2026 at 1:30 p.m. and the Respondent did not appear.

5. The Complainant requested entry of default judgment against Respondent for all penalties imposed by the Notice of Violation.

6. An administrative penalty in the amount of Three Thousand Dollars (\$3,000.00) was proposed by the Notice of Violation.

7. The undersigned granted Complainant's request based on Respondent's failure to appear and defend the allegations contained in the Notice of Violation.

CONCLUSIONS OF LAW

1. Based upon the application of the above law to the facts, the Respondent is in violation of 2 O.S. § 3-86(A)(3):

- 2 O.S. § 3-86(A)(3): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: 3. A person has operated in a negligent manner, thereby causing a pesticide to drift off-target.”

2. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

3. The above Findings of Fact are hereby adopted and incorporated by reference as Conclusions of Law.

4. The Allegations of Fact and Conclusions of Law set forth in the attached Notice of Violation are hereby adopted and incorporated by reference as Findings of Fact and Conclusions of Law.

RECOMMENDED ORDER

IT IS THEREFORE RECOMMENDED that the Notice of Violation filed in this matter on October 14, 2025, be adopted as a Final Order and a penalty in the amount of Three Thousand Dollars (\$3,000.00) imposed on the Respondent.

SIGNED THIS 8th DAY OF JANUARY 2026.



RACHEL LAWRENCE MOR,
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF MAILING

This is to certify that a true and correct copy of the above and foregoing Proposed Final Order was mailed by certified mail, return receipt requested, postage prepaid, on the date of filing to:

AGWERX AVIATION
2785 STATE HIGHWAY 133 STE H
BLAIR, NE 68008



Gina Blaylock

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

STATE BOARD OF AGRICULTURE
JAN 14 2025

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

Case Nos: OGC-25-1245

AGWERX AVIATION)
2785 STATE HIGHWAY 133 STE H)
BLAIR, NE 68008)

RESPONDENT.)

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on 8th day of January 2026, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On June 16, 2025, a drift complaint investigation was performed by the Consumer Protection Division of the Department at 443897 E. 290 Rd. in Vinita OK.

19. During this investigation, our inspector observed herbicide effects on the complainant's commercial vegetable and flowering plants.

20. Our inspector noted that the pasture across the road northwest of the complainant's property had a recent herbicide application. Your company sprayed this pasture, and according to your application records you applied Grassmaster and MSM 60 to the pasture on June 9, 2025, during a 6mph west wind. This application took place from 8:30 am until 10:00 am.

21. The Vinita, OK Mesonet Weather Station recorded the winds being 3-7 mph and westerly at 8:30 am, turning west northwest by 9:00 am, and northwest by 10:00 am.

22. A vegetative sample was taken from the complaint's plants, and 2,4-D, a trace amount of Dicamba, Metsulfuron-Methyl, and Bifenthrin were detected. A vegetative sample was taken from your application area and 2,4-D, Dicamba, and Metsulfuron-Methyl were detected.

23. According to our investigation your application resulted in an off-target movement/drift onto the adjacent property west of your application area.

24. Allowing pesticide to drift off target is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(3).

ALLEGED CONCLUSIONS OF LAW

25. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(3) which is listed below.

- 2 O.S. § 3-86(A)(3): "A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: 3. A person has operated in a negligent manner, thereby causing a pesticide to drift off-target."

PRAYER FOR RELIEF

26. The Department is seeking an administrative penalty in the amount of **Three Thousand Dollars (\$3000.00)**.

ATTORNEY CONFERENCES

27. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.
28. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.
29. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

30. Enforcement proceedings may include but are not limited to:
 - a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and
 - d.) Civil actions.
31. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.
32. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

33. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

34. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

35. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

36. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

37. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

38. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

39. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Three Thousand Dollars (\$3000.00)**.

40. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check

or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 10th day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767
James Rucker, Deputy G. Counsel, OBA #14574
Wendi Morse, OBA #33571
Kiersten Wormus, OBA #33187
Abbie Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-5803
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 14 day of OCT, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**AGWERX AVIATION
2785 STATE HIGHWAY 133 STE H
BLAIR, NE 68008**



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case Nos: OGC-25-1245

**AGWERX AVIATION)
2785 STATE HIGHWAY 133 STE H)
BLAIR, NE 68008)**

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Thousand Dollars (\$3000.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. SHADOWENS FLYING SERVICE

Case File No. OGC-25-441

SHADOWENS FLYING SERVICE

PO BOX 167

SAPULPA, OK 74067

Summary of Facts: On August 27, 2024, a complaint investigation was performed by the Department at the Osage Hills State Park ("Park"). During this investigation, our inspector found that Respondent's company made an application to a pasture northeast of the Park. Upon inspection of the Park, the inspector found herbicide effects on the trees and other vegetation on the complainant's property. According to Respondent's application records they applied Alligare Gunslinger P+D and Alligare Triclopyr to the pasture on both July 21st & 22nd, 2024. The Department's investigation found that Respondent's applications resulted in an off-target movement/drift onto the complainant's property.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(3) by allowing pesticide to drift off target.

Proposed Administrative Penalty: The proposed penalty for this case was Three Thousand Dollars (\$3000.00). This matter was set for a prehearing on January 8, 2026. The Respondent failed to appear, and a default was entered.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

During this investigation, our inspector found that Respondent's company made an application to a pasture northeast of the Park. Upon inspection of the Park, the inspector found herbicide effects on the trees and other vegetation on the complainant's property. According to Respondent's application records they applied Alligare Gunslinger P+D and Alligare Triclopyr to the pasture on both July 21st & 22nd, 2024. The Department's investigation found that Respondent's applications resulted in an off-target movement/drift onto the complainant's property. *See* Complainant's Notice of Violation attached hereto as Exhibit 1.

2. Respondent failed to plead or otherwise defend this action within the time prescribed.

3. The Notice of Violation was delivered by certified mail on October 15, 2025. *See* certified mail receipt attached hereto as Exhibit 2.

4. A hearing was set for the 8th day of January 2026 at 1:30 p.m. and the Respondent did not appear.

5. The Complainant requested entry of default judgment against Respondent for all penalties imposed by the Notice of Violation.

6. An administrative penalty in the amount of Three Thousand Dollars (\$3,000.00) was proposed by the Notice of Violation.

7. The undersigned granted Complainant's request based on Respondent's failure to appear and defend the allegations contained in the Notice of Violation.

CONCLUSIONS OF LAW

1. Based upon the application of the above law to the facts, The Respondent is in violation of 2 O.S. § 3-86(A)(3) which is listed below.

- 2 O.S. § 3-86(A)(3): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: 3. A person has operated in a negligent manner, thereby causing a pesticide to drift off-target.”

2. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

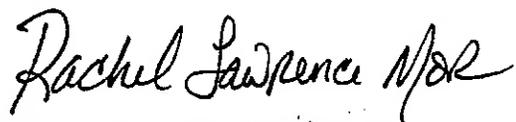
3. The above Findings of Fact are hereby adopted and incorporated by reference as Conclusions of Law.

4. The Allegations of Fact and Conclusions of Law set forth in the attached Notice of Violation are hereby adopted and incorporated by reference as Findings of Fact and Conclusions of Law.

RECOMMENDED ORDER

IT IS THEREFORE RECOMMENDED that the Notice of Violation filed in this matter on October 8, 2025, be adopted as a Final Order and a penalty in the amount of Three Thousand Dollars (\$3,000.00) imposed on the Respondent.

SIGNED THIS 8th DAY OF JANUARY 2026.



RACHEL LAWRENCE MOR,
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF MAILING

This is to certify that a true and correct copy of the above and foregoing Proposed Final Order was mailed by certified mail, return receipt requested, postage prepaid, on the date of filing to:

SHADOWENS FLYING SERVICE
PO BOX 167
SAPULPA, OK 74067



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
OCT 08 2025
STATE BOARD OF AGRICULTURE

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case Nos: OGC-25-441

**SHADOWENS FLYING SERVICE)
15550 CR 167)
PERRY, OK 733077)**

RESPONDENT.)

THIRD AMENDED NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on 8th day of January 2026, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On August 27, 2024, a complaint investigation was performed by the Consumer Protection Division of the Department at the Osage Hills State Park ("Park").

19. During this investigation, our inspector found that your company made an application to a pasture northeast of the Park.

20. Upon inspection of the Park, the inspector found herbicide effects on the trees and other vegetation on the complainant's property.

21. According to your application records you applied Alligare Gunslinger P+D and Alligare Triclopyr to the pasture from 6:00 am to 10:00 am on both July 21st & 22nd, 2024, during an 8mph south wind.

22. A vegetative sample was taken from the complainant's property and Triclopyr and a trace amount of 2,4-D were detected.

