

House File 2438 - Introduced

HOUSE FILE _____
BY KUHN

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to agricultural seeds that have been genetically
2 modified, by providing for costs associated with making the
3 genetic modifications and making a penalty applicable.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 6390YH 82
6 da/nh/5

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1 1 Section 1. Section 199.1, subsection 2, Code 2007, is
1 2 amended to read as follows:
1 3 2. "Agricultural seed" means grass, forage, cereal, oil,
1 4 fiber, and any other kind of crop seed commonly recognized
1 5 within this state as agricultural seed, lawn seed, vegetable
1 6 seed, or seed mixtures. ~~Agricultural seed~~ "Agricultural seed"
1 7 ~~includes such seed regardless of whether it has been~~
1 8 ~~genetically modified.~~ "Agricultural seed" may include any
1 9 additional seed the secretary designates by rules.
1 10 Sec. 2. Section 199.1, Code 2007, is amended by adding the
1 11 following new subsection:
1 12 NEW SUBSECTION. 6A. "Genetically modified" means to alter
1 13 the genetic characteristics of a plant by modifying the
1 14 deoxyribonucleic acid of the plant's seed in a manner other
1 15 than by breeding or pollination.
1 16 Sec. 3. NEW SECTION. 199.7A AGRICULTURAL SEED OFFER ==
1 17 DISCLOSURE.
1 18 A person required to label a container of agricultural seed
1 19 pursuant to section 199.3 shall not sell genetically modified
1 20 agricultural seed in a container, unless the person segregates
1 21 the per-container costs associated with making the genetic
1 22 modifications and the per-container costs of the agricultural
1 23 seed had it not been genetically modified. The segregated
1 24 costs shall be made available to a person who may purchase the
1 25 genetically modified agricultural seed prior to the purchase.
1 26 The person required to label the container may provide the
1 27 segregated costs in a printed format or on their internet web
1 28 site.

EXPLANATION

1 30 This bill amends Code chapter 199, Iowa's seed law, which
1 31 generally provides for labeling requirements. The bill amends
1 32 the Code chapter's definition of "agricultural seed" which
1 33 includes grass, forage, cereal, oil, fiber, and any other kind
1 34 of crop seed, lawn seed, vegetable seed, or seed mixture. The
1 35 bill provides that agricultural seed includes any such seed
2 1 regardless of whether it has been genetically modified
2 2 (changing its genetic characteristics in a manner other than
2 3 breeding or pollination).
2 4 The bill provides that a person required to label a
2 5 container of agricultural seed cannot sell genetically
2 6 modified agricultural seed in a container, unless the person
2 7 segregates the per-container costs associated with making the
2 8 genetic modifications and the per-container costs of the
2 9 agricultural seed if it had not been genetically modified.
2 10 The bill provides that the labeler must provide the segregated
2 11 costs in a printed format or on their internet web site.
2 12 Code section 199.13 provides that a person who violates the
2 13 provisions of the Code chapter is guilty of a simple
2 14 misdemeanor. A simple misdemeanor is punishable by
2 15 confinement for no more than 30 days or a fine of at least \$65
2 16 but not more than \$625 or by both.
2 17 LSB 6390YH 82
2 18 da/nh/5