

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

Wednesday, August 11, 2021  
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 June 16, 2021.
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 –  
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, 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 – Morgan Vance

7. Consideration and Proposed Action on Purchases/Contracts

OSU – Agriculture Leadership Program FY22 - \$40,000  
Oklahoma State University FY22 - \$1,000,000  
BancFirst for FY22 - \$17,900  
Oklahoma State Fair Park FY22 - \$150,000  
Settlement Agreement with USDA/FSIS/OPEER - \$8,920.09  
Incident Support Gear - \$7,700  
FY22 - \$11,000 – Settle a Merit Protection Case  
FY22 - \$10,000 – Renew Oklahoma Gardening Grant  
FY22 - \$15,000 – Renew nonbinding contract with the Oklahoma Urban & Community Forestry Council  
FY22 – \$41,000 – Award Federal pass-through funding to communities for the Urban & Community Forestry Grants  
FY22 - \$23,000 Federal Funds  
FY21 - \$10,000 – Southern Pine Beetle Prevention Program-Twin Meadows LLC  
FY22 - \$6,500 – Purchase and installation of re-glazing for the Greenhouse at FTIC  
FY22 - \$150,000 repair firefighting equipment dozers, Bambi buckets, UTVs and slip-on units.  
FY22 - \$150,000 – Comdata Cards to repair firefighting equipment to transports, engines, pickups, and other rolling stock.  
Purchase of a 10 kg Mass Comparator - \$80,000  
FY22 – Oklahoma Viticulture and Enology Grants - \$146,166  
FY22 – Tulsa State Fair – Made in Oklahoma Café - \$20,000  
FY22 - \$6,942.13 – GovQA 2022 Contract

8. Consideration and Proposed Action on Cases Resolved by Stipulations

**Consumer Protection Services**

B&B Services, 10944 N. CR. 3260, Pauls Valley, Oklahoma  
Bullseye Termite & Pest Control, 3515 W. 7<sup>th</sup> Street, Elk City, Oklahoma  
Miles Termite, 3012 Oakridge Rd. Enid, 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. Old Business

10. 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.

11. Adjournment

*\*Members of the Board and staff from ODAFF may join for lunch. Board Members, staff, and the public may discuss program issues during the luncheon; no votes or action will be taken during the luncheon.*

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

Oklahoma City, Oklahoma  
June 16, 2021

The Oklahoma State Board of Agriculture met in regular session at 10:00 a.m., June 16, 2021, in the Agriculture Building, Oklahoma City, Oklahoma. Written notice of this meeting was filed with the Secretary of State. A notice was posted at the Agriculture Building 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: Joe Farris  
Blayne Arthur  
Clay Burtrum  
Nocona Cook

Member Absent: Brent Bolen

Others Present: Kandi Batts, Executive Secretary  
JanLee Rowlett, Deputy Commissioner  
Dan Ridings, Director, Administrative Services  
Scott Huff, Forestry Services  
Kenny Naylor, Director, Consumer Protection Services  
Dr. Rod Hall, Director, Animal Industry Services  
Scott Alls, Director, Wildlife Services  
Troy Marshall, Director Agricultural Statistics  
Meriruth Cohenour, Director, Market Development Services  
Teena Gunter, Director, Agricultural Environmental  
Management Services and Office of General Counsel  
Scott Yates, Director, Food Safety Services  
Emilie James, Communications  
Audrey Ochsner, Intern  
Bailee Williams, Governor's Office  
John Riesenber, State Senate  
Marla Peek, Oklahoma Farm Bureau  
Jennie Melendez, eCapitol

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

Ms. Meriruth Cohenour introduced the guests.

A motion was made by Mr. Farris, seconded by Mr. Cook, to approve the minutes of the regular meeting of May 5, 2021, as presented.

The vote was as follows:

Farris	Aye
Arthur	Aye
Burtrum	Abstain
Cook	Aye

The motion carried.

A motion was made by Mr. Burtrum, seconded by Mr. Farris, to approve the division reports with correction made to section A-5.

The vote was as follows:

Farris	Aye
Arthur	Aye
Burtrum	Aye
Cook	Aye

The motion carried.

A motion was made by Mr. Burtrum, seconded by Mr. Cook, to approve the following purchases/contracts as submitted and contained on pages 4 through 10.

The vote was as follows:

Farris	Aye
Arthur	Aye
Burtrum	Aye
Cook	Aye

The motion carried.

A motion was made by Mr. Farris, seconded by Mr. Cook, to approve the Proposed Action on Stipulations as submitted and contained on pages 11 and 12.

**Consumer Protection Services**

Shane Backus, 388091 E. 1143 Road, Weleetka, Oklahoma  
Dollar General, 409 N. 11<sup>th</sup>, Hammon, Oklahoma

**Food Safety**

Dewayne Muret, 5700 W. Adobe Road, Newkirk, Oklahoma

The vote was as follows:

Farris	Aye
Arthur	Aye
Burtrum	Aye
Cook	Aye

The motion carried.

**\*\*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.”

A motion was made by Mr. Cook, seconded by Mr. Burtrum, to approve the Proposed Action on Proposed 2021 Board of Agriculture Meeting Dates as submitted and contained on pages 13 and 14.

The vote was as follows:

Farris	Aye
Arthur	Aye
Burtrum	Aye
Cook	Aye

The motion carried.

There is no Old business presented for the Board to take action upon. Mr. Farris moved, Mr. Cook seconded, that the meeting be adjourned at 11:27 a.m.

By \_\_\_\_\_  
President

ATTEST: \_\_\_\_\_  
Executive Secretary

# JUNE 16, 2021 BOARD MEETING

## PURCHASES/CONTRACTS

### Agricultural Statistics

Printing of 1,500 Oklahoma Agricultural Statistics 2021 annual bulletins, and 7,000 Oklahoma Pocket Facts 2021 for FY 2022 - \$12,000 dollars.

### Consumer Protection Services

#### **Oklahoma State University Soil Fertility Research --\$65,000.00**

1. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval.

This is in addition to the original request of \$450,000.00 due to fertilizer tonnage revenue exceeding 1 million dollars for FY2021. Pursuant to 2 O.S. § 8-77.7 (A), ODAFF is required to collect an inspection fee of \$1.00 per ton of which \$0.50 per ton shall be forwarded directly to a special Soil Fertility Research Account in the Department of Plant and Soil Sciences of the Division of Agricultural Sciences and Natural Resources at Oklahoma State University (OSU) for the purpose of conducting soil fertility research and extension involving efficient fertilizer use for agronomic crops and forages and groundwater and surface water protection from plant food nutrients. Though tonnage amounts vary each year due to when a crop is planted, commodity prices, fertilizer prices and the weather we use the upper range of inspection fees paid annually to determine the amount of \$450,000.00 that could potentially be paid out to OSU. However, the actual amount paid to OSU will be based on the amount of inspection fees paid to ODAFF.

2. Consequence(s) and cost (if any) if the proposed expense is not approved.  
This is a statutory requirement of the Oklahoma Fertilizer Act and needs to be done to further research to prevent the pollution of lands and waters of Oklahoma from fertilizers.

#### **GIS Programing with Oklahoma University --\$43,000.00**

1. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval.

GIS programing would provide ODAFF with the ability to GPS hemp grower fields to provide required data to USDA. It also will allow us to do a better job of collecting and reporting our USDA CAPS survey information under our grant programs. Finally, it will assist us in collecting information on complaints, inspections and licensee's.

2. Consequence(s) and cost (if any) if the proposed expense is not approved.  
Without the GIS programming we will have more difficulty meeting USDA hemp reporting requirements and CAPS reporting requirements. This will also limit our efficiency in sampling, trapping and inspections.

3 Price verification scanners for the Weights and Measures program- \$7,500.00

## **Food Safety**

**Oklahoma State University Produce Safety Training Contract Approval --\$120,000.00** (year 5 of 5 year contract with Oklahoma State University)

1. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval.

Pursuant to 2 O.S. § 2-4 (A-34), the state Board of Agriculture has the power to promulgate rules to ensure state control of any federal program relating to on-farm fruit and vegetable production inspections and regulation. ODAFF received a grant from the FDA for the development of a produce safety program, identification of produce farms in the state, outreach and education to produce farmers, and in 2018 begin the enforcement of the FDA's Food Safety Modernization Act Produce Safety Rule through farm inspections. Up to 40% of the total each year's grant funds (including carry-over funds from the previous year) can be sub-awarded to the state's land grant university for the assistance in outreach and educational efforts. In order to comply with these requirements assistance was requested from Oklahoma State University (OSU) for the purpose of outreach and education activities including teaching Produce Safety Alliance classes across the state, developing educational materials and videos, assisting farms with the On-Farm Readiness Review, measuring the effectiveness of these trainings to determine what topics need further training, and assisting ODAFF in identifying and outreach to farms that may need to comply with the law.

The Produce Safety Alliance class is the only class currently recognized by the FDA to satisfy the produce farm manager training portion of the produce safety rule. To teach this class, a team of certified trainers and a certified lead trainer is required, and OSU has several personnel certified to teach this class including the only lead trainer in the state. The On-Farm Readiness Review tool is currently in development by NASDA, and should be available to the states this winter. It will provide an educational tool that can be taken to the individual farms and help them identify what areas they need to improve on to comply with the new law.

OSU as a land grant university has proven expertise in the research and education of food crop production and food safety through the Ag Research Stations, Cooperative Extension Service, educational TV programs on OETA, and the Robert M. Kerr Food and Agriculture Products Center (FAPC).

The monies being requested for approval is 100% reimbursed through the FDA Cooperative Agreement grant that has been awarded to ODAFF. The \$450,000 is the maximum estimated amount that we will be allowed to sub-award through this grant for fiscal year 2018.

2. Consequence(s) and cost (if any) if the proposed expense is not approved.  
Currently, ODAFF does not have the resources and personnel to host these trainings, and does not have the networking in every county that OSU Extension has to be able to find and reach all produce farms. The outreach, education, and identification of produce farms in Oklahoma is a large requirement of the FDA grant, and OSU's assistance will greatly extend our reach way beyond ODAFF's abilities. The loss of OSU's assistance would place a great strain on ODAFF's limited resources to meet the requirements of the FDA cooperative agreement.



### **Win Wam computer software up keep for produce safety inspections \$5,200.00**

1. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval.  
This computer program is used for completing FDA produce safety compliance inspections. Currently Kelly Registration Systems is 2 to 3 years from completing Food Safeties online programs. This would be for updates and for software update fees. This would be paid for by the FDA Produce Grant.
2. Consequence(s) and cost (if any) if the proposed expense is not approved.  
Without the computer program we will have to develop an in house program or change Kelly's schedule which will harm other programs development time.

### **Forestry Services**

#### **FY22 – \$15,000**

Purchase PPE –Wildland Firefighter boots for OFS front-line personnel. This equipment is mandatory for all personnel responding to wildfires or supporting prescribed burns anywhere in Oklahoma. This equipment must be periodically updated. Without this equipment there is an increased risk to personal safety to Forestry Services' firefighters and liability to the Agency. The price per pair has increase.

#### **FY 22- \$21,000**

Purchase a new irrigation system for the Greenhouse at FTIC. The irrigation system in the greenhouse at FTIC was originally in place when the building was dedicated in 2002. OFS grows containerized seedlings for sale to Oklahomans and specific genetic families for progeny testing. OFS is having problems with the irrigation heads cycling down the rail system to water the trees because the rail system has had 19 years of wear. OFS needs to replace this system. Without this purchase, OFS runs the risk of not being able to properly irrigate seedlings and the seedlings may be stressed or not survive for their intended use.

#### **FY 22 \$6,500**

Purchase and installation of reglazing materials for the Greenhouse at FTIC. The plastic and polycarbonate have deteriorated and were damaged in the recent storms. The last time this was replaced was 10 years ago. OFS grows containerized seedlings to sell to Oklahomans and specific genetic families for progeny testing at the FTIC facility. Without this purchase, the seedlings will not be properly protected and may be stressed or not survive for their intended use.

#### **FY 22- \$7,500**

Purchase up to 15 tons of sulfur 90% Pastille for Forest Regeneration Center. The sulfur is needed to keep the soil pH between 5 and 6.5 for all of the conservation seedlings grown at FRC which are sold to landowners throughout Oklahoma and the nation. Without this purchase, the soil will not meet the requirements to grow the seedlings and the seedlings will not survive for their intended use.

#### **FY 22 \$9,500**

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

## **Laboratory Services**

Request approval for the purchase of analytical gas and high quality argon for testing various agricultural products and cylinder rental. Effective 07/01/21 - 06/30/22. Total cost not to exceed \$11,566.84. Purchase of analytical gases and high quality Argon for use in testing. This is necessary for efficient and effective operation in the laboratory, without this analytical gas the laboratory would be unable to fulfill regulatory testing for the State of Oklahoma.

Request approval for the purchase of analytical grade water for laboratory testing. Effective 07/01/2021 - 06/30/2022. Total cost not to exceed \$6300.00.

Request approval for the purchase of PRV Autolex Kits. Effective 07/01/21 - 06/30/22. Total cost not to exceed \$19,975.00. Purchase of test kits are necessary to analyze pseudorabies samples throughout the year and mostly during December and January. The laboratory receives about half of the samples it normally receives for the year during this time. These kits have a short shelf live and need to be purchased as needed throughout the year. If the purchase is not approved the laboratory could lose over \$100K in revenue.

## **Market Development**

FY2021 - Ag Enhancement and Diversification Ag Event Grant – Symbiotic Aquaponics – Annual Aquaponic Association Conference - \$7,500.00

FY2021 – Healthy Food Finance Grant – Castle Investments DBA The Castle Store - \$10,000.00

FY2021 – Healthy Food Finance Grant – Flora Fauna Cooperative DBA Paseo Farmers Market - \$10,000.00

FY2022 – Farm to School Garden Grants – Funded entirely by Specialty Crop Block Grant – \$28,000.00

### **Farm to School Garden Grants – Funded by Specialty Crop Block Grant - \$28,000.00**

The School Garden Grant that was received from USDA Specialty Crop Block Grant has been designated to four public school sites and three early childhood sites from all over the state of Oklahoma. The first impact will be teacher impact. The teachers will receive training from Ag in the Classroom, Jr. Master Garden training and Farm to School trainings to help them use the school garden to teach agricultural lessons using reading, math, science, social studies, language arts and art in the garden. They will receive resources to teach nutrition education and garden education as well. The second impact will be the students. These seven sites chosen for the school gardens impact approximately 2,500 students' state wide. They will not only gain understanding on how food is grown, how they are harvested and prepared but to also be more aware of healthy food choices available to them. They will be exposed to a variety of specialty crops that can be grown here in our state and are easily planted in the school garden. Each school will have a School Garden Coordinator that will work with Farm to School, the teachers and the students to help with this and to keep the gardens growing year round. 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 specialty crop industry through the economic impact, but also runs the risk of not being awarded money from the USDA Specialty Crop Block Grant in the future.

FY 2022 – Oklahoma Youth Expo Junior Livestock Show & educational scholarship program – Legislative Directed Spending - \$85,000.00.

**Oklahoma Youth Expo - \$85,000.00 – Legislative Directed Spending**

This amount of \$85,000.00 will directly support the 2022 state-wide spring junior livestock show. For 103 years, the youth of the state of Oklahoma have exhibited some of the finest livestock in the country at OYE, which carries the title of “The World’s Largest Junior Livestock Show” with participants from all 77 Oklahoma counties. OYE also provides agricultural scholarships and leadership-training programs for Oklahoma students. The 10-day OYE generates an economic impact of \$24.5 million to the OKC economy and provides hundreds of youth with scholarships to continue their education at a collegiate level. If this purchase is not approved, there is negative impact on conducting the 2022 Oklahoma Youth Expo (OYE) as well as a reduction of show ring achievement and academic scholarships to the youth of Oklahoma.

FY 2022 – Tulsa County Public Facilities Authority 2020 Junior Livestock Show – Legislative Directed Spending - \$50,000.00

**Tulsa County Public Facilities Authority – Expo Square - \$50,000.00**

The amount of \$50,000.00 goes directly for the purpose of promoting the Oklahoma agriculture industry through national agriculture events, Tulsa State Fair Junior Livestock Auction, and the Tulsa State Fair Livestock Scholarship Program. If this purchase is not approved, there will be a negative economic impact to Tulsa and surrounding communities with the loss of national ag events hosted at Expo Square. In addition, there would be a negative impact on conducting the 2021 Tulsa livestock show and a reduction of scholarships to the youth of Oklahoma.

FY 2022 – Made in Oklahoma Coalition – Legislative Directed Spending - \$343,325.00

**Made in Oklahoma Coalition - \$343,325.00**

The amount of \$343,325.00 goes directly to support a unique public/private partnership that establishes a marketing program for the purpose of promoting food brand awareness, trade and consumer loyalty for Oklahoma food products through a variety of cooperative marketing activities. In addition, MIO promotes business retention, increase of sales to retail and foodservice outlets and business expansion. If this support is not provided, there is a negative impact on the seventy MIO members who employ over 26,000 Oklahomans who have reported increased sales directly related to the MIO marketing campaigns. In addition, the momentum of new, small businesses benefiting from MIO resources and connections will be impaired.

FY2022 – Ag in the Classroom Graphic Design – \$5,500.00 – mis-calculated needs for FY22 from the original price of \$9,500 that went to board in May. The total graphic design cost is \$15,000.00.

## **Office of General Counsel**

Contract renewal for OGC Administrative Law Judge FY 2021 effective 7/1/2020 – 6/30/2021.  
Contract not to exceed \$10,000.

Contract renewal for OGC Westlaw and Clear online legal research system FY 2021 effective 7/1/2020-6/30/2021. Contract not to exceed \$20,000.

1. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval.

Westlaw is a necessary legal research tool for the agency attorneys. It allows them to easily and quickly review federal, Oklahoma, and other states' case law and statutes to better serve the agency. CLEAR allows the Office of General Counsel and Investigative Services to search for addresses and other information regarding individuals for which we do not have good contact information.

2. Consequence(s) and cost (if any) if the proposed expense is not approved.

Without Westlaw, agency attorneys would be unable to efficiently research federal and state law, resulting in more time looking for information and less time actually completing projects and assisting the agency. Without CLEAR, Investigative Services would have a more difficult time investigating cases because of the time that would be spent searching for individuals. The Office of General Counsel would have a more difficult time fining individuals on enforcement matters.

Contract for GovQA 2022 effective 7/1/2021 – 6/30/2022. Contract not to exceed \$30,000.

1. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval.

GovQA is a new product that will allow OGC and the rest of the agency to more easily and efficiently fill open records requests. It will allow all records requests to be filled electronically and will allow large files to easily be transferred electronically. It is an online product. In addition, it will allow ODAFF to invoice the requester for very large requests and allow the agency to recoup some funds for filling the requests.

2. Consequence(s) and cost (if any) if the proposed expense is not approved.

Without GovQA, open records requests will continue to be saved to compact discs for large files and incur mailing fees and extra work for those filling the requests. In addition, the filling of these requests will take longer due to the effort of filling some requests over and over, and it will incur much longer wait times for those requesting the records.

## **Wildlife Services**

\$19,000.00-Wildlife Services is requesting board approval for \$19,000.00 to purchase a boat and shallow drive motor. The boat will be used for transporting staff and equipment to areas hard to access otherwise that are suffering damages due to wildlife including feral swine. The area that the boat will be used mostly is in the Arkansas River basin between Sequoyah and Haskell counties. Feral swine inhabit the islands of the Sequoyah National Wildlife Refuge and negatively impact adjoining crop and pasture lands. Currently Wildlife Services provides feral swine mitigation assistance to the refuge and the new equipment will make crucial access to the islands feasible. The boat will also be available to assist with beaver management along the Arkansas River as well.

\$ 20,000.00 -ODAFF Wildlife Services is requesting approval for the City of Norman Cooperative Agreement regarding the control of wildlife for the City. Not approving this purchase would result in a human health and safety hazard for the public.

\$769,000.00 -ODAFF wildlife services is requesting approval for the cooperative agreement with USDA APHIS Wildlife Services which will provide damage management activities to farmers and ranchers in Oklahoma. Activities are related to damages incurred from feral swine, beavers, coyotes and avian predators. Not approving this agreement would mean significant financial loss to Oklahoma Agriculture due to wildlife damage.


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

**APPROVAL OF CASES**

ON THIS 16<sup>th</sup> day of June 2021 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 16<sup>th</sup> day of June 2020.

  
\_\_\_\_\_  
Blayne Arthur  
President  
State Board of Agriculture

**Exhibit A**  
**Board of Agriculture**  
**June 16, 2021**

**Cases Resolved by Stipulation**

**Consumer Protection Services**

<b><u>Name</u></b>	<b><u>File No.</u></b>	<b><u>Division</u></b>	<b><u>Amount</u></b>
Shane Backus	OGC-20-681	CPS	\$750.00
Dollar General	OGC-20-557	CPS	\$300.00

**Food Safety**

<b><u>Name</u></b>	<b><u>File No.</u></b>	<b><u>Division</u></b>	<b><u>Amount</u></b>
Dewayne Muret	OGC-21-031	FS	\$3,250.00

## 2021 BOARD MEETING DATES

A REGULAR MEETING HAS BEEN SCHEDULED FOR:

WEDNESDAY, FEBRUARY 3, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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A REGULAR MEETING HAS BEEN SCHEDULED FOR:

WEDNESDAY, MARCH 24, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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A REGULAR MEETING HAS BEEN SCHEDULED FOR:

WEDNESDAY, MAY 5, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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A REGULAR MEETING HAS BEEN SCHEDULED FOR:

WEDNESDAY, JUNE 16, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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THE AMENDED REGULAR MEETING SCHEDULED

FOR: WEDNESDAY, JULY 28, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

HAS BEEN CHANGED TO:

WEDNESDAY, AUGUST 11, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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THE AMENDED REGULAR MEETING SCHEDULED FOR:  
WEDNESDAY, SEPTEMBER 8, 2021 10:00 AM AT 2800 N  
LINCOLN BLVD OKLAHOMA CITY, OK 73105

HAS BEEN CHANGED TO:

WEDNESDAY, SEPTEMBER 15, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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THE AMENDED REGULAR MEETING SCHEDULED FOR:  
WEDNESDAY, OCTOBER 13, 2021 10:00 AM AT 2800 N  
LINCOLN BLVD OKLAHOMA CITY, OK 73105

HAS BEEN CHANGED TO:

THURSDAY, OCTOBER 28, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

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THE AMENDED REGULAR MEETING SCHEDULED  
FOR: WEDNESDAY, NOVEMBER 17, 2021 AT 10:00 AM AT  
LINCOLN BLVD OKLAHOMA CITY, OK 73105

HAS BEEN CHANGED TO:

WEDNESDAY, DECEMBER 8, 2021 10:00 AM AT  
2800 N LINCOLN BLVD OKLAHOMA CITY, OK 73105

# **Oklahoma Department of Agriculture, Food & Forestry**

## **August 11, 2021, Board Report**

### **Administrative Services**

# Administrative Services – Investigative Services

## INVESTIGATIVE SERVICES ACTIVITIES MAY 2021



INVESTIGATIONS	MAY	YTD	FYTD
LIVESTOCK	4	17	39
FIRE	0	7	15
PROPERTY	2	10	16
TIMBER	0	1	2
AGENCY ASSISTS ODAFF	0	3	3
AGENCY ASSISTS EXTERNAL	1	4	4
OTHER	0	3	18
TOTAL INVESTIGATIONS OPENED	7	45	97
CLOSED PENDING ADDITIONAL INFORMATION	0	7	29
NO CRIME	1	7	31
NO PROSECUTION	0	1	2
CLOSED - ASSIST CASE	0	4	4
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION	0	9	21
REFERRED FOR ADMINISTRATIVE ACTION	0	0	3
TOTAL INVESTIGATIONS COMPLETED	1	28	90
COUNTS FILED	0	23	43
VALUE OF LOSSES - ALL CRIMES	\$53,350	\$259,625	\$619,388
RECOVERED LOSSES - ALL CRIMES	\$1,000	\$38,500	\$459,870
NUMBER OF CATTLE REPORTED STOLEN	18	99	357
NUMBER OF CATTLE RECOVERED	1	3	132

# Administrative Services – Investigative Services

## INVESTIGATIVE SERVICES ACTIVITIES

JUNE 2021



INVESTIGATIONS	JUNE	YTD	FYTD
LIVESTOCK	4	21	43
FIRE	0	7	15
PROPERTY	2	12	18
TIMBER	1	2	3
AGENCY ASSISTS ODAFF	0	3	3
AGENCY ASSISTS EXTERNAL	3	7	7
OTHER	0	3	18
<b>TOTAL INVESTIGATIONS OPENED</b>	<b>10</b>	<b>55</b>	<b>107</b>
CLOSED PENDING ADDITIONAL INFORMATION	1	8	30
NO CRIME	2	9	33
NO PROSECUTION	1	2	3
CLOSED - ASSIST CASE	1	5	5
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION	1	10	22
REFERRED FOR ADMINISTRATIVE ACTION	0	0	3
<b>TOTAL INVESTIGATIONS COMPLETED</b>	<b>6</b>	<b>34</b>	<b>96</b>
COUNTS FILED	0	23	43
VALUE OF LOSSES - ALL CRIMES	\$63,475	\$323,100	\$682,863
RECOVERED LOSSES - ALL CRIMES	\$45,000	\$83,500	\$504,870
NUMBER OF CATTLE REPORTED STOLEN	88	187	445
NUMBER OF CATTLE RECOVERED	73	76	205

# Administrative Services - Finance

- Cash balance as of 6/30/2021 was \$27.3 million compared to \$22.2 million as of 6/30/2020.
- Revenues (excluding appropriations) for fiscal year totaled \$24.5 million.
  - This is an increase of \$6 million from fiscal year 2020.
    - Primarily attributed to \$4.1 million in pass thru funds received by Forestry from the Oklahoma Department of Emergency Management in November 2020. These funds were to help cover a portion of the expenses incurred fighting the 2018 Oklahoma fires.
    - Federal Reimbursements were up by \$1.46 million compared to fiscal year 2021.

# Administrative Services - Finance

- Expenses for fiscal year 2021 totaled approximately \$54 million.
  - This is an increase of approximately \$11 million compared to fiscal year 2021
  - Increase attributed to the following:
    - \$10.25 million awarded in meat processing grants under the CARES Act
    - \$4.1 million paid to the USDA Forest Service in Albuquerque, NM in April 2021
      - Pass thru funding from the Oklahoma Department of Emergency Management for firefighting resources provided for the 2018 Oklahoma fires
    - Conservative spending in fiscal year 2020 & 2021 in preparation of a predicted revenue failure due to the COVID-19 Pandemic

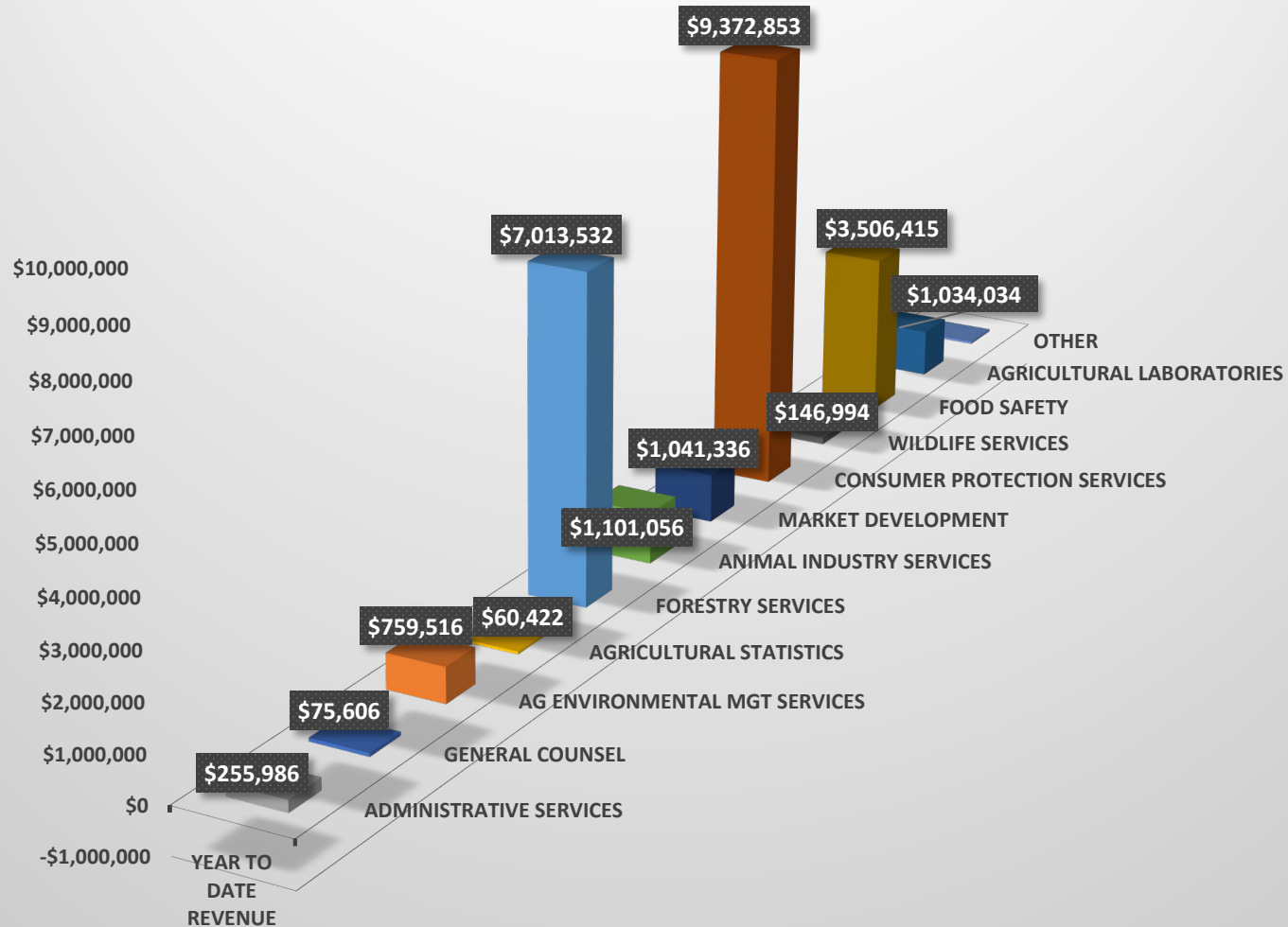
# Administrative Svcs. – June 2021 & FY 2021 Revenue



OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD AND FORESTRY		
PROGRAM REVENUE SUMMARY		
June 2021		
Division	June 2021 Revenue	Fiscal Year 2021 Total Revenue
ADMINISTRATIVE SERVICES	112,125	255,986
GENERAL COUNSEL	22,026	75,606
AG ENVIRONMENTAL MGT SERVICES	520,067	759,516
AGRICULTURAL STATISTICS	-	60,422
FORESTRY SERVICES	186,995	7,013,532
ANIMAL INDUSTRY SERVICES	16,522	1,101,056
MARKET DEVELOPMENT	2,173	1,041,336
CONSUMER PROTECTION SERVICES	684,493	9,372,853
WILDLIFE SERVICES	2,600	146,994
FOOD SAFETY	140,374	3,506,415
AGRICULTURAL LABORATORIES	108,591	1,034,034
OTHER	(354)	(50,879)
<b>DIVISION TOTAL</b> (see division receipts graph below)	<b>1,795,613</b>	<b>24,316,873</b>
COMMODITY STORAGE INDEMNITY	11,646	209,443
APPROPRIATED FUNDS	1,907,088	23,175,430
<b>AGENCY TOTAL</b>	<b>3,714,346</b>	<b>47,701,746</b>

*Note: This slide Does not include CARES Act reimbursements or Meat Processing Grant funding*

## Division Receipts Fiscal Year 2021



- ADMINISTRATIVE SERVICES
- GENERAL COUNSEL
- AG ENVIRONMENTAL MGT SERVICES
- AGRICULTURAL STATISTICS
- FORESTRY SERVICES
- ANIMAL INDUSTRY SERVICES
- MARKET DEVELOPMENT
- CONSUMER PROTECTION SERVICES
- WILDLIFE SERVICES
- FOOD SAFETY
- AGRICULTURAL LABORATORIES
- OTHER



Oklahoma Department of Agriculture, Food & Forestry

Monthly Budget Report - Budget Year 2021

As of June 30, 2021



Fiscal Year 2021 Annual Budget to Actuals for 2021 Budget Year thru June 30, 2021