23. A vegetative sample was taken from your application area and Triclopyr and 2,4-D were detected.

24. According to our investigation your application resulted in an off-target movement/drift onto the complainant's property.

25. Allowing pesticide to drift off target is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(3).

ALLEGED CONCLUSIONS OF LAW

26. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(3) which is listed below.

- 2 O.S. § 3-86(A)(3): "A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: 3. A person has operated in a negligent manner, thereby causing a pesticide to drift off-target."

PRAYER FOR RELIEF

27. The Department is seeking an administrative penalty in the amount of **Three Thousand Dollars (\$3000.00)**.

ATTORNEY CONFERENCES

28. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.
29. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.
30. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

31. Enforcement proceedings may include but are not limited to:
- a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and
 - d.) Civil actions.
32. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.
33. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

34. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

35. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

36. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

37. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

38. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

39. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

40. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Three Thousand Dollars (\$3000.00)**.

41. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check

or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 6th day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767

James Rucker, Deputy G. Counsel, OBA #14574

Wendi Morse, OBA #33571

Kiersten Wormus, OBA #33187

Abbie Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-5803

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 9 day of OCT., 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**SHADOWENS FLYING SERVICE
PO BOX 167
SAPULPA, OK 74067**



Gina Blaylock

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. SOUTHMARK AVIATION INC.

Case File No. OGC-25-1293

**SOUTHMARK AVIATION INC.
29 REFUGE LN.
HATTIESBURG, MS 39402**

Summary of Facts: On September 15, 2025, the Department was notified that Respondent's restricted use pesticide (RUP) dealer location was unknown. The Department's RUP Program Administrator contacted Respondent inquiring about their Stillwater, OK location. The Department informed Respondent that the physical address where the RUP's are being stored and sold needs to be updated with the Department's office. To date, Respondent has not provided an updated physical location where your RUP's are being stored and sold. The Department requires that each business location engaged in the sale or distribution of restricted use pesticides have a separate permit.

Statute or Rule Violation: Respondent violated O.A.C. 35:30-17-3.2(a) by selling RUP's at an unknown business location.

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand Dollars (\$2000.00). This matter was set for a prehearing on January 8, 2026. The Respondent failed to appear, and a default was entered.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
JAN 08 2026
STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

SOUTHMARK AVIATION INC.)
29 REFUGE LN.)
HATTIESBURG, MS 39402)

RESPONDENT.)

Case No: OGC-25-1293

PROPOSED FINAL ORDER

NOW on this 8th day of January 2026, this matter comes before me, the undersigned Administrative Law Judge. The Complainant appears through Assistant General Counsel, Kiersten Wormus. Respondent appears not.

On the 8th day of January 2026, this matter came on for Prehearing Conference. The Respondent was provided a file-stamped copy of the Notice of Violation delivered by certified mail, article number 9171 9999 9170 3132 7477 50 on December 9th, 2025, to Southmark Aviation Inc., at 29 Refuge Ln., Hattiesburg, MS 39402.

The Notice of Violation advised Respondent that failure to appear at the designated time and place for hearing and failure to pay the recommended fine or penalty stated in the Notice of Violation following proper notice to the Respondent may result in a default judgment being entered against Respondents.

FINDINGS OF FACT

1. On September 15, 2025, the Consumer Protection Services Division of the Department was notified that Respondent's restricted use pesticide (RUP) dealer location

was unknown. The Department's RUP Program Administrator contacted Respondent inquiring about their Stillwater, OK location. The Department informed Respondent that the physical address where the RUP's are being stored and sold needs to be updated with the Department's office. To date, Respondent has not provided an updated physical location where your RUP's are being stored and sold. The Department requires that each business location engaged in the sale or distribution of restricted use pesticides have a separate permit. *See* Complainant's Notice of Violation attached hereto as Exhibit 1.

2. Respondent failed to plead or otherwise defend this action within the time prescribed.

3. The Notice of Violation was delivered by certified mail on December 9, 2025. *See* certified mail receipt attached hereto as Exhibit 2.

4. A hearing was set for the 8th day of January 2026 at 1:30 p.m. and the Respondent did not appear.

5. The Complainant requested entry of default judgment against Respondent for all penalties imposed by the Notice of Violation.

6. An administrative penalty in the amount of Two Thousand Dollars (\$2,000.00) was proposed by the Notice of Violation.

7. The undersigned granted Complainant's request based on Respondent's failure to appear and defend the allegations contained in the Notice of Violation.

