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Amendment No. 45

Congressman Steve King

The King amendment would reinforce the Commerce Clause by asserting the right of a state to trade agricultural products with another state. States that a state cannot deny the trade of an agricultural product from another state based on its means of production.

AMENDMENT TO H.R. _____
[2012 FARM BILL]
OFFERED BY MR. KING OF IOWA

At the end of subtitle C of title XII, add the following new section:

1 **SEC. 12302. PROHIBITION AGAINST INTERFERENCE BY**
2 **STATE AND LOCAL GOVERNMENTS WITH**
3 **PRODUCTION OR MANUFACTURE OF ITEMS**
4 **IN OTHER STATES.**

5 (a) IN GENERAL.—The government of a State or lo-
6 cality therein shall not impose a standard or condition on
7 the production or manufacture of any agricultural product
8 sold or offered for sale in interstate commerce if—

9 (1) such production or manufacture occurs in
10 another State; and

11 (2) the standard or condition is in addition to
12 the standards and conditions applicable to such pro-
13 duction or manufacture pursuant to—

14 (A) Federal law; and

15 (B) the laws of the State and locality in
16 which such production or manufacture occurs.

17 (b) AGRICULTURAL PRODUCT DEFINED.—In this
18 section, the term “agricultural product” has the meaning

1 given such term in section 207 of the Agricultural Mar-
2 keting Act of 1946 (7 U.S.C. 1626).

