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HOUSE BILL 161

53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018

INTRODUCED BY

William "Bill" R. Rehm and Jimmie C. Hall

AN ACT

RELATING TO AGRICULTURE; ESTABLISHING STATE PREEMPTION OF THE
REGULATION OF AGRICULTURAL AND VEGETABLE SEEDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 76-10-11 NMSA 1978 (being Laws 1967,
Chapter 68, Section 1) is amended to read:

"76-10-11. SHORT TITLE.--~~[This act]~~ Sections 76-10-11
through 76-10-22 NMSA 1978 may be cited as the "New Mexico Seed
Law"."

SECTION 2. A new section of the New Mexico Seed Law is
enacted to read:

"[NEW MATERIAL] STATE PREEMPTION.--Except as otherwise
authorized in Chapter 76, Article 10 NMSA 1978, a city, county
or other political subdivision of the state or a home rule
municipality or county shall not adopt or continue in effect

underscored material = new
[bracketed material] = delete

underscored material = new
~~[bracketed material]~~ = delete

1 any ordinance, rule, regulation or statute regulating
2 agricultural or vegetable seeds, including the cultivation,
3 harvest, production, processing, certification, labeling,
4 inspection, analyzing, testing, sampling, classification,
5 designation, advertising, sale, storage, transportation,
6 distribution, possession, notification of use, planting or
7 other use of agricultural or vegetable seeds."

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