

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Representative Northcutt**

**A BILL ACT 955 OF 1991**  
**HOUSE BILL 2016**

**For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE 2-18-105 TO PROVIDE FOR  
9 FEES FOR PROMOTION AND ADVERTISING OF CERTIFIED SEED; AND  
10 FOR OTHER PURPOSES."

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12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. Arkansas Code 2-18-105 is hereby amended to read as follows:

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16 "2-18-105. Fees.

17 (a) To cover costs of inspection and certification, the board shall  
18 require reasonable fees of all applicants in advance. These fees shall be  
19 deposited in a separate fund and shall be used in carrying out the purposes of  
20 this chapter.

21 (b) To cover costs of promotion and advertising of certified seed, the  
22 Plant Board shall establish by regulation, after a public hearing, promotion  
23 and advertising fees which shall be collected in advance. Said fees shall be  
24 assessed upon the acreage grown for certified agricultural seed production or  
25 upon the number of certified tags and labels sold for production of certified  
26 seed from such acreage. Those fees collected for seed promotion and  
27 advertising shall be remitted by the board to the Arkansas Seed Dealers and  
28 Seed Growers Associations, or their successors, which shall establish and  
29 administer their own promotion and advertising programs. Prior to collecting  
30 the fees under this subsection or increasing those fees hereafter, the Plant  
31 Board shall seek the advice of the Joint Interim Committee on Agriculture and  
32 Economic Development."

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34 SECTION 2. All provisions of this act of a general and permanent nature  
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
36 Revision Commission shall incorporate the same in the Code.

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SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: 3/29/91