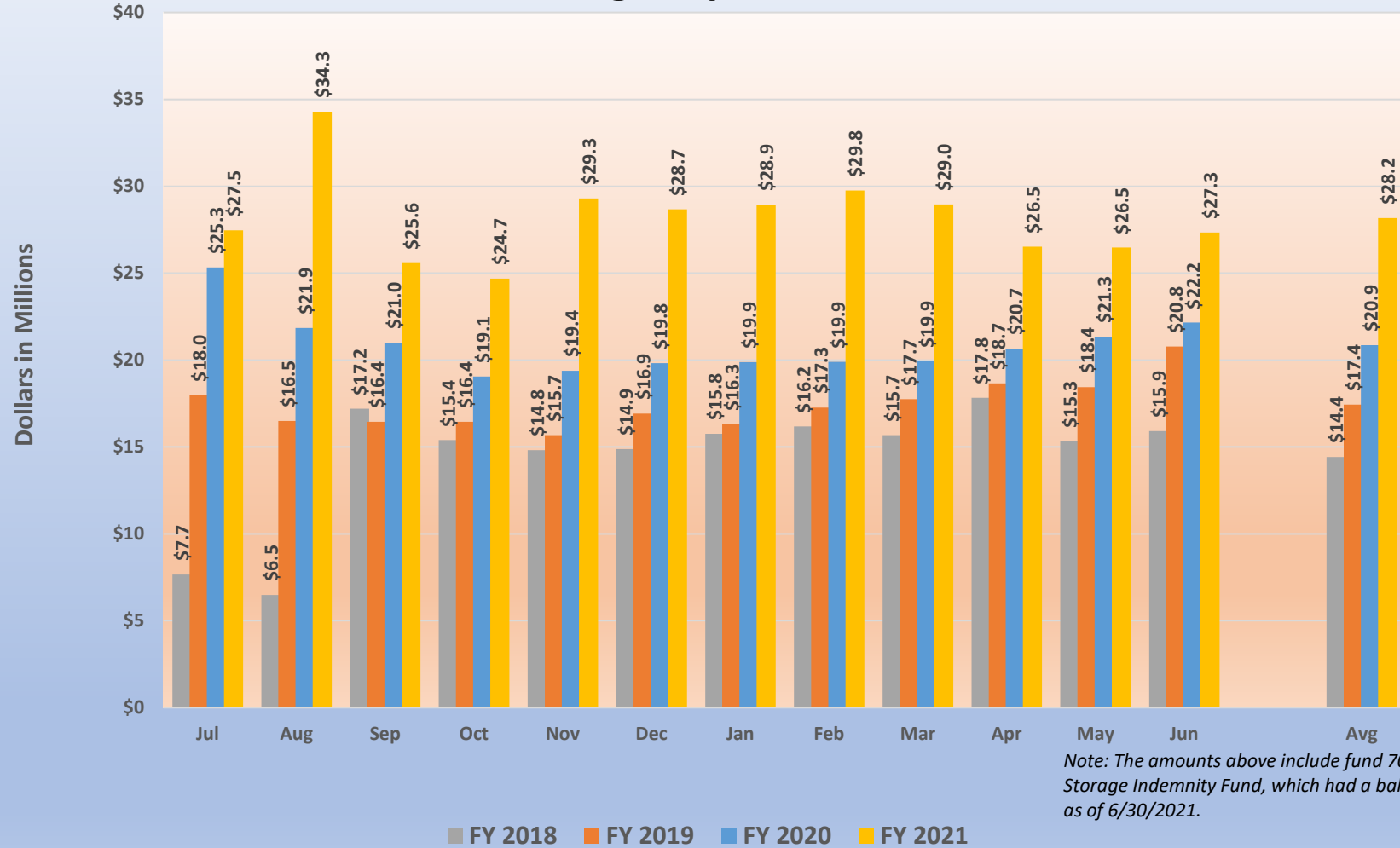
Object Code	Account Description	Fiscal Year 2021 Budget	Fiscal Year 2021 Expenditures thru 6/30/2021	Encumbrances & Pre Encumbrances	Available Budget
511	Salary Expense	17,130,341	15,128,976	3,354,458	(1,353,093)
512	Insur.Prem-Hlth-Life,etc	5,184,806	4,600,281	22,268	562,256
513	FICA-Retirement Contributions	3,771,398	3,646,128	18,832	106,438
515	Professional Services	7,254,219	6,041,985	760,504	451,730
519	Inter/Intra Agy Pmt-Pers Svcs	-	26,210	4,595	(30,805)
521	Travel - Reimbursements	306,519	100,167	-	206,352
522	Travel - Agency Direct Pmts	266,405	122,813	-	143,592
531	Misc. Administrative Expenses	892,493	717,017	123,090	52,387
532	Rent Expense	567,523	457,469	46,143	63,911
533	Maintenance & Repair Expense	973,508	535,136	155,139	283,233
534	Specialized Sup & Mat.Expense	1,186,900	454,637	522,549	209,714
535	Production,Safety,Security Exp	274,482	165,374	30,290	78,818
536	General Operating Expenses	158,845	45,857	-	112,988
537	Shop Expense	469,525	266,063	37,909	165,553
541	Office Furniture & Equipment	2,070,463	279,708	875,194	915,561
542	Library Equipment-Resources	765	2,472	-	(1,707)
543	Lease Purchases	1,687,584	1,695,965	-	(8,381)
546	Buildings-Purch.,Constr,Renov.	-	1,256	-	(1,256)
552	Scholar.,Tuition,Incentive Pmt	10,000,000	80	-	9,999,920
553	Refunds,Idemnities,Restitution	30,000	-	-	30,000
554	Program Reimb,Litigation Costs	7,958,676	15,613,316	469,541	(8,124,181)
555	Pmts-Local Gov't,Non-Profits	780,726	1,331,453	252,633	(803,360)
559	Assistance Pymts to Agencies	352,800	19,259	-	333,541
564	Merchandise For Resale	160,000	-	116,400	43,600
601	AFP Encumbrances	-	-	714,613	(714,613)
810	Req Only	-	-	187,055	(187,055)
	<b>Operating totals</b>	<b>61,477,978</b>	<b>51,251,622</b>	<b>7,691,214</b>	<b>2,535,143</b>

**Oklahoma Department of Agriculture, Food & Forestry**
**Monthly Budget Report - Budget Year 2021**
**As of June 30, 2021**
**Fiscal Year 2021 Annual Budget to Actuals for 2021 Budget Year thru June 30, 2021**

<b>Class Funding</b>	<b>Class Fund Description</b>	<b>Fiscal Year 2021 Budget</b>	<b>Fiscal Year 2021 Expenditures thru 6/30/2021</b>	<b>Encumbrances &amp; Pre Encumbrances</b>	<b>Available Budget</b>
19101	GRF - Duties	20,005,058	16,910,479	2,252,876	841,703
20500	Rural Fire Defense Eqp Rev Fd	190,000	24,529	133,509	31,962
21000	Agriculture Revolving Fund	23,019,373	18,232,830	4,321,056	465,486
22500	Enhancement & Diversification Fd	354,000	102,020	22,523	229,457
23000	Okla Pet Overpopulation Fund	12,000	6,500	3,500	2,000
23500	Animal Friendly Revolving Fund	12,000	6,500	3,500	2,000
24000	Unwanted Pesticide Disp Fund	485,000	84,053	265,947	135,000
24500	Rural Fire Revolving Fund	400,000	-	355,808	44,192
25500	Ag. Evidence Law Enforce Fund	4,012	-	-	4,012
25600	Ok Viticulture Enology Revl Fd	350,000	122,255	73,055	154,690
26200	Poultry Grading Revolving Fund	961,544	899,370	23,646	38,528
28500	Milk & Milk Prod Inspec Rev Fd	260,200	154,126	98,484	7,590
28600	Ag In The Classrm Educ Rvlv Fd	24,000	-	10,285	13,715
28700	Healthy Food Financing Revl Fd	500,000	13,333	6,667	480,000
42000	Specialty Crop Federal Funds	530,000	444,636	120,357	(34,993)
48900	CARES Urgent Response Grant	10,266,242	10,250,000	-	16,242
57603	Duties	4,104,550	4,000,991	-	103,559
	<b>Total</b>	<b>61,477,979</b>	<b>51,251,622</b>	<b>7,691,214</b>	<b>2,535,144</b>

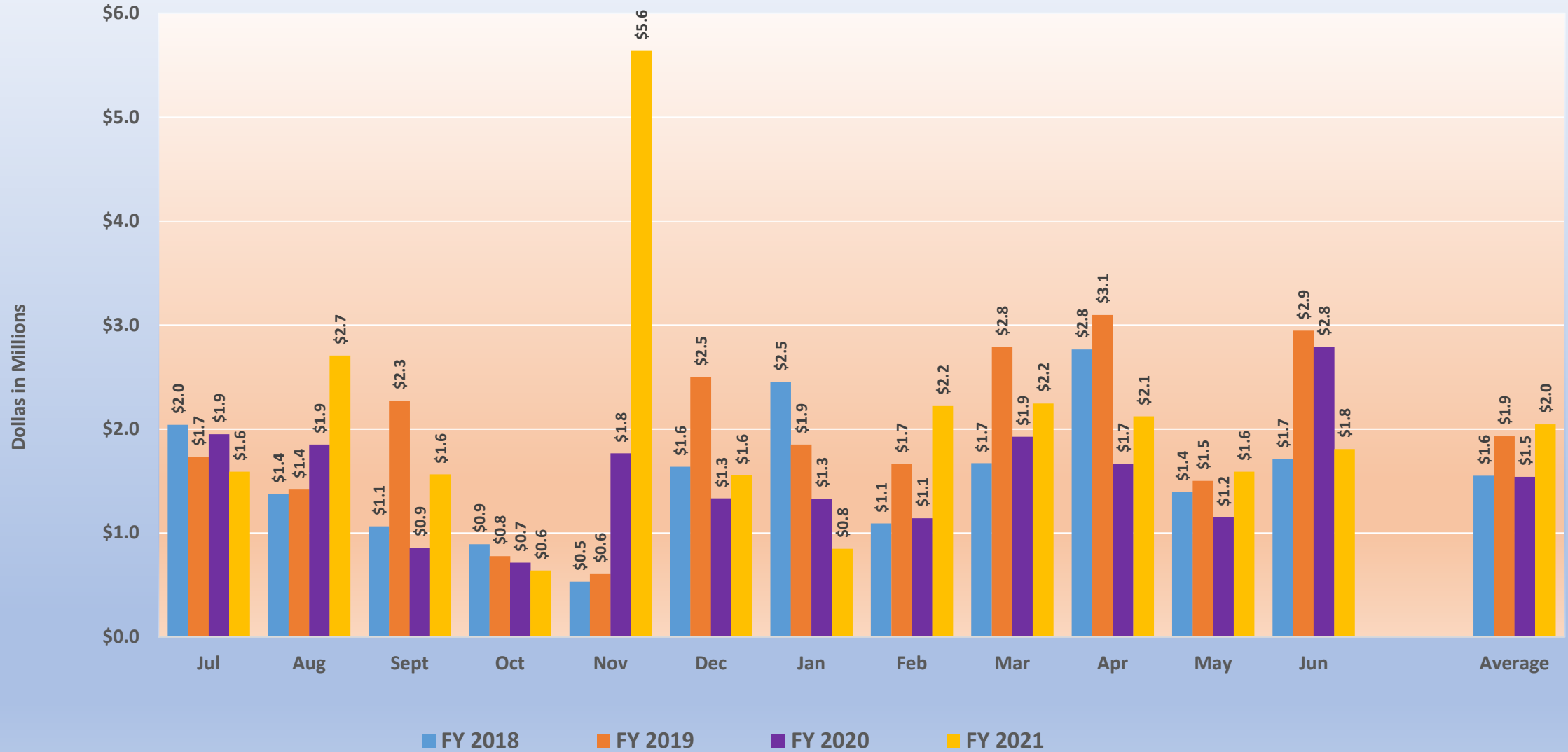
# Available Cash at Month End per Allotment Budget & Available Cash Report

## Months Ending: July 2017 – June 2021



*Note: The amounts above include fund 700, Commodity Storage Indemnity Fund, which had a balance of \$11,085,893 as of 6/30/2021.*

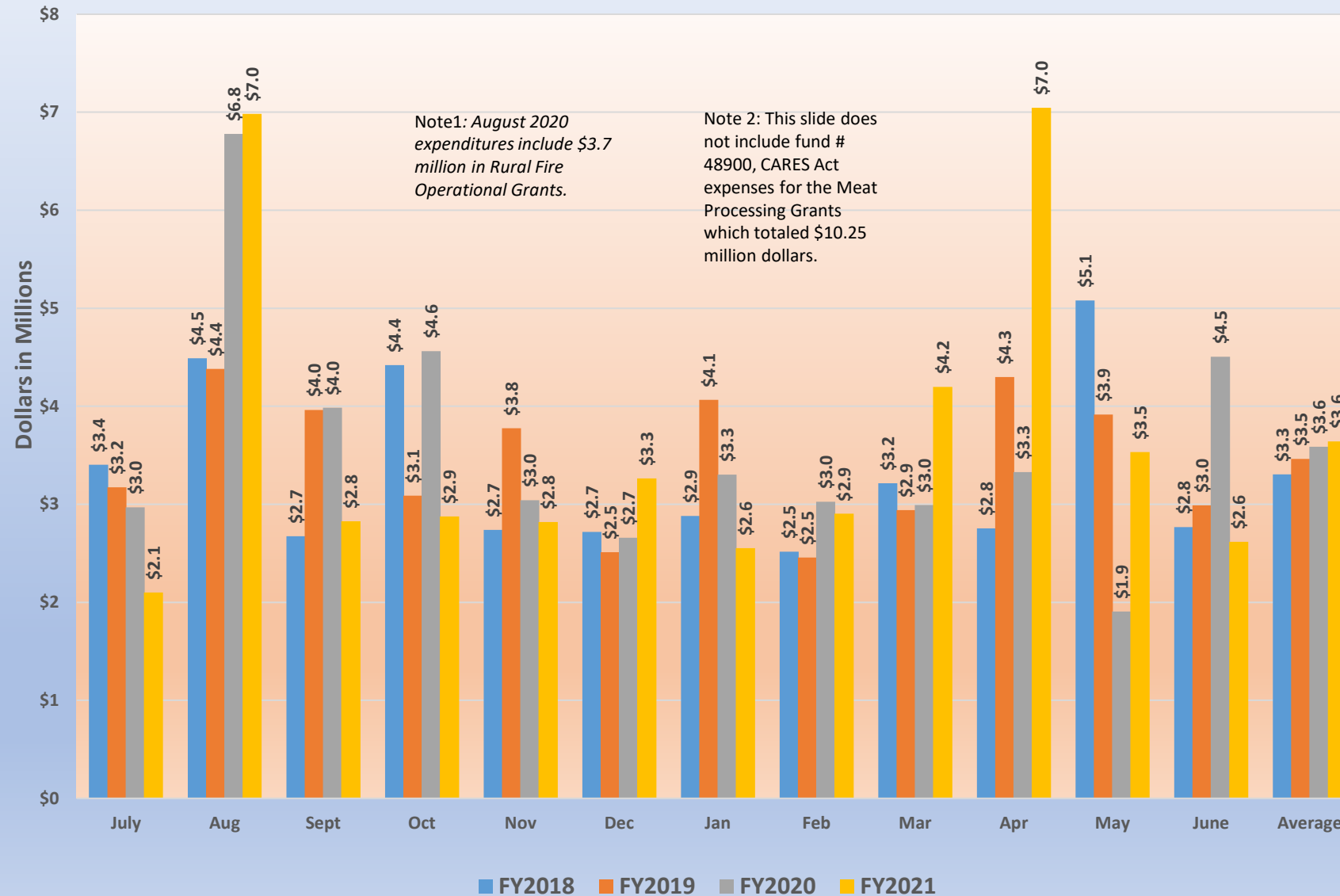
# Total Revenue by Month July 2017 – June 2021



# Total Revenue by Fiscal Year FY 2007 - FY 2021



# Total Expenses by Month July 2017 – June 2021



## Total Expenses by Fiscal Year: FY 2007 – FY 2021

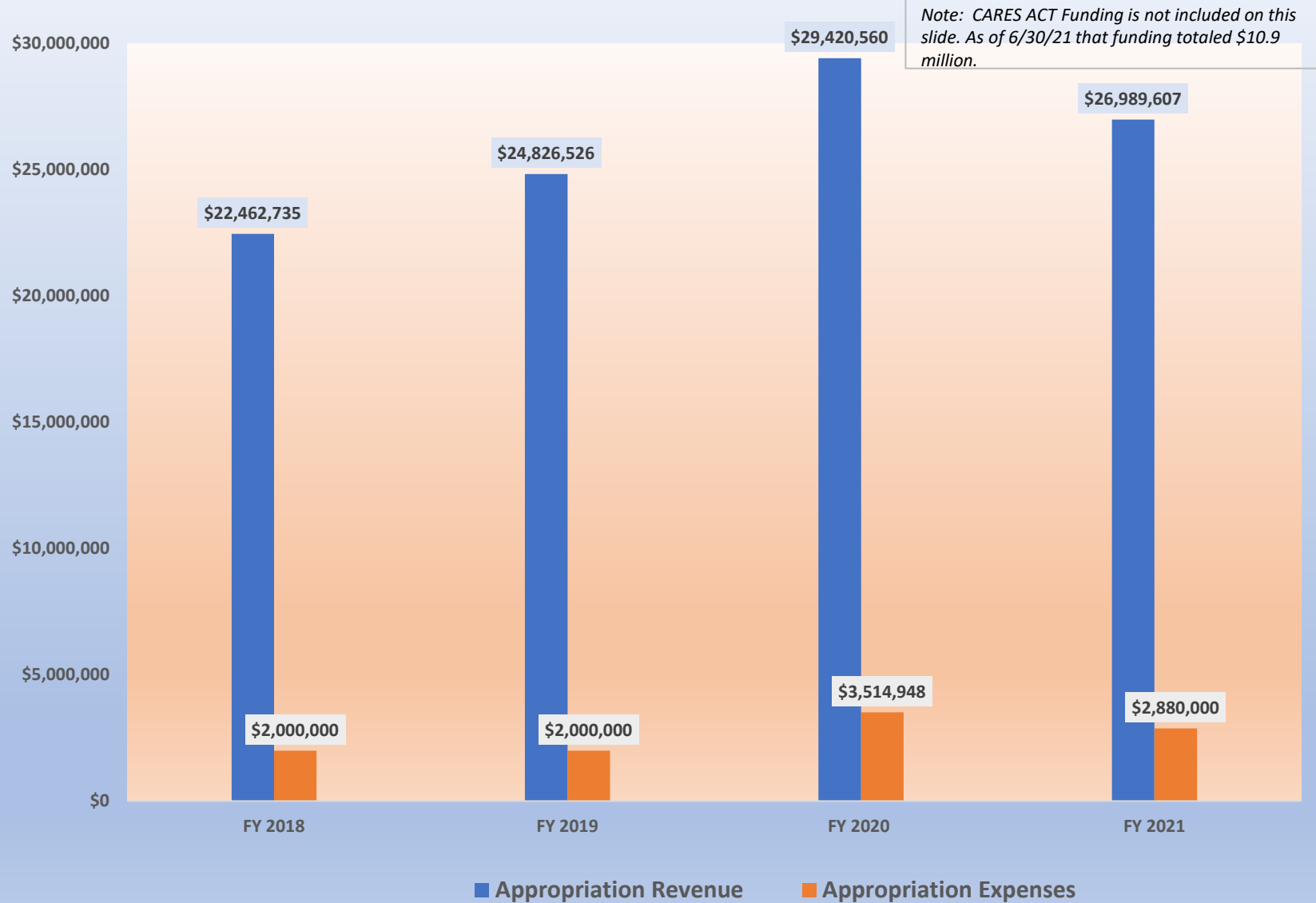


## FY 2021 Total Expenses by Month with Budget Year

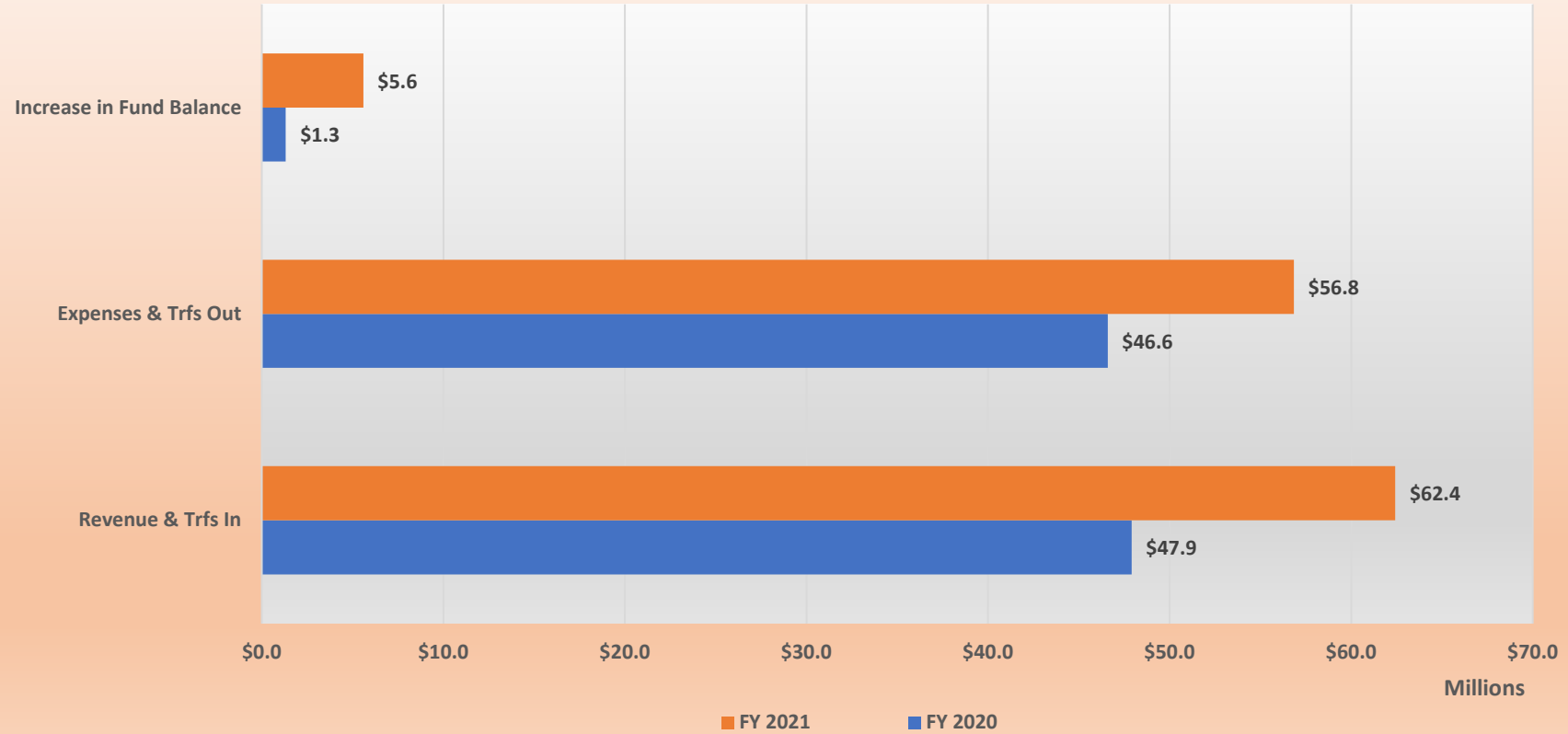




# Appropriations Transfers FY 2018 - thru June 2021



# Fiscal Year 2020 & 2021 Income Statement Totals



## Administrative Services – Commodity Storage Indemnity

AUGUST BOARD REPORT

COMMODITY STORAGE INDEMNITY  
INVESTMENT REPORT  
AS OF JUNE 30, 2021

Investments with Office of State Treasurer:

Cash Management Account: 11,085,892.94

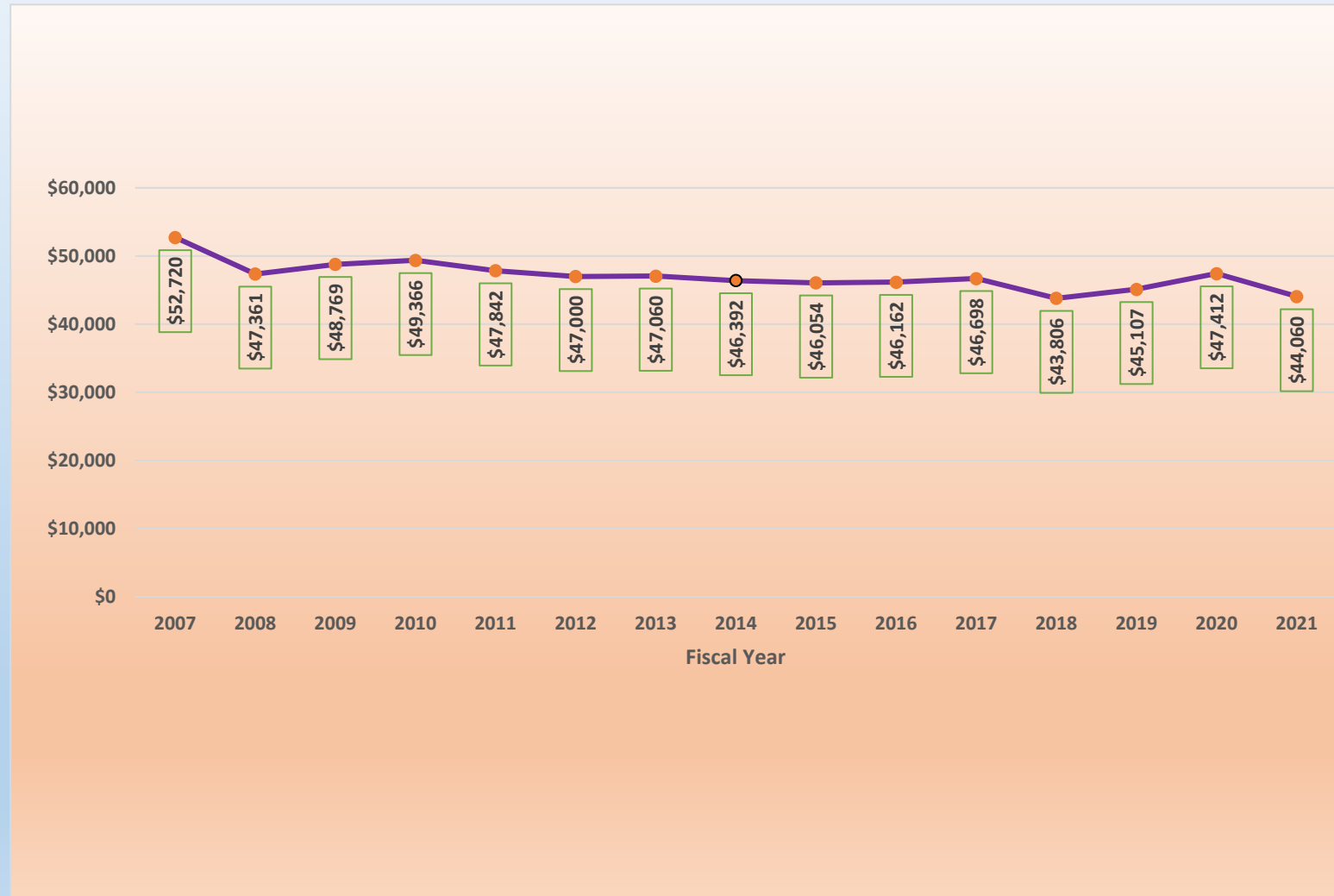
FY-2021 RECEIPTS

	CURRENT MONTH	YTD
	-----	-----
NEW	-	-
INTEREST	12,645.63	210,443.39
REINSURANCE	-	-
RECOVERED COSTS	-	-
ELEVATOR SALVAGE	-	-
MATURED LONG TERM INVEST	-	-
	-----	-----
TOTALS	\$12,645.63	\$210,443.39
	=====	=====
INTEREST DIRECT DEPOSITED	0.00	0.00
	=====	=====

## Employee FTE Totals Fiscal Year FY 2006 – FY 2021



# Average Salary Cost per FTE Fiscal Year 2007 - 2021 (adjusted for inflation)



## Average Fringe Cost per FTE Fiscal Year 2007 - 2021 (adjusted for inflation)



# Average Salary & Fringe Costs per FTE Fiscal Year 2007 - 2021 (adjusted for inflation)



# Administrative Services

- The Fiscal Year 2022 budget was submitted and approved by OMES
  - Includes funding for additional meat inspectors due to the increased demand for meat processing.
  - Auto vehicle locators to be installed in fiscal year 2022
    - Not installed in FY 2021 due to the Covid-19 Pandemic
    - Estimated installation costs \$18,300
    - Estimated annual service fees \$96,258
  - Conservative spending in fiscal year 2020 & 2021
    - Due to potential revenue failure that fortunately did not occur
    - Resulted in savings that we plan to use for the Lab
      - Training
      - Equipment upgrades
      - Service contracts on newer equipment





# Administrative Services

- New grant for Market and Development
  - Farm and Ranch Alliance Network
  - Budgeted for \$500,000
- A Salary Review Team was created during fiscal year 2021
  - Team is comprised of agency division directors
  - Tasked to design a salary plan that would:
    - Retain key and talented staff
    - Attract excellent candidates
    - Bring salaries closer in line with what other state agencies pay
    - Plan to be implemented in phases as funding is available
    - Starting at the top of the organization chart, to avoid salary compression, and working downward
    - The fiscal year 2022 budget includes phase one of our agency salary plan

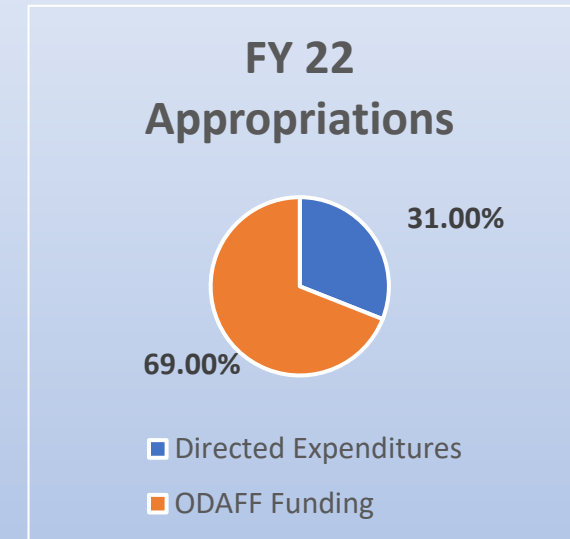


# Administrative Services

- Fiscal year 2022 appropriations consist of the following:
  - Regular appropriations of \$27,423,346
    - Approximately 31% of this amount are pass thru funds or directed spending's.
    - Included in this 31% are \$6 million in pass thru funds for OSU.
      - \$3 million – OSU College of Veterinary Medicine (new for FY 2022)
      - \$2 million – OSU Agriculture Extension offices
      - \$1 million OSU Agriculture Experiment Stations
    - Also includes funding to hire additional meat inspectors
  - Special cash fund appropriations of \$4,104,550
    - Rural fire operation grants



# Appropriations by Fiscal Year



Oklahoma Department of Agriculture, Food & Forestry Fiscal Year 2022 Annual Budget		
Object Code	Account Description	Fiscal Year 2022 Annual Budget
511	Salary Expense	17,970,651
512	Insur.Prem-Hlth-Life,etc	5,808,986
513	FICA-Retirement Contributions	4,439,863
515	Professional Services	2,915,945
521	Travel - Reimbursements	324,545
522	Travel - Agency Direct Pmts	342,620
531	Misc. Administrative Expenses	861,791
532	Rent Expense	592,040
533	Maintenance & Repair Expense	1,045,827
534	Specialized Sup & Mat.Expense	1,170,400
535	Production,Safety,Security Exp	294,156
536	General Operating Expenses	184,403
537	Shop Expense	506,681
541	Office Furniture & Equipment	2,190,227
542	Library Equipment-Resources	600
543	Lease Purchases	1,695,868
554	Program Reimb,Litigation Costs	7,076,598
555	Pmts-Local Gov't,Non-Profits	6,849,450
559	Assistance Pymts to Agencies	150,000
564	Merchandise For Resale	120,000
601	AFP Encumbrances	-
810	Req Only	-
	<b>Operating Totals</b>	<b>54,540,651</b>

<b>Oklahoma Department of Agriculture, Food &amp; Forestry            Fiscal Year 2022 Annual Budget</b>		
<b>Class            Funding</b>	<b>Account Description</b>	<b>Fiscal Year            2022 Annual            Budget</b>
19201	GRF - Duties	27,423,346
20500	Rural Fire Defense Eqp Rev Fd	236,500
21000	Agriculture Revolving Fund	19,384,941
22500	Enhancemnt & Diversification Fd	150,000
23000	Okla Pet Overpopulation Fund	12,000
23500	Animal Friendly Revolving Fund	12,000
25600	Ok Viticulture Enology Revl Fd	350,000
26200	Poultry Grading Revolving Fund	1,291,463
28500	Milk & Milk Prod Inspec Rev Fd	300,000
28700	Healthy Food Financing Revl Fd	150,000
42000	Specialty Crop Federal Funds	575,851
43000	Farm and Ranch Stress Alliance	500,000
57602	Duties	4,104,550
70000	Commodity Storage Indemnity Fd	50,000
	<b>Totals</b>	<b>54,540,651</b>

## Oklahoma Department of Agriculture, Food & Forestry Fiscal Year 2022 Annual Budget- Divisional Breakdown

Division #	Division Name	FY 2022 Expense Budget
01	Administration Services	10,022,967
05	Legal Services	542,757
07	Ag Environ Mgmt.	1,797,441
09	Statistical Reporting	66,925
11	Forestry Services	16,084,013
21	Animal Industry	5,166,531
31	Market Development	3,709,663
41	Plant Industry &	5,308,599
42	Commodity Storage	50,000
51	Wildlife Services	1,643,911
61	Food Safety	5,127,257
67	Agricultural Laboratory	4,126,086
88	ISD Information	894,500
	<b>Total Expense</b>	<b>54,540,650</b>

**AUGUST 2021 BOARD REPORT  
 AGRICULTURE LABORATORY SERVICES  
 (May and June 2021 Activities)**

**QUALITY MANAGEMENT SECTION:** (Taryn Hurley, Quality Assurance Manager)

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.

Performance Test Logs for May 2021:

General Chemistry	
PT Samples Received	2
Number of Analytes	13
PT Samples Reported	5
Number of Analytes Reported	30
Completed PT Reports	0
Number of Analytes Passed	0
Number of Analytes Failed	0

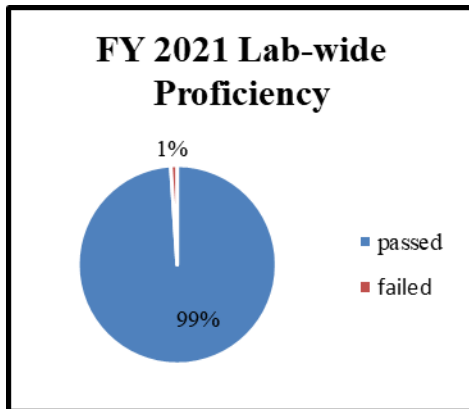
Pesticides	
PT Samples Received	0
Number of Analytes	0
PT Samples Reported	3
Number of Analytes Reported	8
Completed PT Reports	3
Number of Analytes Passed	4
Number of Analytes Failed	0

Inorganic	
PT Samples Received	0
Number of Analytes	0
PT Samples Reported	0
Number of Analytes Reported	0
Completed PT Reports	1
Number of Analytes Passed	12
Number of Analytes Failed	0

Performance Test Logs for June 2021:

General Chemistry	
PT Samples Received	4
Number of Analytes	21
PT Samples Reported	4
Number of Analytes Reported	16
Completed PT Reports	7
Number of Analytes Passed	43
Number of Analytes Failed	0

Pesticides	
PT Samples Received	0
Number of Analytes	0
PT Samples Reported	0
Number of Analytes Reported	0
Completed PT Reports	1
Number of Analytes Passed	1
Number of Analytes Failed	0



In May,

- ❖ The annual internal audit of the Bureau of Standards was initiated.
- ❖ Work and research were conducted to determine measurement uncertainty reporting for total THC in hemp.
- ❖ The Quality Assurance Manager received training on the Microsoft Access LIMS database.
- ❖ Several documents were reviewed and updated.