CONCLUSIONS OF LAW

1. Based upon the application of the above law to the facts, you are in violation of O.A.C. 35:30-17-3.2(a) which is listed below.

- O.A.C. 35:30-17-3.2(a): “(a) Each business location engaged in the sale or distribution of restricted use pesticides shall require a separate permit.”

2. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

3. The above Findings of Fact are hereby adopted and incorporated by reference as Conclusions of Law.

4. The Allegations of Fact and Conclusions of Law set forth in the attached Notice of Violation are hereby adopted and incorporated by reference as Findings of Fact and Conclusions of Law.

RECOMMENDED ORDER

IT IS THEREFORE RECOMMENDED that the Notice of Violation filed in this matter on December 4, 2025, be adopted as a Final Order and a penalty in the amount of Two Thousand Dollars (\$2,000.00) imposed on the Respondent.

SIGNED THIS 8th DAY OF JANUARY 2026.



RACHEL LAWRENCE MOR,
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF MAILING

This is to certify that a true and correct copy of the above and foregoing Proposed Final Order was mailed by certified mail, return receipt requested, postage prepaid, on the date of filing to:

SOUTHMARK AVIATION INC.
29 REFUGE LN.
HATTIESBURG, MS 39402



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

**SOUTHMARK AVIATION INC.)
29 REFUGE LN.)
HATTIESBURG, MS 39402)**

RESPONDENT.)

Case No: OGC-25-1293

FILED
DEC 04 2025
STATE BOARD OF AGRICULTURE

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel (“OGC”) of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. The Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on 8th day of January 2026 in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. The Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of commercial pesticide applications.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On September 15, 2025, the Consumer Protection Services Division of the Department was notified that your restricted use pesticide (RUP) dealer location was unknown.

19. ODAFF's RUP Program Administrator Dakota Walls contacted you inquiring about your Stillwater, OK location. You informed our office that your lease at that location expired August 1, 2025, and that the chemical was moved to your employee Jake Gould's property.

20. Mr. Walls informed you that the physical address where the RUP's are being stored and sold needed to be updated with our office.

21. To date, you have not provided an updated physical location where your RUP's are being stored and sold.

22. ODAFF requires that each business location engaged in the sale or distribution of restricted use pesticides have a separate permit.

23. Selling RUP's at an unknown business location is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically O.A.C. 35:30-17-3.2(a).

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, you are in violation of O.A.C. 35:30-17-3.2(a) which is stated below:

- O.A.C. 35:30-17-3.2(a): “(a) Each business location engaged in the sale or distribution of restricted use pesticides shall require a separate permit.”

PRAYER FOR RELIEF

25. The Department is seeking an administrative penalty in the amount of **Two Thousand Dollars (\$2000.00)**.

ATTORNEY CONFERENCES

26. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

27. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

28. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

29. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;

- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

30. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

31. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

34. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

35. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

36. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

37. If the Respondent desires to resolve this matter without a hearing or further action, the Complainant proposes an administrative penalty of **Two Thousand Dollars (\$2000.00)**.

38. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 20th day of October, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767

James Rucker, Deputy G. Counsel, OBA #14574

Wendi Morse, OBA #33571

Kiersten Wormus, OBA #33187

Abbie Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-5803

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 4 day of Dec., 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**SOUTHMARK AVIATION INC.
29 REFUGE LN.
HATTIESBURG, MS 39402**



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC-25-1293

**SOUTHMARK AVIATION INC.)
29 REFUGE LN.)
HATTIESBURG, MS 39402)**

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Dollars (\$2000.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

CHAPTER 1. ADMINISTRATIVE OPERATIONS

SUBCHAPTER 10. REQUIREMENTS FOR DEPARTMENT PROGRAMS

35:1-10-6. Date of federal regulations incorporated

When reference is made to Titles 7, 9, 21, or 40 CFR it means, unless otherwise specified, the Code of Federal Regulations (~~2022~~2026 Revision).

