

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

**SPECIAL Meeting**

**Via Teleconference Wednesday, April 8, 2020, 10:00 a.m.**

**Meeting Information:**

Topic: Board of Agriculture Meeting

Time: Apr 8, 2020 10:00 AM Central Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/3561826421>

Meeting ID: 356 182 6421

One tap mobile

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**All Board Members Will Attend Via Teleconference**

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

Wednesday, April 8, 2020  
10:00 a.m.

2800 N. Lincoln Blvd.  
Oklahoma City, OK 73105

1. Call to Order
2. Roll Call
3. Declaration of a Quorum
4. Introduction of Guests
5. Consideration and Proposed Action on Minutes of Regular Board Meeting of March 4, 2020.
6. 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 – Tanna Hartington  
Summary of analytical activities, customer contacts, and other pertinent information related to laboratory operations.
  - C. Forestry Services – Mark Goeller  
Summary of activities and accomplishments in resource protection and rural fire defense, forest management and regeneration, water quality, urban forestry, forestry education and law enforcement. Includes statistics on wildfires and law enforcement activity and narrative of forestry program highlights for the month.
  - D. Consumer Protection Services – Kenny Naylor  
Addresses stop sale orders on insect and disease infested crops, phytosanitary certificates issued, insect survey summaries, pesticide registration updates, pesticide inspections, seed program and seed laboratory updates, weights and measures reports, scanner inspections, grain warehouses and meetings attended by division personnel.

- E. Animal Industry Services – Rod Hall, DVM  
Addresses information and activities of staff related to control and eradication of animal diseases affecting livestock and livestock market audits. It also addresses emergency response preparation and education for response to any outbreak of foreign, emerging and/or eradicated disease.
- F. Wildlife Services – Scott Alls  
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 Cohenour  
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. 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 and Commercial Pet Breeders, 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 – Morgan Vance

7. Consideration and Proposed Action on Purchases/Contracts
  - Professional Services Contract - \$45,000.00
  - Professional Services for OSU Poultry Education Program - \$48,276.00
  - Professional Services – FY21 to fund MOA with OWRB to sample LMFO - \$170,000
  - Audio Visual Equipment - \$10,500.00
  - OSU Pesticide Program Contract - \$130,000.00
  - OSU Soil Fertility Research - \$450,000.00
  - Unwanted Pesticide Disposal Program - \$350,000.00
  - Ranch Scale Truck Bed - \$30,000.00
  - Small Scales - \$26,000.00
  - Verizon Wireless - \$25,000.00
  - Purchase of fifteen (15) Weight Sets for CPS field inspectors - \$ 9600.00
  - South Dakota Agricultural Laboratories testing fees for pesticide samples related to the new dicamba and 2,4D product - \$9,800.00
  - ESRI software maintenance contract for FY2021 to support GIS systems for the agency- \$4,000.00
  - OSU laboratory testing fees for soil and water samples related to environmental pollution investigations - \$9,800.00
  - FY21 - \$55,000 – Purchase ESRI ArcGIS Online Licenses
  - FY20 - \$9,500 – Purchase soil media to grow containerized seedlings
  - FY20 - \$15,000 – Purchase the pouring of a concrete pad in existing pole barn
  - FY20 - \$25,000 – Contract certified SRS cruisers from State of Alabama to complete FIA plots in Oklahoma
  - FY20 – 32 hotel rooms for Ag in the Classroom Teacher Road Trip - \$6,910.00
  - Oklahoma viticulture and Enology Grants - \$42,466.00
  - FY20 – Oklahoma – Billboard, social media and printing advertising - \$20,000.00
  - FY20 – Made in Oklahoma bags for re-sale to MIO program participants - \$6,000.00
  - FY20 – Ag in the Classroom Educational Resources for students - \$5,550.66
  - Cooperative Service Agreement with USDA APHIS Wildlife Services - \$769,000
  - ODAFF Wildlife Services purchase four (4) Kawasaki 4010 UTV’s - \$39,500.00
  - Cooperative Agreement with City of Norman - \$20,000.00
  
8. Consideration and Proposed Action on Cases Resolved by Stipulations

**Agricultural Environmental Management Services**

Brian Cox, 2139 Union Grove Rd., Haworth Oklahoma  
 Fong Moua, 465 Prairie Road, Garvin, Oklahoma  
 Gene Shed, 1747 E. 135 Rd., Holdenville, Oklahoma

**Consumer Protection Services**

Advance Auto Parts, 4329 S. E. 29<sup>th</sup>, Del City, Oklahoma  
 Clinton Abernathy, 21016 E. CR 165, Altus, Oklahoma  
 Todd Harvey, Harvey Farms, LLC, 164, 4111 CR 1120, Hydro, Oklahoma  
 Scott Roundbush, 20968 E. CR 1695, Altus, Oklahoma  
 Sipcam Agro USA, Inc., 2525 Meridian PKWY, STE 350, Durham, North Carolina  
 U. S. Applicators, LLC, P. O. Box 563, Louisville, Mississippi  
 Natalie Wheeler, 19900 E. CR 161, Altus, Oklahoma

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

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

**Consumer Protection Services**

Pipeline Maintenance Service, 824 N.W. 3<sup>RD</sup>, Guymon, Oklahoma

10. Consideration and Proposed Action on Emergency Rules

**CONSUMER PROTECTION**

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

Chapter 30. Consumer Protection

Subchapter 24 - Oklahoma Industrial Hemp Agricultural Pilot Program [AMENDED]

35:30-24-1. Purpose [AMENDED]

35:30-24-2. Definitions [AMENDED]

35:30-24-3. Application [AMENDED]

35:30-24-4. Grounds for denial of application [AMENDED]

35:30-24-5. License [AMENDED]

35:30-24-5.1 Land use restrictions [NEW]

35:30-24-5.2 Restrictions on sale, transfer, and storage [NEW]

35:30-24-5.3 Establishing records with USDA Farm Service Agency [NEW]

35:30-24-6. Continuing obligation to provide information [AMENDED]

35:30-24-6.1. Transportation [NEW]

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

35:30-24-8. ~~Certified Hemp seed program~~ [AMENDED]

35:30-24-9. Harvest reports [AMENDED]

35:30-24-10. Records [AMENDED]

35:30-24-11. Inspection and testing [AMENDED]

35:30-24-12. Violations [AMENDED]

35:30-24-13. Destruction [NEW]

35:30-24-14. Hearings and contests [NEW]

11. Next Board meeting scheduled for **Wednesday, May 20, 2020** at Oklahoma City.

12. Old Business

13. 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.

14. Adjournment