

Bill Summary
1st Session of the 58th Legislature

Bill No.:	SB 1424
Version:	CCR
Request No.:	3792
Author:	Sen. Howard
Date:	05/28/2024

Bill Analysis

SB 1424 provides that all operators subject to the provisions of the Oklahoma Registered Poultry Feeding Operations Act shall be responsible for obtaining and maintaining all educational requirements. Additionally, the measure provides that compliance with a Nutrient Management Plan shall be deemed as compliant with Best Management Practices. The measure also stipulates that any administrative penalty assessed against an operator shall be solely used to fund enforcement of the Act. The maximum fine for failing to comply with the provisions of the Act is increased from \$200.00 to \$1,000.00 and provides that any operator who fails to take action to avoid pollution of any stream, lake, river, or creek shall be guilty of a misdemeanor and subject to a fine of \$500.00-\$1,000.00 and/or a maximum term of imprisonment of 6 months. The measure requires any notice of a hearing to detail any remediation, education, or other measures the grower is required to take to prevent the furtherance or continuing nature of a violation. The Oklahoma Department of Agriculture, Food and Forestry may extend the time periods for compliance. The measure provides that the Department may assess an administrative fee of \$10,000.00 for each day of noncompliance with provisions of the user's nutrient management plan that has led to pollution of any stream, lake, river, or creek.

CCR Changes

The Conference Committee Report for SB 1424 adds language providing that compliance with a Nutrient Management Plan shall be deemed as compliant with Best Management Practices. The CCR also adds language increasing the maximum fine for failing to comply with the provisions of the Act and provides that any operator who fails to take action to avoid pollution of any stream, lake, river, or creek shall be guilty of a misdemeanor and subject to a fine of \$500.00-\$1,000.00 and/or a maximum term of imprisonment of 6 months. The CCR adds language authorizing the Department to assess an administrative fee of \$10,000.00 for each day of noncompliance with provisions of the user's nutrient management plan that has led to pollution of any stream, lake, river, or creek.

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