RULE IMPACT STATEMENT

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 1. ADMINISTRATIVE OPERATIONS

- (A) **PURPOSE AND LEGAL BASIS OF THE PROPOSED RULE:**
The proposed rule amendment updates the incorporation by reference of the Code of Federal Regulation pursuant to Okla. Const., Art. 6, § 31; State Board of Agriculture; and 2 O.S. § 2-4(A)(2).
- (B) **CLASSIFICATION:**
This rule amendment is classified as a *nonmajor rule amendment* with no financial impact.
- (C) **PURPOSE OF PROPOSED AMENDMENT:**
The purpose is to update the incorporation by reference of the Code of Federal Regulation.
- (D) **CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:**
The proposed rules affect persons regulated by the Department. No cost impacts have been received to date.
- (E) **PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**
Persons who rely on subpoenas for the Department's programs will benefit from the proposed rules.
- (F) **DETERMINATION OF PROBABLE ECONOMIC IMPACT:**
The proposed amendment is revenue neutral. No state agency, political subdivision, entity, or individual will experience costs or revenues as a result of implementation.
- (G) **METHODOLOGY OF PROBABLE ECONOMIC IMPACT:**
No additional cost to the Department is anticipated by the proposed rules. Economic determinations were based on internal agency review.
- (H) **DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:**
No effect on any political subdivision is anticipated by the proposed rules.
- (I) **DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS**

PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

The proposed rules will have no adverse effect on small business.

(J) DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULES:

The Department is unaware of any non-regulatory methods to achieve the purpose of the proposed rules. No measures were necessary to minimize compliance costs, as no costs are imposed by the rule.

(K) DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:

The proposed rules will not affect the public health, safety, and environment.

(L) DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:

The Department is not aware of any detrimental effect the proposed rules will have on public health, safety, and environment.

(M) DATE RULE IMPACT STATEMENT WAS PREPARED:

This rule impact statement was prepared on October 8, 2025. Amended December 2, 2025.

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

CHAPTER 15. ANIMAL INDUSTRY

SUBCHAPTER 1. GENERAL PROVISIONS

35:15-1-2. Definitions

The following words or terms, when used in this Subchapter, shall have the following meaning unless the context clearly indicates otherwise:

"Accredited veterinarian" means a veterinarian approved by the United States Department of Agriculture (USDA) to perform functions required for state or cooperative state and federal animal disease control and eradication programs.

"Animal disease traceability" means the ability to trace an animal to its site of application of official identification and/or premises of origin as set out in 9 CFR Parts 71, 77, 78, 86, et al. Traceability for Livestock Moving Interstate; Final Rule.

"Approved tagging site" means a premises, authorized by APHIS, State, or Tribal animal health officials, where livestock may be officially identified on behalf of their owner or the person in possession, care, or control of the animals when they are brought to the premises.

"Backtag" means a USDA approved identification system consisting of a tag of special tough paper, bearing identification codes relating to origin of animals, which are stuck to animals a few inches from the midline and just behind the shoulder with very strong glue. The backtag is designed as temporary identification for easy reading in livestock auction markets to help trace the origin of livestock in Department investigations.

"Certificate of veterinary inspection" means an official document or its electronic equivalent approved by the chief livestock official of the state of origin issued by an accredited veterinarian at the point of origin of a shipment of animals that includes the name and address of the consignor; the name and address of the consignee; the entry permit number, if applicable; the age, sex, number, and breed of the animal; sufficient identifying marks or tags to positively identify each animal; purpose of shipment; and the results of all required tests. It shall also include a record of a physical examination of the animal verifying that each animal is free from visible evidence of any contagious, infectious, or communicable diseases and that the animals do not originate from an area of quarantine, infestation, or infection. A certificate of veterinary inspection is valid for thirty (30) days after the date of issuance. The term certificate of veterinary inspection shall also include an official health certificate, an official certificate, or a certificate.

"Commuter herd" means all livestock under common ownership or supervision, that are located on one (1) or more premises in two (2) or more states and there is an interchange or interstate movement of animals between premises in those states as part of the normal farming, breeding or ranching operation without a change of ownership. A commuter herd agreement shall be completed and approval of commuter herd status shall be obtained from each chief animal health official of all states in which the herd resides.

"Consignment sale" means a sale of livestock in which multiple sellers' livestock are auctioned or sold to multiple buyers. A consignment sale shall not include a licensed livestock auction market but shall include a production sale with guest consignors.

"Designated epidemiologist" means an epidemiologist selected by the State Veterinarian who has been designated to perform those functions necessary for the classification of livestock suspected to be infected with a particular disease, based on an evaluation of test results and consideration of the animal and herd history, as well as other epidemiological factors.

"Licensed veterinarian" means any veterinarian who holds an active license to practice veterinary medicine in this state.

