## TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 80 Department of Agriculture and Industr	ies
Rule No. 80-1-708	
Rule Title: Inspection Fee Required	
New;X _Amend; Repeal;Adopt by	Reference
Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?	No
Is there a reasonable relationship between the State's police power and the protection of the public health, safety or welfare?	Yes
Is there another less restrictive method of regulation available that could adequately protect the public?	No
Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree?	Yes
Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule?	No
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?	Yes
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Does the proposed rule have any economic impact?	No
If the proposed rule has an economic impact, the propose accompanied by a fiscal note prepared in accordance Section 41-22-23, Code of Alabama 1975.	essed rule is required to with subsection (f) or
**************************************	******
I certify that the attached proposed rule has been procompliance with the requirements of Chapter 22, Title 1975, and that it conforms to all applicable filing reAdministrative Procedure Division of the Legislative R	41, <u>Code of Alabama</u>
Signature of certifying officer John McMu	lles
Date: June 100 2011	

(DATE FILED)
(STAMP)

## ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRIES FOOD SAFETY

## NOTICE OF INTENDED ACTION

Agency Name: Alabama Department of Agriculture and Industries

Rule No. & Title: 80-1-7-.08 Inspection Fee Required

Intended Action: To amend

Substance of Proposed Action: To update fee.

Time, Place, Manner of Presenting Views: Views may be presented in writing to the contact person below or in person on Tuesday, August 9, 2011 at 10:00 a.m., in the Auditorium of the Richard Beard Building, 1445 Federal Drive, Montgomery, Alabama.

Final Date for Comment and Completion of Notice: August 9, 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.

June 16 2011

**#**ohn McMillan

Commissioner of Agriculture

and Industries

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## 80-1-7-.08 Inspection Fee Required.

An inspection fee of 20 25 cents per ton of gross sales shall accompany the monthly gross sales report, required under the provisions of Code of Ala.1975 §2-23-5, for each manufacturer or distributor of agricultural liming materials, to be sent to the Commissioner of Agriculture and Industries.

Author: Charles H. Barnes, Robert J. Russell Statutory Authority: Code of Ala. 1975, §2-23-9.

History: Filed April 19, 1982. Amended: Filed August 16, 2004;

Amended: Filed June 16, 2011.