



Sen. Wm. Sam McCann

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LRB099 19639 SLF 46605 a

1 AMENDMENT TO SENATE BILL 3130

2 AMENDMENT NO. _____. Amend Senate Bill 3130 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Seed Law is amended by adding
5 Section 2.1445 and by changing Section 7 as follows:

6 (505 ILCS 110/2.1445 new)

7 Sec. 2.1445. Seed library. Seed library means a nonprofit,
8 governmental, or cooperative organization, association, or
9 activity for the purpose of facilitating the donation,
10 exchange, preservation, and dissemination of seeds of open
11 pollinated, public domain plant varieties by or among its
12 members or members of the public when the use, exchange,
13 transfer, or possession of seeds acquired by or from the seed
14 library is free of charge or consideration.

15 (505 ILCS 110/7) (from Ch. 5, par. 407)

1 Sec. 7. Exemptions.

2 (a) The provisions of Sections 4 through 4.5 and Sections 5
3 and 5.1 do not apply:

4 (1) To seed or grain not intended for sowing purposes.

5 (2) To seed in storage in, or being transported or
6 consigned to a cleaning or conditioning establishment for
7 cleaning or conditioning, provided, that the invoice or
8 labeling accompanying any shipment of said seed bears the
9 statement "seed for conditioning"; and provided that any
10 labeling or other representation which may be made with
11 respect to the uncleaned or unconditioned seed shall be
12 subject to this Act.

13 (3) To any carrier in respect to any seed transported
14 or delivered for transportation in the ordinary course of
15 its business as a carrier; provided, that such carrier is
16 not engaged in producing, processing, or marketing
17 agricultural, vegetable or other seeds designated by the
18 Department of Agriculture subject to the provisions of this
19 Act.

20 (b) The provisions of Section 4, 4.4, 4.5, 6, and 10, and
21 of paragraphs (1), (2), (3), (4), (5), (8), and (11) of Section
22 5, do not apply to unpatented, untreated seed that is free of
23 noxious and exotic weed seeds and that is distributed within
24 this State by means noncommercial, interpersonal seed sharing
25 activities, including, but not limited to, seed libraries and
26 seed swaps.

1 (Source: P.A. 85-717.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".