TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 80 Department of Agriculture and Industrie	es
Rule No. 80-8-502	
Rule Title: Referendum To Be Held.	
New;X _Amend; Repeal;Adopt by R	Reference
Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?	Yes
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?	No
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?	<u>No</u>
If the proposed rule has an economic impact, the propos be accompanied by a fiscal note prepared in accordance Section 41-22-23, Code of Alabama 1975 .	ed rule is required to with subsection (f) or
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Certification of Authorized Official	
I certify that the attached proposed rule has been prop compliance with the requirements of Chapter 22, Title 4 1975, and that it conforms to all applicable filing req Administrative Procedure Division of the Legislative Re Signature of certifying officer	1, <u>Code of Alabama</u> uirements of the
Date: 3 14 11	/ '6'
pate:	

(DATE FILED) (STAMP)

ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRIES DIVISION OF MARKETING

NOTICE OF INTENDED ACTION

Agency Name: Alabama Department of Agriculture and Industries

Rule No. & Title: 80-8-5-.02 Referendum To Be Held.

Intended Action: To Amend

<u>Substance of Proposed Action:</u> To renew the period during which feed grain is sold in accordance with the referendum to be held.

Time, Place, Manner of Presenting Views: Views may be presented in writing to the contact person below or in person on the meeting date May 10, 2011 in the Auditorium 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.

Date

John McMillan

Commissioner of Agriculture

and Industries

apa-2.frm

80-8-5-.02 Referendum To Be Held. A referendum shall be held by the Association certified by the Board of Agriculture and Industries, under the provisions of Code of Ala. 1975, \$2-8-234, on a statewide basis at which time Alabama producers of wheat, corn, grain sorghum, and oats may vote, upon the question of whether they favor an assessment of \$.01 per net bushel after deductions for foreign matter on any feed grains sold by said producers during the period beginning on November 16, 2006 2011, and ending on November 16,2011 2016, for the purpose of financing a promotional program for grains as authorized by Code of Ala. 1975, \$2-8-246.

Authors: Robert J. Russell, Reginald L. Sorrells
Statutory Authority: Code of Ala. 1975, \$2-8-249.
History: Filed August 22, 1986. Amended: August 27,
1991. Amended: Filed August 15, 1996; effective
September 19, 1996. Amended: Filed August 15, 2001;
effective September 19, 2001. Amended: Filed August 18,
2006' effective September 22, 2006. Amended: