

## AGENCY RULE REPORT

### DATE NOTICE FOR PROPOSED RULES PUBLISHED IN OKLAHOMA REGISTER:

December 1, 2017

### NAME AND ADDRESS OF AGENCY:

Oklahoma Department of Agriculture, Food, and Forestry  
2800 North Lincoln Boulevard  
P.O. Box 528804  
Oklahoma City, OK 73152-8804

### TITLE AND NUMBER OF RULES:

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  
Subchapter 17. Combined Pesticide  
Part 1. Commercial and Non-Commercial Categories of Pesticide Application  
35:30-17-1.2. Schedule of combined pesticide program fees [AMENDED]  
Part 3. Certification, Conduct of Examinations, and Recertification  
35:30-17-6. Recertification [AMENDED]  
Part 6. Pesticidal Product Producing Establishments  
35:30-17-13. Incorporation by reference of federal pesticide producing establishment regulations [AMENDED]  
Part 9. Minimum Standards for Contracts and Keeping of Records  
35:30-17-21. Records required for pesticide applications and restricted use pesticide sales [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]  
Subchapter 25. Seed  
35:30-25-1. Definitions [AMENDED]  
35:30-25-7. Variety labeling [AMENDED]  
35:30-25-14. Seed advertisements [AMENDED]  
35:30-25-15. Schedule of seed program fees [AMENDED]  
Subchapter 27. Feed  
Part 1. Commercial Feed  
35:30-27-11. Schedule of feed program fees [AMENDED]

### STATUTORY AUTHORITY FOR RULES:

Okla. Const., Art. 6, § 31; 2 O.S. § 2-4(A)(2); State Board of Agriculture; 2 O.S. § 3-81 et seq.; 2 O.S. § 8-1 et seq.; and 2 O.S. § 8-41.1 et seq.

### BRIEF SUMMARY OF THE CONTENT OF THE RULES:

The proposed amendments update citations to the Code of Federal Regulations, increase certain licensing fees and delete other licensing fees, expand the fire ant quarantine area, add a

requirement that information relating to continuing education be submitted electronically, revise certain recordkeeping requirements, add definitions, and make other related and necessary changes.

**NEED FOR ADOPTED RULES:**

The proposed rule amendments are needed to update citations to the Code of Federal Regulations, increase certain licensing fees and delete other licensing fees, expand the fire ant quarantine area, add a requirement that information relating to continuing education be submitted electronically, revise certain recordkeeping requirements, add definitions, and make other related and necessary changes.

**DATE AND LOCATION OF MEETING WHERE RULES WERE ADOPTED:**

January 23, 2018  
Oklahoma Department of Agriculture, Food, and Forestry  
2800 North Lincoln Boulevard  
Oklahoma City, OK 73105

**SUMMARY OF COMMENTS AND EXPLANATIONS OF CHANGES OR LACK OF ANY CHANGE MADE IN ADOPTED RULES AS A RESULT OF COMMENTS RECEIVED:**

No comments were received.

**LIST OF PERSONS OR ORGANIZATIONS WHO APPEARED OR REGISTERED FOR OR AGAINST THE ADOPTED RULE AT PUBLIC HEARING:**

None.

**RULE IMPACT STATEMENT:**

See Attachment I.

**RECORDED VOTE OF BOARD OF AGRICULTURE:**

Aye	Jim Reese
Aye	Ed Hurliman
Aye	Jay Franklin
Aye	Joe Farris
Aye	Karen Krehbiel