In June,

- ❖ The annual calibration of balances and select thermometers around the Laboratory was carried out.
- ❖ The annual ODEQ accreditation renewal packet for the Inorganic Section was assembled and submitted.
- ❖ Lab-wide quarterly safety training was accomplished.
- ❖ The annual internal quality audit for the Bureau of Standards and nearly all associated corrective actions were completed.
- ❖ The annual internal audit of the General Chemistry Section was begun.



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

The Section is down a chemist which will affect turnaround times.

**Samples for May and June**

**Inorganic Sample Breakdown**

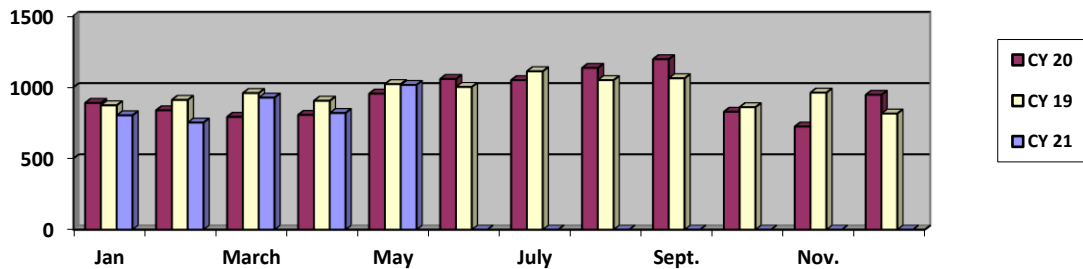
Customer	Samples	Determinations
OCC	391	2948
Pollution	6	18
LMFO	57	340
Service Samples	23	69
<b>Total</b>	<b>477</b>	<b>3375</b>

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

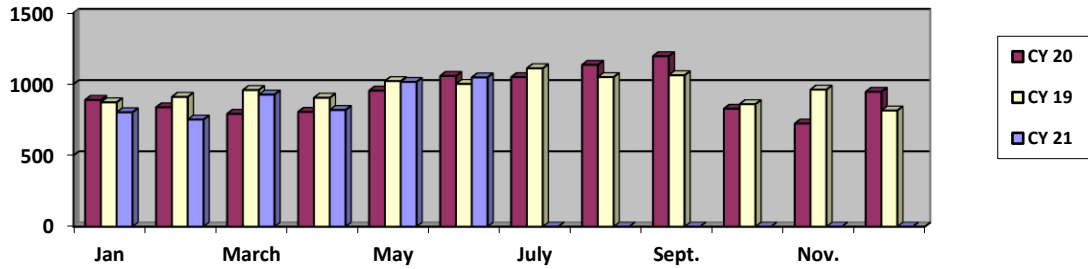
The month of May and June were normal testing months. All dairies were tested. In May one dairy had a positive Aflatoxin with no positive antibiotics. In June there were three dairies with positive Aflatoxin and no positive antibiotics. Another dairy went out of business in the month of May and four more dairies went out of business in June. This brings a total of ten for the year, but a new dairy was permitted in May.

The AFDO grant portal was opened to allow state organizations to apply for reimbursement on equipment for the milk program. The grant was approved for funding to replace the dishwasher, the fats in milk counter and a new petrifilm reader. With the approval, the only two pieces of equipment that need replacing are the somatic cell counter and the autoclave. The autoclave does not meet FDA guidelines and the somatic cell counter is older and at the end of its life cycle. Estimated cost to replace these two pieces of equipment is in excess of \$125,000.

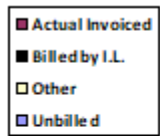
**Total Determinations**



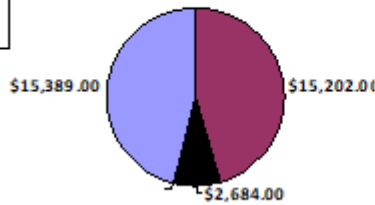
**Total Determinations**



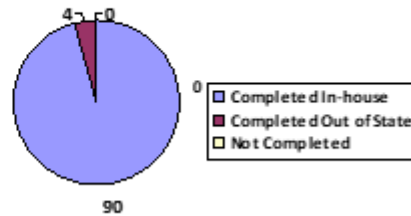
**May**



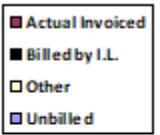
**Revenue Breakdown**



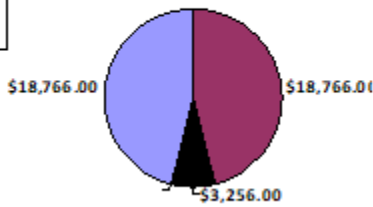
**Dairy Farms**



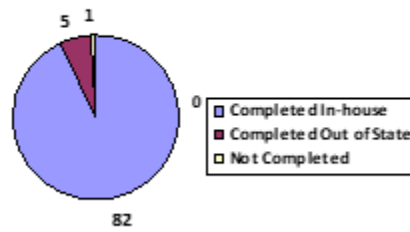
**June**



**Revenue Breakdown**



**Dairy Farms**



**SEED SECTION:** (Wade Krivanek, State Seed Program Administrator)

The Section's workload continued to increase during May with most summer crop options and commodity prices becoming more appealing. The Section received a total of 165 seed samples. Crops tested were primarily grain and forage sorghum, corn, soybeans, cotton and turf grasses. Turnaround times on all samples were completed according to standards. Seed quality on summer row crop seed continues to show good to excellent quality with no tag violations discovered.

Officials with the Oklahoma Crop Improvement Association reported that wheat harvest is under way in most areas of the state. Crop conditions for the state’s certified wheat crop are showing good to excellent seed quality for all varieties. Several areas have received heavy rainfall which has moderately slowed harvest.

Activity in the Seed Section continued to increase in June with heavier sampling primarily by CPS Field Inspectors. A total of 174 samples were received and reports from many seed dealers have indicated that inventories of summer crop seed have been moving well as good weather conditions continue.

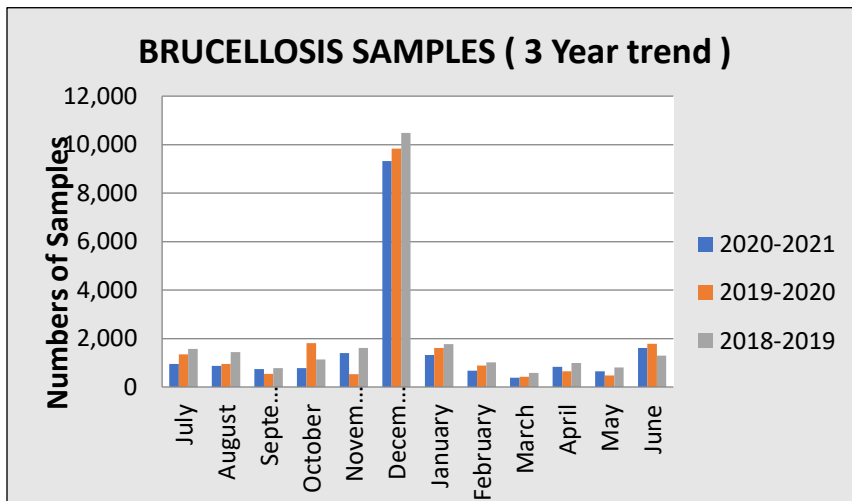
**SEROLOGY SECTION:** (Pete Bourns, Laboratory Scientist IV)

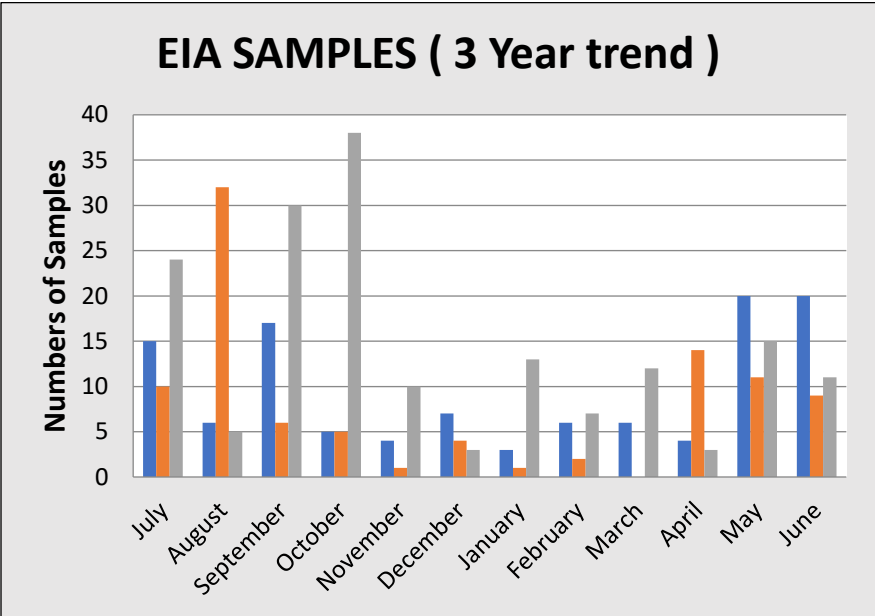
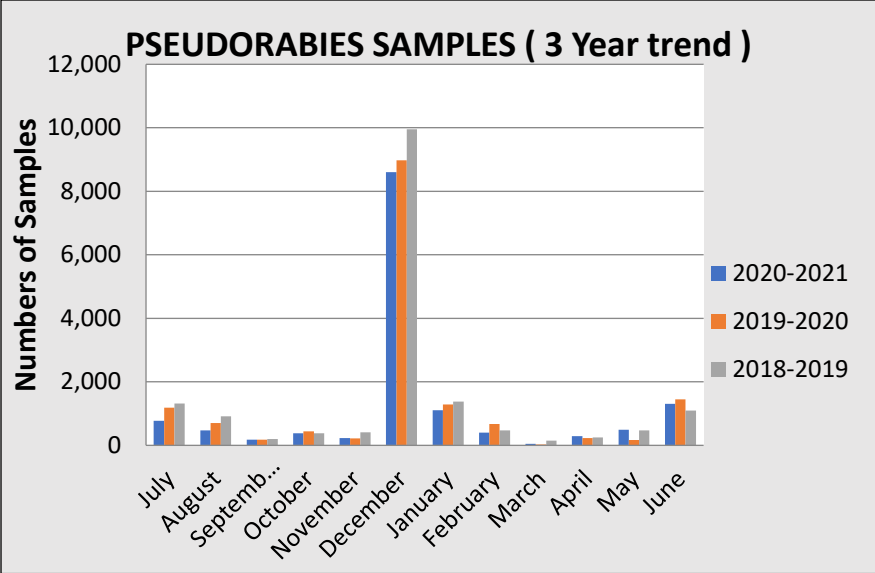
May

<b>3-year Summary of Samples Analyzed</b>			
<b>Year</b>	<b>Brucellosis</b>	<b>Pseudorabies</b>	<b>E.I.A.</b>
<b>2021</b>	<b>647</b>	<b>487</b>	<b>20</b>
<b>2020</b>	<b>474</b>	<b>170</b>	<b>11</b>
<b>2019</b>	<b>801</b>	<b>472</b>	<b>15</b>

June

<b>3-year Summary of Samples Analyzed</b>			
<b>Year</b>	<b>Brucellosis</b>	<b>Pseudorabies</b>	<b>E.I.A.</b>
<b>2021</b>	<b>1607</b>	<b>1309</b>	<b>20</b>
<b>2020</b>	<b>1785</b>	<b>1453</b>	<b>9</b>
<b>2019</b>	<b>1299</b>	<b>1099</b>	<b>11</b>





**GENERAL CHEMISTRY SECTION:** (Jennifer Busey, Environmental/Chemical Laboratory Scientist IV)

Overview of Section numbers for the month of May

	<b>Feed</b>	<b>Fertilizer</b>	<b>Lime</b>	<b>Total</b>
<b>Samples Received</b>	153	88	5	246
<b>Samples Completed</b>	216	128	5	349
<b>Determinations</b>	720	394	30	1144
<b>Violations</b>	69	54	1	124
<b>Violation %</b>	9.58%	13.71%	3.33%	10.84%

Overview of Section numbers for the month of June

	<b>Feed</b>	<b>Fertilizer</b>	<b>Lime</b>	<b>Total</b>
<b>Samples Received</b>	192	39	3	234
<b>Samples Completed</b>	146	95	5	246
<b>Determinations</b>	656	253	30	939
<b>Violations</b>	64	51	0	115
<b>Violation %</b>	9.79%	20.16%	0.00%	12.25%

**PESTICIDE SECTION:** (Usha Pandey-Kadel, Environmental/Chemical Laboratory Scientist IV)

Pesticide Section by the numbers for May:

	<b>Number</b>	<b>Test</b>	<b>Det</b>	<b>Average TAT (days)</b>
Hemp	3	3	3	3
Residue Soil	17	24	76	33
Residue Vegetation	4	10	62	31
Organic Act	10	10	10	49
Residue Water	3	8	51	34

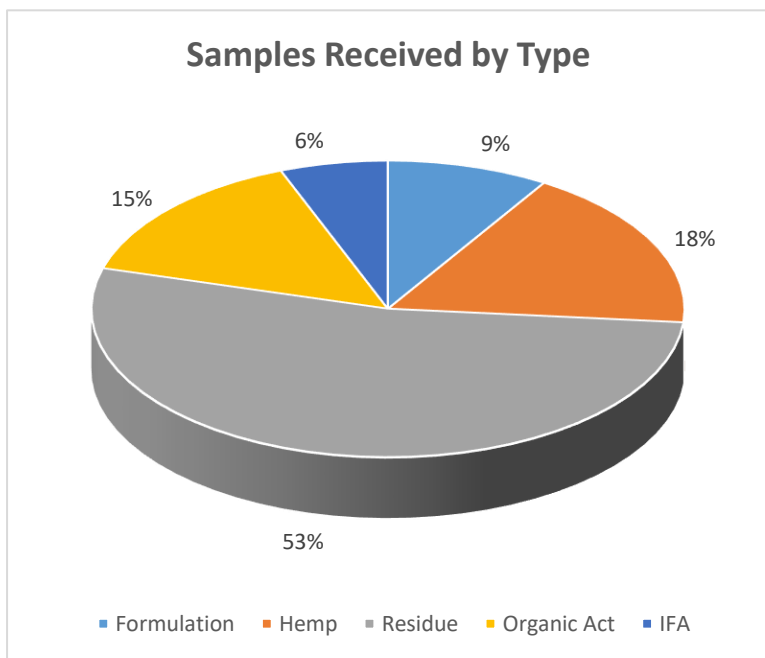
Average Residue Turnaround Time: 35 days
Average Hemp Turnaround Time: 3 days

Proficiency Test Water	3	3	10	35
IFA Soil	2	2	12	41
Concentrate	32	32	34	73
Pesticide, Other	6	6	22	21
Tank Mix	4	4	7	45

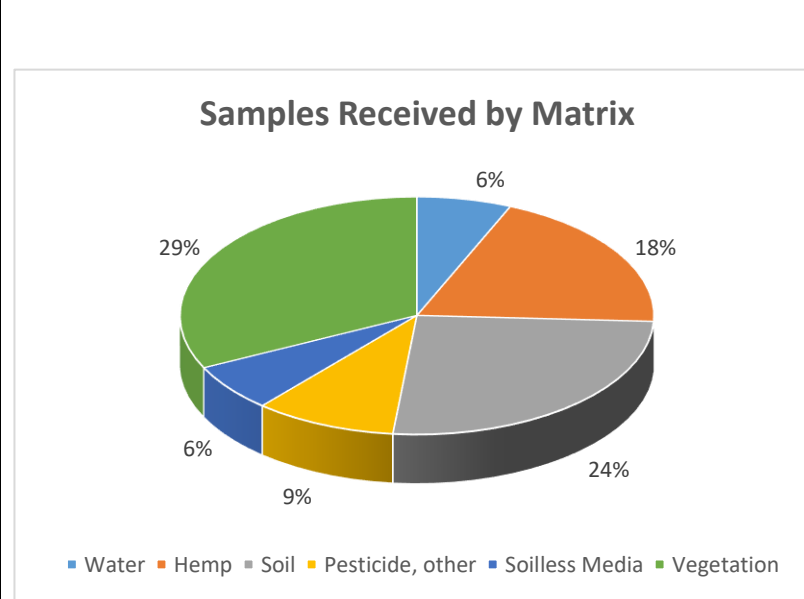
Average Formulation Turnaround Time: 73 days

Totals		
# of Samples	# of Tests	# of Determinations
56	76	266

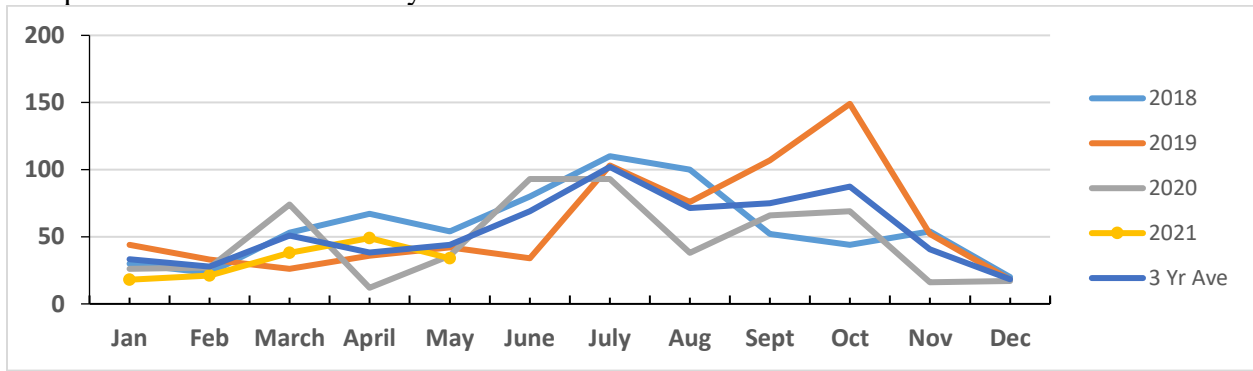
Samples Received By Type



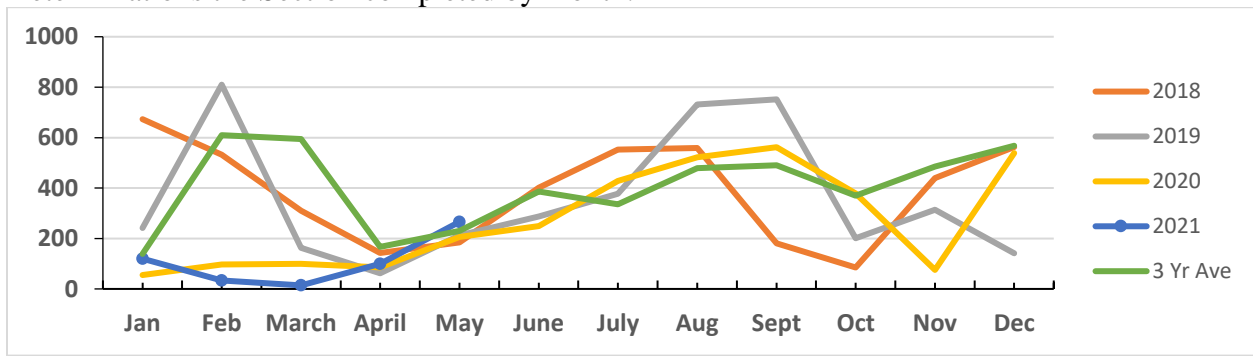
Samples Received By Matrix



Samples the Section received by month:



Determinations the Section completed by month:



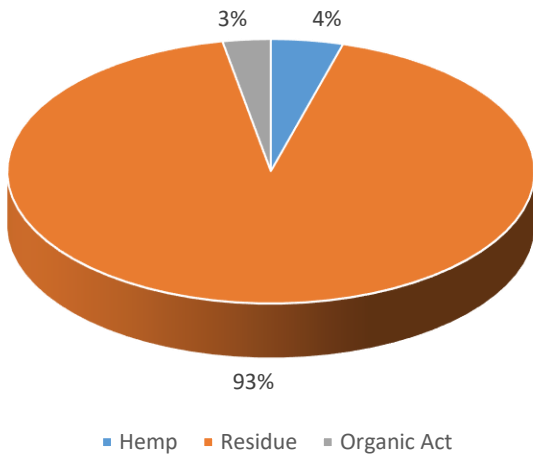
Pesticide Section by the numbers for June:

	Number	Test	Det	Average TAT (days)	
Hemp	6	6	6	6	Average Residue Turnaround Time: 24 days  Average Hemp Turnaround Time: 6 days  Average Formulation Turnaround Time: 105 days
Residue Vegetation	14	27	203	23	
Organic Act Concentrate	2	2	2	23	
Residue Water	5	10	15	105	
IFA Soilless	1	2	16	34	
IFA Soilless	2	2	12	23	
Pesticide, other	2	2	12	23	

Totals		
# of Samples	# of Tests	# of Determinations
31	51	274

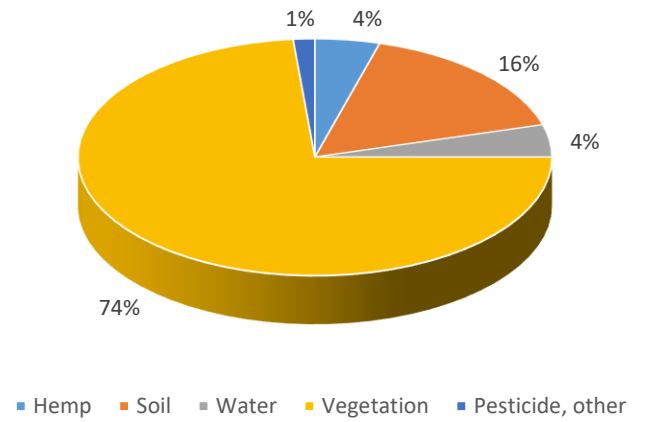
Samples Received By Type

Samples Received by Type

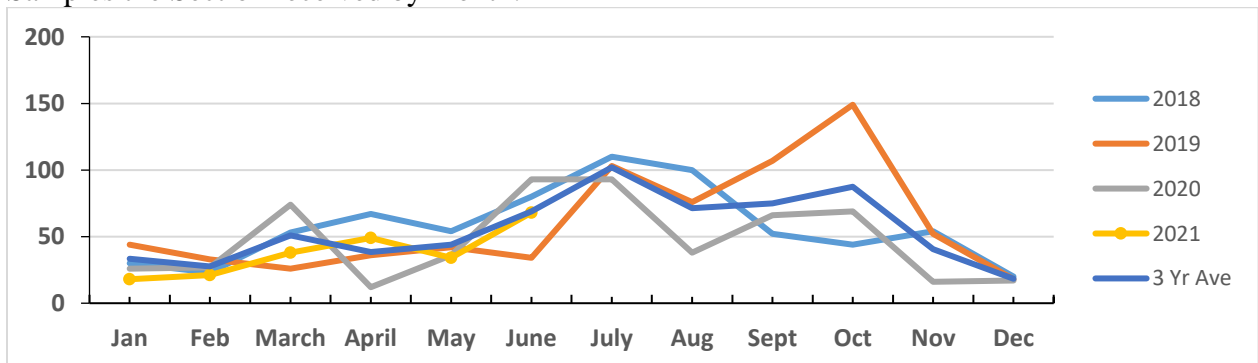


Samples Received By Matrix

Samples Received by Matrix

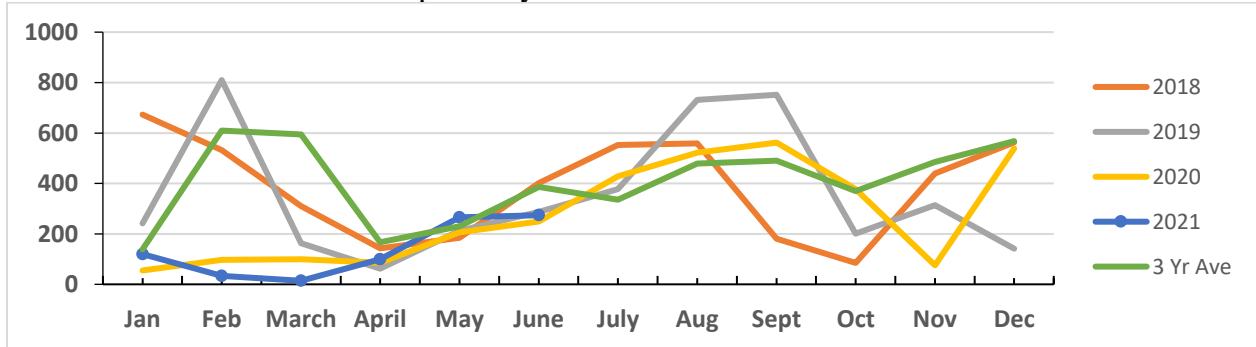


Samples the Section received by month:





Determinations the Section completed by month:



**OKLAHOMA BUREAU OF STANDARDS:** (Jeremy Nading, State Metrologist)

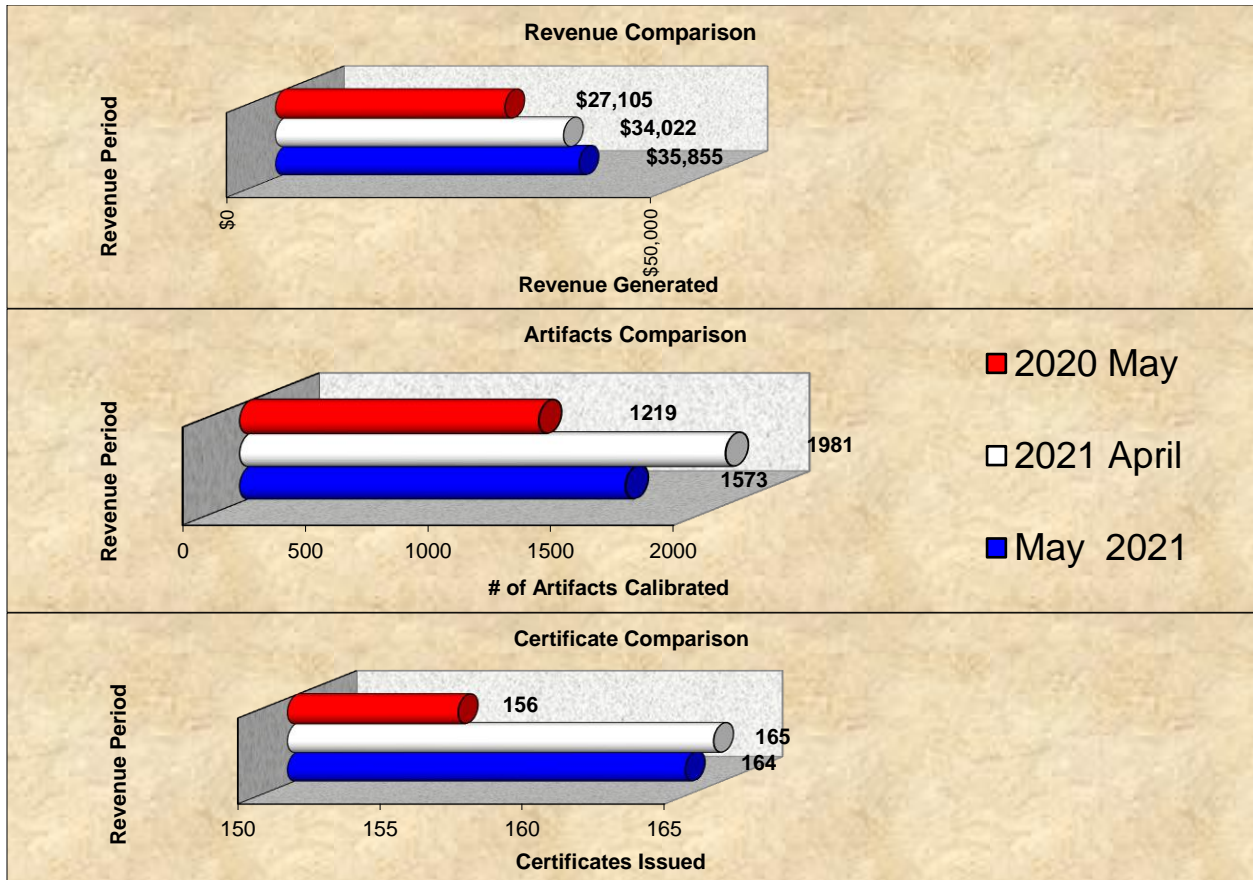
The following is a workload summary for the Oklahoma Bureau of Standards from May 1<sup>st</sup> through 31<sup>st</sup>.

The Bureau provided calibrations for the Pennsylvania and Wisconsin Metrology Labs.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	9	\$18,882.00	53%	361	23%
In-State Customers	11	\$ 16,973.00	47%	1212	77%
Totals	20	\$35,855.00	100%	1573	100%

Total Fees not Charged	# Working Days Lead Time to Next Available Date for Calibration
\$0.00	Mass I / II 3
Fees not Charged ODAFF CPS	Mass III 21
\$0.00	Volume 13

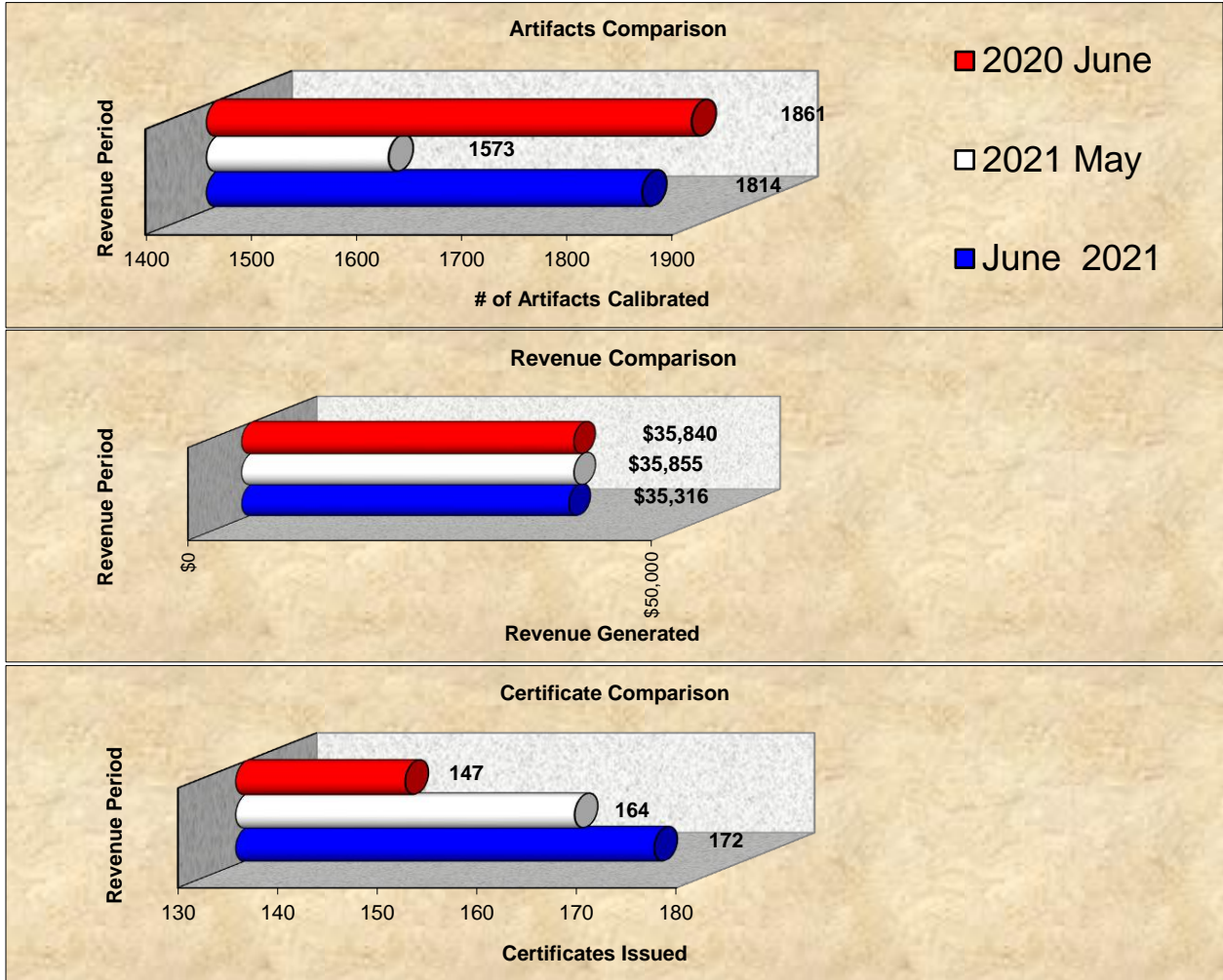


The following is a workload summary for the Oklahoma Bureau of Standards from June 1<sup>st</sup> through 30<sup>th</sup>.

