

1 SB58  
2 172951-2  
3 By Senator Whatley  
4 RFD: Agriculture, Conservation, and Forestry  
5 First Read: 02-FEB-16  
6 PFD: 01/26/2016

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8 SYNOPSIS: This bill would prohibit any local  
9 regulation of seeds and would specify that the  
10 regulation of seeds would be reserved to the Board  
11 of Agriculture and Industries and the Commissioner  
12 of Agriculture and Industries pursuant to general  
13 law.

14  
15 A BILL  
16 TO BE ENTITLED  
17 AN ACT

18  
19 Relating to agriculture and the regulation of seeds;  
20 to add Section 2-26-3.1 to the Code of Alabama 1975, to  
21 specify that the regulation of seeds would be reserved to the  
22 Board of Agriculture and Industries and the Commissioner of  
23 Agriculture and Industries pursuant to general law; and to  
24 prohibit any local regulation of seeds.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Section 2-26-3.1 is added to the Code of  
27 Alabama 1975, to read as follows:

1 §2-26-3.1.

2 (a) This chapter and its provisions and requirements  
3 are of statewide concern and occupy the whole field of  
4 regulation regarding the cultivation, harvesting, production,  
5 processing, registration, labeling, marketing, sale, storage,  
6 transportation, distribution, possession, notification of use,  
7 planting, or other use of seeds. The entire subject matter of  
8 this chapter shall be subject to the exclusive jurisdiction of  
9 the Board of Agriculture and Industries and the Commissioner  
10 of Agriculture and Industries.

11 (b) Except as otherwise specifically provided in  
12 this chapter, no law, ordinance, rule, regulation, or  
13 resolution of any county, municipality, or other political  
14 subdivision of this state may prohibit or in any way attempt  
15 to regulate any matter relating to the cultivation,  
16 harvesting, production, processing, registration, labeling,  
17 marketing, sale, storage, transportation, distribution,  
18 possession, notification of use, and planting of seeds. Any  
19 law, ordinance, rule, regulation, or resolution in conflict  
20 with, in addition to, or supplemental to this chapter, is  
21 declared to be invalid and of no effect.

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