

## **A Selection of State Laws Potentially Affected by Rep. Steve King's HR 4879/3599**

### **Alabama**

Ala.Code 1975 § 2-20-5: Making it unlawful to sell barley, oats, or other grains bleached with sulfur fumes

### **Arkansas**

A.C.A. § 20-61-206: Labeling requirements for catfish and catfish-like products

A.C.A. § 2-15-203: Prohibits the introduction, sale, planting, harvesting, transporting, storing, processing, or otherwise handling of rice with characteristics of commercial impact, except in compliance with State Plant Board

### **Arizona**

ARS § 3-1336: Inspection requirements for livestock to be slaughtered, sold or transported

A.R.S. § 3-623: Sets requirements for manufacturing milk or cream

### **California**

Cal.Food & Agric.Code § 34091: Makes it unlawful to sell milk or milk products represented as "pasteurized" if they are not pasteurized

Cal. Health & Safety Code § 25982: Prohibits sale of products created by force-feeding birds to enlarge their livers (i.e. foie gras)

Cal. Bus. & Prof. Code § 25236: Prohibits labeling wine "California central coast counties dry wine" unless it originates from one of certain counties in the state, and authorizes seizure and disposal of wine not in compliance

### **Delaware**

3 Del.C. § 1502: Sets labeling requirements for agricultural, vegetable and flower seeds sold or transported within the state for sowing purposes

3 Del.C. § 7301: Prohibits importation of dairy cows and other cattle for breeding purposes except if accompanied by certificate from inspector certifying tuberculin test results

### **Florida**

F.S.A. § 585.145: Aquaculture restrictions including prohibitions on co-mingling wild and aquaculture shellfish and transporting wild products at same time as aquaculture products

F.S.A. § 601.98: Unlawful to sell citrus fruit in or from Florida that is grown, canned or concentrated in another state in such a manner as to indicate that it was produced in Florida

F.S.A. § 601.93: Prohibiting sale of citrus fruit containing arsenic

*Source: The Humane Society of the United States*

**Georgia**

Ga. Code Ann., § 2-14-134 : Prohibits selling, labeling/classifying/packaging onions that are not Vidalias as such

Ga. Code Ann., § 2-14-63: Requires pecans determined unfit for human consumption to be destroyed, crushed, or rendered unfit for sale for human consumption by processors or wholesalers

**Kansas**

K.S.A. 2-2302: Makes it unlawful to label or represent any agricultural product or container thereof in any way that is misleading; makes it unlawful to move into state for sale any agricultural product labeled or represented in misleading manner

**Kentucky**

KRS § 244.370: Prohibits bottling or removing from the state whiskey produced from grains cooked, fermented, and distilled in Kentucky unless it has been aged in oak barrels for a period of not less than one year (exceptions for if the word "Kentucky" or implications of Kentucky origin do not appear on the label or packaging)

KRS § 257.060: Prohibits importing animals infected with communicable disease or that have been exposed within last 30 days to communicable disease

**Louisiana**

LSA-R.S. 3:3682: Restricts sale of agricultural products grown or produced in any other state which is falsely represented for sale as a product of Louisiana

**Massachusetts**

M.G.L.A. 129 App. §1-3 (Question 3): Prohibits the confinement of farm animals in a manner that does not allow them to turn around freely, lie down, stand up, and fully extend their limbs and prohibits sale of those products

M.G.L.A. 130 § 81: Prohibits transporting or selling imported shellfish unless certain certification and labeling requirements are met

**Minnesota**

M.S.A. § 25.37: Prohibits adulteration of commercial feed

M.S.A. § 35.155: Sets restrictions for farmed cervidae and prohibits import of cervidae into state from a herd that is infected or exposed to chronic wasting disease

M.S.A. § 18F.07: Sets conditions on release of genetically engineered agricultural organisms

**Mississippi**

Miss. Code Ann. § 69-7-60: Restricting labeling of catfish products; notice of country of origin, etc.