The Bureau calibrated all of the Test Measures used by the Oklahoma Corporation Commission to check gas pumps around the state.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	4	\$7,338.00	21 %	102	6 %
In-State Customers	19	\$27,978.00	79 %	1712	94 %
Totals	23	\$35,316.00	100 %	1814	100 %

Total Fees not Charged	# Working Days Lead Time to Next Available Date for Calibration
\$0.00	Mass I / II 4
Fees not Charged ODAFF CPS	Mass III 5
\$0.00	Volume 5



Respectfully Submitted,

Jamie Pirrong  
 Administrative Programs Officer  
 Laboratory Services Division

**BOARD REPORT  
 AGRICULTURAL LABORATORY SERVICES  
 MAY 2021 ACTIVITIES**

FEED SAMPLES	153
FEED DETERMINATIONS	720
POSSIBLE VIOLATIONS	69
FERTILIZER SAMPLES	88
FERTILIZER DETERMINATIONS	394
POSSIBLE VIOLATIONS	54
LIME SAMPLES	5
LIME DETERMINATIONS	30
POSSIBLE VIOLATIONS	1
PESTICIDE SAMPLES	56
PESTICIDE DETERMINATIONS	266
POSSIBLE VIOLATIONS	0
MEAT SAMPLES	0
MEAT DETERMINATIONS	0
VIOLATIONS	0
INORGANIC LAB SAMPLES	272
DETERMINATIONS	1874
STATE-FEDERAL VET. LAB. SAMPLES	1154
STATE-FEDERAL VET. LAB. DETERMINATIONS	1387
NUMBER POSITIVES	0
SEED SAMPLES	129
SEED DETERMINATIONS	176
POSSIBLE VIOLATIONS	0
BUREAU OF STANDARDS CERTIFICATES	164
NUMBER OF STANDARDS CALIBRATED	1573
FEE CHARGES	\$35,855.00
DAIRY SAMPLES	479
DAIRY DETERMINATIONS	1016
POSSIBLE VIOLATIONS	12
<b>TOTAL SAMPLES</b>	<b>2500</b>
<b>TOTAL DETERMINATIONS</b>	<b>7436</b>
<b>TOTAL POSSIBLE VIOLATIONS</b>	<b>136</b>

**BOARD REPORT  
 AGRICULTURAL LABORATORY SERVICES  
 JUNE 2021 ACTIVITIES**

FEED SAMPLES	192
FEED DETERMINATIONS	656
POSSIBLE VIOLATIONS	64
FERTILIZER SAMPLES	39
FERTILIZER DETERMINATIONS	253
POSSIBLE VIOLATIONS	51
LIME SAMPLES	3
LIME DETERMINATIONS	30
POSSIBLE VIOLATIONS	0
PESTICIDE SAMPLES	31
PESTICIDE DETERMINATIONS	274
POSSIBLE VIOLATIONS	0
MEAT SAMPLES	0
MEAT DETERMINATIONS	0
VIOLATIONS	0
INORGANIC LAB SAMPLES	205
DETERMINATIONS	1478
STATE-FEDERAL VET. LAB. SAMPLES	2936
STATE-FEDERAL VET. LAB. DETERMINATIONS	3398
NUMBER POSITIVES	0
SEED SAMPLES	129
SEED DETERMINATIONS	144
POSSIBLE VIOLATIONS	0
BUREAU OF STANDARDS CERTIFICATES	172
NUMBER OF STANDARDS CALIBRATED	1814
FEE CHARGES	\$35,316.00
DAIRY SAMPLES	522
DAIRY DETERMINATIONS	1048
POSSIBLE VIOLATIONS	16
<b>TOTAL SAMPLES</b>	<b>4229</b>
<b>TOTAL DETERMINATIONS</b>	<b>9095</b>
<b>TOTAL POSSIBLE VIOLATIONS</b>	<b>131</b>



# OKLAHOMA FORESTRY SERVICES BOARD REPORT – AUGUST 2021

Division Activities from June 1st through July 28th.

*Serving people by conserving, enhancing and protecting our lands and forest resources*

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*Our 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.*

## JUNE/JULY HIGHLIGHTS

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### Oklahoma Forestry Services (OFS) continues to support western wildfire incidents

*“Whenever something like this is going on, we go help because we know that at some point, they’ll be here to help us out,” said State Forester Mark Goeller in a recent television interview with Tulsa’s News on 6.*

OFS has been sending personnel and equipment to assist with wildfires in the western states since mid-June. As the nation shifted in July to Preparedness Level 5, the highest level possible for wildfire activity, the need for resources nationally has continued to grow. OFS joins other state forestry agencies in meeting that need. Due to the amount of rain Oklahoma has received wildfire issues are not an issue in the state at this time, putting OFS in a position to comfortably send more resources to help other states. Due to the exceptional drought in the northwest US, conditions are expected to worsen and the need for resources will grow.

As of late July OFS had 24 personnel serving in various capacities and five Type 6 engines deployed to support wildfire incidents in Montana, Idaho, Washington and Oregon. This number fluctuates, as people typically work 16 hour days for two-week assignments and then rotate out to rest before being reassigned. All personnel are trained for their specific incident management jobs, from Incident Management Team members to fire fighters. Oklahoma benefits by sending personnel because they are able to practice and develop their skills in another state, in some of the worst conditions possible, and that makes everyone better at managing wildfire and other incidents when things get bad at home. And because the personnel and equipment are funded through cooperative agreements with the federal government, Oklahoma receives that advantage at no cost to the state.

Oklahomans only have to look back a few years to remember the extreme wildfire activity that took place in northwest parts of the state. During 2016 – 2018, OFS utilized incident management team personnel from 30 – 40 states to manage and suppress those extraordinary wildfires. The wildland firefighting world is in many ways a small community in which everyone helps everyone, knowing they may be next to need assistance.



### More Information

View Mark Goeller’s interview with News on 6 - <https://www.newson6.com/story/60ff42e97671520bc6e955c3/oklahoma-firefighters-help-battle-major-wildfires-in-western-us>

Mark also recently wrote a blog title “10 Things You May Not Know About Wildfire Deployments” for the Southern Group of State Foresters’ website. You can view it here - <https://www.southernforests.org/news-events/southern-perspective/10-things-you-may-not-know-about-wildfire-deployments>. A printed version is also attached.

## RESILIENT LANDSCAPES

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### URBAN & COMMUNITY FORESTRY

**Tree Preservation** - Community Forester Mark Bays conducted tree health assessments on the property of Dr. Warren Filley in Edmond on May 26<sup>th</sup>. The October ice storm and extreme cold of February caused issues for trees throughout his property, including several oaks Mark had previously helped protect during a patio expansion project in 2001. Soil improvements and continued pruning were suggested to assist with the trees recovery.

**HOA Greenbelt Assessment** - Service Forester Riley Coy and Mark Bays met with members of the Wellington Park Homeowners Association in Edmond on June 3<sup>rd</sup> for a walk-through of the greenbelt within their neighborhood. The winter ice storm and record cold temperatures impacted much of the area and residents were concerned about what steps should be taken to help to recover from the damage. Riley and Mark provided advice on prioritizing the recovery efforts and identified trees that should be considered for immediate removal.

### Oklahoma City National Memorial

On June 4<sup>th</sup> Mark Bays and Riley Coy met with Gabriel Taylor and James Sing of the National Memorial to discuss the health and condition of lacebark elm trees around the perimeter of the memorial grounds. Many sustained damage during the October 2020 ice storm, are structurally unsound and it was recommended that many should be removed and replaced.



July 2<sup>nd</sup> Mark and Riley met under the Survivor Tree to discuss the role OFS played with the recovery of the Survivor Tree with summer interns. On July 16<sup>th</sup> Riley Coy Education Coordinator Mo Rice and Mark participated in the 2021 STEM Camp at the Oklahoma City National Memorial. Twelve camp participants in 6-8<sup>th</sup> grades learned about the engineering and construction of the promontory around the Survivor Tree.

**OG&E** - Mark Bays, Riley Coy and Assistant Director Scott Huff met with Chris Martin of OG&E on July 14<sup>th</sup> to discuss a Shumard oak north of 36<sup>th</sup> Street on Lincoln Blvd that was growing in close proximity to a power pole, transformer and line on state property. OG&E agreed to treat the tree with growth regulators to slow the trees encroachment into the utility easement and plant an additional tree close by. The original tree will be removed during the next pruning cycle.



### Norman Compost Facility Tour

On June 23<sup>rd</sup> Community Forester Riley Coy set-up and executed a tour of the Norman Compost Facility with members of Oklahoma City Parks and Recreation and OG&E staffers to facilitate the establishment of an urban wood waste facility in Oklahoma City. A facility of this nature will alleviate some the burden for the Norman Compost Facility, while allowing more people to utilize urban wood waste instead of putting it all in the landfill or burning it.

## FOREST REGENERATION AND TREE IMPROVEMENT CENTERS

### Aerial Spraying at Forest Tree Improvement Center



Pine seed production orchards at the Forest Tree Improvement Center in Idabel were recently sprayed to prevent cone worms and insect destruction that could negatively impact cone production. These orchards produce seed for the Forest Regeneration Center (FRC) in Goldsby, where the trees are grown and available for landowners.

**Sand Plum Bumper Crop** - The sand plum orchard experienced a bumper crop this season during June and July. Sand plums are a great shrub that provides cover and food for deer, song birds, turkeys and other native wildlife. FRC staff collected the fruit in order to harvest the seed for future sand plum seedlings.

**Black Locust Planting**— Black Locust is the last species that the FRC plants each year. This species is planted along streambanks to prevent erosion. Because it grows very fast, has a very fibrous root system and is a nitrogen-fixing legume, Black Locust is perfect for streambank erosion control projects.

Black locust has also been planted on farms and ranches for a variety of purposes. In the past and still today groves of Black Locust trees were planted and harvested every 7-10 years for fencing material and firewood. Following harvest the stumps would sprout, providing the next crop of trees. Wildlife also utilize this species as a food and nesting source.



Fencing material from Black Locust.  
Photo courtesy of Cornell University

## FOREST INVENTORY & ANALYSIS



### OFS interns spend time in the forest with FIA foresters

The Forest Inventory and Analysis crew spent the day with OFS interns in McCurtain county. They showed the interns the “Core” variables which FIA collects to determine forest health, sustainability, and forested area estimates. The FIA crew also demonstrated vegetation profile and woody fuel load sample methods.

## FROM THE AREA OFFICES

### East Central Area

- **Land Management** - Four new forest stewardship plans have been completed since last report on a total of 1,148 acres in Latimer County.



- **Summer Intern Program update** - Interns Kelli Fontenot and Jake Nicholson have assisted with cruising large stands of timber, urban forestry projects, and Camp Discover, and toured International Paper's (IP) paper mill in Valliant. Their final weeks will be spent assisting at the Forest Heritage Center and with the Hochatown project. They will also be helping complete projects such as surveying sawmill owners and entering native ranges for all of Oklahoma's tree species into a spreadsheet.

**Northeast Area**

- **Land Management:** NE Area Foresters attended the IP mill tour visit on July 9<sup>th</sup>. NE Area foresters are nearing completion on the Turkey Mountain Forest Stewardship Plan. Several landowner assists were made with tree ID, forest health concerns, timber harvest, and RX burning being topics of discussion. Several management plans are under development in the NE Area.
- **Training:** NE Area conducted an S-130/190 fire training in Adair County at Mid-County Fire Department on June 4<sup>th</sup> - 6<sup>th</sup>. Eight personnel assisted with teaching sections for 20 participants from various fire departments.
- **Fire Prevention Education:** NE Rangers Tony Hadley, Dustin Ryals, and Matt Waldrop conducted a fire prevention program on June 10<sup>th</sup> with 50 students in attendance. Students learned about Oklahoma Forestry Services' role in fire prevention and suppression, what rangers do, and were able to meet Smokey Bear.
- **OFS Project Assist:** Foresters Evan Long & Joshua Isaac assisted in the Beavers Bend Timber Cruise on June 21<sup>st</sup> & the Pontotoc Cruise on June 8<sup>th</sup> - 10<sup>th</sup>.

**Southeast Area**

- **Land Management** - SE Area foresters made 32 landowner contacts, seven landowner assists and completed six Stewardship Management Plans on 1,443 acres. SE and EC foresters have been closely working with the state parks and USFS to develop a management strategy for Beaver's Bend State Park. Foresters from all areas and FIA coordinated with USFS staff to inventory the park's timber resources as the first stage of developing the management plan.
- **OFS Project Assist** - Logan Robertson and Tyler Hyatt assisted with the cruise of the Pontotoc Ridge Wildlife Preserve under the direction of Riley Coy. OFS Foresters and FIA Foresters assisted with the project. Five personnel assisted with Camp Discover at the Forest Heritage Center.
- **Fire Training** – SE Area rangers conducted S-131 training and facilitated training for Weyerhaeuser employees and contractors from Oklahoma and Arkansas. Cody Mack attended a dozer academy in Little Rock, AR
- **OMES IT upgrade SE Area Office** - The upgrade/hardware installation to the switches and firewall was completed on April 29<sup>th</sup> but the new WiFi router has not been installed. SE Area continues to work on solutions for slow internet and lack of WiFi at the Antlers office.

**WILDFIRE RESPONSE**

**Fire Operations**

As addressed on page one, Oklahoma fire activity is low at this time due to the amount of rain received and the continued green conditions.

May 2021 Fire Response	Fires	Acres

June 2021 Fire Response	Fires	Acres

2021 Wildfires Year-to-Date	547	50,379
<b>OFS Protection Area - Month</b>	<b>3</b>	<b>98</b>
5-Year Average	6	92
10-Year Average	12	253
<b>Protection Area YTD</b>	<b>490</b>	<b>30,551</b>
OFS Response Outside Protection Area	0	0
<b>OFS Response Outside Protection Area YTD</b>	<b>20</b>	<b>17,232</b>
Fire Department Reports	5	91
<b>Fire Department Reports YTD</b>	<b>37</b>	<b>2,600</b>
Prescribed Burns - SE	14	6,453
Prescribed Burns - EC	34	4,605.5
Prescribed Burns - NE	2	163
Prescribed Burns - OKOKS	0	0
<b>Prescribed Burns - YTD</b>	<b>50</b>	<b>11,521.5</b>

2021 Wildfires Year-to-Date	553	50,494
<b>OFS Protection Area - Month</b>	<b>4</b>	<b>105</b>
5-Year Average	17	339
10-Year Average	19	334
<b>Protection Area YTD</b>	<b>495</b>	<b>30,655</b>
OFS Response Outside Protection Area	0	0
<b>OFS Response Outside Protection Area YTD</b>	<b>20</b>	<b>17,232</b>
Fire Department Reports	1	10
<b>Fire Department Reports YTD</b>	<b>37</b>	<b>2,600</b>
Prescribed Burns - SE	14	6,453
Prescribed Burns - EC	34	4,605.5
Prescribed Burns - NE	2	163
Prescribed Burns - OKOKS	0	0
<b>Prescribed Burns - YTD</b>	<b>50</b>	<b>11,521.5</b>

## COMMUNITY OUTREACH & COMMUNICATIONS

### FOREST HERITAGE CENTER

Museum visitation was 10,724 for the month of May and 13,994.

#### Forest Heritage Center Manager Retires

After 26 years of service with Oklahoma Forestry Services at the Forest Heritage Center, Doug Zook celebrated his retirement on June 30<sup>th</sup>. Calista Stephens began her service as the new Historical Facilities Manager on June 16<sup>th</sup>.



Calista Stephens, Doug Zook and former manager Michelle Finch-Walker

### EXHIBITS AND EVENTS

**Owa-Chito Festival of the Forest** - The Owa-Chito Festival of the Forest is scheduled for September 24<sup>th</sup> and 25<sup>th</sup> in Beavers Bend State Park. As part of the festivities, the Forest Heritage Center will host wood art demonstrations with multiple disciplines and a 1930s living history in the courtyard. Craig Marquardt has agreed to interpret the beginning of Oklahoma Forestry Services during the living history event on Saturday and Judy Farley will engage guests on the topic of Fire Tower Watchmen.

**Beavers Bend Folk Festival & Craft Show** - The Beavers Bend Folk Festival & Craft Show is scheduled for November 12<sup>th</sup> – 14<sup>th</sup> at the Forest Heritage Center Museum in Beavers Bend State Park.

### PROGRAMS & PROJECTS

**FHC Gift Shop Update** - A remodel and expansion is underway at the Forest Heritage Center gift shop. The Forest Heritage Center Board of Directors and the Oklahoma Tourism and Recreation Department are partnering in the project which will add 520 square feet and a complete remodel to the space.

**Diorama Lighting** - In a partnership with Oklahoma Tourism & Recreation Department, the bulbs in the 14 dioramas are being replaced with LED bulbs. The change requires the work of an electrician and Prater Electric has been contracted by OTRD to do the work in July. The change will save on electric costs and reduce radiant heat, making them a safer alternative for the care of the dioramas.

**Camp Discover** - A total of twelve students participated in this year's Camp Discover: Art of the Forest. Subjects covered in the presentations and workshops included paper making, red cockaded woodpecker protection, plant germination, gem identification, native animal discussion, crosscut saw use, edible soil, Tree Trail hike, woodturning, and dreamcatcher ecosystem craft. The theme for this year's camp was "wood, water, and worms" with a focus on how a healthy forest affects the environment. Christie Kirkpatrick from the Broken Bow office, the summer OFS interns, FHC summer VISTA volunteer and FHC youth volunteers helped with camp.



**Tours** - 118 students and 20 adults from Hugo Elementary took a tour of the Forest Heritage Center and Tree Trail on June 10<sup>th</sup>. US Forest Service representatives taught students about healthy forests on the Tree Trail and OFS firefighters Derrick Gee and Bryden Walker shared their experiences about being wildland firefighters. The tour also featured a woodturning demonstration and interactive discussion about the good things that come from trees.

## Media

- State Forester Mark Goeller was interviewed by KOCO-TV (Channel 5 in OKC) and News on 6 (Channel 6 in Tulsa) regarding OFS's role in supporting wildfire in the western U.S.

## STATE FORESTER ACTIVITIES – From June 3rd thru July 27th

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- Attended weekly ODAFF Director's Meetings
- Attended a meeting of the ODAFF Long Term Salary Reform Committee
- Attended (in person) the Southern Group of State Foresters' Annual Meeting in Birmingham, AL
- Participated in three virtual meetings of the NWCG Medical and Public Health Advisory Team
- Completed the annual Work Capacity Test in order to participate in interagency wildfire response
- Participated in the Northern Rockies Incident Commander Conference Call
- Participated in a FY 22 Budget planning meeting with ODAFF Finance
- Provided information to US Rep. Frank Lucas, et al, in preparation for a meeting of the US House of Representatives Science Committee
- Served on the Deep Creek Canyon Wildfire near Townsend, MT as part of Northern Rockies Incident Management Team #1 (Annual Leave from 16 June through 25 June)
- Participated in the Southern Group of State Foresters' Fire Committee Annual Meeting
- Participated in two National Association of State Foresters' monthly policy calls
- Provided information to US Rep. Tom Cole regarding the use of revenue from timber sales on federal lands to be used for improved wildfire protection
- Attended a "First Tuesday" meeting with Forestry's OKC HQ staff
- Attended the AAA Defensive Driving Course
- Participated in the "Get to Know Your Director" video project with ODAFF
- Participated in a coordination meeting with OMES and Forestry GIS Staff regarding moving Forestry's data to a cloud-based server
- Conducted a presentation on Forestry Services at Ag Intern Day
- Conducted a presentation on Forestry Services to El Reno FFA Leadership

- Attended a meeting of the Land Mobile Radio Public Safety Interoperability Cooperative Committee Technology Subcommittee
- Attended a special meeting of the Land Mobile Radio Public Safety Interoperability Cooperative Committee meeting
- Reviewed, commented, edited, and submitted the final version of Oklahoma's Smoke Management Plan
- Attended two S-520 Advanced Incident Management course Steering Committee meetings
- Attended the June NWCG Risk Management Committee Conference Call via MS-Teams
- Virtually attended Northern Rockies Incident Management Team #1 coordination meeting
- Virtually attended several Northern Rockies Coordination Center Daily Briefings

Respectfully Submitted,

Mark E. Goeller  
Director/State Forester

## 10 Things You May Not Know About Wildfire Deployments

July 19<sup>th</sup>, 2021

By: [Mark Goeller](#)

Oklahoma State Forester

Oklahoma Forestry Services



Recently, the United States shifted into [Wildfire Preparedness Level 5](#), the highest possible level of wildfire activity on the scale. This preparedness level indicates the numbers of firefighting resources, specifically incident management teams, overhead, crews, aircraft and equipment, deployed to battle wildfires nationally. Many of these resources come from the southern states, where wildfire risk and activity are currently at a lower level. As of this writing, the Southern Area has dispatched employees from states to Montana as part of a Type 1 Interagency Incident Management Team, numerous 20-person hand crews to California and Montana from Florida, Mississippi, Tennessee and Texas, an engine task force to Washington from North Carolina and Kentucky, and a host of other team and individual overhead deployments (*for up-to-date overhead dispatch information, visit the [Southern Area Coordination Center website](#)*).

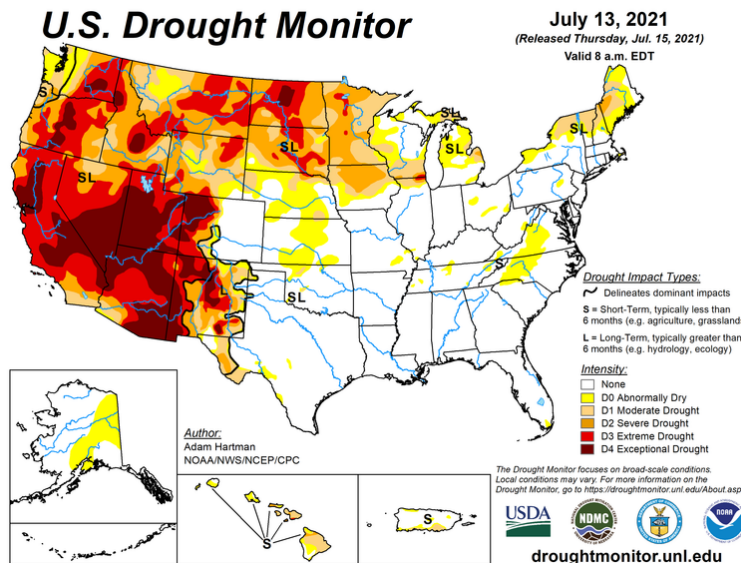
### Here are 10 things you may not know about wildfire deployments:

#### 1. Deployments are made possible through a formalized partnership

State forestry agencies deploy many personnel, crews, equipment and aircraft to wildfires, emergencies or major disasters – including deployment to the current wildfires in the western U.S. They do so through a formalized partnership with federal land management agencies called the “Master Cooperative Wildland Fire Management and Stafford Act Agreement.” This agreement allows for efficient sharing and exchange of resources and funds to support wildfire management and response across the country (*costs associated with deployments are covered by the host agency/incident*).

#### 2. It’s a balancing act for home states

State Foresters and their Fire Management Chiefs monitor their own wildfire/emergency risk to ensure their home states continue to have adequate staffing and resources. State forestry agencies will allow out-of-state deployments only after determining that doing so will not add undue risk to the state.



### 3. Staff are ready to deploy at a moment's notice

Qualified individuals place themselves, through their home forestry agency, on the [Interagency Resource Ordering Capability \(IROC\)](#) availability list. During their listed availability period, they must be ready to immediately dispatch for at least 16 days (including travel).

Each available individual will have their firefighting line gear (or other equipment necessary for their specific assignment) and personal gear bag packed and ready to go. Typically, a person is limited to 65 pounds of line gear and personal items when travelling to an out-of-state wildfire assignment. Essential items may include personal protective equipment, handheld radio, tent, sleeping bag, clothing, and toiletries.

### 4. Deployed staff may “rough it” in remote locations

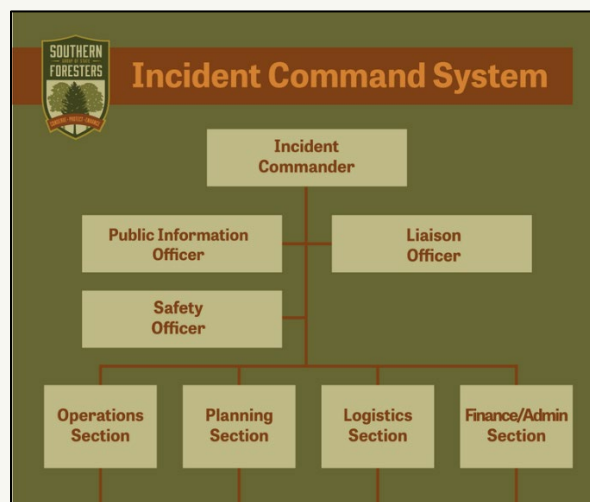
Wildland firefighters and other staff often stay in primitive camping arrangements during the duration of their assignment. While not every incident requires staff to camp, many wildfire incidents are in remote areas with rough terrain where hotel accommodations do not exist. These areas can also have unreliable or non-existent cell service. In these cases, a call to a loved one at home is sometimes a precious rarity. For large-scale or complex incidents, camp life can sometimes be more comfortable with hot-plate food service, temporary cell towers (used also for supporting operations) and portable shower and restroom facilities.



Photo Credit: Ludie Bond, [Florida Forest Service](#)

## 5. All incidents are managed using the Incident Command System

All staff working on wildfire assignments are trained to work within a scalable incident command structure called the Incident Command System (ICS). According to the National Wildfire Coordinating Group (NWCG), ICS is a “standardized on-scene emergency management concept specifically designed to allow its user(s) to adopt an integrated organizational structure equal to the complexity and demands of single or multiple incidents, without being hindered by jurisdictional boundaries.” ICS is a well-organized team approach that helps responders quickly establish (and transfer) chain-of-command and manage personnel, resources and communications, no matter the size or scale of the incident.



## 6. Wildland firefighter is one of many roles on a wildfire assignment

There are many roles within a wildfire incident. The command & general staff consists of an incident commander, public information officer, safety officer and liaison officer, as well as section chiefs for operations, planning, logistics and finance/administration. The operations section consists of wildland firefighters of various types, air operations and supervisory roles. Planning section staff provide services such as producing the Incident Action Plan, collecting and analyzing situational data, providing mapping/spatial information, maintaining incident documents and files, human resources, and check-in and demobilization of staff. The logistics section has roles that handle provisions for facilities, services and material in support of the incident, like radio communications, medical, food, supply procurement, and base/spike camp management. Finally, finance/administration personnel are responsible for all financial, administrative and cost analysis for the incident.



Photo credit: South Carolina Forestry Commission



Photo Credit: Christopher Jacobson, Florida Forest Service

## 7. States may work together to build full teams

Southern state forestry agencies often collaboratively combine personnel from multiple states to fully staff incident management teams (IMTs), crews, strike teams and task forces. Recently, the North Carolina Forest Service and Kentucky Division of Forestry pooled personnel and resources together to form a five-engine strike team to respond to wildfires in Washington.



Additionally, southern state forestry agencies together maintain seven all-hazard [Type 1 and 2](#) IMTs. These teams are fully staffed and self-contained, and are experienced in wildland fire operations, planning, information, logistics, finance and safety. These teams are made up of staff from various southern states and cooperating agencies – some teams consisting of nearly 60 members each.

#### **8. Staff must be trained to their specific assigned role.**

All staff that are deployed to an incident must be [trained](#), experienced and certified for their assigned role. State forestry agencies in the South follow the National Wildland and Prescribed Fire Qualification System Guide for minimum qualifications for each position when dispatching personnel on an interagency assignment. Each deployed individual will have already obtained an [Incident Qualification Card](#) or “red card,” which is an agency-issued credential certifying that the holder’s level of training, experience and physical fitness meets the need of the requesting agency.

#### **9. Health and wellness are important on wildfire assignments**

Staff working on wildfire assignments can experience many long, demanding workdays, so it is important to help manage fatigue and keep staff members safe and healthy. Under NWCG guidelines, all incident staff should typically have a minimum of one hour of sleep and/or rest per two hours of work or travel. [Nutrition](#) is also a critical part of ensuring a healthy crew. NWCG recommends that “wildland firefighters on the fireline need [to consume] 4,000 to 6,000 calories a day to avoid an energy deficit.”

#### **10. Staff bring home important skills and experience**

When a state dispatches personnel to wildfire assignments abroad, they are not just providing much needed assistance. Sending staff on assignments out-of-state helps personnel keep their skills sharp for use back home. These assignments allow individuals, in all types of incident roles, to hone their skills and gain valuable experience – so that when a large-scale wildfire, natural disaster or emergency incident occurs closer to home, the southern states have agile and practiced teams ready to respond swiftly and efficiently.



**PESTICIDE SECTION**

*Pesticide Registration Activity*

Pesticide registrations for June 1<sup>st</sup> to July 20<sup>th</sup> in 2021 are presented in the following chart. A total of 2403 products were registered, of the products registered 2219 were renewals and 184 were new. There were 83 products cancelled.



*Pesticide Samples*

Pesticide samples taken May-June 2021 are presented in the following chart. A total of 88 Residue, 3 Concentrate, 1 Pollution, 3 Plant Food, and 25 Documentary samples were taken.

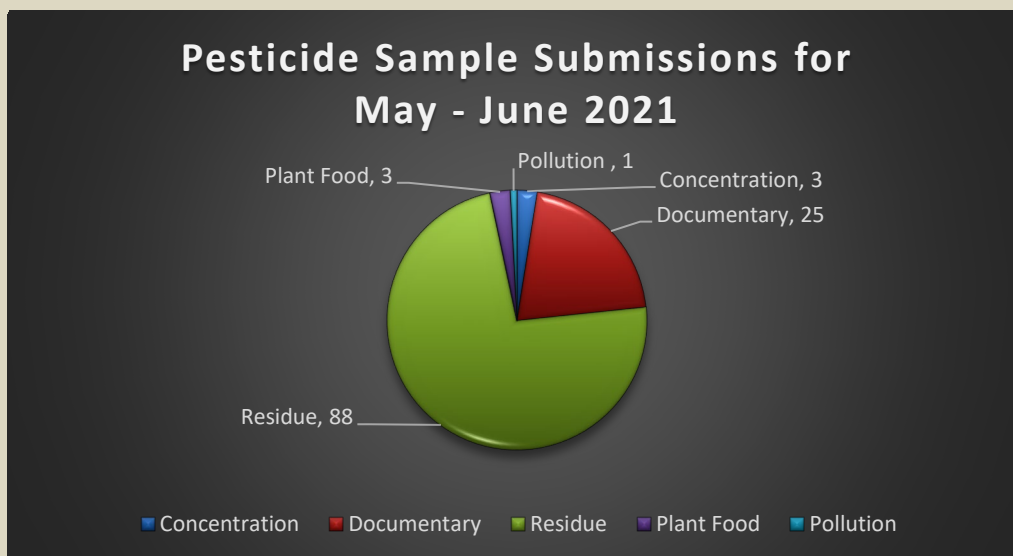


Table 1. Inspection Count for May - June 2021\*

Inspection Type	Number of Inspections		
	May	June	Two Month Total
Experimental Use Permit	0	0	0
Marketplace	27	15	42
Pesticide Applicator Facility	28	17	45
Pesticide Service Inspection	0	0	0
Restricted Use Pesticide Dealer	10	8	18
Container Containment Inspection	0	1	1
Producer Establishment	0	0	0
Use	83	55	138
Termite	0	0	0
Wood	0	0	0
Pre-treat	1	1	2
Pesticide Label	2313	955	3268
Worker Protection	3	4	7
<b>Total</b>	<b>2465</b>	<b>1056</b>	<b>3521</b>

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

Along with the above inspections CPS inspectors also took 19 non agriculture use samples and 101 agriculture use samples for a total of 120 samples.

### *Pesticide Testing & Updates*

#### *PSI Testing*

All locations are now working at full capacity. PSI complaints have been up recently due to scheduling issues and missing exam reports.

#### *Private Applicators*

Updates for private applicators have been released to the public. Open-book exams will no longer be accepted starting June 1, 2021. All applicants with paper exams after the deadline received notification that the exam must now be taken through PSI. Private applicator CEUs are still unable to be recorded through Kelly Solutions.

### *Licensing*

Pesticide producing establishment licenses will expired on June 30, 2021. Licensees had until July 15, 2021 to submit license fee and EPA form 3540-16 to avoid a late fee and stop-work order.

### *Pesticide Complaints*

PESTICIDE COMPLAINTS	May 26, 2021 – July 20, 2021			
	RECEIVED	CLOSED	WARNINGS ISSUED	NO ACTION
CONSUMER GENERATED	51	5	4	5
MUSK THISTLE	19	0	0	
CASES REFERRED TO OGC:	4			

## **ENVIRONMENTAL RESOURCE AND HORTICULTURE SECTION**

### **Plant Protection Program**

#### *Nursery Licensing*

We are looking forward to a new licensing year coming up, beginning with Nursery Grower licenses, which expire at the end of September. As of July 26, 2021, we have 3,343 Active Grower licenses that will expire on September 30. We are planning to send out the first batch of renewal letters in early to mid-August.

#### *Phytosanitary Certificates*

Federal Phytosanitary Certificates Issued from June 1, 2021 – June 30, 2021

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

Commercial value of shipment less than \$1,250:  
0 Federal Phytosanitary Certificates issued @ \$61.00 each

<b>Federal Phytosanitary Certificates (June 1, 2021 - June 30, 2021)</b>			
<b>Country</b>	<b>Product</b>	<b>Quantity</b>	<b>Phytos Issued</b>
Indonesia	Miscanthus Seed	44,092 lbs	1
Japan	Sesame Seed	446,860 lbs	2
Mexico	Sesame Seed	735,169 lbs	19
Thailand	Miscanthus Seed	264,552 lbs	3
Vietnam	Logs	48 Logs	2

State Phytosanitary Certificates Issued from June 1, 2021 – June 30, 2021

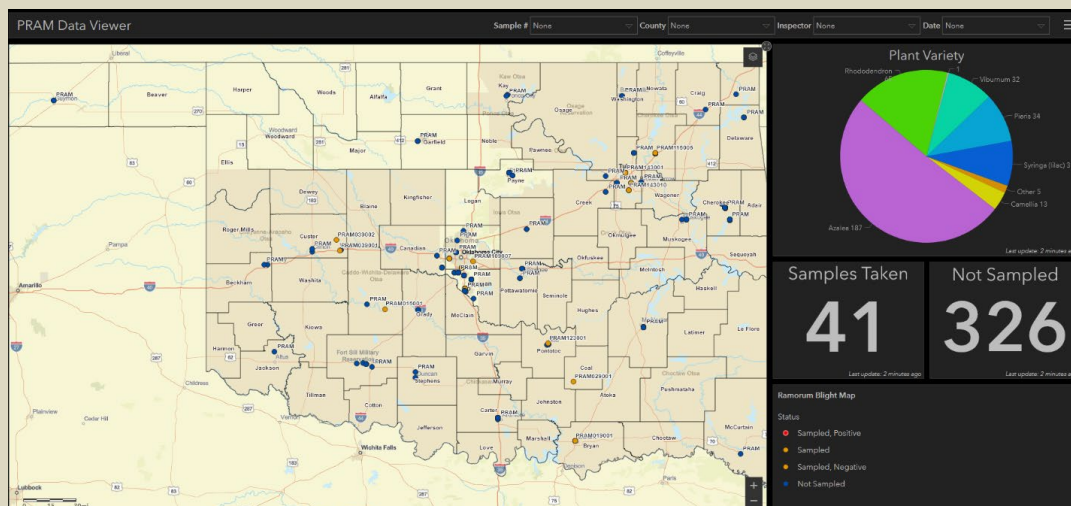
137 Phytosanitary Certificates issued @ \$20 each

State Phytosanitary Certificates (June 1, 2021 - June 30, 2021)		
State	Product	Certificates Issued
Arizona	Nursery Plants/Parts	10
California	Nursery Plants/Parts	11
Colorado	Nursery Plants/Parts	23
Hawaii	Nursery Plants/Parts	1
Idaho	Nursery Plants/Parts	13
Montana	Nursery Plants/Parts	1
New Mexico	Nursery Plants/Parts	13
Nevada	Nursery Plants/Parts	8
Oregon	Nursery Plants/Parts	11
Tennessee	Nursery Plants/Parts	4
Texas	Nursery Plants/Parts	1
Utah	Nursery Plants/Parts	10
Washington	Nursery Plants/Parts	27
Wyoming	Nursery Plants/Parts	4

*Phytophthora ramorum* Survey

CPS inspectors are surveying for symptomatic host-associated plants species during routine nursery inspections. If any plants showing symptoms for *P. ramorum* are found, they take samples and send them to the OSU Diagnostic lab for identification. Though some samples this year have tested positive for *Phytophthora* none have tested positive for the species *P. ramorum*. As of today, there have been 367 *P. ramorum* inspections completed across with state, with 41 samples collected. USDA also has a coordinated survey effort planned at Park Hill nursery for mid-September.

