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

.208691.2
any ordinance, rule, regulation or statute regulating
agricultural or vegetable seeds, including the cultivation,
harvest, production, processing, certification, labeling,
inspection, analyzing, testing, sampling, classification,
designation, advertising, sale, storage, transportation,
distribution, possession, notification of use, planting or
other use of agricultural or vegetable seeds."