

SENATE AMENDMENTS

2nd Printing

By: Anderson, Aycok

H.B. No. 2345

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the Texas Organic Agricultural Industry
Advisory Board.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Title 3, Agriculture Code, is amended by adding
Chapter 50C to read as follows:

CHAPTER 50C. TEXAS ORGANIC AGRICULTURAL INDUSTRY ADVISORY BOARD

Sec. 50C.001. DEFINITION. In this chapter, "board" means
the Texas Organic Agricultural Industry Advisory Board.

Sec. 50C.002. COMPOSITION. (a) The board is composed of the
following 13 members appointed by the commissioner:

(1) four members who produce organic agricultural
products;

(2) two members who are retail sellers of organic
agricultural products;

(3) one member who distributes organic agricultural
products;

(4) one member who processes organic agricultural
products;

(5) one member who represents a Texas trade
association that represents the organic agricultural industry;

(6) one member who represents the Texas Cooperative
Extension;

(7) one technical advisor member who is employed by an

1 institution of higher education, as defined by Section 61.003,
2 Education Code, or government agency as a researcher or instructor:

3 (A) in the field of organic agriculture products
4 or sustainable agriculture; or

5 (B) who has technical expertise in soil biology,
6 agronomy, entomology, horticulture, or organic farming systems;

7 (8) one member who represents the public; and

8 (9) one representative from the department.

9 (b) The board shall elect a presiding officer from among its
10 members.

11 (c) Members of the board serve staggered terms of four
12 years, with either six or seven members' terms, as applicable,
13 expiring February 1 of each odd-numbered year. Members may be
14 reappointed at the end of a term.

15 (d) Chapter 2110, Government Code, does not apply to the
16 size, composition, or duration of the board.

17 (e) Service on the board by a state officer or employee is an
18 additional duty of the member's office or employment. Members of
19 the board are not entitled to compensation or reimbursement of
20 expenses.

21 Sec. 50C.003. DUTIES. The board shall:

22 (1) assist the department in:

23 (A) assessing the state of the organic
24 agricultural products industry in this state;

25 (B) developing recommendations to the
26 commissioner and the legislature to promote and expand the organic
27 agricultural products industry in this state;

1 (C) identifying and obtaining grants and gifts to
2 promote and expand the organic agricultural products industry in
3 this state; and

4 (D) developing a statewide organic agricultural
5 products education and awareness campaign not inconsistent with
6 Section 2.002 or 12.002 or any department policy relating to the
7 promotion of Texas agriculture and agricultural products,
8 utilizing the Texas Cooperative Extension's educational programs
9 and channels of distribution when appropriate; and

10 (2) review and provide guidance on rules impacting the
11 organic agricultural products industry in this state.

12 Sec. 50C.004 MEETINGS. The board shall meet at least once
13 each year and may meet at other times considered necessary by the
14 commissioner.

15 Sec. 50C.005. STAFF. The board is administratively
16 attached to the department. The department shall provide the board
17 with the staff necessary to carry out its duties under this chapter.

18 SECTION 2. This Act takes effect September 1, 2007.

ADOPTED

MAY 17 2007

Atty. Gen.
Secretary of the Senate

By: Watson

H.B. No. 2345

Substitute the following for ___B. No. _____:

By: [Signature]

C.S. ___B. No. _____

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(2) two members who are retail sellers of organic
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products;

(4) one member who processes organic agricultural
products;

(5) one member who represents a Texas trade
association that represents the organic agricultural industry;

(6) one member who represents the Texas Cooperative
Extension;

(7) one technical advisor member who is employed by an

1 institution of higher education, as defined by Section 61.003,
2 Education Code, or government agency as a researcher or instructor:

3 (A) in the field of organic agriculture products
4 or sustainable agriculture; or

5 (B) who has technical expertise in soil biology,
6 agronomy, entomology, horticulture, or organic farming systems;

7 (8) one member who represents the public; and

8 (9) one representative from the department.

9 (b) The board shall elect a presiding officer from among its
10 members.

