

PROPOSED RULES  
OF  
TENNESSEE DEPARTMENT OF AGRICULTURE  
DIVISION OF MARKETING

CHAPTER 0080-5-5  
RULES AND REGULATIONS PERTAINING TO TENNESSEE COMMERCIAL FEED LAW  
OF 1972

Presented herein are proposed rules of the Tennessee Department of Agriculture submitted pursuant to Tennessee Code Annotated, Section 4-5-202 in lieu of a rulemaking hearing. It is the intent of the Department to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of Tennessee Administrative Register in which the proposed rules are published. Such petition to be effective must be filed in the office of the Staff Attorney, Ellington Agricultural Center, P. O. Box 40627, Melrose Station, Nashville, Tennessee 37204 and in the Administrative Procedures Division of the Department of State, Fifth Floor, James K. Polk State Office Building, Sixth and Deaderick, Nashville, Tennessee 37219, and must be signed by twenty-five (25) persons who will be affected by the rule, or an association of persons who will be affected by the rule, or an association of twenty-five (25) or more members, or any standing committee of the general assembly. The text of the proposed rule is as follows:

NEW RULES

0080-5-5-.19 Inspection Fees - Reports

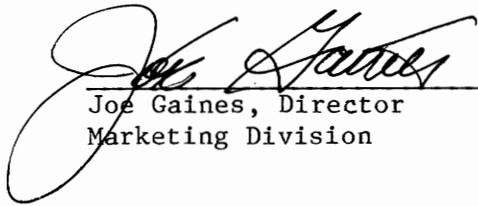
0080-5-5-.19 INSPECTION FEES - REPORTS.

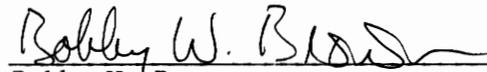
(a) The person responsible for paying the inspection fees shall file a quarterly report stating the tonnage of all commercial feed that the person manufactured or distributed in this State or stating that no tonnage of commercial feed was distributed during that quarter. Each quarterly tonnage report shall be accompanied by payment of the inspection fee due based on the tonnage reported for that quarter.

(b) The report of tonnage and inspection fee shall be due and payable on a quarterly basis on the fifteenth day of the following quarter (fifteenth day of April, July, October, and January), covering the tonnage of commercial feeding stuffs sold during the past quarter.

STATUTORY AUTHORITY: T.C.A. Section 44-6-109.

Signature of the agency officer or officers directly responsible for proposing and/or drafting these rules:

  
\_\_\_\_\_  
Joe Gaines, Director  
Marketing Division

  
\_\_\_\_\_  
Bobby W. Brown  
Staff Attorney

I certify that this is an accurate and complete copy of proposed rules lawfully promulgated and adopted by the Tennessee Department of Agriculture on the 14th day of April, 1987.

  
\_\_\_\_\_  
A. C. Clark, Commissioner

Subscribed and sworn to before me this 14th day of April, 1987.

  
\_\_\_\_\_  
Billie M. Smotherman  
Notary Public

My Commission expires on the 13th day of May, 1989.

All proposed rules provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

  
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W. J. Michael Cody  
Attorney General and Reporter

The proposed rules set out herein were properly filed in the Administrative Procedures Division of the Department of State and pursuant to the instructions set out above and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 29<sup>th</sup> day of August, 1981, unless repealed, withdrawn, or stayed by the Tennessee Department of Agriculture or disapproved by the appropriate standing committee of the general assembly. This statement of effective date does not constitute the actual effective date of the rule which follows:

Gentry Crowell  
Gentry Crowell  
Secretary of State

BY: Janus Davis

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