*Source: The Humane Society of the United States*

Miss. Code Ann. § 97-23-7: Prohibits fraudulent packing of cotton

### **Missouri**

V.A.M.S. 280.020: Makes it unlawful to sell any treated timber product within the state unless treated timber meets state standards

V.A.M.S. 266.071: Makes it unlawful to sell, distribute, etc., any agricultural or vegetable seed unless certain requirements are met (test to determine percentage of germination was performed within ten months of time seed is sold, labeled according to state law, etc.)

### **Nebraska**

Neb.Rev.St. § 2-10,113: Prohibits importing soils or plant pests or distributing any nonindigenous plant pests; prohibits importing or distributing any nonindigenous biological control agent or genetically engineered plant organism to be used in open environment without a permit

### **New Hampshire**

N.H. Rev. Stat. § 179:40-a: Prohibits selling specialty beer with alcohol content greater than 12% unless label and packaging clearly states percent alcohol by volume

N.H. Rev. Stat. § 146:13: Prohibits sale of imitation maple syrup

### **New Mexico**

N. M. S. A. 1978, § 77-9-4: Prohibits sale of livestock unless branded or other means of identification

N. M. S. A. 1978, § 25-11-3: Makes it unlawful to knowingly advertise, describe, label, or offer for sale chili peppers or products containing chili peppers are being NM chilis unless they were grown in NM; makes it unlawful to advertise, describe, label, or offer for sale chili peppers or products containing chili peppers using the name of any city, town, county, village... or other geographic feature located in NM in a misleading or deceptive manner that states or reasonably implies that the chilis are a product of NM if they are not

N. M. S. A. 1978, § 76-16-5: Requires unshelled pecans to be free from blanks and damage such as germinated kernels and free from foreign materials, etc.; sets specific label requirements for containers of unshelled pecans

### **New York**

N.Y. AGM. LAW § 152: Regulates sale and production of adulterated turpentine

McKinney's Agriculture and Markets Law § 204-d: Restricts sales of adulterated fruit juices (including apple)

N.Y. Agric. & Mkts. Law § 201-g: Prohibits manufacturing, processing, packing, selling, etc. certain products represented or branded as halal unless contact info for the person who certified the product as halal has been filed with the state.

*Source: The Humane Society of the United States*

**North Carolina**

N.C.G.S.A. § 106-284.39: Prohibits manufacturing or distributing commercial feed that is adulterated or misbranded

N.C.G.S.A. § 106-92.6: Prohibits sale and distribution of agricultural liming materials that do not comply with state law, or which contain toxic materials in quantities injurious to plants or animals

**Ohio**

R.C. § 917.04 : Sets raw milk sale and labeling provisions

R.C. § 909.10: Restrictions on importing bees into the state (inspection certificates, etc.)

**Oklahoma**

2 Okl. St. § 6-197: Prohibits trade in animal parts not for human consumption that are not labeled as such

2 Okl. St. § 3-106: Prohibits sales of bee products unless free of bee disease and pests

**Pennsylvania**

43 P.S. § 1301.102 : Limits child labor among seasonal farm workers; establishes conditions for wage/hours/conditions of work

**Tennessee**

T. C. A. § 43-18-109: Makes it a crime to sell or dispose of cotton or tobacco fraudulently packed with wood, iron, rocks, dirt or other substance

**Texas**

V.T.C.A., Agriculture Code § 163.086: Prohibits selling cattle infected with brucellosis

V.T.C.A., Agriculture Code § 134.013: Sets requirements for shrimp production within the coastal zone, including wastewater discharge permits

**Virginia**

VA Code Ann. § 3.2-4015: Makes it unlawful to sell seeds or seed mixtures that do not meet certain requirements

VA Code Ann. § 3.2-4812: Makes it unlawful for manufacturer or guarantor of commercial feed to manufacture or distribute misbranded commercial feed; to adulterate or misbrand commercial feed; etc. Makes it unlawful for manufacturer or guarantor of commercial feed to manufacture or distribute misbranded commercial feed; to adulterate or misbrand commercial feed; etc.

**Virgin Islands**

*Source: The Humane Society of the United States*

12 V.I.C. § 322: Prohibits fishing by means of explosives; prohibits selling fish caught by means of any kind of explosives