

E AND R AMENDMENTS TO LB 263

Introduced by Enrollment and Review Committee: Nordquist, 7,
Chairperson

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. The Nebraska Seed Law and any rules and
4 regulations adopted and promulgated thereunder shall supersede and
5 preempt any ordinance, rule, regulation, or resolution enacted by
6 any political subdivision of the state regarding the regulation
7 of seeds. No political subdivision shall prohibit or in any other
8 manner regulate any matter relating to the registration, labeling,
9 or sale of seeds based upon the type, nature, or genetic makeup of
10 such seeds. No political subdivision shall prohibit or in any other
11 manner regulate any matter relating to the registration, labeling,
12 sale, storage, transportation, distribution, notification of use,
13 planting, or cultivation of seeds that are in addition to or in
14 conflict with the Nebraska Seed Law and any rules and regulations
15 adopted and promulgated thereunder. Nothing in this section shall
16 be construed to preempt or otherwise limit the authority of any
17 city or county to adopt and enforce zoning regulations.

18 Sec. 2. Section 81-2,147, Reissue Revised Statutes of
19 Nebraska, is amended to read:

20 81-2,147 Sections 81-2,147 to 81-2,147.11 and section 1
21 of this act shall be known and cited as the Nebraska Seed Law.

22 Sec. 3. The Nebraska Commercial Fertilizer and Soil
23 Conditioner Act and any rules and regulations adopted and

1 promulgated thereunder shall supersede and preempt any ordinance,
2 rule, regulation, or resolution enacted by any political
3 subdivision of the state regarding the regulation of fertilizer and
4 soil conditioners. No political subdivision shall prohibit or in
5 any other manner regulate any matter relating to the registration,
6 labeling, or sale of fertilizer and soil conditioners. No political
7 subdivision shall prohibit or in any other manner regulate any
8 matter relating to the storage, transportation, distribution,
9 notification of use, or use that are in addition to or in conflict
10 with the Nebraska Commercial Fertilizer and Soil Conditioner Act
11 and any rules and regulations adopted and promulgated thereunder.
12 Nothing in this section shall be construed to preempt or otherwise
13 limit the authority of any city or county to adopt and enforce
14 zoning regulations or any natural resources district to enforce the
15 Nebraska Ground Water Management and Protection Act.

16 Sec. 4. Section 81-2,162.22, Reissue Revised Statutes of
17 Nebraska, is amended to read:

18 81-2,162.22 Sections 81-2,162.01 to 81-2,162.27 and
19 section 3 of this act shall be known and may be cited as the
20 Nebraska Commercial Fertilizer and Soil Conditioner Act.

21 Sec. 5. Original sections 81-2,147 and 81-2,162.22,
22 Reissue Revised Statutes of Nebraska, are repealed.