Using the Collector app and Data Viewer/Editor within the GIS system makes it very easy to look at survey results. Below is a screenshot of the *P. ramorum* survey dashboard within the GIS system.



## *Japanese Beetle Trapping and Survey*

The Japanese beetle survey began in mid-May. CPS is utilizing 5 inspectors for this survey to set a total of 48 traps across 9 counties and 11 nursery operations.

Each of the traps get checked twice in June and twice in July. Then in August, September, and October, they will check the traps once per month and remove them in October to conclude the survey.

Currently, we have found 19 beetles in Canadian County in a total of 6 traps across 2 nursery operations. According to the Japanese Beetle Harmonization Plan, Canadian County is now a positive county for Japanese beetle.

In July, Kaci Hubbell, Nursery Program administrator, got the opportunity to join Richard, CPS inspector, to perform a check of the 4 Japanese beetle traps located at Horn Canna Farm in Caddo County. No Japanese Beetles were found during this check.



Figure 1: Horn Canna Farm in Eakly



Figure 2: Canna Field at Horn Canna Farm in Eakly



Figure 3: Cannas in the greenhouse at Horn Canna Farm in Eakly



Figure 4: Japanese beetle trap at Horn Canna Farm in Eakly

### *Weed Free Forage*

We had one farm participate in the weed-free forage program. Richard Folsom, CPS Inspector, was able to certify 330 acres of wheat straw at Dougherty Farms in Caddo County as a weed-free crop.

We are waiting on harvest reports (bale size and number of bales harvested) from the producer, but certificates will be issued upon receipt of the information. This was our first NAISMA (North American Invasive Species Management Association) certification.



### **Boxwood Blight**

In early July, we were contacted by a state official in Kansas Department of Agriculture who had confirmed Boxwood Blight in a landscape setting for the first time in the state. KDA believed that some of the infected plants came from Oklahoma nursery, a 40-acre container nursery located in Cherokee County.



Figure 5: Symptomatic Boxwood Plants

John Nunnery, CPS inspector, visited the nursery after being notified by KDA and viewed their Boxwood crop taking 2 samples that looked suspect. These samples were sent to the OSU Diagnostics lab, and both samples came back negative for Boxwood Blight.

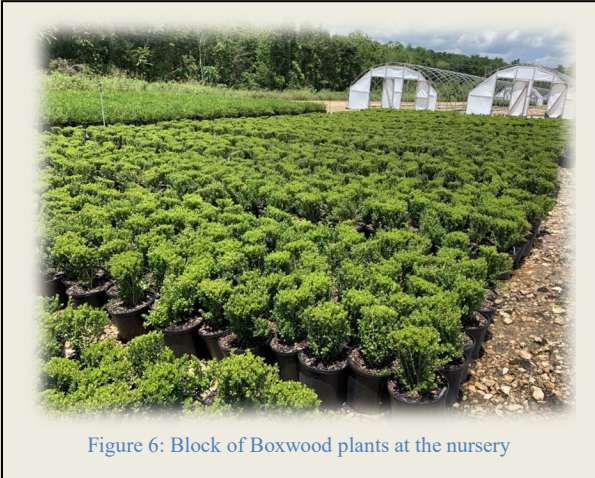


Figure 6: Block of Boxwood plants at the nursery

Later that week, Kaci Hubbell, Nursery Program Administrator, joined John at the nursery to complete inspecting and documenting the Boxwood crop including taking an additional 4 samples. These additional 4 samples also came back negative for Boxwood Blight.

**Industrial Hemp Program**

Hemp

Hemp Growers	Hemp Acres	Hemp Sq. Ft
51	2667	30,762

We have 17 licensed hemp processors/handlers.

The ODAFF Hemp Program is working with the University of Oklahoma to develop a mapping app that may be used by field staff to help conduct inspections and confirm planting failures. We are currently testing the program and will go live with it within the next month.

Hemp harvest season has not yet begun but we are hopeful we will have a good harvest season.

Local law enforcement reaches out regularly to confirm grow locations that they are investigating.

Apiary

We continue to have voluntary beekeeper license applications come in through our website. I have received many questions regarding beehives in areas they are not desired.



## Environmental Resource Section



Figure 7: The downhill slope shows that the liquid fertilizer facility leading to the discharge area. The picture was taken on June 10<sup>th</sup>

On June 10 2021, an ODAFF inspector conducted an on-site investigation at Crescent Co-Op Association fertilizer facility, located at the southwest intersection of the N. Pine Street and the Highway 73 in Crescent. A standing liquid discharge with the smell of ammonia was observed on the north side of the containment over the facility fence.



Figure 8: Lime application was observed at the area where the rainfall water was standing

Dead vegetation was also observed along the discharge area. A letter of warning was issued to the Co-Op requesting immediate corrective actions to remove the liquid discharge and remediate the damaged area caused by the discharge. On July 6, a follow up was performed to track the remediation progress. A lime application was made to the area to cause denitrification of the ammonia. However, additional soil removal and back fill will be needed after the area dries out from the recent rain events. ODAFF will continue monitoring the cleanup progress.

## AGRICULTURE RESOURCE SECTION

### Feed Program

During this reporting period there were a total of 146 official feed samples analyzed, with 656 feed determinations made from these samples. These determinations resulted in the issuance of 34 violations for feeds or feed ingredients that did not meet established tolerances based on their guaranteed analysis. The majority of these violations were issued for products deficient in Crude Protein. Other violations include Crude Fat, Calcium, Salt, Phosphorus, Copper, Crude Fiber, Magnesium, Vitamin A, and Zinc. Eleven stop sale orders were issued for feed products with severe deviations from their guaranteed analysis. Five stop sales were issued for products deficient in Vitamin A. Two stop sales were issued for products deficient in Copper. Two stop sales were issued for products deficient in Crude Fat. One stop sales were issued for products deficient in Salt. One stop sales were issued for products deficient in Zinc.

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 May 2021 – June 2021**

Nutritional Guarantee	Number of Label Violations		
	May <sup>1</sup>	June <sup>2</sup>	Two Month Total
Crude Protein	21	9	30
Non-protein Nitrogen	0	0	0
Crude Fat	2	5	7
Crude Fiber	0	3	3
Calcium	2	3	5
Phosphorus	1	2	3
Salt	4	4	8
Magnesium	1	0	1
Potassium	0	0	0
Copper	1	4	5
Iron	0	0	0
Zinc	1	2	3
Vitamin A	1	2	3
Medicated Feed	0	0	0
<b>Total</b>	<b>34</b>	<b>34</b>	<b>68</b>

<sup>1</sup> 209 feed samples analyzed with 692 determinations; <sup>2</sup> 146 feed samples analyzed with 656 determinations

**Table 2. Feed Stop Sale Summary May 2021 – June 2021**

Nutritional Guarantee	Number of Stop Sales		
	May <sup>1</sup>	June <sup>2</sup>	Two Month Total
Crude Protein	3	0	3
Non-protein Nitrogen	0	0	0
Crude Fat	2	2	4
Crude Fiber	0	0	0
Calcium	1	0	1
Phosphorus	0	0	0
Salt	0	1	1
Manganese	0	0	0
Potassium	0	0	0
Copper	3	2	5
Zinc	1	1	2
Vitamin A	1	5	6
Medicated Feed	0	0	0
<b>Total</b>	<b>11</b>	<b>11</b>	<b>22</b>

<sup>1</sup> 209 feed samples analyzed with 692 determinations; <sup>2</sup> 146 feed samples analyzed with 656 determinations

## Weights & Measures Program

During the May/June period the large capacity scale technicians inspected 277 Vehicle scales, 2 Livestock scales and 5 Ranch scales, 21 Vehicle scales were rejected for repairs.

CPS inspectors checked a total of 1195 small scales and 20 platform scales during this period, 25 scales were rejected. There were 19 random pack inspections and 78 standard pack inspections conducted that resulted in 7 companies receiving letters of warning. Additionally, 254 price verification inspections were conducted at various retailers that resulted in 5 companies receiving letters of warning. A total of ten scale companies received a letter of warning for not properly servicing scales.

## Fertilizer Program

### Program Performance

During May/June, tonnage notices were sent to 682 fertilizer and 77 ag lime tonnage reporting companies. Additionally, notices for specialty fertilizer product registration renewals were sent to 428 companies for the renewal of 3844 specialty fertilizer products.

Below you will find the Performance Numbers for the Fertilizer and Agricultural Lime Programs.

Type of Sample	Number
Fertilizer	73
Lime	14

Letters of Warning	Sample Deficiency Penalties	Notice of Deficiency: Stop Sales
1	13	2

Type of Inspection	Number
Dry Fertilizer Facility	7
Liquid Fertilizer Facility	7
Pre-Site Facility	8
Anhydrous Ammonia Storage Tanks	1 (1 Total Tanks)
Anhydrous Ammonia Nurse Tanks	3 (70 Total Tanks)

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  
August 11, 2021  
Activities May 29, 2021 – July 23, 2021

**Animal Disease Traceability:**

On July 11, Dr. Gorczyca provided an ADT update to the Oklahoma Livestock Market Association's summer meeting.

On July 21, a livestock inspector found over 15 NUES tags that had been used for official identification in a trash can at a livestock market. We are currently investigating who the last purchaser was for each of the tags found to determine if it was a single individual or a group of individuals that removed the ear tags out of the cattle prior to being sold again. Once all information is collected, it will be turned over to the USDA to conduct an IES investigation.

**Aquaculture:**

There was no activity of note during this period.

**Biologics:**

On June 24, we met with Cambridge Technologies to discuss simplifying non-adjacent autogenous biological requests. 9 CFR part 113.113 (a) (3) allows for the non-adjacent herd to be reported as a geographical area instead of providing individual premises locations. All other requirements must be met including an epidemiological link between herd of origin and non-adjacent herd. For Cambridge Technologies, this simplifies their reporting and requesting paperwork and allows for a biological product to be utilized statewide instead of requesting permission each time a veterinarian chooses to use it in a new herd. Cambridge will maintain all herd lists the approved biological product will be used in. Dr. Gorczyca approved the modified non-adjacent autogenous request with the option to revert to requiring non-adjacent herd lists should the need arise.

**Cattle Programs:**

**Brucellosis:**

We have no active bovine Brucellosis cases currently.

The only remaining reservoir of *B abortus* in the U.S. is in elk and bison in the Greater Yellowstone Park area. Those states have Designated Surveillance Areas, where the disease in wildlife occasionally spills over into domestic cattle and bison.

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) which currently infects approximately 20% of the feral swine that our Wildlife Services personnel test. *B suis* can, and does, infect cattle. I fear this could lead to an increase in the number of human cases of *B suis*.

### **Tuberculosis:**

On May 19 we were notified of a bull from Oklahoma that tested positive for TB at a slaughter plant in Nebraska. Tracing back through the Livestock Market where the bull sold led us to the premises of origin in Osage County. Dr. Stone and Dr. Proctor have visited the premises and begun the epidemiological investigation. This producer has a very complex operation with many moving parts, has good records of movement and has been very cooperative.

Many cattle that had exposure to the bull are no longer on the premises. We were able to trace previous exposure to the positive bull either to slaughter or to herds in 2 other states. We shared this information with these states for further investigation.

The exposed cattle received the first herd test on June 14<sup>th</sup> with supplemental testing of suspects completed on June 17<sup>th</sup>. Any animal suspect on supplement tests were euthanized for necropsy examination for lesions and sample collections on July 7<sup>th</sup> by a team of ODAFF and USDA Livestock Inspector's, Animal Health Technicians and Veterinary Medical Officer's. The preliminary test results have all been negative. A second test of the herd is planned for mid-September.

Other potentially exposed Oklahoma animals destined for feedlots and slaughter harvest have received official identification, been tested once and were negative. Additional information of these animals will be gathered by FSIS on harvest.

ODAFF and USDA have worked with the rancher for C&D with down time of the premise at owner expense.

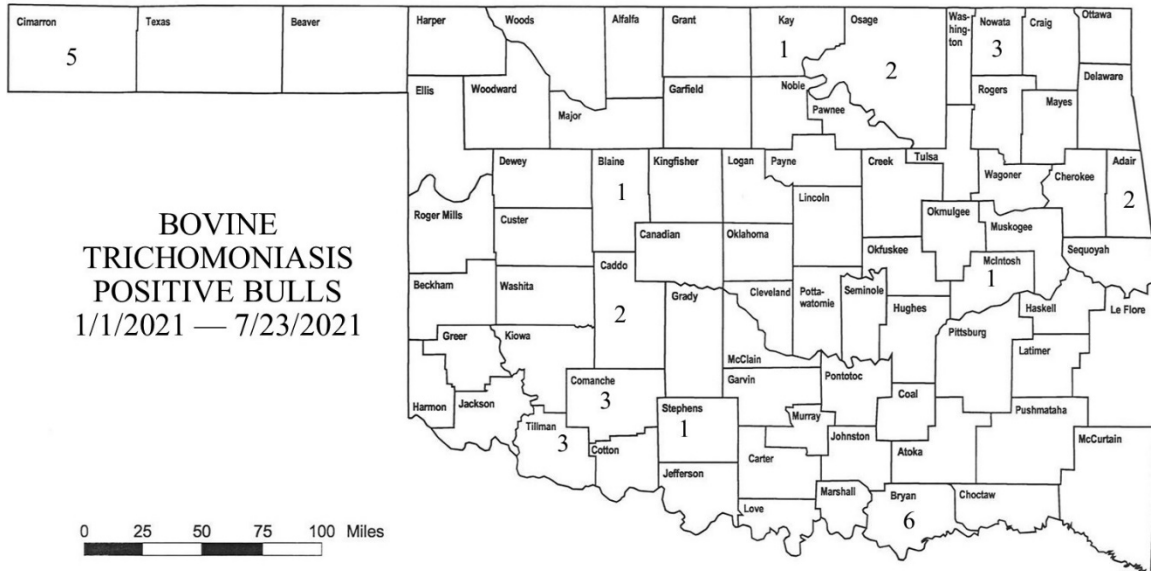
Assurance tests are planned for the fall for the three TB affected herds we tested last year.

Our State and Federal Field Veterinarians follow up on suspect screening tests by private veterinarians by conducting confirmatory tests.

### **Trichomoniasis:**

During this period 954 Oklahoma bulls were tested, and 1 positive bull was discovered. Dr. Proctor contacts the owners of positive bulls and their veterinarians to follow up and offer advice about control and eradication of the disease, and to answer questions about the disease and our regulations.

Our current statistics compare to 2.1% positive bulls in 2011, 14% 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, and 0.35% in 2020.



10,104 bulls tested / 30 positive = 0.30% positive

**Johne’s Disease:**

During the reporting period of 2020 we received 21 positive reports on 16 new premises and in 2021 we have 10 positive reports on 8 new premises. 2020 year to date we received 66 positive reports on 47 new premises. 2021 is essentially the same.

Johne’s disease continues to be a disease of low priority and awareness for most Oklahoma producers. This lack of priority and awareness was exposed by a local veterinarian when a medium size ranch operation identified 9% herd positive on the first herd screening test. This herd had been experiencing a high percentage of wasting and death approaching 10%. The known limitations of the test mean the within herd prevalence to be conservatively estimated to be 35% or more.

Dr. Stone met with the owner and his grandson manager to explain the disease. The producer decided the best option was for total herd depopulation with all adult animals to sell for “Slaughter Only”, all younger stock to sell into slaughter channels and switch the ranch to a stocker only operation with no replacements allowed. Because the disease survives for long periods in the environment, mainly manure and in water, the ranch will need to maintain these changes for a several years. The ranch has in the past used contaminated water for irrigation of pastures and crops which greatly increased the exposure.

Dr. Stone visits with veterinarians and producers to help with testing strategy, husbandry practices, risk, and education.

**Emergency Management:**

On June 7, Dr. Gorczyca and I met with Dr. Steven Clifton and Clay Bailey with Tyson, The Pork Group, to go over their Secure Pork Supply plan.

We are working with the OK Pork Council to identify voting delegates to represent the Oklahoma swine industry at the inaugural US SHIP House of Delegates meeting August 23-24. In consultation with OK Pork Council and Secretary Arthur, AIS will be the Official State Agency to manage US SHIP for Oklahoma.

On June 21, Dr. Gorczyca and I participated in an Oklahoma Food and Agriculture Emergency Preparedness Workshop that was facilitated by the US Department of Homeland Security Food, Agriculture, and Veterinary Defense office.

Dr. Gorczyca participated in a FAD SAFE (FMD Functional Exercise) planning call on June 10 and July 19.

On June 16, Dr. Gorczyca and I met with Scott Anderson, CRI Feeders manager to discuss his participation in the upcoming Secure Beef Supply permit drill. He will develop a SBS plan for CRI that can be used during the drill.

Dr. Gorczyca participated on the SBS permitting drill planning call on June 8 and July 13.

On June 23, Dr. Leslie Cole conducted Respiratory Fit Testing for all the livestock inspectors and veterinarians.

On July 8, Dr. Gorczyca was interviewed by the Journal Record over foreign animal diseases and Oklahoma's preparation to respond to an outbreak.

We continue to participate in weekly ASF Slaughter Plant Working Group discussions to help prepare the packing industry to respond during an ASF outbreak.

**Equine Programs:**

There are no new cases of EIA in Oklahoma.

There are no reported cases or quarantines for CEM in Oklahoma.

There are no new Piroplasmosis cases or tracebacks for Oklahoma.

There have been 3 vesicular stomatitis virus investigations in horses. All 3 cases were found to be negative for VSV. The US has not had a reported case of VSV for 2021.

On May 27 we received a request for information from North Dakota involving an Oklahoma horse dealer, a transporter from Oklahoma, and an Oklahoma veterinarian, moving horses not in compliance with North Dakota import requirements. This is the same dealer and transporter involved in the purchase of horses that moved into Minnesota, but which South Dakota believed were moving to Oklahoma that were in the last board report. Dr. G and Dr Ruby worked with helping North Dakota with their investigation.

**Farmed Cervidae Programs:**

36 warning letters were mailed to program participants on April 9, 2021 who did not submit their renewal applications by the April 1<sup>st</sup> deadline. There are 4 outstanding after follow up phone calls made 6/1/2021.

**Feral Swine:**

26 warning letters were mailed to program participants on April 9, 2021 who did not submit their renewal applications by the April 1<sup>st</sup> deadline. There is 1 outstanding after follow up phone calls were made on 6/1/21.

On June 8<sup>th</sup> Dr. Stone and LSI Brice Callahan conducted a follow-up inspection of a Feral Swine Hunting Facility for correction of issues identified previously with animal care and welfare. These problems had been all been corrected.

**Foreign Animal Disease:**

ODAFF and APHIS personnel performed five FAD investigations during this time frame. Three were suspected Vesicular Stomatitis Virus infections in horses in Jackson, Washington, and Payne Counties. One was a suspected VSV infection in a goat from Tulsa County. The other was a large group of rabbits with acute, high death loss that we suspected Rabbit Hemorrhagic Disease in. Thankfully no FADs were diagnosed.

We continue to be part of three separate working groups that are planning to respond to African Swine Fever in case the disease makes it to the USA.

Rabbit Hemorrhagic Disease cases have now been detected in wild and/or domestic rabbits in 15 states. We are continuing to monitor and assess the risk for Oklahoma rabbit populations. The public is encouraged to report any dead wild rabbits and rabbit owners and accredited veterinarians should report any suspicious cases to our division.

We continue to monitor for cases of Vesicular Stomatitis since we had the large outbreak last year. So far, no cases have been diagnosed in the United States in 2021.

**Livestock Market Audits:**

During this period, staff has approved the application for multiple livestock market changes as well as one new start-up market. Jesse “Len” Gregory has purchased the livestock market in Vinita, OK from the Carroll family. The new Vinita Stockyards LLC has a cattle sale every Wednesday at noon and plans to add a monthly horse sale beginning in August.

Also, longtime market owner Glen Payne has sold his commission company at Oklahoma National Stockyards to partners Tom Runyan and Jason Baker. The new Swift & Henry Livestock Commission Company LLC will continue to operate as Central Halliburton Livestock Commission Company, just as Mr. Payne has done for many years. Mr. Runyan and Mr. Baker had their first sale on June 7.



Another sale barn has sold in southeast Oklahoma. Rocky and Clint Crane have purchased the livestock market in Wister, OK. The new Mountain Creek Livestock LLC began their operations with a first sale on July 10. The Cranes host a sale every Saturday with hogs and goats at 10:00 and cattle at 12:30.

In addition to the market ownership changes, one license was granted to a new start up facility during this period. SageBrush Auctions LLC is a new monthly sheep and goat sale located at the Harper County Fairgrounds in Buffalo, Oklahoma. The market owned by Dane Drake and Jody Bryant began operations in June. Also during this period, a number of livestock market custodial account audits were performed with no violations discovered.

Livestock Auction Market Activities

Auction market licenses issued	4
Auction market licenses pending	0
Market custodial audits completed	6
Auction market complaints investigated	0
Fines collected	0
Livestock Markets with Legal Action	0
Special Audits (Market Development)	0

**Outreach:**

On June 2 I spoke to students in the Oklahoma Leadership Conference along with other Directors about ODAFF.

On June 23 our field staff was in to get updates performed on their computers and to be “fit tested” which is checked to make sure they can wear certain masks and face coverings if they have to work in certain disease situations.

On July 15 a group of Directors met with Ag Group Interns to educate them about what ODAFF does.

**Poultry Programs:**

There were 16 birds submitted under the sick/dead bird program and none were found to have reportable diseases. To date, there have been 66 total cases submitted for 2021.

Dr. Ruby and Sherrie Davis attended a two day virtual meeting for the National Poultry Improvement Plan Official State Agents. Topics covered included Salmonella testing, Avian Influenza, State Emergency Response Plans, and changes to the World Animal Health Organization’s definitions and reporting requirements for poultry.

**Rabies in Livestock:**

There were no reports of livestock rabies during this time period.

**Sheep and Goat Programs:**

On June 30<sup>th</sup> Dr. Stone did the 6<sup>th</sup> and final Post Exposure Monitor Management Program inspection for the last scrapie trace out flock in Oklahoma.

**Swine Programs:**

There were no significant actions in the swine programs during this time period. We continue communicating with the commercial and show swine industries about biosecurity and awareness for foreign animal disease such as African Swine Fever, Foot and Mouth Disease, and Classical Swine Fever.

**Miscellaneous:**

USDA received notice of an Oklahoma animal being infected with Cysticercosis on slaughter. Cysticercosis is a parasitic contaminant, generally of very low prevalence in this country. Dr. Larssen with USDA is working with the operation to educate the farm and its employees in proper sanitation to prevent contamination.



Advertising that Oklahoma Ag Doesn't Stop, even in Alaska

Respectfully,

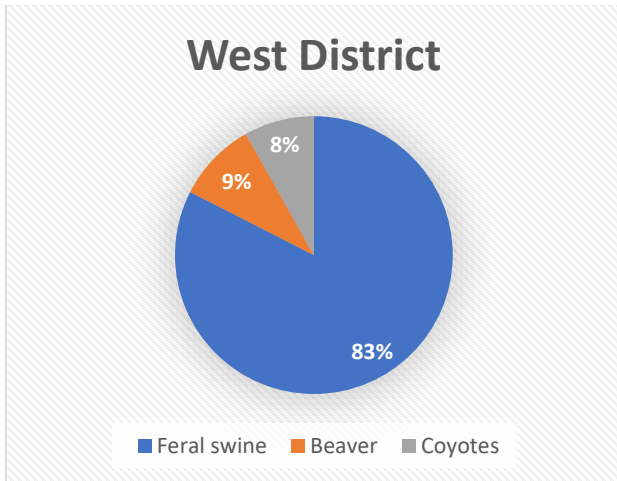
Rod Hall, DVM

**Oklahoma Department of Agriculture, Food, and Forestry  
Wildlife Services Division  
Board Report for June 2021 Activities**

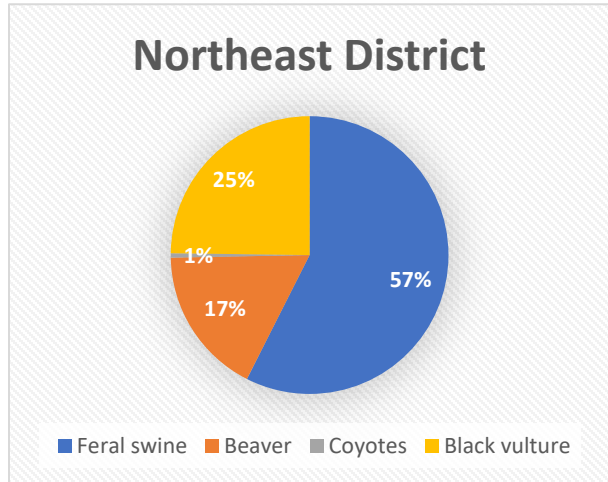
**Introduction**

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 498 properties with an estimated 2,381,257 acres of land under agreement. Additionally, WS helped 292 persons 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 \$398,961 during this period. Beaver damages accounted for losses totaling \$154,886. Coyotes were responsible for a number of damage requests, primarily to livestock, with losses totaling \$21,020. Feral swine damages accounted for losses totaling \$187,613, while other species of wildlife were responsible for \$35,442 in damages to property, agriculture, and livestock. To date this Fiscal Year (FY) 21, WS has verified wildlife damages of \$9,004,306 to property and WS has helped with technical assistance to 1,843 persons and entities.

**Providing Wildlife Services**



*Figure 1: Species Removed in West District by percentage during June 2021*



*Figure 2: Species Removed in the Northeast District by percentage during June 2021*

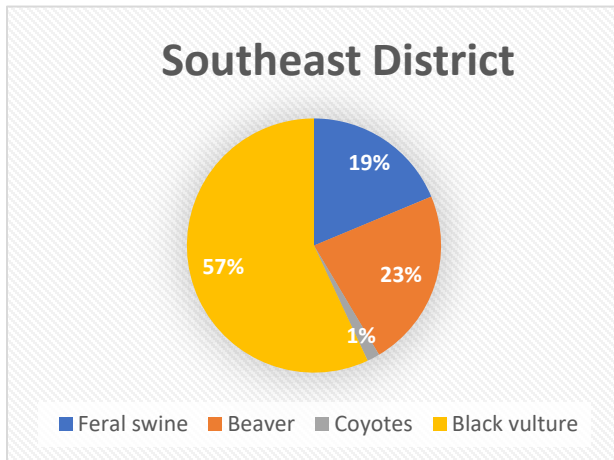


Figure 3: Species Removed in the Southeast District by percentage during June 2021

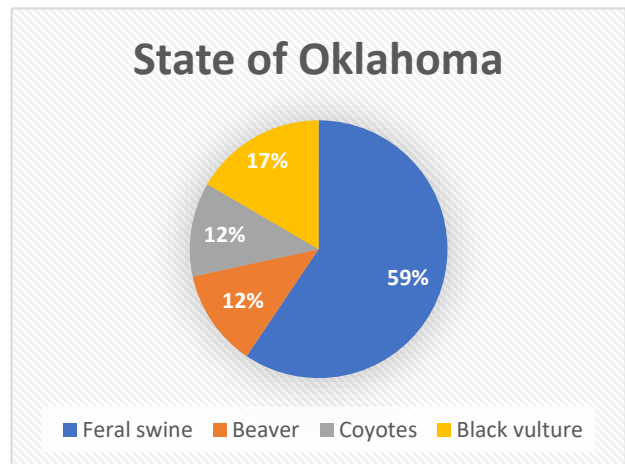


Figure 4: Species Removed in the State by percentage during June 2021

### Coyote Damage Management

**Carter County** rancher reported losing two young alpacas to coyotes. WS responded and verified that coyotes were responsible for the predation. Losses were estimated at \$5,000.00. Foot-hold traps were placed and four coyotes were removed to conclude this project. No further losses have been reported.

**Cimarron County** livestock producer requested assistance with coyotes depredating on calves. The producer reported that coyotes had killed five calves valued at \$4,407. The Wildlife Specialist assigned to **Beaver County** examined one carcass and verified that coyotes were responsible for the loss valued at \$1,200. Damage management efforts were successful in removing six coyotes from the property. No further losses have occurred.

**Blaine County** rancher contacted WS for assistance with coyote damage management. The rancher reported coyotes were responsible for killing two calves valued at \$1,763. The Wildlife Specialist for Blaine County responded to the request and verified coyotes were responsible for the predation. Management efforts were successful in removing three coyotes from the immediate area. No further losses have been reported to date.

**Greer County** rancher contacted WS for assistance with coyote damage management. The rancher reported coyotes were responsible for killing one calf valued at \$881. The Wildlife Specialist for Greer County responded to the request and verified coyotes were responsible for the predation. Management efforts were successful in removing three coyotes from the immediate area. Damage management efforts are ongoing.

## **Feral Swine Damage Management**

The feral swine project in **Atoka County** that started in May has continued into June. The rancher has an additional estimated \$6,000.00 in damages to his pasture/hayfield. WS has caught five additional swine in June to stop the damage and this ranch is still being monitored until it is concluded.

**Seminole County** rancher contacted WS with feral swine damage to his pasture and hayfields. Damage was confirmed and estimated at \$10,000.00. After pre-baiting, a remote camera trap was set, and 11 feral swine were removed. This property is still being monitored to assure that all the feral swine are caught.

**Caddo County** landowner requested assistance with feral swine causing damage to his newly planted peanut field. The landowner reported that feral swine were responsible for \$24,470 to the field and re-planting cost. The Wildlife Specialist assigned to Caddo County responded to the request and verified the damage. The Specialist set up a live trap to remove 36 feral swine. Activity is being monitored to determine if further management is needed.

**Pawnee County** landowner with feral swine damage concerns. The landowner reported that feral swine were responsible for rooting approximately 20 acres of pasture ground valued at \$25,000. A WS Specialist responded to the request and verified that feral swine were responsible for the damage reported. The Specialist was able to utilize a live trap to remove a total of 16 feral swine. Work is continuing at this time. The landowner has been instructed about structural repairs and environmental changes that can be utilized to help prevent future problems.

**Major County** landowner requested assistance with feral swine rooting and feeding in his wheat fields. The Wildlife Specialist assigned to Major County responded to the request and verified the damage at \$1,000 to the landowner's fields. The Specialist utilized a live trap to remove 30 feral swine and aerial hunting was conducted to remove an additional 13. Damage management efforts are complete.

**Osage County** landowner contacted WS with regards to concerns about the presence of feral swine on his property. The landowner stated that he had seen signs of damage in a wheat field. A WS Specialist responded to the call and scouted the property. The Specialist confirmed the damage reported was from feral swine. A live trap was placed on the property to aid in the damage management of feral swine. The Specialist was able to remove 19 feral swine. Work is continuing at this time and the property owner was advised of environmental changes that could help prevent future problems.

**Okmulgee County** rancher contacted WS with concerns regarding feral swine damage. The rancher reported seeing signs of rooting in a pasture. A WS Specialist responded to the report and verified the damage. The Specialist utilized a live trap to remove a total of four feral swine. Work is continuing at this time. The rancher was instructed on environmental changes that could help prevent future problems.

**Jackson County** Wildlife Specialist received a request for assistance with feral swine. The rancher reported feral swine were responsible for rooting up 20 acres of soybeans valued at \$2,000. The Specialist responded to the request and verified the damage. The Wildlife Specialist utilized a

live trap to remove 75 feral swine from the area. No further damage has occurred, and the area is closely being monitored to determine if additional efforts are needed.

### **Aerial Operations**

**Beckham County** peanut producer contacted WS to report feral swine damage in his peanut field of approximately \$6,000. Aerial operations were successful in removing 26 feral swine from the area. Additional aerial operations are schedule to further reduce feral swine damages in this area.

### **Beaver Damage Management**

**Love County** rancher contacted WS for assistance with beavers. An estimated \$3,000.00 in flooding damages to his pastures and another \$10,000.00 in losses to his pecan trees was verified by WS. Conibear traps and snares were placed and four beavers were removed to conclude this project.

**McCurtain County** property owner called WS for assistance with beavers that had built dams in a drainage canal and had caused significant flooding. The flooding damage was verified and estimated at \$6,500. WS removed several beaver dams to alleviate the flooding then placed conibear traps to capture the beavers. The beavers have been removed and this property is still being monitored.

**Logan County** landowner contacted WS for assistance with beavers that were responsible for damage to trees around his pond. The Specialist for Logan County responded and verified the damage at \$2,000 to the trees. The Specialist successfully utilized conibear traps and removed four beavers from the pond. Damage management efforts are completed at this time.

