

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 SENATE BILL 1424

By: Woods

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5  
6 AS INTRODUCED

7 An Act relating to the Oklahoma Registered Poultry  
8 Feeding Operations Act; amending 2 O.S. 2021, Section  
9 10-9.5, which relates to poultry operations;  
10 requiring creation of online educational platform;  
11 and providing an effective date.

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

13 SECTION 1. AMENDATORY 2 O.S. 2021, Section 10-9.5, is  
14 amended to read as follows:

15 Section 10-9.5. A. The State Board of Agriculture shall  
16 provide the necessary forms and applications for any person desiring  
17 or required to register a poultry feeding operation or expanding  
18 operation.

19 B. The application to register to operate a new or previously  
20 unregistered poultry feeding operation or expanding operation shall  
21 ~~contain~~ include, ~~at a minimum~~ but not be limited to, the following  
22 information:

- 23 1. Name and address of the owner and operator of the facility;  
24 2. Name and address of the poultry feeding operation;

1        3. Number and type of poultry housed or confined;

2        4. Name and address of the integrator whose poultry will be  
3 raised by the poultry feeding operation;

4        5. A diagram or map and legal description showing geographical  
5 location of the facility on which the perimeters of the facility are  
6 designated, location of waters of the state, including, but not  
7 limited to, drainage from the facility, poultry waste storage  
8 facilities, and land-application sites owned or leased by the  
9 applicant or which the applicant has contracted with for the  
10 application of poultry waste;

11       6. A copy of the Nutrient Management Plan, or proof of  
12 application for such plan, Best Management Practices, or any other  
13 plans authorized by the Oklahoma Department of Agriculture, Food,  
14 and Forestry;

15       7. A statement of ownership.

16           a. If the applicant is a corporation, the name and  
17 address of the corporation and the name and address of  
18 each officer and registered agent of the corporation  
19 shall be included in the application.

20           b. If the applicant is a partnership or other legal  
21 entity, the name and address of each partner and  
22 stockholder with an ownership interest of ten percent  
23 (10%) or more shall be included in the statement.

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1           c.    The information contained in the statement of  
2                   ownership shall be public information and shall be  
3                   available upon request from the Board;

4           8.    The name and address of the person having day-to-day control  
5 of the operation, if such person is not the applicant and is acting  
6 as agent for the applicant;

7           9.    An environmental history from the past three (3) years of  
8 any poultry feeding operation established and operated by the  
9 applicant or any other operation with common ownership in this state  
10 or any other state;

11          10.   Environmental awards or citations received or pollution  
12 prevention or voluntary remediation efforts undertaken by the  
13 applicant; and

14          11.   Any other information or records required by the Department  
15 for purposes of implementing the Oklahoma Registered Poultry Feeding  
16 Operations Act or rules promulgated pursuant thereto.

17          C.    In addition to other penalties as may be imposed by law, any  
18 person who knowingly makes any false statement, representation, or  
19 certification in, omits material data from, or tampers with any  
20 application for registration shall, upon conviction, be guilty of a  
21 misdemeanor and may be subject to a fine of not more than Ten  
22 Thousand Dollars (\$10,000.00) for each such violation.

1 D. The owner of a poultry feeding operation shall be  
2 responsible for sending written notification to the Department upon  
3 changing integrators.

4 E. For a transfer of registration to a new owner, the new owner  
5 shall register the operation pursuant to the rules of the  
6 Department.

7 F. 1. All operators of poultry feeding operations and poultry  
8 waste applicators shall attend educational courses on poultry waste  
9 handling. All such operators and applicators shall attend  
10 educational training on poultry waste management as provided by  
11 Oklahoma State University through the Oklahoma Cooperative Extension  
12 Service. All current and new operators and applicators shall  
13 receive the initial nine (9) hours of training in the first year and  
14 two (2) hours of continuing education every year until the operator  
15 or applicator has received a total of nineteen (19) hours of  
16 training. Any operator or applicator may attend more hours than is  
17 required, however, those hours shall not be carried forward. Upon  
18 receiving the nineteen (19) required hours, the operator or  
19 applicator shall be required to receive two (2) hours of continuing  
20 education every three (3) years. The Oklahoma Cooperative Extension  
21 Service shall develop the educational training course to aid in  
22 certification. Curricula for the training course will include the  
23 Oklahoma Cooperative Extension Service Waste Management Facts series  
24 and record books or their current equivalent. The Oklahoma

1 Cooperative Extension Service shall make all initial training and  
2 continuing education available through an online platform which  
3 shall be paid for pursuant to the provisions of the Poultry Waste  
4 Education Revolving Fund as provided in Section 10-9.6 of this  
5 title. Courses for poultry waste management shall include the  
6 following topics:

- 7 a. environmental process relevant to protecting water  
8 quality in poultry production,
- 9 b. basic handling systems to manage poultry waste from  
10 all types of poultry operations,
- 11 c. nutrient management, including sampling procedures,  
12 application rate determination, equipment calibration,  
13 and record-keeping systems,
- 14 d. relevant laws and rules applicable to poultry waste  
15 management in the State of Oklahoma, and
- 16 e. any other related subject as determined by Oklahoma  
17 State University in consultation with the Department.

18 2. At the completion of each course, the operator or applicator  
19 shall receive a certification verifying completion. The  
20 certificates shall be kept on site for five (5) years.

21 3. Failure to obtain the initial nine-hour training and any  
22 continuing education as provided in this subsection shall be deemed  
23 a violation of the Oklahoma Registered Poultry Feeding Operations  
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1 Act for operators and the Oklahoma Poultry Waste Applicators  
2 Certification Act for applicators.

3 4. All operators or applicators shall meet the educational  
4 requirements of this section no later than December 31 of each year.

5 G. No integrator shall enter into any contract with an operator  
6 of a poultry feeding operation who is not in compliance with the  
7 education requirements of subsection F of this section.

8 SECTION 2. This act shall become effective November 1, 2024.

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