"Livestock special sale" means a consignment, swap meet, or farm sale, other than a regular livestock auction or production sale, where livestock are sold.

"Livestock special sale permit" means a permit from the Animal Industry Services Division to hold a consignment, swap meet, or farm sale.

"Official identification" means any official method of identification approved by USDA, as described by 9 C.F.R. § 86.1, or the State Veterinarian. Official identification for specific species may be further defined within the applicable section of the Oklahoma Administrative Code. Backtags shall not be considered official identification unless the animal is shipped directly to slaughter. The term "official ear tag" is synonymous with "official identification."

"Oklahoma Veterinary Practice Act" means Title 59 of the Oklahoma Statutes, Section 698.1, et seq.

"Owner-Shipper statement" means a statement signed by the owner or shipper of the livestock being moved stating the location from which the animals are moved interstate; the destination of the animals; the number of animals covered by the statement; the species of animal covered; the name and address of the owner at the time of the movement; the name and address of the shipper; and the identification of each animal, as required by the regulations, unless the regulations or other documentation approved by the Department specifically provide that the identification does not have to be recorded.

"Production sale" means a sale in which livestock that belongs to a single owner or seller and is intended for breeding or exhibition use is offered for sale or sold to multiple buyers at the same time.

"Quarantine" means a written notice or order issued by an authorized agent of the Department showing the boundaries of the area or premise affected, the animals restricted, and conditions, if any. No livestock held under quarantine may be moved or released without a written permit or quarantine release signed by an authorized agent.

"Resident herd of origin" means a group of livestock that have been maintained as a herd or flock on the same premises for at least four (4) months.

"State animal health official" means the state animal health official, or designee, who is responsible for the livestock and poultry disease control and eradication programs in a state.

"Veterinarian approved sow housing" means sow housing systems or facilities that either:

(a) Have been approved as an appropriate sow housing system or facility by a Licensed veterinarian; or

(b) Satisfy all the following criteria, consistent with nationally recognized animal care and welfare guidelines established by organizations consisting of participants in the swine sector and veterinarians:

(1) Provide a suitable thermal environment to protect sows from environmental extremes;

(2) Reduce exposure to hazards that result in injuries;

- (3) Provide access to appropriate food and water;
- (4) Promote good air quality and allow proper sanitation;
- (5) Facilitate space for the sow to stand up and lie down for the evaluation and care by caretakers; and
- (6) Limit aggression and competition between sows.

35:15-1-9. Sow Housing Standards

All sows in the state shall be housed in Veterinarian approved sow housing.

RULE IMPACT STATEMENT

**TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY
CHAPTER 15. ANIMAL INDUSTRY**

- (A) **PURPOSE AND LEGAL BASIS OF THE PROPOSED RULE:**
The proposed rule amendment adds additional definitions for licensed veterinarians and veterinarian approved sow housing; and creates a new rule for sow housing standards pursuant to Okla. Const., Art. 6, § 31; State Board of Agriculture; 2 O.S. § 2-4(A)(2) and (A)(7); 59 O.S. § 698.1 et seq., and 2 O.S. § 6-1 et seq.
- (B) **CLASSIFICATION:**
This rule amendment is classified as a *nonmajor rule amendment* with no financial impact.
- (C) **PURPOSE OF PROPOSED AMENDMENT:**
The purpose is to add additional definitions for licensed veterinarians and veterinarian approved sow housing; and create a new rule for sow housing standards.
- (D) **CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:**
The proposed rules affect persons who keep, buy, or sell sows.
- (E) **PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**
Persons who keep, buy, who keep, buy, or sell sows. Taxpayers will benefit because the rules establish requirements for sow housing systems and facilities.
- (F) **DETERMINATION OF PROBABLE ECONOMIC IMPACT:**
The proposed amendment is revenue neutral. No state agency, political subdivision, entity, or individual will experience costs or revenues as a result of implementation.
- (G) **METHODOLOGY OF PROBABLE ECONOMIC IMPACT:**
No additional cost to the Department is anticipated by the proposed rules. Economic determinations were based on internal agency review.
- (H) **DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:**
No effect on any political subdivision is anticipated by the proposed rules.
- (I) **DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS**

PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

The proposed rules will have no adverse effect on small businesses.

(J) DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULES:

The Department is unaware of any non-regulatory methods to achieve the purpose of the proposed rules. No measures were necessary to minimize compliance costs, as no costs are imposed by the rule.