**Pawnee County** landowner reported he needed assistance to remove beavers from his pond. Beavers were damming up his drainage pipe that services the pond's spillway. The landowner reported that the pond dam was recently washed out due to beavers damming the spillway pipe and the construction and repairs to the dam cost an estimated \$10,000. WS used repeated dam removal, trapping, and night shooting methods to remove the beavers. The landowner has been instructed about structural repairs and environmental changes that can be utilized to help prevent future problems.

**Craig County** Commissioner contacted WS with beaver damage concerns. The Commissioner reported that beaver were responsible for flooding approximately \$3,500 worth of a County roadway. A WS Specialist responded to the request and verified that beavers were responsible for the damage reported. The Specialist is currently utilizing conibear traps and shooting to remove the beavers. Five beavers have been removed to date and work is continuing at this time. The Commissioner was instructed on environmental changes and beaver dam removal methods that can be utilized to help prevent future problems.

**Woods County** landowner requested assistance with beavers flooding his pasture next to a creek. The landowner reported that the beaver was responsible for flooding six acres of his pasture valued at \$1,000. The Specialist for Woods County responded to the request and verified beaver were responsible for the damage. Conibears were utilized to remove two beaver and no further damage has occurred, and work is concluded.

## **Black Vulture Management**

Black Vultures populations have increased nationwide and their range has expanded in the United States over the past several decades. Increasing human population size and land use change, coupled with increasing Black vulture population size, has resulted in an increase in Black Vulture/Livestock depredation conflicts and property damage.

To address the issue of livestock predation, the U.S. Fish and Wildlife Service’s (USFWS) Division of Migratory Bird Management and USDA APHIS Wildlife Services/Oklahoma Department of Agriculture Food and Forestry (USDA WS/ODAFAFF) are working together to employ a pilot program in Oklahoma to expedite the permitting process for livestock producers in Oklahoma. Under the authority of this permit, USDA WS/ODAFAFF can issue sub-permits to individual livestock producers having predation from Black vultures. The program begun in April and will run through the end of December. USDA WS/ODAFAFF has issued 22 sub-permits to producers for management of Black vulture predation on livestock.

WS responded to a request from a Hughes County rancher t for assistance with Black vultures that were reportedly killing his calves. An estimated \$2,700 in calf losses was verified and a vulture trap was constructed on the ranch. To date, 148 vultures have been removed and no further losses have been reported by the rancher.

The McGee Creek Special Project continued in June. Approximately \$10,000.00 in vulture damages to their electrical facility equipment was confirmed and this year long project will continue for several months. The vulture trap constructed on the property has captured 426 black vultures since May.

Table 1: Beaver, Coyote, Feral Swine, and Black vulture removal in Oklahoma by WS June 2021

County	Beaver	Coyote	Feral swine	Black vultures	District
Adair					NE
Alfalfa		1			W
Atoka	3		7	283	SE
Beaver	3	9			W
Beckham		11	62		W
Blaine	2	1			W
Bryan	8				SE
Caddo	6		126		W
Canadian					C
Carter	8	3			SE
Cherokee					NE
Choctaw	8				SE
Cimarron		6			W
Cleveland	1		15		C

Coal	3				SE
Comanche			36		W
Cotton			66		W
Craig	19		7		NE
Creek			4		NE
Custer	4				W
Delaware					NE
Dewey					W
Ellis	2		32		W
Garfield	3				W
Garvin			9		SE
Grady	4				W
Grant					W
Greer		6	10		W
Harmon			26		W
Harper					W
Haskell	7				NE
Hughes	6				SE
Jackson			28		W
Jefferson					SE
Johnston			1		SE
Kay					NE
Kingfisher					W
Kiowa	2		13		W
Latimer	7				SE
Leflore	12	1	14		SE
Lincoln	8	2	52		NE
Logan	4	2	5		W
Love	2				SE
Major	4		50		W
Marshall	2				SE
Mayes					SE
McClain	4		12		SE
McCurtain	18				SE
McIntosh	3		16		NE
Murray	4		26		SE
Muskogee	5		14		NE
Noble			42		NE
Nowata	2				NE
Okfuskee			15	148	NE



Oklahoma	1	4	4		C
Okmulgee	12				NE
Osage	8		82		NE
Ottawa					NE
Pawnee	2	1	93		NE
Payne	6				NE
Pittsburg	17	2	13		SE
Pontotoc	2				SE
Pottawatomie					NE
Pushmataha	4	2			SE
Roger Mills	2				W
Rogers	8				NE
Seminole	5		11		SE
Sequoyah	6		13		NE
Stephens	13		1		W
Texas		9			W
Tillman			31		W
Tulsa	3				NE
Wagoner	14		5		NE
Washita	3	2			W
Woods	2	1			W
Woodward	1				W
<b>TOTAL</b>	<b>273</b>	<b>63</b>	<b>941</b>	<b>431</b>	

\*NE –Northeast, SE –Southeast, W – West, C - Central Districts

## **Canada Goose Damage Management**

Canada Goose round-up activities dominated the month of June for the Central district. Round-ups occur during the birds’ annual molt when they are growing new flight feathers and can’t fly, generally from mid-June through July. When this happens, the Canada geese congregate where they find food and safety from predators to molt. Once they gather together and can’t fly during this time, they are readily caught. Round-ups are necessary because populations of resident Canada geese have grown substantially over the years and can create a human health & safety issue from their droppings and can pose a threat to flying aircraft when they are not molting. Round-ups were conducted on multiple cooperating properties within the Central district and other districts. WS removed 724 Canada geese from the round-ups and activities have been completed for this year.

## **Aviation Safety**

### **Altus Air Force Base**

June saw large numbers of local breeding birds on and around the airfield after fledging from nests and was therefore a primary focus of effort for the month. Mississippi kites also caused nuisance issues both on the base and in the city and were addressed. The reservoir was monitored

for local molting Canada geese, which had a minimal presence and required no round-ups this year. Damage management for pigeons in the city increased. Routinely scheduled pigeon shoots in the hangars on the installation, helped to drive down presence and damage issues from pigeons. USDA personnel assisted USFWS personnel on Altus AFB in an ongoing horned lizard study. Work was also conducted in the city to reduce damage incurred by roosting blackbirds via firearms and traps and beavers were removed to reduce habitat for bird species that can pose a threat to aircraft.

Altus personnel also worked with national USDA airport program representatives and AFSEC to plan a presentation of survey123 data and its inclusion into the Air Force data system. Initial talks were held with airfield management as well in an attempt to reduce airfield lighting to reduce bird strikes during migration and summer bat strikes sustained on Air Force aircraft.

USDA personnel worked to begin the establishment of a MOTUS system tower and monitoring program, both for bird conservation and BASH purposes. MOTUS is a project based around combining telemetry data captured for all tagged birds across the continent (and world). Individual research projects or stationary receivers can upload any geospatial data gathered, which contributes to metadata available to all people involved in the project. The hope is to use data captured at Altus and other installations to track migratory movement by monitoring for different tagged species moving throughout the central flyway.

#### Will Rogers World Airport

The month of June brought warmer weather and reduced wildlife activity. Additional Cliff swallow nests were removed from the parking structures during the month of June. These birds will harass people that get too close to nests and upset patrons after discovering vehicles have bird droppings. In addition to these problems, swallows can be a threat to aircraft and therefore must be managed whenever possible.

The eastern perimeter of the property is seeing increased starling and dove activity. Large flocks of European starlings have occasionally been observed, and attempts are made to harass and/or remove these birds whenever possible. It is likely that these flocks will increase in size and frequency as the year progresses until the migration begins, and therefore efforts to manage damage from these birds will increase as well.

Cattle egrets were occasionally observed on the property, although most often they were observed passing through and not stopping on/near the runways. A few small mammals (skunks, rabbits, coyotes) were observed and removed from the property as well.

#### Tinker Air Force Base

During the month of June, overall bird activity has decreased from previous months. Cattle egret movements across the airfield took place during sunrise/ sunset hours with flock sizes numbering around 6 individuals and total numbers less than 100 daily. WS has been monitoring local Egret rookeries and tracking daily patterns to determine the severity of threat to flying operations at TAFB. WS assisted with Canada goose round-up activities near TAFB and around the OKC metro with the intent on reducing resident numbers and minimize threats to aircraft.

WS received a call about Mississippi kites dive bombing people along a jogging trail by one of the natural areas on base. This commonly occurs in the spring when Kites are nesting. The nest was located and multiple surveys conducted to determine the proper course of action. It was determined that the incident was an isolated case and no further action was required. WS and the TAFB Environmental Office developed procedures to cordon off a perimeter from nests if the issue arise in the future.

A 12-month long Wildlife Hazard Assessment was started at TAFB to determine current BASH threats and local bird attractants. This will be a great addition to the already implemented BASH plan that gets updated yearly by WS, the Environmental Office, Base Safety and flying units.

#### Vance Air Force Base

It was observed at Vance and Kegelman there were significantly less Cattle egrets using the airfields. This was a result of fewer grasshoppers on the airfield because of all the rain in June. WS started a treatment test of Flight Control Max to reduce the numbers of doves using the perimeter road for small rocks. The doves use the grit in the road for digestion, therefore treating the gravel could potentially deter the doves. Observations will be collected throughout the treatment and submitted to the National Wildlife Research Center biologists in Fort Collins, CO.

Respectfully submitted,

Scott Alls  
Division Director  
Wildlife Services Division

**July 2021 Activity Report  
for  
August 2021 Board Meeting  
Agricultural Statistics Division**

**General:** Rainfall totals in Oklahoma averaged 2.11 inches the **first week of July**, with the Central district recording the highest total at 3.12 inches. According to the June 29th US Drought Monitor Report, drought conditions were rated 16 percent abnormally dry to exceptional drought, down 8 points from the previous week. Additionally, 2 percent of the state was in the moderate drought to exceptional drought category, down 4 points from the previous week. Statewide, temperatures averaged in the mid 70's. Topsoil moisture conditions and subsoil moisture condition were rated mostly adequate to surplus

Rainfall totals in Oklahoma averaged 0.75 of an inch the **second week of July**, with the Northeast district recording the highest total at 1.33 inches. According to the July 6th US Drought Monitor Report, drought conditions were rated 7 percent abnormally dry to exceptional drought, down 9 points from the previous week. Additionally, 1 percent of the state was in the moderate drought to exceptional drought category, down 1 point from the previous week. Statewide, temperatures averaged in the high 70's. Topsoil moisture conditions were rated mostly adequate to surplus, while subsoil moisture conditions were rated adequate to short.

Rainfall totals in Oklahoma averaged 1.02 inches the **third week of July**, with the Northeast district recording the highest total at 1.97 inches. According to the July 13th US Drought Monitor Report, drought conditions were rated 10 percent abnormally dry to exceptional drought, up 3 points from the previous week. Additionally, 1 percent of the state was in the moderate drought to exceptional drought category, unchanged from the previous week. Statewide, temperatures averaged in the high 70's. Topsoil and subsoil moisture conditions were rated mostly adequate to short.

Rainfall totals in Oklahoma averaged 0.31 of an inch the **fourth week of July**, with the South Central district recording the highest total at 0.58 of an inch. According to the July 20th US Drought Monitor Report, drought conditions were rated 9 percent abnormally dry to exceptional drought, down 1 point from the previous week. Additionally, 1 percent of the state was in the moderate drought to exceptional drought category, unchanged from the previous week. Statewide, temperatures averaged in the high 70's. Topsoil moisture conditions were rated mostly adequate to short, while and subsoil moisture conditions were rated adequate to surplus.

**Small Grains:** Winter wheat harvested reached 1 percent, up 1 point from the previous year but down 2 points from normal. Canola coloring reached 55 percent, down 3 points from the previous year and down 21 points from normal. Rye harvested reached 6 percent, up 2 points from the previous year and up 2 points from normal. Oats jointing reached 85 percent, up 1 point from the previous year and up 1 point from normal. Oats headed reached 60 percent, up 11 points from the previous year and up 1 point from normal.

**Small Grains:** Oats harvested reached 82 percent, down 7 points from the previous year and down 12 points from normal.

**Row Crops:** Corn silk reached 60 percent, down 11 points from the previous year and down 10 points from normal. Corn dough reached 12 percent, down 10 points from the previous year and down 6 points from normal. Sorghum headed reached 28 percent, down 6 points from the previous year and down 7 points from normal. Sorghum coloring reached 9 percent, unchanged from the previous year but down 2 points from normal. Soybeans emerged reached 90 percent, up 1 point from the previous year but down 1 point from normal. Soybeans blooming reached 28 percent, down 11 points from the previous year and down 4 points from normal. Peanuts pegging reached 45 percent, down 4 points from the previous year and down 9 points from normal. Cotton squaring reached 59 percent, down 4 points from the previous year and down 12 points from normal. Cotton setting bolls reached 18 percent, down 5 points from the previous year and down 6 points from normal.

**Hay:** The second cutting of alfalfa hay reached 93 percent, down 1 point from the previous year and down 1 point from normal. The third cutting of alfalfa hay reached 37 percent, down 17 points from the previous year and down 12 points from normal. The second cutting of other hay reached 32 percent, up 3 points from the previous year but down 7 points from normal.

**Pasture and Livestock:** Pasture and range condition was rated at 79 percent good to fair. Livestock condition was rated at 81 percent good to fair.

**Surveys:** Surveys administered by the Oklahoma call center are listed in the table below:

Survey	Enumerated by:	Survey Dates
Calling Suspended on 3/18/2020 due to COVID-19		
Calling has rolled over to field enumerators from home. Laptops have been issued to call center enumerators and are currently being used to collect data as well.		

**Statistics:** On July 12, 2021, the third forecast for Oklahoma wheat was published in the July Crop Production Report. Highlights include:

Wheat production for Oklahoma is forecast at 108 million bushels, up 4 percent from last year. This forecast is up 2.7 million from the Oklahoma June forecast. Yield per acre is expected to average 40.0 bushels, unchanged from the previous year. Acres expected to be harvested for grain, at 2.70 million acres, are up 4 percent from 2020.

**Information Requests:** Phone calls, personal visits to our office, and requests via e-mail for information since last report totaled 38. In addition, our internet home page was hit 20,782 times in 2021, which is up 18 percent from 2020.

**Releases for July:**

Crop Production  
 Cattle on Feed  
 Agricultural Prices  
 Farm Production Expenditures

**Relating Dates:**

July 1, 2021  
 July 1, 2021  
 July 15, 2021  
 2020 crop year

**Release Dates:**

July 12, 2021  
 July 23, 2021  
 July 30, 2021  
 July 30, 2021

**Releases for August:**

Cash Rents- State Level  
 Crop Production  
 Cattle on Feed  
 Cash Rents- County Level  
 Agricultural Prices

**Relating Dates:**

January 1, 2021  
 August 1, 2021  
 August 1, 2021  
 January 1, 2021  
 August 15, 2021

**Release Dates:**

August 6, 2021  
 August 12, 2021  
 August 20, 2021  
 August 27, 2021  
 August 31, 2021

**Meetings and Events:**

July Crop Board (Board Member)  
 OK Wheat Commission Meeting  
 PGI NASDA Training WY & MT  
 South TX Cotton OY NASDA Training  
 OBHRPI Conference  
 Choctaw Nation STEM Camp  
 TECO Meeting  
 NRCS OK Interns Training  
 North TX Cotton OY NASDA Training  
 OK Nation to Nation Meeting

**Date:**

July 8 – 12, 2021  
 July 14, 2021  
 July 14, 2021  
 July 15, 2021  
 July 16, 2021  
 July 19, 2021  
 July 20, 2021  
 July 21, 2021  
 August 13, 2021  
 August 17, 2021

**Location:**

Virtual  
 OKC, OK  
 Virtual  
 Virtual  
 Recorded Video  
 Virtual  
 Virtual  
 Virtual  
 Virtual  
 Virtual  
 Virtual

Respectfully Submitted,

Troy Marshall

# MARKET DEVELOPMENT SERVICES

*August 11, 2021*

**Report to the State Board of Agriculture**

## AG IN THE CLASSROOM

### AG IN THE CLASSROOM IMPACT

- Total Number of Teachers/Administrators Impacted: 678
- Total Number of Students Directly Impacted by Coordinators: 1,763
- Total Number of Resources Given: 8,815
- Total Number of Teachers/PreService Teachers Resources Given to: 732
- Total Number of PreK-12th Grade Students Resources Given to: 52

### AG IN THE CLASSROOM WEBSITE, LESSON IMPACT, AND SOCIAL MEDIA

- The AITC website had 9,971 visits and 7,823 unique page view visits.
- The AITC monthly email is delivered to 15,430 accounts.
- The AITC Facebook page now has 7,124 followers.
- The AITC Twitter page now has 566 followers.
- Oklahoma AITC Instagram account now has 581 followers.
- Oklahoma AITC Pinterest account now has 203 followers.
- The AITC YouTube channel now has 7,788 views.

### Ag in the Classroom- Professional Development Workshops

Number of Educators & Grade Level(s)	Location	Lessons/Activities Used	Resources Given
52 Oklahoma Teachers PK-12th grade	Oklahoma AITC “Way Out West” Road Trip	<b>Triple S Farm:</b> <i>Plant Parts We Eat- PreK-2</i> <i>Fruit or Vegetable: Grades- MS</i> <i>Garden Grid: Grades- 3-5</i> <i>Powerful Potato: Grades 3-5</i> <i>Watermelon, Watermelon: Grades PreK-2</i> <i>Watermelon and Other Melon Lessons Grades PreK-12</i> <b>Entz Auction:</b> <i>Supply and Demand: What If: Grades 6-8</i> <i>Wheat Lessons: All Grade Levels</i> <b>Smith Farms:</b> <i>Agriculture: It Doesn’t Just Happen: Grades 6-8</i> <i>The Farmer Cares for the Land: Grades 3-5</i> <b>Karen Dodson Farm:</b> <i>How To Sneak Up On A Sheep: HS</i> <i>Geometry</i>	Barn Full of Resources, Carceropoly Game

		<p><i>American Farmers Count: Census 2020: Grades 3-5</i></p> <p><b>Custer County 4-</b> <i>A Handy Measure: Grades- PreK-2</i> <i>No Foot, No Horse: Grades- 3-5</i> Horses: All Grade Levels</p> <p><b>Purvine Ranch:</b> <i>Beef Cattle: All Grades</i> <i>A Bean is a Seed: Grades- PreK-2</i> <i>Soybeans All Around Us: Grades- 3-5</i> <i>Oklahoma's Other Oil Fields: Grades- MS/HS</i></p> <p><b>Clinton Sale Barn:</b> <i>At the Sale Barn: Grades- MS/HS</i> <i>Agricultural Algebra: Average Daily Gain: Grades- HS</i></p> <p><b>Buffalo Ranch:</b> <i>At Home on the Range: Grades 3-5</i> <i>Bison (Buffalo): All Grade Levels</i> <i>Native American Agriculture: All Grade Levels</i></p> <p><b>South Canadian Meats:</b> <i>Hot Off The Grill: Grades 6-8</i> <i>Build a Burger: Grades 1-4</i></p> <p><b>The Goat Farmer's Wife:</b> <i>Goats: All Grade Levels</i></p> <p><b>Roots 66 Sod Farm:</b> <i>Turfgrass: All Grade Levels</i></p> <p><b>Harrison Farm-Cotton:</b> <i>Cotton: All Grade Levels</i></p> <p><b>Monte Tucker Ranch</b> <i>Beef is Good for You: Grades- MS</i> <i>Dark Days on the Prairie: Grades 3-4</i> <i>Oklahoma Studies</i></p>	
60 Teachers/AITC Coordinators from across the United States	Oklahoma AITC Workshop at the National AITC Conference in Des Moines, Iowa: <b>If You Teach It...They Will Pursue It!</b>	Oklahoma Careeropoly game, Journey 2050, National FFA Career Explorer, Red Dirt Symbols Career Connections	Oklahoma Career-opoly Games
400+ Teachers/AITC Coordinators from across the United States	Workshops Presented by Oklahoma AITC Teachers at the National AITC Conference in Des Moines, Iowa.	Various AITC lessons	Various AITC Resources
175 Oklahoma Teachers (PK-12th)	Oklahoma AITC Summer Conference	24 different workshops were presented by 29 AITC teachers/volunteers. Seven workshops were available during each of the five breakout sessions.	NEW Oklahoma Ag Magazine student magazine (3rd-12th); NEW Mushroom EC, Elementary, and MS/HS Student Activity Sheets



			(set of 25); NEW Alpaca EC, Elementary, and MS/HS Student Activity Sheets (set of 25); Oklahoma Agriculture Fun Facts Bookmarks (Set of 25)
3 1st Grade Broken Arrow teachers	AITC Professional Development over Zoom	AITC Website, Resources, and Grants	ABC Coloring Book, Beef or Dairy Reader, Farm Animals Reader, Oklahoma Agriculture Fun Facts Bookmarks (Set of 25), Lower Level Specialty Crop, Ag on Rt 66 Activity Book, Harvest of the Month Posters, Nutrition Posters, Cropopoly Jr game

### Ag in the Classroom- Student Events

Number of Participants & Grade Level(s)	Location	Lessons/Activities Used	Resources Given
15 Oklahoma High School Juniors	Future Ag Ed Academy - Oklahoma State University in Stillwater, OK	Pig Ear Notching, Temple Grandin, Selective Breeding	Barn full of Middle School/High School level Resources, Careeropoly game
18 High School Seniors	OYLA at Farm Bureau	Specialty crop tear sheets and activities to use for an Ag Day at their schools	Bookmarks, Careeropoly games
22 K-4th Grade	Grove Elementary in Union	Strawberry taste testing, strawberry activity sheets	Gave 3 Cropopoly Jr games to the teachers

### Ag in the Classroom- Resources Mailed or Delivered

Number Of Resources	Location Resources Were Mailed Or Delivered	Resources Mailed
25	MacArthur Middle School	Oklahoma Commodity Map student maps, Engineering Process Upper Level teacher poster (3rd-12th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade), Middle-High School Financial Literacy Cards (6th-12th Grade)
50	Newkirk Go-Getters 4-H Club	Oklahoma Careeropoly Board Game (3rd-12th Grade)
70	Merritt	Oklahoma Red Dirt Symbols (3rd Grade/Oklahoma History)
25	Stratford Elementary School	Oklahoma Red Dirt Symbols (3rd Grade/Oklahoma History), Harvest of the Month set of 12 posters, Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Engineering Process Upper Level teacher poster (3rd-12th

		Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade), Think in Pictures Student Readers (set of 25) (3rd-6th grade)
20	Big five	Honey Early Childhood Student Activity Sheets (set of 25), (PreK-3rd grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade)
22	White Rock	Oklahoma Ag on Rt 66 student magazine (PreK-3rd), Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade), Specialty Crops Ag Mag student magazine (PreK-3rd)
160	Central Middle School	Specialty Crop Ag Mag Activity Book student magazine (3rd-12th), Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Oklahoma Careeropoly Board Game (3rd-12th Grade), Middle-High School Financial Literacy Cards (6th-12th Grade)
25	Big Pasture	Oklahoma Commodity Map student maps, Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
25	Woodward Middle School	Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade)
5	Dewar Public Schools	Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
20	Oaks Public Schools	ABC's of Oklahoma Agriculture student coloring book (PreK-3rd), Harvest of the Month set of 12 poster, It's a Farm Animal Student Readers (set of 25) (PreK-3rd grade)
30	Eliot Elementary	Technology in Agriculture Student Readers (set of 25) (3rd-6th grade)
25	Bluejacket Middle	Oklahoma Careeropoly Board Game (3rd-12th Grade)
120	Ottumwa high school	Oklahoma Careeropoly Board Game (3rd-12th Grade)
14	Seneca Classical Academy	Engineering Process Upper Level student worksheets (set of 25) (3rd-12th), Oklahoma Careeropoly Board Game (3rd-12th Grade), Middle-High School Financial Literacy Cards (6th-12th Grade)
20	Fennell Elementary	ABC's of Oklahoma Agriculture student coloring book (PreK-3rd), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
15	Hebron Public School	Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
4	St Martinville HomeSchool	Honey Early Childhood Student Activity Sheets (set of 25) (PreK-3rd grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)

30	Briggs	Oklahoma Agriculture Fun Facts Bookmarks (Set of 25), Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Engineering Process Upper Level teacher poster (3rd-12th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
20	Westminster elementary	Honey Early Childhood Student Activity Sheets (set of 25) (PreK-3rd grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade)
20	Fennell Elementary	ABC's of Oklahoma Agriculture student coloring book (PreK-3rd), Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Engineering Process Upper Level teacher poster (3rd-12th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade), Middle-High School Financial Literacy Cards (6th-12th Grade)
60	Chouteau Public School	Honey Elementary Student Activity Sheets (set of 25) (3rd-6th)
19	Perquimans Central School	ABC's of Oklahoma Agriculture student coloring book (PreK-3rd), Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd)
25	North Bend Central Elementary	Oklahoma Careeropoly Board Game (3rd-12th Grade)
20	Ray Public School	Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
30	Maries County R 2 schools	Do You Know the Difference Between Wool and Cotton? Student Activity Sheets (set of 25) (3rd-12th), Harvest of the Month set of 12 posters, Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade), Middle-High School Financial Literacy Cards (6th-12th Grade)
2	New Mexico Ag in the Classroom - NAITC Conference Attendee (Requesting the Careeropoly and Cropopoly board games)	Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
40	Aquin	Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
110	Harrah	Specialty Crop Ag Mag Activity Book student magazine (3rd-12th), Oklahoma Careeropoly Board Game (3rd-12th Grade)
27	Catalayah	Oklahoma Commodity Map student maps, Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade)
50	Utah Ag in the Classroom	Oklahoma Careeropoly Board Game (3rd-12th Grade)

200	Farm Bureau	Oklahoma Careeropoly Board Game (3rd-12th Grade)
100	Wewoka High School	Pecan MS/HS Student Activity Sheets (set of 25) (7th-12th grade), Harvest of the Month set of 12 posters, Oklahoma Agriculture Fun Facts Bookmarks (Set of 25),
22	Boise City Public Schools	Oklahoma Ag on Rt 66 student magazine (PreK-3rd), Specialty Crops Ag Mag student magazine (PreK-3rd), ABC's of Oklahoma Agriculture student coloring book (PreK-3rd), It's a Farm Animal Student Readers (set of 25) (PreK-3rd grade), Oklahoma Red Dirt Symbols (3rd Grade/Oklahoma History), Oklahoma Commodity Map student maps, Oklahoma Agriculture Fun Facts Bookmarks (Set of 25)
48	Glenpool	Technology in Agriculture Student Readers (set of 25) (3rd-6th grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Specialty Crop Ag Mag Activity Book student magazine (3rd-12th), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade)
28	Boise City Elementary	Oklahoma Agriculture Fun Facts Bookmarks (Set of 25), Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Engineering Process Upper Level teacher poster (3rd-12th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade)
30	Holdenville	Watermelon Early Childhood Student Activity Sheets (set of 25) (PreK-3rd grade)
25	Cameron Public School	Oklahoma Careeropoly Board Game (3rd-12th Grade)
40	Gore Elementary School	Oklahoma Red Dirt Symbols (3rd Grade/Oklahoma History)
25	Woodward Middle School	Oklahoma Agriculture Fun Facts Bookmarks (Set of 25)
25	Cameron Public School	Does Chocolate Milk Come From Brown Cows? Student Activity Sheets (set of 25) (3rd-12th)
12	Heritage	ABC's of Oklahoma Agriculture student coloring book (PreK-3rd), Harvest of the Month set of 12 posters, Nutrition and Did You Know Fun Facts set of 12 posters, Engineering Process Early Childhood/Lower Elementary teacher poster (PreK-3rd Grade), Oklahoma Specialty Cropopoly Jr Board Game (PreK-5th Grade), Elementary Financial Literacy Cards (K-5th, but mostly 3rd-5th Grade), Oklahoma Careeropoly Board Game (3rd-12th Grade), Oklahoma Ag on Rt 66 student magazine (PreK-3rd), Oklahoma Red Dirt Groundbreakers (9th Grade/Oklahoma History), Oklahoma Careeropoly Board Game (3rd-12th Grade), Middle-High School Financial Literacy Cards (6th-12th Grade), Oklahoma Red Dirt Symbols (3rd Grade/Oklahoma History)

### Ag in the Classroom- Other Events

Event	Highlights
Hungry Kids Coalition meeting with Lt. Governor	Emily attended the Hungry Kids Coalition meeting about an upcoming initiative the Lt. Governor will be focusing on. The meeting focused on creating a vision for the initiative. There will be another meeting - TBA.
National Ag in the Classroom Conference in Des Moines, Iowa	Audrey attended all State Contact and Executive Committee Meetings; 21 Oklahoma AITC Teachers and Farm Bureau Women's Committee members attended. Ten workshops were presented by Oklahoma teachers, including one workshop presented by Oklahoma AITC Coordinators.
Oklahoma Ag in the Classroom Summer Conference	The summer conference took place on July 21st at the Hilton Garden Inn in Edmond, OK. 24 different workshops were presented by 29 different presenters. 175 teachers attended the summer conference.

### Ag in the Classroom- New Lessons; Website Additions; Resources

Type	Website URL
Added NEW Activity Sheets to website and AITC Resource Request	<a href="https://ok.agclassroom.org/resources_classroom/activitysheets/">https://ok.agclassroom.org/resources_classroom/activitysheets/</a>
Added NEW 'Soil, Plants, and Animals, Oh my!' to website and AITC Resource Request	<a href="https://ok.agclassroom.org/resources_classroom/soil/">https://ok.agclassroom.org/resources_classroom/soil/</a>
Added NEW 'Oklahoma Ag Magazine student magazine (3rd-12th)' to website and AITC Resource Request	<a href="https://ok.agclassroom.org/resources_classroom/activity_agmagazine/">https://ok.agclassroom.org/resources_classroom/activity_agmagazine/</a>

## AGRITOURISM

### Agritourism - Site Visits

Producer	Location	Category	Highlights
Meadow Blackberry Farm	Sapulpa	U-pick	Lost some berries due to freeze, but were hopeful for a good blackberry season
Joe's Farm	Bixby	U-pick	Took student on a job shadow, great growing season ahead of them
N40 Berries	Stillwater	U-pick	All blackberries in good shape, expanding several rows for next year
Valliant Farmers Market	Valliant	Farmers Market	Delivered OK Grown bags
Peach Barn	Porter	Farm to Table	Lost 90% of their peach crop this year due to the freeze
Yarrowhead Farm Market	Carney	Farm to Table	They had made a few updates to the store.
Spring Valley Ranch	Eucha	Country Stay, Weddings	Owner, Sam Jones, invited us out to see his properties around Grand Lake
Flying J Ranch	Spavinaw	Hunting	Owner, Sam Jones, invited us out to see his properties around Grand Lake. We discussed TODS signage and other marketing benefits

Lakeview Lavender Farm	Pauls Valley	Horticulture	Retail store is complete
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**Agritourism - New Producers or Potential Producers**

Producer	Location	Category	Highlights
Cooper and Mill Brewing Company	Bartlesville	Breweries	New producer added to agritourism and OK Craft Beer Trail
Vortex Alley Brewing	Ponca City	Breweries	New producer added to agritourism and OK Craft Beer Trail
The Cape Brewing Co	Jenks	Breweries	New producer added to agritourism and OK Craft Beer Trail
The Nook Brewing Co.	Broken Arrow	Breweries	New producer added to agritourism and OK Craft Beer Trail
Broken Arrow Brewing Company	Broken Arrow	Breweries	New producer added to agritourism and OK Craft Beer Trail
Fair Weather Friend	Oklahoma City	Breweries	New producer added to agritourism and OK Craft Beer Trail
Lawton Buffalo	Lawton	Farm and Ranch Attractions	Not ready for agritourism program, will come back in the next year to revisit
War Pony Brewery at Comanche Nation Casino	Lawton	Breweries	New producer added to agritourism and OK Craft Beer Trail
Scissortail Brewing Company	Dewey	Breweries	New producer added to agritourism and OK Craft Beer Trail
Dollhouse Road Brewing	Pawhuska	Breweries	New producer added to agritourism and OK Craft Beer Trail
Downstream Crafted Brewing Company at Downstream Casino and Resort	Quapaw	Breweries	New producer added to agritourism and OK Craft Beer Trail
Fat Toad Brewing Company	Pryor	Breweries	New producer added to agritourism and OK Craft Beer Trail
Emersumnice Brewery	Owasso	Breweries	New producer added to agritourism and OK Craft Beer Trail
Elgin Park Brewery	Tulsa	Breweries	New producer added to agritourism and OK Craft Beer Trail
Eerie Abbey Ales	Tulsa	Breweries	New producer added to agritourism and OK Craft Beer Trail
High Gravity Fermentations and Pippin's Taproom	Tulsa	Breweries	New producer added to agritourism and OK Craft Beer Trail
Sampson Family Farm	Byars	Loklahoma	Delivered OK Grown bags
Bierkraft Brewery	McAlester	Breweries	Officially added to the program and craft beer trail
Roughtail Brewing Company	OKC	Breweries	Officially added to the program and craft beer trail
The River Brewhouse	Tahlequah	Breweries	Officially added to the program and craft beer trail
Muskogee Brewing Co.	Muskogee	Breweries	Officially added to the program and craft beer trail
Battered Boar Brewing	Edmond	Breweries	Officially added to the program and craft beer trail

SneakyTiki Restaurant and Brewery	Durant	Breweries	Officially added to the program and craft beer trail
Black Mesa Brewing Co.	Norman	Breweries	Officially added to the program and craft beer trail
Rembert Family Homestead	OKC	Farm to Table	Not ready for agritourism yet, Made a list of improvements they need to work on

**Agritourism – Web and Social Traffic**

Facebook: 18,826 page likes

Instagram: 1,879 followers

**Loklahoma**

Facebook: 3,069 page likes

**Agritourism - Other Activities**

- Launched the Oklahoma Craft Beer Trail at a press conference with Sec. Arthur and Lt. Gov
- Created and sent off Tourism/Travel show contract for the upcoming fiscal year
- Created and sent off OTRD contract for upcoming fiscal year
- Presented at the Pawnee Summer Gardening program about starting a farmers market
- Phone consultations
  - Bill Erwin – Cushing FM, Jamie Holley – Ardmore FM, Phillip – Valliant FM, Rita – Growing Paynes, Stacy Tomas – OSU, Alaric Overby – local farm in OKC selling produce to Homeland, State Auditor Employee writing a newsletter over agritourism,
- Took college student on a two day long job shadow across the state to learn about Oklahoma agritourism, marketing, and communication skills
- Attend Oklahoma Brewer's Fest, visited with each brewery about the craft beer trail, and passed out craft beer trail flyers.
- Met with the El Reno FFA Officer team, spoke about ODAFF and Market Development
- Personal interview with NPR – Tulsa and News 9 about the craft beer trail
- Presented about farmers markets at the OK County OSU Extension vendor meeting

**ECONOMIC DEVELOPMENT**

Activity	Action
Oklahoma Healthy Food Financing Program	July 1 <sup>st</sup> was the deadline to submit applications for the Oklahoma Healthy Food Financing Program. Applications were emailed to the selection who will take action at their meeting on July 28 <sup>th</sup> .
Agriculture Enhancement & Diversification Program	The deadline to submit loan or grant applications to be considered for funding under ODAFF’s Agriculture Enhancement & Diversification Program was July 1 <sup>st</sup> . The selection committee is scheduled to meet on July 30 <sup>th</sup> and will make recommendations about which projects should be funded.

