

3 person shall maintain a food establishment until he has obtained a  
 4 license from the department of agriculture. However, cigar stores,  
 5 drug stores, egg, cream or poultry buying stations, or any other estab-  
 6 lishment selling or offering for sale only candy, gum or similar prod-  
 7 ucts, schools selling or offering for sale refreshments at athletic con-  
 8 tests, band festivals, or similar events, and children selling or offering  
 9 for sale kool-ade, lemonade or other soft drinks, and candy, gum or  
 10 similar products on lawns, curbsings, sidewalks, or any other property  
 11 shall not be required to obtain a license."

1 SEC. 2. Section one hundred seventy point five (170.5), Code 1954,  
 2 is hereby amended by striking therefrom all of subsection six (6) and  
 3 inserting in lieu thereof the following: "For a food establishment,  
 4 three dollars (\$3.00)."

1 SEC. 3. This Act shall not be construed to require the licensing  
 2 of establishments or persons involved in a hot-lunch program in the  
 3 public or parochial schools of the state of Iowa.

Approved May 14, 1957.

## CHAPTER 102

### DAIRY INDUSTRY COMMISSION

S. F. 393

AN ACT to amend chapter one hundred seventy-nine (179), Code 1954, relating to the Iowa dairy industry commission.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section one hundred seventy-nine point three (179.3),  
 2 Code 1954, is hereby amended by adding thereto the following new  
 3 subsection:

4 "To receive, administer, disburse and account for, in addition to the  
 5 funds received from the excise tax hereinafter imposed by section one  
 6 hundred seventy-nine point five (179.5), Code 1954, all such other  
 7 funds as may be voluntarily contributed to said commission for the  
 8 purpose of promoting dairy products."

1 SEC. 2. Section one hundred seventy-nine point five (179.5), Code  
 2 1954, is amended by striking all of lines thirty-five (35) through lines  
 3 forty-eight (48) and inserting in lieu thereof the following:

4 "All taxes levied and imposed under this chapter and any voluntary  
 5 contributions made to the dairy industry commission, shall be paid to  
 6 and collected by the secretary of the commission who shall remit to the  
 7 treasurer of the state, quarterly, and at the same time render to the  
 8 state comptroller an itemized and verified report showing the source  
 9 from which said taxes and voluntary contributions were obtained.  
 10 All such taxes and voluntary contributions received collected and  
 11 remitted shall be placed in a special fund by the treasurer of state,  
 12 and the state comptroller, to be known as the "Dairy Industry Fund"  
 13 to be used by the Iowa dairy industry commission for the purposes

14 set out in this chapter and to administer and enforce the laws relative  
15 thereto."

Approved May 9, 1957.

## CHAPTER 103

### FERTILIZERS

H. F. 163

AN ACT to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. **Title.** This Act shall be known and may be cited by  
2 the short title of the "Iowa Fertilizer Law".

1 SEC. 2. **Enforcing Official.** This Act shall be administered by the  
2 secretary of agriculture of the state of Iowa, hereinafter referred to  
3 as the secretary.

1 SEC. 3. **Definitions of Words and Terms.** When used in this Act:

2 1. The term "fertilizer material" means any substance containing  
3 nitrogen, phosphorous,\* potassium, or any recognized plant nutrient  
4 element or compound which is used for its plant nutrient content or  
5 for compounding mixed fertilizers except unmanipulated animal and  
6 vegetable manures, lime, limestone, marl, and unground bones.

7 2. The term "unmanipulated manures" means any substances com-  
8 posed primarily of excreta, plant remains, or mixtures of such sub-  
9 stances which have not been processed in any manner.

10 3. The term "mixed fertilizer" means any combination or mixture  
11 of fertilizer material designed for use or claimed to have value in pro-  
12 moting plant growth.

13 4. The term "commercial fertilizer" includes mixed fertilizer and  
14 fertilizer materials and fertilizer-pesticide mixtures.

15 5. The term "specialty fertilizer" means commercial fertilizer dis-  
16 tributed primarily for use on crops grown for non-commercial pur-  
17 poses such as home gardens and lawns.

18 6. The term "bulk fertilizer" shall mean commercial fertilizer de-  
19 livered to the purchaser in the solid, liquid, or gaseous state, in a non-  
20 packaged form to which a label cannot be attached.

21 7. The term "pesticide" as used in this Act means insecticides,  
22 miticides, and nematodes.

23 8. A "soil amendment" is any material not included under commer-  
24 cial fertilizer, or unmanipulated animal and vegetable manures, limes,  
25 limestones, marl, unground bone, or recognized pesticides which is  
26 added to soil or to plants for purposes of influencing the growth, yield  
27 or quality of the crop or soil flora or fauna or other soil character-  
28 istics.

29 9. The term "brand" means a term design or trademark used in  
30 connection with one or several grades of commercial fertilizer.

\*According to enrolled Act.