(K) DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:

The proposed rules will benefit public health, safety, and the environment.

(L) DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:

The Department is not aware of any detrimental effect the proposed rules will have on public health, safety, and environment.

(M) DATE RULE IMPACT STATEMENT WAS PREPARED:

This rule impact statement was prepared on October 23, 2025. Amended December 2, 2025.

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

CHAPTER 30. CONSUMER PROTECTION

SUBCHAPTER 13. IMPORTED FIRE ANT QUARANTINE

35:30-13-3. Regulated area

Imported Fire Ant regulated areas are the Oklahoma counties of:

- (1) Bryan Jefferson, and McCurtain (1986);
- (2) Marshall (Additional Infested Area 1987);
- (3) Carter, Choctaw, Comanche, Johnston, and Love;
- (4) LeFlore, Pushmataha, Atoka, Coal, Pontotoc, Garvin, Murray, Stephens, Jefferson, Cotton, Tillman, and Jackson;
- (5) Latimer (2017);
- (6) Pittsburgh (2020);
- (7) Haskell (2024); and
- (8) Hughes, Kiowa, ~~Pottawatomie~~Pottawatomie, and Seminole (2025).

RULE IMPACT STATEMENT

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 30. CONSUMER PROTECTION

- (A) **PURPOSE AND LEGAL BASIS OF THE PROPOSED RULE:**
The proposed rule amendment corrects the spelling of Pottawatomie county for imported fire ants pursuant to Okla. Const., Art. 6, § 31; State Board of Agriculture; and 2 O.S. § 2-4(A)(2) & (A)(8).
- (B) **CLASSIFICATION:**
This rule amendment is classified as a *nonmajor rule amendment* with no financial impact.
- (C) **PURPOSE OF PROPOSED AMENDMENT:**
The purpose is to corrects the spelling of Pottawatomie county for imported fire ants.
- (D) **CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:**
The proposed rule amendments affect people who import fire ants.
- (E) **PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**
Consumers and persons regulated by the Department's imported fire ant quarantine.
- (F) **DETERMINATION OF PROBABLE ECONOMIC IMPACT:**
The proposed amendment is revenue neutral. No state agency, political subdivision, entity, or individual will experience costs or revenues as a result of implementation.
- (G) **METHODOLOGY OF PROBABLE ECONOMIC IMPACT:**
No additional cost to the Department is anticipated by the proposed rules. Economic determinations were based on internal agency review.
- (H) **DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:**
No effect on any political subdivision is anticipated by the proposed rule amendments.
- (I) **DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:**
The proposed rule amendments will have no adverse effect on small business.

(J) **DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULES:**

The Department is unaware of any non-regulatory methods to achieve the purpose of the proposed rule amendments. No measures were necessary to minimize compliance costs, as no costs are imposed by the rule.

(K) **DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:**

The proposed rule amendments will not detrimentally affect the public health, safety, and environment.

(L) **DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:**

The Department is not aware of any detrimental effect the proposed rules will have on public health, safety, and environment.

(M) **DATE RULE IMPACT STATEMENT WAS PREPARED:**

This rule impact statement was prepared on October 8, 2025. Amended December 2, 2025.

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

CHAPTER 37. FOOD SAFETY

SUBCHAPTER 13. MILK AND MILK PRODUCTS

35:37-13-2. Incorporations by reference

(a) Adopted references.

(1) PMO. "Grade A Pasteurized Milk Ordinance with Administrative Procedures - ~~2019~~2023 Recommendations," including Appendices A through T thereto, hereinafter referred to as the "PMO," as published in the Grade A Pasteurized Milk Ordinance, ~~2019~~2023 Revisions, by the Department of Health and Human Services, Public Health Service/Food and Drug Administration, Washington, D.C. is hereby incorporated by reference.

(2) Code of Federal Regulations. Where mention is made to any section or sections of the Code of Federal Regulations in the PMO, that section or sections shall be incorporated by reference. The State Board of Agriculture declares that, by incorporating the PMO by reference, it does not intend to create any inconsistency with the Oklahoma Milk and Milk Products Act, in the event there may be any inconsistency.

(3) Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program on the National Conference on Interstate Milk Shipments (Procedures), ~~2019~~ 2023 Revision.

(4) Methods of Making Sanitation Ratings of Milk Shippers and the Certifications/Listings of Single-Service Containers and/or Closures for Milk and/or Milk Products Manufacturers (MMSR), ~~2019~~ 2023 Revision.