2021 SCBG application	ODAFF submitted a \$556,629.00 proposal to USDA-AMS under the 2021 Specialty Crop Block Grant. The competitive review process was conducted in April and May with 6 projects being selected for funding. Those projects were: 1) Effect of Storage Time and Harvest Season on Transplant Success of Bermudagrass and Zoysiagrass Sod; 2) Canopy Management of Pecan Trees for An Earlier Reproduction Recovering from Ice Storm Damage; 3) Doubling The Production And Marketing Seasons For Broccoli, Snap Beans And Asparagus In Oklahoma; 4) Investigation Of Hops (Humulus Lupulus) As A New Oklahoma Specialty Crop; 5) Enhancing Specialty Crop Competitiveness In OK Through Replicated Aquaponic Research Systems At OSU and 6) Precision Irrigation to Improve Water Use Efficiency in Production of Ornamentals, Vegetables, and Turfgrass. These applications were combined into Oklahoma's State Plan and submitted on June 4 <sup>th</sup> .
Viticulture & Enology Grant RFP	ODAFF grant administrator sent out a Request for Proposals for the 2021 Viticulture & Enology grant. Proposals should help advance the grape or wine industry within the state and are limited to \$50,000 per application. Proposals must be submitted by June 10 <sup>th</sup> to be considered for funding.
NIFA Grant	The Oklahoma Department of Agriculture made application on June 15 <sup>th</sup> for a \$500,000 Farm and Ranch Stress Assistance Network grant through the USDA-National Institute of Food and Agriculture. The goal of the project is to improve the availability of mental health resources to farmers and ranchers in Oklahoma. ODAFF has received notification that the project has been recommended for funding and is completing the necessary paperwork required by USDA.
Cattle Grading contest	The annual Tulsa Stockyards cattle grading contest was held on Tuesday June 22 <sup>nd</sup> . The contest was canceled in 2020 due to COVID-19 precautions. 71 4-H and 125 FFA members participated in the contest.  The Perkins Livestock Auction cattle grading contest was scheduled for July 20 <sup>th</sup> but had to be postponed due to an increase in COVID cases effecting young people. The contest will try and be rescheduled for later in 2021 around October.
Meat Processing grant	To get a better understanding of the impact the Meat Processing grant had on the industry a follow-up survey was conducted since many facilities were still waiting on equipment to arrive and be installed at the time of their final reports in January. To date a total of 170 new employees have been hired and an increase of 268 head of beef, 80 head of pork are being processed on a weekly basis due to the improvements made by the grant.  ODAFF officials were in attendance at Walke Brothers in Claremore and Cooks Processing in Miami for official ribbon cutting ceremonies in June.

## **FARM TO SCHOOL**

ACTIVITY	ACTION
FRESH PROJECT – 2020 Farm to School Grant	In collaboration with State Dept. of Education/Child Nutrition and Cooking for Kids we held 3 Farm to School Trainings. The locations were Oologah, Checotah and Atoka. Oologah's training was June 8-10 with producer training



	<p>on June 8. There were 13 Child Nutrition Directors and 4 Producers. Checotah's training was June 22-24<sup>th</sup> with producer focus on June 22. There were 10 CND's and 1 producer. Atoka's training was June 29-July 1. Producer focus day was June 29 but, unfortunately we didn't have any producers. Justin McConaghy from Food Safety shared about food safety as related to Farm to School. Sec. Arthur was the Keynote speaker at Oologah and Atoka and Meriruth Cohenour was the speaker at Checotah. Each participant received the Tasteful Harvest Posters and Cookbooks.</p>
Specialty Crop Grant 2020	<p><b>Let's Get Growing with a School Garden</b> I have delivered all the winning school garden sites their garden bed kits except for 1 which will be delivered August 2<sup>nd</sup>. Each school received four 4x4 garden beds and each early childhood site received three 4x4 garden beds. All supplies and equipment will be purchased within the next couple of weeks and professional development trainings have been scheduled for some of the sites.</p>
AITC Summer Conference	<p><b>AITC State Summer Conference</b> I participated in the Ag in the Classroom State Summer Conference. I manned their tear sheet table and I also had a Farm to School table with Tasteful Harvest Cookbooks and Poster sets. Visited with several teachers on how to incorporate farm to school in their classrooms and schools. Gave out approximately 150 posters sets and cookbooks.</p>

## INTERNATIONAL

Activity	Action
Certificate of Free Sale	<ul style="list-style-type: none"> <li>• Trevo</li> <li>• Bar S</li> <li>• Bama</li> <li>• Lopez</li> <li>• Research on a requested Certificate of Good Manufacturing Practices</li> </ul>
Food Export	<ul style="list-style-type: none"> <li>• Member Meeting, several recruitment kick off calls and recruitment brainstorming</li> <li>• Korea Mission Kickoff- October 18-22</li> </ul>
OSU/SBDC	Gazi Soybeans Meeting- Met again to further discuss OK soybean project, Rick Reimer was added to the discussion
MIO Coalition	<p>Attended the MIO Coalition Meeting Reached out to several companies regarding STEP and Food Export</p>
OK Commerce	<ul style="list-style-type: none"> <li>• Met to discuss Azerbaijan trip and plans</li> <li>• Attended meeting with Alessia Paolicchi, Executive Director of the Italian-American Chamber of Commerce to discuss upcoming Italian Food Promotion project in OKC</li> </ul>

Oklahoma Israel Exchange	Recruited for the Blessings of the Field dinner, setting up meeting with the new Viticulture & Enology Extension Specialist to discuss future OKIE collaboration
Misc. Meetings	<ul style="list-style-type: none"> <li>• GIT Meeting, Germany spotlight with Alexis</li> <li>• Meeting with REMWOOD, Grandma's Soap, looking at Canada</li> <li>• Azerbaijan Prep work-Commence &amp; Secretary Arthur</li> </ul>

## **MADE IN OKLAHOMA PROGRAM**

<b>Meeting</b>	<b>Location</b>	<b>Details</b>
El Reno FFA Officers	OKC	FFA Officers came to Dept. to learn different jobs at the dept. We gave presentation.

<b>Event Name</b>	<b>Date</b>	<b>Location</b>
A Little Taste of Stockyards City	June 5	Stockyards City (OKC)
Made in Oklahoma Showcase	June 7	Broken Horn Ranch (Luther)
Made In Oklahoma Marketing Workshop	June 8	Broken Horn Ranch (Luther)
Made in Oklahoma at Pinto World Show	June 14-26	Expo Square (Tulsa)
International Finals Youth Rodeo/ Made in Oklahoma Receptions	July 11-16	Heart of Oklahoma Expo (Shawnee)

### **New Producers:**

- Bubba's Beef Jerky LLC
- Heavenly Junk
- Hiland Dairy
- Collard Designs
- JandLwoodworkx
- Essentials by mkh
- Momma's Broomwheat Tea
- Twisted Topsy Creations
- Florencia's Boutique
- Uptown Jerky Co.
- Expedinture Brewery
- Giles Creations
- Simply Bare LLC
- Pink Koala Candle Co.
- Jersey Girl Bath Co.
- Pasture Petals, LLC
- My Square Woodworking
- Tactile Bread
- South Sea
- Cheek Ranch
- Bird's Eye Design
- Humble Hinkles Designs

### **New Retailers:**

- Trinity Mercantile
- Rue Saint-Honoré Tea & Coffee
- Sample Oklahoma

- W.E.A.F Candles
- 86 Queso LLC
- Tulsa Candle Co.
- Wild Mike’s Enterprises
- New Creations Coloring Books
- So Kool Designs LLC
- Catalyst Cookies
- Soul Harvest
- Charley Jean Candle Co.
- Gypsy Spirit Botanical
- Q2
- Smokin’ Bandit BBQ Sauce
- Cinnamon Bay Candles
- MaKoy River Tumblers
- Collier Custom Leather
- Fizzy Things Apothecary
- Sugar Bloom Scrubs

Other Made in Oklahoma Activities:

- Planning for MIO Store at Oklahoma State Fair
  - Reviewed and continued sending out store guidelines and application
  - Follow-up with Suzy (with State Fair) frequently regarding company sign-up
  - Made changes to store map/re-arranged companies on shelving plans
- Planning for Made in Oklahoma area at Tulsa State Fair
  - Contracted 48 booth locations for Made in Oklahoma companies and Tulsa State Fair
  - Created application to send out to companies
  - Created contract to send out to companies
  - Sent out application and contract, have been answering many questions from companies about Tulsa State Fair
  - In frequent communication with new contact at TSF
  - Currently gathering and reviewing applications
- Gift Baskets for major Horse/Rodeo event in Oklahoma
  - Ordered and delivered gift baskets for national horse or rodeo event in Oklahoma (3 June, 7 July).
- Planning for Made in Oklahoma at Tulsa Home and Garden Show
  - Contracted 12 booth spaces for Tulsa Home and Garden Show
  - Reviewed and edited application from Tulsa Home Builders and sent to our companies
  - Gathering and reviewing applications

**MIO COALITION**

**Made in Oklahoma Coalition – Advertising, Web and Social Traffic**

Type	\$ Spent	Highlights
Digital Billboard Advertising	\$1,600-\$1,900/month	Features company branded ads in OKC & Tulsa Markets
MIO Featured Monthly Recipes in Tulsa World and Oklahoman	\$500/month each	Featured press release and 1-2 showcased recipes in food section

Marketing, Consulting and Graphics Retainer with Boiling Point Media	\$4,000	Social media posts, digital presence, analytics, management of content and creation of digital footprint, recipe file management.
MIO TV Cooking Segments on Channel 6 in Tulsa and Channel 4, 5 & 9 in OKC	OKC – 12 appearances in June 10 appearances in July Tulsa – 2 appearances in April 2 appearances in May	Natalie Mikels & David Brooks, MIO TV Personalities filmed in-person and remote segments for TV
Restaurants of the Month	Presentation and luncheon with FS Committee	April: Swadley’s Foggy Bottom Diner – Roman Nose State Park May: Pearl’s Restaurant Group – 3 locations in OKC
Discover Oklahoma Commercials	\$5,200	Yearlong contract with Discover Oklahoma kicked off in August with Statewide spots airing through July 2021
MIO Monthly Newsletter	Distributed to 500+ on our email mailing list	Featured Companies: June: Compadres Coffee Roasters July: Hansen’s Eggs
Social Media Stats	Krush Retainer	Twitter: 5,489+ Instagram: 3,770+ Facebook: 17,515+
Recipes of the Month	4 recipes were developed: 2 for June and 2 for July  11 total members were featured	June: BBQ Grilled Chicken Thighs Jalapeno Poppers July: MIO Style Chili Dogs Watermelon Sorbet

**Made in Oklahoma Coalition – Other Activities**

<b>Activity</b>	<b>Information</b>
MIO Recipe Photoshoot <ul style="list-style-type: none"> <li>June 3<sup>rd</sup></li> </ul>	Staff coordinated with MIO Food Stylist and Food Photographer to shoot our July – September recipes
June MIO Meetings <ul style="list-style-type: none"> <li>June 4<sup>th</sup></li> </ul>	Staff led the monthly membership meetings in June. This was our first in-person meeting since the start of Covid. The new MIO committees were introduced at this meeting as well as the change in MIO leadership. The MIO committees now consist of the following: <ul style="list-style-type: none"> <li>Media and Marketing Committee</li> <li>Special Events</li> <li>Membership Education and Outreach</li> <li>Food Service</li> <li>Retail</li> <li>Legislative Education</li> </ul>
Stockyards City Pop-up Market <ul style="list-style-type: none"> <li>June 5<sup>th</sup></li> </ul>	Staff coordinated the Stockyards City pop-up market along with MIO Program lead Jenna Brinlee. This was our most successful market yet with it being held in conjunction with Wines of the West.
Made in OK Showcase Event <ul style="list-style-type: none"> <li>June 7<sup>th</sup> – 8<sup>th</sup></li> </ul>	Staff assisted Jenna Brinlee, Made in OK Program Lead with her MIO Showcase event in Luther OK

MIO Strategic Planning Meeting and Retail Planning Meeting <ul style="list-style-type: none"> <li>• June 9<sup>th</sup></li> </ul>	Staff led strategic planning meetings with the Retail Committee and the Media Committee in preparation for the FY21-22 Board of Directors Retreat
New Member Interviews <ul style="list-style-type: none"> <li>• June 14<sup>th</sup></li> </ul>	Staff along with MIO Board of Directors interviewed two new members for Coalition membership
Expo Planning Meeting at Southwind Hills <ul style="list-style-type: none"> <li>• June 16<sup>th</sup></li> </ul>	Staff and MIO special events committee lead had a planning meeting for the 2021 Expo at Southwind Hills
MIO Demo at Doc's Country Mart in Bixby <ul style="list-style-type: none"> <li>• June 17<sup>th</sup></li> </ul>	Doc's Country Mart stores are great supporters of MIO. Per their request staff coordinated an in-store shopping event highlighting 10 MIO members at their Bixby location.
Restaurant of the Month Visit <ul style="list-style-type: none"> <li>• June 24<sup>th</sup></li> </ul>	Staff and MIO Board members met at Swadleys Foggy Bottom Kitchen at Roman Nose State Park. Staff and MIO Food Service Committee had lunch, took photos, interviewed their staff, and presented them with their Restaurant of the Month Award.
MIO Summer Grilling Guide Launched <ul style="list-style-type: none"> <li>• June 24<sup>th</sup></li> </ul>	MIO launched a Summer Grilling Recipe Guide via our blog and on Social Media. This specially curated recipe guide features 10 MIO recipes that are perfect for summer grilling.
MIO July Membership meeting <ul style="list-style-type: none"> <li>• July 9<sup>th</sup></li> </ul>	Staff led a virtual MIO membership meeting with over 35 members participating. We are alternating each month between in-person and virtual meetings to make meetings more accessible for our members.
Southern Legislative Conference <ul style="list-style-type: none"> <li>• July 12-16<sup>th</sup></li> </ul>	Staff worked to fulfill legislative requests for product, gift bags, giveaways and food for meals at the Southern Legislative Conference. All product was secured via donation from MIO Companies and was coordinated for delivery to Nashville.
IFYR Shawnee <ul style="list-style-type: none"> <li>• July 11- 16<sup>th</sup></li> </ul>	Staff assisted with the food, planning and running of the MIO VIP area at the IFYR Event in Shawnee OK along with market development staff. I worked the 11 <sup>th</sup> – 13 <sup>th</sup> at the event.
Ag Youth Council Planning Meeting <ul style="list-style-type: none"> <li>• July 13<sup>th</sup></li> </ul>	Staff and Morgan Vance, Chief of Communications met to plan out the first few sessions of the 2021-2022 Oklahoma Agriculture Youth Council.
OALP Zoom Meeting <ul style="list-style-type: none"> <li>• July 14<sup>th</sup></li> </ul>	OALP Class XX met to catch up on zoom while we are on break for the summer. We will resume sessions in November.
MIO Board of Directors Retreat and Annual Financial Planning Meeting <ul style="list-style-type: none"> <li>• July 21-23<sup>rd</sup></li> </ul>	Staff coordinated and led the MIO board of directors retreat and annual financial planning meeting where the MIO budget and marketing plan were set for FY22. The retreat was held at the Mayo Hotel in downtown Tulsa.

## MARKET NEWS SERVICES

June 1, 2021		July 23, 2021	DIFFERENCE
<b>WHEAT: (bu)</b>	\$6.03-\$6.37	\$5.94-\$6.56	\$0.09 lower to \$0.19 higher
<b>MILO: (bu)</b>	\$7.13-\$7.38	\$5.87-\$6.17	\$1.26 to \$1.21 lower
<b>SOYBEANS: (bu)</b>	\$14.98-\$15.28	\$13.66-\$14.46	\$1.32 to \$0.82 lower
<b>CORN: (bu)</b>	\$7.00-\$7.58	\$6.17-\$6.57	\$0.83 to \$1.01 lower
<b>COTTON: (lb)</b>	79.25 cents	85.57 cents	6.32 cents higher

### OKC NATIONAL STOCKYARDS (OKC) STEER CALVES AND YEARLINGS:

#### Medium & Large Frame No. 1 Muscle Thickness (500-600 lb) Calves

(05-24-21) \$159.00-\$184.00 Wtd. Avg. \$166.79

(07-20-21) \$165.00-\$178.50 Wtd. Avg. \$173.52

#### Yearlings 600-700 lbs.

(05-24-21) \$138.00-\$161.00 Wtd. Avg. \$151.56

(07-20-21) \$161.00-\$174.00 Wtd. Avg. \$168.09

Seven weekly Oklahoma Market Reports were sent to 8,227 subscribers in June and July, 2021 (up from 8,018 subscribers last report).

The market news voice messaging system was accessed 9,184 times June 1 to July 23, 2021. It was accessed 5,342 times June 1-30<sup>th</sup>, 3,842 times July 1-23<sup>rd</sup>, compared to 2,430 times June 1<sup>st</sup> to July 23<sup>rd</sup>, 2020.

**USDA Hay Report: 07/23/21:** Compared to the last report on 7/8/2021: Hay trade remains steady in most areas with some areas slowing. Many producers are moving hay to their yearly buyers, but day to day trade has slowed down. With the recent rainfall and warmer temperatures there has been an increase in the hay supply, which is slowing the demand for some of the higher quality hay. Many producers have completed their 3rd cutting of alfalfa, and with the recent moisture they are looking to have a good 4th cutting soon. Hay trade for the dairy market and grinding hay has slowed some with silage coming in soon. The weather is expected to be warmer and mostly dry in the coming week.



**Oklahoma Department of Agriculture,  
 Food, and Forestry**  
**August 11, 2021 Board Report for the  
 Agricultural Environmental Management Services  
 Division - Activities from  
 May 24 through July 11 2021**

## AEMS Division Monthly Activities

- A representative from the AEMS division participated in multiple conference calls with OSU, USDA APHIS, and ODAFF to discuss the Swine Research Project.
- Representatives from the AEMS division participated in an Illinois River Watershed working group call.

### 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: 3

### Complaints and Inspections

A summary of the complaints received and investigated plus all the inspections and technical assistance conducted by the ODAFF AEMS Staff for this reporting period:

13	Complaints received and investigated this reporting period.
0	Complaints closed this reporting period
<b>Complaints Received - Breakdown</b>	
	Cattle - 3
	Swine – 2
	Poultry- 3
	Misc. Animal 1
	Other - 4
105/2	Year to date complaints received in FY 20/FY 21
76/1	Year to date complaints closed in FY 20/FY 21
118	LMFO/CAFO inspections, plus technical assistance
150	Poultry inspections and technical assistance
15	Pet Breeders -Shelters inspections and technical assistance
42	Breeders Pre annual inspections and technical assistance

### CAFO and LMFO Activities - Month and Fiscal Year 2022

	May 24 - July 11 2021	FY 22 Total
Complaint or Compliance Follow-ups	25	44
Annual Inspections	93	157
Carcass Disposal Inspections	14	24
Technical Assistance with Contacts	25	41
Site Visit/Review – No contact made	13	23

**Poultry Activities – Month and Fiscal Year 2022**

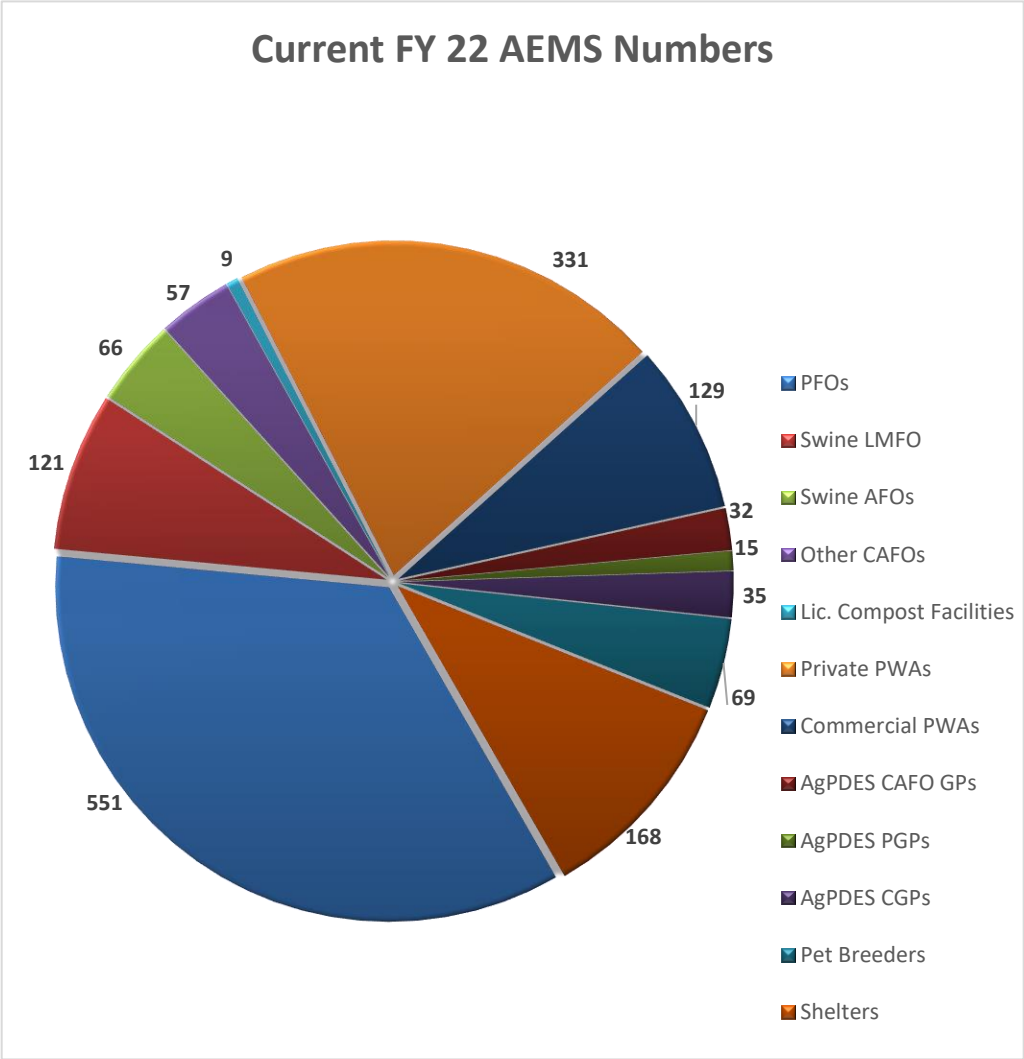
	May 24- July 11 2021	FY 22 Total
Complaint or Compliance Follow-ups	4	7
Annual Poultry Inspections	7	7
Poultry Technical Assistance	143	246
Soil Samples Collected	25	34
Site Visit/Review – No contact made	139	200
Construction Stormwater Inspection	0	0
Eucha-Spavinaw CNMP Written	14	29
New PFO License Pre-Site Inspections	0	0

**Pet Breeders Activies – Month and Fischal Year 2021**

	May 24- July 11 2021	FY 22 Total
Complaint or Compliance Follow-ups	29	30
Shelter Annual Inspections	24	37
Shelter Technical Assistance provided w/owner/operator	6	6
Site Visit/Review – No contact made	3	3
Shelter Close out	14	23
Breeder Annual Inspections	5	7
Breeder Technical Assistance	2	16
Site Visit/Review – No contact made	3	3
Breeder Close out	0	0



### Current FY 22 AEMS Numbers



Respectfully

A handwritten signature in black ink, appearing to read 'Teena G Gunter', written in a cursive style.

Teena G Gunter  
AEMS Division

**BEFORE THE STATE BOARD OF AGRICULTURE  
OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY**

**AUGUST 2021 BOARD REPORT  
REGARDING JUNE 1, 2021 THROUGH JULY 25, 2021 ACTIVITIES OF THE  
OFFICE OF GENERAL COUNSEL**

**AMOUNT OF ADMINISTRATIVE FINES COLLECTED:**

<b>Amount to Date (Beginning May 31, 2021)</b>	<b>Amount of Fines for this Board Meeting</b>
\$4,300.00	\$1,700.00

**CONTRACTS REVIEWED OR DRAFTED (42):**

Forestry - 6
Market Development - 17
CPS - 7
AMES - 2
Wildlife Services - 1
Admin - 7
Animal Industry - 1
Food Safety - 1

**ADMINISTRATIVE HEARING PROCEEDINGS:**

Total Number of Open Cases: 30
Total Number of New Cases: 16
Total Number of Cases Closed: 9
NOVs Sent: 13

**OTHER ACTIONS AND PROCEEDINGS:**

<b><i>Kenneth Dale Toon dba Wild Boar Ridge Hunting Ranch v. ODAFF</i></b> , McCurtain County Case No. CV-2018-069. Petition for Declaratory Relief, etc. (Filed but not served on ODAFF as of 11/15/2020).
<b><i>W.L. Hardesty, et al., v. ODAFF and Cesar Cervantes</i></b> , Okmulgee County District Court Case No. CJ-2019-040: Petition served. Answer filed. Motion to Dismiss heard and denied September 4, 2019. Pending scheduling order.
<b><i>Kirk Marshall v. ODAFF</i></b> , Oklahoma County District Court Case No. CJ-2020-1347: Petition served. Time period tolled by Supreme Court Order until May 15, 2020. Answer

drafted and prepared for filing. Application for Injunction Denied. Answer filed. Hearing held. Amended Petition to be filed by Plaintiff.
<b><i>Sam Withiam v. OK State Dept of Agriculture</i></b> , Lincoln County District Court, Case No. CJ-20-73: Lawsuit involved tort claim stating ODAFF damaged concrete during elk depopulation. The Attorney General's Office is handling this claim. An Answer was filed. Discovery is ongoing.
<b><i>Laura Garrison v. State of Oklahoma, ex rel. Oklahoma Department of Agriculture Food and Forestry</i></b> , Pittsburg County District Court, Case No. CJ-2020-111: Lawsuit involves vehicle accident between plaintiff and ODAFF employee. Attorney General's Office is handling this claim.
<b><i>Upton's Naturals Co v. Stitt and Arthur</i></b> , District Court, W.D. Oklahoma, Case No. 5:20-cv-00938: Lawsuit against Governor Stitt and Secretary Arthur in their professional capacities. Upton's Naturals challenges a state law that prohibits food manufacturers from using terms like "hot dogs," "burgers," or "bacon" on labeling for meat-free products. The Attorney General's Office is handling this claim.
<b><i>William Grossman v. Lori Howard et al.</i></b> , Cherokee County District Court, Case No. CJ-2020-111: Lawsuit filed on the agency and Forestry Services for requesting damages for a car wreck that occurred during a prescribed burn. The prescribed burn was not performed by ODAFF and the agency had no involvement with the circumstances. The Attorney General's Office is handling this claim.
<b><i>Spring Creek Coalition v. ODAFF and Trong</i></b> , Cherokee County Case Number CJ-2021-29: Petition seeking declaratory and injunctive relief. Answer filed.
<b><i>Spring Creek Coalition v. ODAFF and Phan, et al.</i></b> , Delaware County Case Number CJ-2021-33: Petition seeking declaratory and injunctive relief. Answer filed.
<b><i>Kirk Marshall v. State of Oklahoma ex rel. Oklahoma Department of Agriculture</i></b> , Oklahoma Supreme Court Case No. 119,629: Petition in Error filed seeking reversal of District Court's denial of injunction. Response to Petition filed. Briefing cycle in progress.

**MEETINGS:**

<b>Date</b>	<b>Activity</b>
June 1, 2021	Director's Meeting
June 2, 2021	OMMA Compliance and Enforcement Overview
June 2, 2021	Oklahoma Leadership Conference
June 3, 2021	Illinois River Watershed Working Group
June 4, 2021	Long Term Salary Committee
June 7, 2021	AALA 2021 Annual Symposium Planning
June 8, 2021	Oklahoma's Poultry Production
June 8, 2021	GovQA Software Kickoff
June 10, 2021	Docket
June 10, 2021	Commissioners of Land Office
June 11, 2021	Produced Water Treatment and Reuse Seminar
June 11, 2021	OBS Legislative Monitoring Committee
June 14, 2021	OPPC and Seaboard Foods re: renewal gas projects
June 14, 2021	Director's Meeting

June 16, 2021	OGC Collections
June 16, 2021	Farm Bureau: OK Youth Leading Agriculture
June 16, 2021	ODAFF & EPA quarterly conference call
June 16, 2021	Advancing Oklahoma
June 16, 2021	State Board of Agriculture
June 18, 2021	Spring Creek Deposition
June 20, 2021	GovQA Working Session
June 23, 2021	Governor's Agency Hope Summit
June 24, 2021	OGC Staff
June 28, 2021	OPPC
June 28, 2021	Commissioners of Land Office
June 28, 2021	OBA: Return to the Rez-McGirt
July 1, 2021	TMDL Work Group
July 8, 2021	GovQA
July 9, 2021	Oklahoma Ag Mediation Board
July 9, 2021	Produced Water Treatment and Reuse Seminar
July 12, 2021	Director's Meeting
July 13, 2021	USAO
July 13, 2021	Implications of McGirt conference
July 14, 2021	BrightPath
July 15, 2021	Advancing Oklahoma
July 15, 2021	Ag Intern Day
July 15, 2021	Illinois River Watershed Working Group
July 19, 2021	OBA Legislative Monitoring Committee
July 21, 2021	OGC Collections
July 21, 2021	In the Weeds: Legal Approaches to Dealing with Noxious Weeds on Farmland

**RULE ACTIVITIES:**

<p><b>Chapter 2. Fees (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.</p>
<p><b>Chapter 3. Fine Matrices (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.</p>
<p><b>Chapter 10. Agricultural Products (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.</p>
<p><b>Chapter 13. Fuel Alcohol (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021.</p>

Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 15. Animal Industry (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 17. Water Quality (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 18. Carcass Disposal (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 20. Forestry (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 25 Laboratories (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 30. Consumer Protection (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 37. Food Safety (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 40. Market Development (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 44. AgPDES (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 55. Commercial Pet Breeders and Animal Shelters (Permanent FY 2021):</b> Permanent rules were adopted by the Board on February 3, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>OHRC</b>
<b>Chapter 1. Commission Powers and Jurisdiction (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January

21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 15. Licensing (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 20. Racing Officials and Racing Personnel (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 35. General Conduct (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 45. Prohibited Practices and Equine Testing (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 60. Running the Race (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 65. Pari-Mutuel Wagering (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 70. Objections and Protests; Hearings and Appeals (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 75. Oklahoma-Bred Program (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.
<b>Chapter 85. Gaming Machine Specifications and Use and Operation Requirements (Permanent FY 2021):</b> Permanent rules were adopted by Oklahoma Horse Racing Commission on January 21, 2021, and approved by the Governor on June 11, 2021. Permanent rule document was filed on July 6, 2021, and rules will become effective on September 11, 2021.

**OPEN RECORDS REQUESTS (32):**

AEMS: 5
AIS: 4

CPS: 16
Forestry: 3
Food Safety: 2
Market Development: 2

**OKLAHOMA HORSE RACING COMMISSION**

<b>Litigation: Alfredo Gomez and Cruz Villafranco v. OHRC</b> , Oklahoma County District Court Case No. CV-2020-430: Petition served. Response filed. Petitioners’ Motion for Partial Summary Judgment responded to. Pending hearing.
<b>Litigation: Oscar Nunez v. OHRC</b> , Oklahoma County Case No. CV-2020-449: Petition filed and served. Answer filed. Reversed and remanded. Rehearing held. Motion to Modify District Court’s Order of November 10, 2020 pending.
<b>Litigation: Josue Ponce v. OHRC</b> , Oklahoma County District Court Case No. CV-2020-815: Petition for Review of Final Agency Order filed. Response filed.
<b>Litigation: Miguel Pena v. OHRC</b> , Oklahoma County District Court Case No. CV-2019-179: Petition for Temporary Restraining Order and Petition for Injunction. Ex Parte TRO hearing held October 11, 2019. TRO entered. Amended Petition for TRO heard May 15, 2020. TRO denied. Permanent injunction denied. Further action pending.
<b>Litigation: Jose Sanchez III, et al. V. Global Gaming, Heritage Place and OHRC</b> , Oklahoma County District Court Case No. CJ-2020-2395: Petition for Temporary Restraining Order and Petition for Injunction. Ex Parte TRO hearing held May 26, 2020. TRO denied. Further action pending.
<b>Litigation: Carlos Ruiz v. OHRC</b> , Tulsa County District Court Case No. CV-2020-627: Petition for Temporary Restraining Order and Petition for Injunction. Ex Parte TRO hearing held June 8, 2020. TRO denied. Further action pending.
<b>Litigation: Sammy Howard v. OHRC</b> , Oklahoma County District Court Case No. CV-2020-1921. Petition served. Response filed. Briefs filed. Oral arguments set for August 11, 2021.
Prepare cases for presentation at Stewards Hearings
Prepare cases for presentation in District Courts
Provide discovery to opposing counsel and Respondents regarding various hearings
Stewards Hearings at Remington Park
Stewards Hearings at Will Rogers Downs
Hearings in District Courts
Prepare and file Motion to Settle Order
Prepare and file Response to Petition for Temporary Restraining Order and Injunction
Prepare and file Motion to Dismiss
Argue appeals at regular session of the Oklahoma Horse Racing Commission
Discuss possible rule revisions/amendments with Executive Director
Draft proposed rule revisions
Advise Executive Director on extent of delegated authority
Discuss certain policy issues with Executive Director
Review communication from Respondents’ counsel in various cases



OHRC regular meeting
Supervise and direct OHRC legal intern
Attend Association of Racing Commissioners International (ARCI) Webinars
Attend ARCI Rules Committee meeting
Consult with OHRC regarding gaming issues

**OTHER ACTIVITIES:**

Phone calls or emails with the public: 30
Assistance to AEMS: 2
Assistance to CPS: 18
Assistance to Wildlife Services: 0
Assistance to Forestry: 8
Assistance to AIS: 2
Assistance to Admin: 13
Assistance to Market Development: 11
Assistance to other state or federal agencies: 37
Assistance to Food Safety: 9
Assistance to NASS: 0
Assistance to Executive Office: 13
Assistance to Lab: 1
Assistance to Investigative Services: 1

Respectfully Submitted,



Teena G. Gunter  
General Counsel

## **FOOD SAFETY REPORT JULY 2021**

### **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 1,100,830 pounds of poultry – boneless/skinless leg meat & bone in/skin on parts. ODAFF inspectors provided USDA Shell Egg grading on 43,485 dozen eggs at Cal-Maine Foods Inc. at Sulphur. ODAFF inspectors also provided USDA poultry grading services on poultry products being shipped from OK Foods in Muldrow & Heavener. Also; routine egg quality inspections under the Oklahoma egg law were conducted.

