

APA-2
6/96

ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRIES
DIVISION OF PLANT INDUSTRY

NOTICE OF INTENDED ACTION

Agency Name: Alabama Department of Agriculture and Industries

Rule Nos. & Titles 80-10-2-.10 Violations.

Intended Action: To Amend.

Substance of Proposed Action: To add sweet potato table stock.

Time, Place, Manner of Presenting Views: Views may be presented in writing to the contact person below or in person on the meeting date, Tuesday, May 10, 2011, at 10:00 a.m., in the Board Room of the Richard Beard Building, 1445 Federal Drive, Montgomery, Alabama.

Final Date for Comment and Completion of Notice: May 10, 2011.

Contact Person at Agency: Robert J. Russell, Assistant Attorney General and Legal Counsel, Department of Agriculture and Industries, 1445 Federal Drive, Montgomery, Alabama 36107-1123, Telephone No. 240-7117.

3-21-11
Date

John McMillan
John McMillan,
Commissioner of Agriculture
and Industries

80-10-2-10 Violations. Sweet potato seed, or sweet potato plants or sweet potato table stock found infested with any pests which presents a potential hazard to the sweet potato industry, or which is otherwise in violation of any of the provisions of this chapter shall be declared to be a public nuisance and shall be suspended from sale, confiscated, ordered to be destroyed, or destroyed by the commissioner. The cost for removal and destruction of sweet potato seed, or sweet potato plants, declared to be a public nuisance shall be borne by the owner, shipper, or person in charge of such sweet potato seed, or sweet potato plants. At the discretion of the commissioner, the sweet potato seed, or sweet potato plants, or sweet potato table stock declared a public nuisance may be shipped out of Alabama at the expense of the owner, shipper, or person in charge of sweet potato seed, or sweet potato plants, or sweet potato table stock.

Author: Charles H. Barnes, Robert J. Russell

Statutory Authority: Code of Ala. 1975, §§2251, et seq.

History: Filed April 19, 1982 as Rule No. 80101.02. Rules reformatted Rule No. changed to Chapter 80102: Filed June 19, 1986. **Amended:** Filed December 9, 1988. **Amended:** Filed March 21, 2011.