(5) Evaluation of Milk Laboratories (EML), ~~2019~~ 2023 Revision.

(b) Exceptions.

(1) Section 16, "Penalty" is not incorporated by reference.

(2) Section 17, "Repeal and Date of Effect" is not incorporated by reference.

(3) Section 5, "Certified Industry Inspection" is not incorporated by reference.

(4) Appendices E, "Examples of 3-out-of-5 Compliance Enforcement Procedures" is not incorporated by reference.

SUBCHAPTER 19. HOMEMADE FOOD

35:37-19-4. Labeling requirements

(a) The following information shall be provided to the consumer in the format required by subsection b of this section:

(1) Name and phone number of the producer;

(2) Physical address where the product was produced;

(3) Description of the homemade food product;

(4) Ingredients of the homemade food product in descending order of proportion;

(5) Statement indicating the presence of any of the most common allergens, including milk, eggs, peanuts, tree nuts, soybeans, wheat, fish, crustacean shellfish, and sesame; and

(6) Legible print stating, "This product was produced in a private residence that is exempt from government licensing and inspection."

(b) A producer may obtain a registration number upon the payment of an annual fee of Fifteen Dollars

(\$15.00) to the Oklahoma Department of Agriculture, Food, and Forestry that is good for one (1) year from the date of its issue. The assigned registration number may be used on product labels instead of the producer's name, phone number, and the physical address of the location where the homemade food product was produced.

(b) The information required by subsection a of this section shall be provided in a legible format of at least 10-point font, in the following manner:

- (1) On a label affixed to the package if the homemade food product is packaged;
- (2) On a label affixed to a container if the homemade food product is offered for sale from a bulk container directly to the consumer;
- (3) On a placard displayed at the point of sale and on a card or other item that is made available to the consumer and is readily carryable if the homemade food product is not packaged; and
- (4) Displayed on the webpage from which the homemade food product is offered for sale if it is sold on the internet; provided, each item sold over the internet shall be properly labeled or shall have a label included in the shipping container.

(e) Homemade food products that are packaged and distributed in interstate commerce shall be sold and labeled in accordance with federal law.

RULE IMPACT STATEMENT

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 37. FOOD SAFETY

(A) **PURPOSE AND LEGAL BASIS OF THE PROPOSED RULE:**

The proposed rule amendments updates incorporations by references and adds an option for a registration number for homemade food labeling requirements pursuant to Okla. Const., Art. 6, § 31; State Board of Agriculture; 2 O.S. § 2-4(A)(2) and (28); 2 O.S. § 7-401 et seq.; and 2 O.S. § 5-4.1 et seq.

(B) **CLASSIFICATION:**

This rule amendment is classified as a *nonmajor rule amendment* with no financial impact.

(C) **PURPOSE OF PROPOSED AMENDMENT:**

The purpose is to update incorporations by references and add an option for a registration number for homemade food labeling requirements.

(D) **CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:**

The proposed rule amendments affect people regulated by the Department's Food Safety program. No cost impacts have been received.

(E) **PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**

Persons who wish to produce, sale and resale homemade food products through the Department's Food Safety program will benefit from the proposed rule amendments.

(F) **DETERMINATION OF PROBABLE ECONOMIC IMPACT:**

The proposed amendment is revenue neutral. No state agency, political subdivision, entity, or individual will experience costs or revenues as a result of implementation.

(G) **METHODOLOGY OF PROBABLE ECONOMIC IMPACT:**

No additional cost to the Department is anticipated by the proposed rules. Economic determinations were based on internal agency review.

(H) **DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:**

No effect on any political subdivision is anticipated by the proposed rule amendments.

(I) **DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS**

PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

It is not anticipated that the proposed rule amendments will have an adverse effect on small businesses.

(J) **DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULES:**

The Department is unaware of any non-regulatory methods to achieve the purpose of the proposed rule amendments. No measures were necessary to minimize compliance costs, as no costs are imposed by the rule.

(K) **DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:**

The proposed rule amendments will not detrimentally affect the public health, safety, and environment.

(L) **DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:**

The Department is not aware of any detrimental effect the proposed rules will have on public health, safety, and environment.

(M) **DATE RULE IMPACT STATEMENT WAS PREPARED:**

This rule impact statement was prepared on September 17, 2025. Revised November 7, 2025. Amended December 2, 2025.