11 (c) Members of the board serve staggered terms of four
12 years, with either six or seven members' terms, as applicable,
13 expiring February 1 of each odd-numbered year. Members may be
14 reappointed at the end of a term.

15 (d) Chapter 2110, Government Code, does not apply to the
16 size, composition, or duration of the board.

17 (e) Service on the board by a state officer or employee is an
18 additional duty of the member's office or employment. Members of
19 the board are not entitled to compensation or reimbursement of
20 expenses.

21 Sec. 50C.003. DUTIES. The board shall:

22 (1) assist the department in:

23 (A) assessing the state of the organic
24 agricultural products industry in this state;

25 (B) developing recommendations to the
26 commissioner and the legislature to promote and expand the organic
27 agricultural products industry in this state;

1 (C) identifying and obtaining grants and gifts to
2 promote and expand the organic agricultural products industry in
3 this state; and

4 (D) developing a statewide organic agricultural
5 products education and awareness campaign that:

6 (i) utilizes the Texas Cooperative
7 Extension's educational programs and channels of distribution,
8 when appropriate;

9 (ii) is consistent with Sections 2.002 and
10 12.002 and any department policies relating to the promotion of
11 Texas agriculture and agricultural products; and

12 (iii) does not refer negatively to any
13 other agriculture process that is used or to any agricultural
14 product that is grown or sold in this state; and

15 (2) review and provide guidance on rules impacting the
16 organic agricultural products industry in this state.

17 Sec. 50C.004. MEETINGS. The board shall meet at least once
18 each year and may meet at other times considered necessary by the
19 commissioner.

20 Sec. 50C.005. STAFF. The board is administratively
21 attached to the department. The department shall provide the board
22 with the staff necessary to carry out its duties under this chapter.

23 SECTION 2. This Act takes effect September 1, 2007.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 14, 2007

TO: Honorable Kip Averitt, Chair, Senate Committee on Natural Resources

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2345 by Anderson (Relating to the creation of the Texas Organic Agricultural Industry Advisory Board.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill creates a Texas Organic Agricultural Industry Advisory Board. The bill specifies that service on the board is considered an additional duty of the member's office or employment and therefore does not provide for either compensation or reimbursement of board-related duties. The bill does state that the Department of Agriculture (TDA) would provide administrative support to the board. TDA, however, anticipates being able to absorb any costs associated with those administrative duties within existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 551 Department of Agriculture

LBB Staff: JOB, WK, ZS, JF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 30, 2007

TO: Honorable Kip Averitt, Chair, Senate Committee on Natural Resources

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2345 by Anderson (Relating to the creation of the Texas Organic Agricultural Industry Advisory Board.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

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Local Government Impact

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Source Agencies: 551 Department of Agriculture

LBB Staff: JOB, WK, ZS, JF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

March 26, 2007

TO: Honorable Sid Miller, Chair, House Committee on Agriculture & Livestock

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2345 by Anderson (Relating to the creation of the Texas Organic Agricultural Industry Advisory Board.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill creates a Texas Organic Agricultural Industry Advisory Board. The bill specifies that service on the board is considered an additional duty of the member's office or employment and therefore does not provide for either compensation or reimbursement of board-related duties. The bill does state that the Department of Agriculture (TDA) would provide administrative support to the board. TDA, however, anticipates being able to absorb any costs associated with those administrative duties within existing resources.

Local Government Impact

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Source Agencies: 551 Department of Agriculture

LBB Staff: JOB, WK, ZS, JF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

March 19, 2007

TO: Honorable Sid Miller, Chair, House Committee on Agriculture & Livestock

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2345 by Anderson (Relating to the creation of the Texas Organic Agricultural Industry Advisory Board.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill creates a Texas Organic Agricultural Industry Advisory Board. The bill specifies that service on the board is considered an additional duty of the members' office or employment and therefore does not provide for either compensation or reimbursement of board-related duties. The bill does state that the Department of Agriculture (TDA) would provide administrative support to the board. TDA, however, anticipates being able to absorb any costs associated with those administrative duties within existing resources.

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