



State of Tennessee
PUBLIC CHAPTER NO. 1049

HOUSE BILL NO. 3263

By Representative Halford

Substituted for: Senate Bill No. 3027

By Senator Gresham

AN ACT to amend Tennessee Code Annotated, Title 43, Chapter 29, Part 1, relative to agriculture commodities promotion.

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

SECTION 1. Tennessee Code Annotated, Section 43-29-109, is amended by deleting the second sentence in its entirety and substituting instead the following:

Each purchaser shall submit to the department or to the department's contractor or designee the total amount of funds withheld from producers on or before a date specified by the commissioner. The assessment levied on each head of cattle sold shall not apply to cattle purchased by a purchaser whose only share in the proceeds of a sale is a sales commission or handling fee or other service fee and who has delivered the cattle to facilitate the transfer of ownership from the seller and a third party. These cattle must be resold within ten (10) days from the date on which the person acquired ownership, with certification made to the department on forms approved by the commissioner.

SECTION 2. Tennessee Code Annotated, Section 43-29-115, is amended by deleting the language of subsection (e) in its entirety and substituting instead:

(e) An annual report of its activities shall be filed with the commissioner on or before the date specified by the commissioner.

SECTION 3. Tennessee Code Annotated, Section 43-29-118, is amended by deleting the section in its entirety and by substituting instead the following:

43-29-118.

(a) The Tennessee beef promotion board shall be composed of twelve (12) members, to be appointed by the commissioner as provided in this section.

(b) All twelve (12) members of the board shall be producers of beef animals or representatives of the beef industry in the state. The members of the Tennessee beef promotion board shall be the members of the board of directors of the Tennessee beef industry council, certified under 7 CFR 1260.315. Vacancies that occur shall be filled by the commissioner from individuals nominated by the organizations that are represented on the board of directors of the Tennessee beef council and in the same representation ratios.

(c) The commissioner or the commissioner's designee shall be an ex officio nonvoting member of the board.

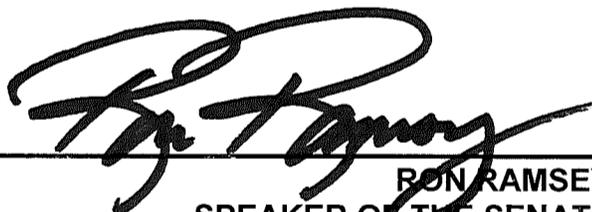
SECTION 4. Section 3 of this act shall take effect July 1, 2012, the public welfare requiring. The remaining sections of this bill shall take effect upon becoming law, the public welfare requiring it.

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PASSED: APRIL 27, 2012



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 21st day of May 2012



BILL HASLAM, GOVERNOR