- 1 HB30
- 2 172951-5
- 3 By Representative Sessions
- 4 RFD: Agriculture and Forestry
- 5 First Read: 02-FEB-16
- 6 PFD: 01/29/2016

1	<u>ENGROSSED</u>
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	Relating to agriculture and the regulation of seeds;
9	to add Section 2-26-3.1 to the Code of Alabama 1975, to
10	specify that the regulation of seeds would be reserved to the
11	Board of Agriculture and Industries and the Commissioner of
12	Agriculture and Industries pursuant to general law; and to
13	prohibit any local regulation of seeds.
14	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
15	Section 1. Section 2-26-3.1 is added to the Code of
16	Alabama 1975, to read as follows:
17	§2-26-3.1.
18	(a) This chapter and its provisions and requirements
19	are of statewide concern and occupy the whole field of
20	regulation regarding the cultivation, harvesting, production,
21	processing, registration, labeling, marketing, sale, storage,
22	transportation, distribution, possession, notification of use,
23	planting, or other use of seeds. The entire subject matter of
24	this chapter shall be subject to the exclusive jurisdiction of
25	the Board of Agriculture and Industries and the Commissioner
26	of Agriculture and Industries.

(b) Except as otherwise specifically provided in 1 2 this chapter, no law, ordinance, rule, regulation, or 3 resolution of any county, municipality, or other political subdivision of this state may prohibit or in any way attempt 4 5 to regulate any matter relating to the cultivation, harvesting, production, processing, registration, labeling, 6 7 marketing, sale, storage, transportation, distribution, 8 possession, notification of use, and planting of seeds. Any 9 law, ordinance, rule, regulation, or resolution in conflict 10 with, in addition to, or supplemental to this chapter, is declared to be invalid and of no effect. 11

(c) Nothing in this chapter shall be construed to preempt or limit remedies available under common law or statute.

Section 2. This act shall become effective immediately following its passage and approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7 8	Read for the first time and referred to the House of Representatives committee on Agriculture and Forestry
9 10 11	Read for the second time and placed on the calendar
12 13 14	Read for the third time and passed as amended
15 16 17 18	Jeff Woodard Clerk