

## CHAPTER NO. 19

## SENATE BILL NO. 2207

**By Burks, McLeary, Cooper, McNally, Miller, Hagood, Ramsey, Kilby, Williams, Norris, Tracy, Ketron, Herron, Jackson, Kurita, Haynes**

**Substituted for: House Bill No. 1931**

**By Davidson, Bone, Borchert, Litz, Clem, Baird, Swafford, Dunn, Davis, Mumpower, Niceley, Crider, Shaw, Sharp, McDaniel, Gresham**

AN ACT to amend Tennessee Code Annotated, Title 1 and Title 43, relative to agriculture.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 1-3-105, is amended by adding a new, appropriately numbered subdivision, as follows:

( ) "Agriculture" means:

(1) The land, buildings and machinery used in the commercial production of farm products and nursery stock;

(2) The activity carried on in connection with the commercial production of farm products and nursery stock; and

(3) Recreational and educational activities on land used for the commercial production of farm products and nursery stock.

As used in this definition of agriculture, the term "farm products" means forage and sod crops; grains and feed crops; dairy and dairy products; poultry and poultry products; livestock, including breeding and grazing; fruits; vegetables; flowers; seeds; grasses; forestry products; fish and other aquatic animals used for food; bees; equine; and all other plants and animals that produce food, feed, fiber or fur.

As used in this definition of agriculture, the term "nursery stock" means all trees, shrubs, or other plants, or parts of such trees, shrubs or other plants, grown or kept for, or capable of, propagation, distribution or sale on a commercial basis.

SECTION 2. Tennessee Code Annotated, Title 43, Chapter 1, Part 1, is amended by adding the following language as a new section:

(a) The definition of agriculture as set forth herein shall be applicable to the term wherever it appears in the code, unless a different definition is specifically made applicable to the part, chapter, or section in which the term appears.

(b) "Agriculture" means:

(1) The land, buildings and machinery used in the commercial production of farm products and nursery stock;

(2) The activity carried on in connection with the commercial production of farm products and nursery stock; and

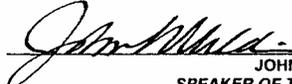
(3) Recreational and educational activities on land used for the commercial production of farm products and nursery stock.

As used in this definition of agriculture, the term "farm products" means forage and sod crops; grains and feed crops; dairy and dairy products; poultry and poultry products; livestock, including breeding and grazing; fruits; vegetables; flowers; seeds; grasses; forestry products; fish and other aquatic animals used for food; bees; equine; and all other plants and animals that produce food, feed, fiber or fur.

As used in this definition of agriculture, the term "nursery stock" means all trees, shrubs, or other plants, or parts of such trees, shrubs or other plants, grown or kept for, or capable of, propagation, distribution or sale on a commercial basis.

SECTION 3. This act shall be take effect upon becoming a law, the public welfare requiring it.

**PASSED: March 21, 2005**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 4<sup>th</sup> day of April 2005**

  
PHIL BREDEESEN, GOVERNOR