

April 6, 2009

H 1103. UPDATE SEED LAW/INCREASE SEED LICENSE FEES. Filed 4/6/09. *TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES.*

Amends GS 106-277 to delete that the purpose of Article 31 (North Carolina Seed Law) of GS Chapter 106 involves regulating vegetable screenings, which includes seed, inert matter and other materials removed from agricultural or vegetable seed by cleaning or processing. Makes a technical change. Makes conforming changes to GS 106-277.23 and GS 106-277.25.

Amends GS 106-277.2 to add a definition for *conditioning* to mean cleaning, scarifying, or blending to obtain uniform quality and other operations that would change the purity or germination of the seed and therefore require retesting to determine the quality of the seed, but does not include operations such as packaging, labeling, blending together of uniform lots of the same kind, or kind and variety, without cleaning, or preparation of a mixture without cleaning, any of which would not require retesting to determine the quality of the seed. Deletes the definition for *processing*. Makes a conforming and technical change. Amends GS 106-277.10(d) to replace the term *processing* with *conditioning* where applicable.

Amends GS 106-277.6 to modify the information required to be included on the label for vegetable seeds in containers of one pound or less by (1) eliminating including origin for pepper seed in containers of one ounce or more, (2) adding lot identification, and (3) allowing one of the following to be included: information related to the year the seed was packed, a "sell by" date, or the percentage of germination and the date the seed was tested. Provides for the determination of these dates.

Amends GS 106-277.7 to delete that the origin, for snap beans and peeper seed only, needs to be included on labels for vegetable seeds in containers of more than one pound. Makes a technical change. Makes technical changes to GS 106-277.5 and GS 106-277.10.

Amends GS 106-277.9 to allow a person to transport, offer for transport, sell, distribute, offer or expose for sale within the state agricultural or vegetable seeds for seeding purposes when the test to determine germination has been completed, immediately prior to sale, exposure or offering for sale, or transportation, (1) within a nine month period, exclusive of the calendar month in which the test was completed, on agricultural seeds, (2) within a 15 month period, exclusive of the calendar month in which the test was completed, on cool season lawn seeds and mixtures of those seeds, including specified varieties, and (3) within a 12 month period, exclusive of the calendar month in which the test was completed, for vegetable seed. Provides that the Board of Agriculture may adopt (was, after a public hearing, following public notice) rules (was, also regulations) to designate longer periods if appropriate. Eliminates prohibition on the transport, offer for transport, sale, distribution, offer or expose for sale within the state of pepper seeds in containers holding one ounce or more of seed. Makes conforming and technical changes.

Amends GS 106-277.28(2) to increase the annual license fees for a wholesale or combined wholesale and retail seed dealers to \$125 (was, \$100) and for a retail seed dealer to \$30 (was, fee ranged from \$5 to \$25 depending on amount of sales).

Effective October 1, 2009.

Intro. by Hill.

GS 106

May 21, 2009

H 1103. UPDATE SEED LAW/INCREASE SEED LICENSE FEES. Filed 4/6/09. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

June 16, 2009

H 1103. UPDATE SEED LAW/INCREASE SEED LICENSE FEES. Filed 4/6/09. Senate amendment makes the following changes to 2nd edition. Makes technical change only.

August 18, 2009

SL 2009-455 (H 1103). UPDATE SEED LAW/INCREASE SEED LICENSE FEES. AN ACT TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES.

Summarized in *Daily Bulletin* 4/6/09, 5/21/09, and 6/16/09. Enacted August 7, 2009. Effective October 1, 2009.