#### **Organic Foods Section**

Organic inspectors completed compliance and certification inspections at:

- Fifteen organic crop producers
- Two organic livestock producers
- Four organic processors
- Collected six organic samples
- Four 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 4 requests for organic crop applications, 2 requests for organic processing applications and 2 requests for organic livestock applications.

#### **Produce Safety Section**

- Contacting and visiting farms to determine coverage/exemption under the Produce Safety Rule
- Visited 7 farmers markets providing outreach and education to producers and to collect farm inventory
- Conducted an On-Farm Readiness Review to help producer prepare for inspection
- Provided education on the Produce Safety Rule and basic good agricultural practices to 3 Farm-to-School trainings
- Presented information about the Produce Safety Rule and had an outreach table at the Oklahoma Pecan Growers Association annual conference
- Hosted an online Produce Safety Alliance grower course
- Awarded a new 5 year grant from FDA
- Submitted end of year grant reports to FDA
- Association of Food and Drug Officials Educational Conference (virtual)
- Regular conference calls with TX, LA, AR, NM, MO, MS
- Sent an e-mail newsletter to inform constituents of the latest information

## Oklahoma Meat Inspection Services Investigations and Compliance Activities

Planned Compliance Reviews	11
Random Compliance Reviews	191
Person-to-Person Contacts	57
Special Investigations and/or Projects	00
Reports of Apparent Violations	02
Detentions	01
Consumer Complaints	06
Verbal Warnings Issued	05
Letters of Warning Issued	02
Samples Submitted to Lab for Analysis	00
Accident Investigations	01
Administrative Procedures Act	01 (OK-1-835)

### See details below:

ACCIDENT LOCATION	ANIMAL/PRODUCT	DISPOSITION
I-40 East of Shawnee	39,996 POUNDS OF FROZEN POULTRY CHICKEN LEG QUARTERS	ALL PRODUCT WAS SENT BACK TO ORIGINAL PLANT FOR REINSPECTION AT PILGRIM PRIDE GREELY, COLORADO

### Highlighted Activities

During the course of Random Reviews and anonymous Consumer Complaints, Compliance and Investigation Services sent out Two (2) Letter of Warning for Violations of the Oklahoma Meat/Poultry Inspection Act and/or State Statutes.

## Meat Inspection

Meat Sample Activity:	
Samples Submitted for Analysis	35
Samples Not Analyzed	35
Samples Analyzed	35
Samples Non-Compliant	0
Samples Negative results	0

June 23

Met with Jason Hoel and Dr. Hardage to review the custom plants in Felt & Keyes.

July 15-17

Attended the AAMP Convention.

July 19

6 additional custom plants were opened.

## MEAT INSPECTION

<b>Number of Cattle</b>	<b>735</b>
<b>Total Beef Condemned</b>	<b>19,098 lbs</b>
<b>Number of Swine</b>	<b>286</b>
<b>Total Pork Condemned</b>	<b>1,375 lbs</b>
<b>Number of Sheep and Goats</b>	<b>82</b>
<b>Total Condemned</b>	<b>0 lbs</b>
<b>Number of Rabbits</b>	<b>0</b>
<b>Total Condemns</b>	<b>0 lbs</b>
<b>Number of Exotic Deer</b>	<b>0</b>
<b>Total Condemns</b>	<b>0 lbs</b>
<b>TOTAL MEAT INSPECTED</b>	<b>491,069 lbs</b>

## PROCESSED MEAT INSPECTED

<b>Processed Red Meat</b>	<b>1,186,215 lbs.</b>
<b>Condemned on Reinspection</b>	<b>0 lbs</b>
<b>Poultry (Portions)</b>	<b>121,729 lbs</b>
<b>Condemned on Reinspection</b>	<b>0 lbs</b>
<b>Rabbit Meat</b>	<b>0</b>
<b>Condemned on Reinspection</b>	<b>0 lbs</b>
<b>Exotic Deer Meat</b>	<b>0</b>
<b>Condemned on Reinspection</b>	<b>0 lbs</b>
<b>TOTAL PROCESSED MEAT INSPECTED</b>	<b>1,307,944 lbs</b>

## DAIRY SECTION

Dairy Services Director, Pete Echelle, is out on medical leave and recovering from heart surgery. Pete is not expected to return to work for several months.

Dairy staff conducted routine inspections at dairy farms, dairy plants, performed equipment checks, and collected farm and plant dairy samples throughout the state. Dairy staff is currently training a new inspector Jayson Jones.

A recall was issued by ODAFF on July 8, 2021 for Swan Bros. Dairy Inc. located in Claremore, OK after receiving notice by the Missouri State Department of Health that an individual fell ill with listeria after consuming raw milk from Swan Bros. Milk samples collected by dairy staff tested positive for Listeria and was later confirmed to be Listeria monocytogenes. On July 12, 2021 ODAFF updated the recall to include raw cheese after Listeria confirmation. These samples were confirmed positive for Listeria monocytogenes. Swan Bros. brought in a Pasteurized Whole milk sample (expiration 7-30-2021) to ODAFF dairy lab for Listeria testing that was confirmed positive for Listeria monocytogenes. Swan Bros. issued a recall on their Facebook page on July 16, 2021 for that code date. All other pasteurized milk samples collected by dairy staff has tested negative for Listeria. Dairy staff was notified by the State of Missouri Department of Health that the individual that fell ill after consuming raw milk from Swan Bros. did pass away. No other reports of illness have been reported. A stop sale is currently in place for Swan Bros. raw milk and raw cheeses.

FDA Consumer Safety Officers began an onsite investigation at Swan Bros. Dairy Inc. on 7-26-2021 that is currently ongoing. Dairy Staff is working with FDA with this investigation.

Due to the increase of Listeria testing from Swan Bros., Dairy services did not test Blue Bell in Broken Arrow for Listeria monocytogenes. Since September of 2015, all samples from Blue Bell have been negative for Listeria. Blue Bell continues to test their ice cream for Listeria.

Dairy Services conducted one rating for Dairy Farmers of America in the month of June and one rating in the month of July. Information regarding these surveys can be found on FDA's Interstate Milk Shippers List website.

Sincerely,

A handwritten signature in black ink that reads "Scott Yates". The signature is written in a cursive style with a long, sweeping underline.

Scott Yates  
Director of Food Safety

## Communications Board Report August 2021

### African Swine Fever Webinars | August 3

The week of July 30, USDA confirmed presence of African Swine Fever in the Dominican Republic. ODAFF and the Oklahoma Pork Council will be co-hosting a webinar regarding this matter to provide details. Following Dr. Rod Hall's overview, he will host an open question and answer segment along with Kylee Deniz, Oklahoma Pork Council Executive Director.

We are set to host webinars for both the commercial swine industry and one for the show pig industry to spread the word in how to reduce the risk of spread.



The graphic features the Oklahoma Department of Agriculture, Food and Forestry logo on the left and the Oklahoma Pork Council logo on the right. The central text reads: **WEBINAR: African Swine Fever Update**. Below this, it says: "Hear an ASF update from Oklahoma's state veterinarian, Dr. Rod Hall, and Oklahoma pork industry leaders." At the bottom, it states: "SHOW PIG INDUSTRY + OPEN TO THE PUBLIC TUESDAY, August 3, 2021 1 p.m. - 2 p.m."

### AgHERculture Conference | August 6-7



The first time for us to host this event created for young women interested in the agriculture industry to hone their professional development and social network! Successful mentors and agriculture industry leaders will join us on Friday night to network with collegiate students. On Saturday, we will switch gears and host high school women all day. They will hear from Piper Merritt, Brooke Clay-Taylor and multiple other mentors on panels.

### Sec. Arthur's Trade Mission to Azerbaijan | July 30

Our very own Secretary of Agriculture, [Blayne Arthur](#), and [Governor Kevin Stitt](#), along with other cabinet officials traveled nearly 7,000 miles to a trade mission in Azerbaijan.

The Azerbaijani government has interest in diversifying the agriculture industry to include implementing new technology, genetics and technical assistance – all of which can be provided by Oklahoma companies and research institutions. In 2019, Oklahoma hosted an Azerbaijani delegation, including the



Minister of Agriculture, Inam Karimov.

The visit highlights the importance of trade relationships to increase agricultural exports for Oklahoma producers. Sec. Arthur looks forward to continued opportunities for agriculture companies and farmers and ranchers to benefit from the global marketplace.

[https://www.woodwardnews.net/news/gov-stitts-visit-continues-states-partnership-with-azerbaijan/article\\_a18f445a-f1fb-11eb-8300-1f80770885b2.html](https://www.woodwardnews.net/news/gov-stitts-visit-continues-states-partnership-with-azerbaijan/article_a18f445a-f1fb-11eb-8300-1f80770885b2.html)

### **Covered the Oklahoma Craft Beer Press Conference**

We are proud to announce Sec. Blayne Arthur joined the [Craft Brewers Association of Oklahoma](#) and [Lt. Governor Matt Pinnell](#) this afternoon in a joint press conference announcing the launch of the Oklahoma Craft Beer trail, developed through a partnership between ODAFF the Brewers Association.



The trail features 60 breweries across Oklahoma. Maps of the trail will be available at participating breweries and travel centers.

It is hoped that through this new partnership the Oklahoma Craft Beer Trail will provide breweries with a new avenues of exposure and marketing through both the [Made in Oklahoma Coalition](#) and the [Made in Oklahoma Program](#). This marks the third trail created by [Oklahoma Agritourism](#), following the wine trail and jelly making trail. To learn more about Made in Oklahoma brews, visit <http://oklahomaagritourism.com/activity/breweries/1>.

### **Visited Meat Processing Facilities**

ODAFF Intern, Audrey Ochsner, covered Walke Meat Company in Claremore and Cook's Processing in Miami celebrating the expansion of their facilities with a ribbon cutting ceremony!

Walke added a new retail front and cooler/freezer space to their facilities from which they can sell their products utilizing a CARES Act Meat Processing Grant awarded by ODAFF.





Cook's owner Melvin Cook purchased new equipment and added on to the facility to increase Cook's Processing's monthly processing capacity from 30-60 head to 130-175 head. This expansion allows Cook's Processing to cut down their processing wait time by 50% and to continue to address food supply chains gaps in the Miami community.



### #AgDoesntStop Tour

In Pauls Valley, we toured [Field's Pecan Pies](#) — a proud [Made in Oklahoma Coalition](#) company. The Fields family has spent nearly 100 years perfecting the production of their famous pies originally served in the family restaurant. Field's Pies now produces up to 20,000 pies a day to be shared at dining room tables across Oklahoma and the surrounding states.



We also made a stop at [Lakeview Lavender Farm](#), where we were treated to lavender lemonade and cookies while learning more about the uses and benefits of the plant from owners Bill and Marilou. This unique agritourism venue offers visitors the chance to pick their own bundles of lavender and other aromatic herbs or choose from the large variety of homemade lavender products in the gift shop.



[BrucePac](#), a meat processing and packaging facility located near Durant, provides cooked products to a large

variety of vendors across the state and nation. We were impressed by the biosecurity of the facility, the efficiency of their staff and their passion for protein.

[Stryve Biltong](#), located in Madill, has honed the production of a health preserved beef snack popular in South Africa. Stryve development and production found it's way from a home garage to a state-of-the-art processing facility here in Oklahoma. We loved getting a look inside the plant and it's always exciting to find an excuse to eat more beef!



### **ODAFF Named Governor's Team Player Winner of 2020**

[Governor Kevin Stitt](#) announced the 2021 Leading with Hope Awards and our agency was named the Team Player Winner as a result of numerous ODAFF divisions and their dedication to fulfilling the needs of Oklahomans across the state throughout the past year.



In response to the COVID-19 pandemic, ODAFF divisions demonstrated commitment to serving the state by coordinating with the Oklahoma Department of Commerce to connect commercial drivers with producers and businesses in need of transportation, donating PPE and testing supplies, volunteering at food banks, and developing a database of veterinarians willing and able to assist with human health response needs.

Perhaps most commendable, however, is the dedication of Forestry Services staff, who delivered PPE, tests, medication, and other supplies to testing centers and hospitals across the state when they needed them most. Seventy-seven employees spent nearly 12,000 hours mapping, planning, and delivering supplies where they were needed most . Deliveries were made from Mangum to Guymon and Idabel to Big Cabin and all points in between.

# AUGUST 11, 2021 BOARD MEETING

## PURCHASES/CONTRACTS

### Administrative Services

#### **Oklahoma State University - Agriculture Leadership Program for FY22 - \$40,000**

This contract is for the purpose of educating and training young leaders in the Oklahoma Agriculture Industry. The program focuses on developing potential leaders through personal and group study sessions. To help potential leaders develop a better understanding of the various systems of economics and government. To help program participants increase and utilize their own knowledge and skills in order to solve problems and to explore opportunities for Oklahoma agriculture. To develop and teach a curriculum including, leadership development; communication; government operations and institutions; economics, resource allocation, marketing and finance problems in agriculture; sociology; religious and cultural studies, major issues that affect Oklahoma and US agriculture, and political process, international trade, water and energy. Legislative directed spending.

#### **Oklahoma State University for FY22 - \$1,000,000**

To provide science-based research information developed in cooperation with the Oklahoma State University Agricultural Extension Service and Experiment Stations. The Oklahoma Agricultural Experiment Station conducts research for the purpose of developing technology/practices to address the needs of Oklahomans. Legislative directed spending.

#### **BancFirst for FY22 - \$17,900**

ODAFF Financial for FY22. This service allows for agency deposits to be received directly by BankFirst and deposited into agency accounts.

#### **Oklahoma State Fair Park FY22 - \$150,000**

Funding to provide facility improvements to Oklahoma State Fair Park consisting of electrical updates and livestock wash rack renovations and improvements. Legislative directed spending.

### Food Safety

Settlement Agreement with the USDA/FSIS/OPEER in the amount of \$8,920.09. This is a contract for USDA/FAIM to perform duties when Food Safety Meat Inspection have issues with their federal computers and to replace computers and printers with new ones when issues arise. Also, ordering new computers for new inspectors. All funds are reimbursed 50% with Cooperative Agreement with USDA/FSIS.

## **Forestry Services**

### **Incident Support Gear: \$7,700**

Purchase gear needed to support OFS employees on extended overnight travel supporting emergency responses as directed by the agency. As an agency OFS will make available both equipment and personnel to support incidents in-state and throughout the country at any time of the year. Primarily OFS responds to wildfires but in the past has also provided assistance to winter storms as well as severe storms. During these responses it is important that our personnel are supplied with the necessary gear for a safe and effective assignment. Examples of items to be purchased include gear bags, tents, sleeping bags, cold weather gear and Fireline packs. Acquisition cost for an individual item will not exceed \$350/each. Funding for this gear will be provided from revenue accrued from out of state emergency response.

### **FY22- \$11,000.00**

Settle a Merit Protection Case with Steven Scantling. Forestry Services terminated Steven Scantling last August for several violations He has gone through the Merit Protection process and appealed his termination. His attorney has agreed to drop the case if we allow Steven to resign and pay him \$11,000 of his lost wages. Pre-approved by Sec. Arthur 4/21/21

### **FY22 - \$10,000 Federal Funds**

Renew Oklahoma Gardening Grant. This is a longstanding education and outreach grant sponsoring the popular Oklahoma Gardening program produced by OSU. This grant supports tree related educational programming. **Without** this purchase, we would lose an avenue of support and education. This money will be refunded to us through Federal funding.

### **FY22 - \$15,000 Federal Funds**

Renew nonbinding contract with the Oklahoma Urban and Community Forestry Council to perform services to assist in implementation of the continuing education component of Oklahoma's Urban & Community Forestry program in accordance with federal grant program intent. **Without** this program outreach and education related to urban forest management and individual tree care would be limited. This money will be refunded to us through Federal funding.

### **FY22 - \$41,000 Federal Funds**

Award Federal pass-through funding to communities for the Urban and Community Forestry Grants – Up to \$41,000. These grants support projects related to advancing local community forestry programs. **Without** these projects, we would lose an avenue of community support and education. This money will be refunded to us through Federal funding.

### **FY22 - \$23,000 Federal Funds**

Award Federal pass-through funding to financially hardship neighborhoods/communities for the Urban and Community Forestry Grants – Up to \$23,000. These grants support projects related to helping lower income neighborhoods recover from the damaged and lost tree cover from recent winter storms. **Without** these projects, we would lose an avenue of community support and education. This money will be refunded to us through Federal funding.

**FY21 - \$10,000- Southern Pine Beetle Prevention Program-Twin Meadows LLC**

Federal Grant to cover the prevention of Southern Pine Beetle from spreading from one landowner to the next. This is a very invasive insect and without this prevention program the threat to landowner's revenue could be severe.

**FY22 \$6,500 (revised \$9,000)**

Purchase and installation of re-glazing materials for the Greenhouse at FTIC. The plastic and polycarbonate have deteriorated and were damaged in the recent storms. The last time this was replaced was 10 years ago. We grow containerized pine seedlings to sell to Oklahomans for timber planting and Christmas tree farms. We grow specific genetic families for progeny testing at the FTIC facility. Without this purchase, the seedlings will not be properly protected and may be stressed or not survive for their intended use. \$6,500 was approved at the June Board meeting. However, due to the pandemic supply chain supply and labor issues, prices have increased significantly since the April estimate. This was pre-approved by Secretary Arthur on July 22.

**FY22 - \$150,000**

For use of P-Cards to repair firefighting equipment including but not limited to dozers, Bambi buckets, UTVs and slip-on units. These purchases will be for repairs more than \$5,000 when a piece of equipment has significant issues and requires Board approval. This will allow the equipment to be repaired quickly after completion of the bidding process and back in service for fire management activities.

**FY22 - \$150,000**

For use of Comdata Cards to repair firefighting equipment including but not limited to transports, engines, pickups, and other rolling stock. These purchases will be for repairs more than \$5000 when a piece of equipment has significant issues and requires Board approval. This will allow the equipment to be repaired quickly after completion of the bidding process and back in service for fire management activities.

**Laboratory Services**

**Purchase of a 10 kg Mass Comparator - \$80,000.00**

Purchase of a 10 kg Mass Comparator is necessary for the calibration of Mass Echelon I & II customer and internal standards for the Bureau of Standards. Without purchase of this mass comparator, the Bureau of Standards risks losing capability of calibration which would lead to a significant loss of revenue and a significant annual monetary investment when calibration of the internal standards comes due.

## **Market Development**

FY2022 - Oklahoma Viticulture and Enology Grants - These funds will be used as grant funds for the purpose of increasing the positive economic impact of the wine industry in Oklahoma. Eligible applicants are institutions in Oklahoma, a state agency or governmental subdivision of Oklahoma, or a trade group promoting grape or wine production industries. Eligible projects shall be limited to scientific research, education, product development, or marketing projects. - \$146,166.00. This project is entirely funded by the Oklahoma Viticulture and Enology Center Development Revolving Fund. This grant project with the Oklahoma Grape Industry Council will promote and encourage growth and development of the grape and wine industries in Oklahoma through educational and marketing campaigns along with increasing the positive economic impact of the wine industry in Oklahoma. 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 grape and wine industry through the economic impact, but also runs the risk of not being awarded money from the Oklahoma Viticulture and Enology Center Development Revolving Fund in the future.

FY22 – Tulsa State Fair – Made in Oklahoma Café - \$20,000.00

## **Office of General Counsel**

FY22 - \$6,942.13

Increase from \$30,000 (June 16, 2021 Board) to a total of \$36,942.13 for GovQA 2022 contract. Brief description of the proposed expense, cost, its necessity, and any deadlines for approval. GovQA is a new product that will allow OGC and the rest of the agency to more easily and efficiently fill open records requests. It will allow all records requests to be filled electronically and will allow large files to easily be transferred electronically. It is an online product. In addition, it will allow ODAFF to invoice the requester for very large requests and allow the agency to recoup some funds for filling the requests.

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

**APPROVAL OF CASES**

ON THIS 11<sup>th</sup> day of August 2021 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 11<sup>th</sup> day of August 2021.

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Blayne Arthur  
President  
State Board of Agriculture

**Exhibit A**  
**Board of Agriculture**  
**August 11, 2021**

**Cases Resolved by Stipulation**

**Consumer Protection Services**

<b><u>Name</u></b>	<b><u>File No.</u></b>	<b><u>Division</u></b>	<b><u>Amount</u></b>
B&B Service	OGC-21-195	CPS	\$500.00
Bullseye Termite & Pest Control	OGC-19-1023	CPS	\$1,000.00
Miles Termite	OGC-20-683	CPS	\$200.00



**OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY  
v. B&B SERVICES  
Case File No: OGC-21-195**

**B&B SERVICES  
19044 N. CR. 3260  
PAULS VALLEY, OK 73075**

**Summary of Facts:** Respondent performed commercial pesticide applications without the proper licensing.

**Statute or Rule Violation:** 2 O.S. 3-82(a); 2 O.S. 3-86(a)(15); 2 O.S. 3-86(a)(16)

**Proposed Administrative Penalty:** The penalty was assessed at \$500. Respondent stipulated and paid the penalty in full.

**Deviations:** None.

**Other Actions Required:** None.

**OGC Attorney:** Shelby Turner

BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**

JUN 30 2021

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-21-195

B&B SERVICES )  
19044 N. CR. 3260 )  
PAULS VALLEY, OK 73075 )

RESPONDENT. )

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Five Hundred Dollars (\$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

Sean Beck  
\_\_\_\_\_  
Printed Name and Title

Date: 6-28-21

**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. )**

**B&B SERVICES )  
19044 N. CR. 3260 )  
PAULS VALLEY, OK 73075 )**

**RESPONDENT. )**

**FILED**

JUN 08 2021

STATE BOARD OF AGRICULTURE

Case No: OGC-21-195

**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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) on **Thursday, July 8, 2021** 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.**

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<sup>1</sup> 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(7); 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 pesticides in the State of Oklahoma.
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.

#### **2 O.S. 2-82(A)(1)**

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.

#### **2 O.S. 2-86(A)**

- 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;

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.

#### **ALLEGATIONS OF FACT**

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

- On or about April 19, 2021, a pesticide use inspection was performed by ODAFF.
- As a result of the inspection, it was discovered that Respondent had been making commercial agricultural plant applications.
- ODAFF secured an invoice for an application the Respondent made on September 9, 2020.
- ODAFF records indicate that Respondent is not licensed as a commercial applicator company.
- On or about April 30, 2021 a Letter of Warning detailing the above violation was sent to Respondent.

### **ALLEGED CONCLUSIONS OF LAW**

18. Based upon the application of the above law to the aforementioned facts, Respondent violated 2 O.S. §3-82(A) and 2 O.S. §3-86(A)(15) and (16) by making commercial pesticide applications without the proper licensing.

### **ATTORNEY CONFERENCES**

19. 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 405-522-5997.

20. 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.

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

### **ENFORCEMENT PROCEEDINGS**

22. 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.

23. 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.

24. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.
25. 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**

26. 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**

27. 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**

28. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.
29. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.
30. 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**

31. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Five Hundred Dollars (\$500.00)**.
32. 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.

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



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Teena G. Gunter, General Counsel, OBA # 17767  
James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kambi Maddy, OBA #13873

✓ Shelby Turner, OBA #34010

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-5997

Facsimile: (405) 522-5789

**CERTIFICATE OF MAILING**

This is to certify that on this 8 day of June, 2021, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**B&B SERVICES  
19044 N. CR. 3260  
PAULS VALLEY, OK 73075**

  
\_\_\_\_\_  
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-21-195**

**B&B SERVICES )  
19044 N. CR. 3260 )  
PAULS VALLEY, OK 73075 )**

**RESPONDENT. )**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Five Hundred Dollars (\$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. BULLSEYE TERMITE & PEST CONTROL  
Case File No: OGC-19-1023**

**BULLSEYE TERMITE & PEST CONTROL  
3515 W. 7<sup>TH</sup> ST.  
ELK CITY, OK 73644**

**Summary of Facts:** Respondent performed a liquid termite treatment in a manner that failed to meet ODAFF's termite treatment minimum standards

**Statute or Rule Violation:** 2 O.S. 3-86(a)(7); OAC 35:30-17-69(a)(1)

**Proposed Administrative Penalty:** The penalty was assessed at \$1,000.

**Deviations:** The penalty was reduced to \$500 due to corrective actions taken and no subsequent violations. Respondent stipulated and paid the reduced fine in full.

**Other Actions Required:** None.

**OGC Attorney:** Shelby Turner

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-19-1023  
 )  
BULLSEYE TERMITE & PEST CONTROL )  
3515 W. 7<sup>th</sup> ST. )  
ELK CITY, OK 73644 )  
 )  
RESPONDENT. )

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of One Thousand Dollars (\$1,000.00) 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

Ridge Lowrance (owner)  
Printed Name and Title:

Date: 6-7-21

**FILED**

JUN 11 2021

STATE BOARD OF AGRICULTURE

BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**

APR 15 2021

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-19-1023

BULLSEYE TERMITE & PEST CONTROL )  
11262 N 1910 RD )  
SAYRE, OK 73662 )

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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at 1:30 pm on **Thursday, June 10, 2021** 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.**

---

<sup>1</sup> 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(7); 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 termite treatment as Bullseye Termite & Pest Control, located at 11262 N 1910 Rd. in Sayre, Oklahoma.

16. Pursuant to 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.

**2 O.S. 3-86(A)(7)**

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:

7. The issuance of an inaccurate, misleading, or fraudulent wood infestation report.

**OAC 35:30-17-69(A)(1)**

A. The minimum standard for existing structure concrete slabs shall include the following:



(1) Termiticide shall be injected immediately under and adjacent to the slab at the rate specified on the label by drilling and treating to create a continuous barrier between the soil and the outside perimeter walls of the structure. Use of a sub-slab injector or similar device to prevent backflow is recommended. All drill holes shall be securely plugged. Application pressure shall not exceed 25 psi. Monolithic, supported slab with thickened perimeter or post tension slabs, with or without footing, shall be treated by drilling only in areas where known cracks exist.

### ALLEGATIONS OF FACT

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

18. On or about August 13, 2019, Respondent issued a wood infestation report at 123 Sunset in Elk City, OK.

- An ODAFF investigation of this report revealed it to be inaccurate on the following bases:
  - i. The report did not properly identify the type of construction.
  - ii. The report did not address wooden crawl space access cover and form boards in contact with soil or wood debris in the crawl space.
  - iii. Termite damage and tubes in the garage side door were not noted on the graph.
  - iv. Corrections of conducive conditions did not note wood in contact with soil and wood debris in the crawl area.
  - v. The report incorrectly states that there was inadequate clearance in the crawl space.

- Further, no inspection sticker was observed.

19. An additional termite treatment was performed on September 5, 2019 and failed to meet the minimum standards for termite treatment.

- Specifically, the treatment contract did not contain a graph showing how the treatment was performed or where termite activity was found.
- Areas where termite activity was found, in the interior of the garage, was not spot treated.
- Wood in contact with soil was not addressed.
- Wood debris in the crawl space was not removed and there was no treatment in the crawl space.
- The adjacent slab drill spacing exceeded the 12" minimum.

20. As a result of these violations, a Letter of Warning was sent to Bullseye Termite & Pest Control.

#### **ALLEGED CONCLUSIONS OF LAW**

21. Based upon the application of the above law to the aforementioned facts, Respondent violated 2 OS §3-86(A)(7) and OAC 35:30-17-69(A)(1) by issuing a false or misleading wood infestation report and failing to meet the minimum standards for termite treatment.

#### **ATTORNEY CONFERENCES**

22. 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 405-522-5997.

23. 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.

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

### **ENFORCEMENT PROCEEDINGS**

25. 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.

26. 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.

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

28. 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**

29. 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

30. 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

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

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

33. 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

34. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of One Thousand Dollars (\$1,000.00).

35. 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 12 day of April, 2021.

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



Teena G. Gunter, General Counsel, OBA # 17767  
James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kambi Maddy, OBA #13873

✓Shelby Turner, OBA # 34010

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

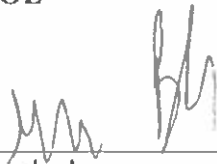
Telephone: (405) 522-5997

Facsimile: (405) 522-5789

**CERTIFICATE OF MAILING**

This is to certify that on this 15 day of April, 2021, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**BULLSEYE TERMITE & PEST CONTROL  
11262 N 1910 RD  
SAYRE, OK 73662**

  
\_\_\_\_\_  
Gina Blaylock

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

<b>THE OKLAHOMA DEPARTMENT OF</b>	)	
<b>AGRICULTURE, FOOD, AND FORESTRY,</b>	)	
<b>BY AND THROUGH THE</b>	)	
<b>OFFICE OF GENERAL COUNSEL</b>	)	
	)	
<b>COMPLAINANT,</b>	)	
<b>v.</b>	)	<b>Case No: <u>INV-ODA-051-20</u></b>
	)	
<b>BULLSEYE TERMITE &amp; PEST CONTROL</b>	)	
<b>11262 N 1910 RD</b>	)	
<b>SAYRE, OK 73662</b>	)	
	)	
<b>RESPONDENT.</b>	)	

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of One Thousand Dollars (\$1,000.00) 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. MILES TERMITE  
Case File No: OGC-20-683**

**MILES TERMITE  
3012 OAKRIDGE RD  
ENID, OK 73702**

**Summary of Facts:** Respondent performed a liquid termite treatment in a manner that failed to meet ODAFF's termite treatment minimum standards.

**Statute or Rule Violation:** OAC 35:30-17-67(a); OAC 35:30-17-69(a)(3)

**Proposed Administrative Penalty:** The penalty was assessed at \$200. Respondent stipulated and paid the penalty in full.

**Deviations:** None.

**Other Actions Required:** None.

**OGC Attorney:** Shelby Turner



BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**  
JUL 15 2021  
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-20-683

MILES TERMITE )  
3012 OAKRIDGE RD )  
ENID, OK 73702 )

RESPONDENT. )

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) 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

Michael M. Miles - Manager  
Printed Name and Title:

Date: 6/29/2021

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. )

MILES TERMITE )  
3012 OAKRIDGE RD )  
ENID, OK 73702 )

RESPONDENT. )

Case No: OGC-20-683

**FILED**  
JUN 01 2021  
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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at 1:30 pm on **Thursday, August 12, 2021** 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.**

<sup>1</sup> 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(7); 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 pesticides as Miles Termite located at 3012 Oakridge Rd. in Enid, Oklahoma.

16. Pursuant to 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.

### **17. 35:30-17-67(a) Void treatment**

- (a) Voids shall be drilled or otherwise entered and treated. Drill holes shall be securely plugged after treatment except in crawl spaces, unless required by the label. Application pressure shall not exceed 25 psi.

### **18. 35:30-17-69(a)(3) Concrete slabs for existing structures**

- (a) The minimum standard for existing structure concrete slabs shall include the following:
  - (3) Maximum spacing for drilling shall be twelve inches (12") except where long rodding of the perimeter is performed.

### **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 September 14, 2020, a complaint investigation was performed by inspectors for the Oklahoma Department of Agriculture, Food, and Forestry.
21. As a result of this inspection, it was reported that Respondent performed a liquid termite treatment to a residence located at 102 Osage in Drummond, OK on July 16, 2015.
22. Respondent's application records indicate that Adonis was applied to this structure.
23. Further investigation revealed that Respondent failed to meet ODAFF's termite treatment minimum standards.
24. Specifically, the rock veneer voids were not drilled and treated.
25. Further, the concrete slab drill hole spacing frequently exceeded 12 inches.
26. On or about October 9, 2020, a Letter of Warning detailing the above violations was sent to Miles Termite.

### **ALLEGED CONCLUSIONS OF LAW**

27. Based upon the application of the above law to the aforementioned facts, Respondent violated OAC 35:30-17-67(a) and OAC 35:30-17-67(a)(3) by failing to drill and treat the rock veneer voids and failing to appropriately space the concrete slab drill holes.

### **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 405-522-5997.

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 Two Hundred Dollars (\$200.00).

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 01 day of April, 2021.

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



Teena G. Gunter, General Counsel, OBA # 17767  
James Rucker, Deputy General Counsel, OBA # 14574  
Wendi Morse, OBA # 33571  
Kambi Maddy, OBA # 13873  
✓ Shelby Turner, OBA # 34010  
Assistants General Counsel  
2800 N. Lincoln Blvd.  
Oklahoma City, OK 73105-4298  
Telephone: (405) 522-5997  
Facsimile: (405) 522-5789



**CERTIFICATE OF MAILING**

This is to certify that on this 01 day of July, 2021, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**MILES TERMITE  
3012 OAKRIDGE RD  
ENID, OK73702**

  
\_\_\_\_\_

Gina Blaylock

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

<b>THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, BY AND THROUGH THE OFFICE OF GENERAL COUNSEL</b>	)	
	)	
	)	
	)	
<b>COMPLAINANT,</b>	)	
<b>v.</b>	)	<b>Case No: <u>OGC-20-683</u></b>
	)	
<b>MILES TERMITE 3012 OAKRIDGE RD ENID, OK 73702</b>	)	
	)	
	)	
<b>RESPONDENT.</b>	)	

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) 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: \_\_\_\_\_