

Placed on calendar.
December 14, 1933.

House File No. 281.
By COMMITTEE ON AGRICULTURE.

✓ agree
✓ amend
✓ bill done

A BILL FOR

An act to amend sections thirty-one hundred twenty-seven (3127), thirty-one hundred thirty (3130) and thirty-one hundred thirty-seven (3137), Code, 1931, and to repeal sections thirty-one hundred twenty-nine (3129) and thirty-one hundred thirty-six (3136), Code, 1931, and to enact a substitute therefor, relating to agricultural seeds.

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

- 1 Section 1. Section thirty-one hundred twenty-seven
- 2 (3127), Code, 1931, be amended by striking out subsection
- 3 three (3), and substituting the following in lieu thereof:
- 4 "Noxious weeds" shall be divided into two classes, namely:
- 5 "A. Primary noxious weeds which shall include:
- 6 1. Quack grass—*Agropyron repens*.
- 7 2. Canada thistle—*Cirsium Arvense*.
- 8 3. Perennial sow thistle—*Sonchus arvensis* and *S.*
- 9 *uliginosus*.
- 10 4. Perennial pepper grass—*Lepidium draba*.
- 11 5. European morning glory—*Convolvulus arvensis*.
- 12 6. Horse nettle—*Solanum carolinense*.
- 13 7. Leagy spurge—*Euphorbia Esula* and *E. lucida*.
- 14 8. Russian knapweed—*Centaurea repens*.
- 15 "b. Secondary noxious weeds which shall include:
- 16 1. Wild carrot—*Daucus carota*.
- 17 2. Buck horn—*Plantago Lanceolata*.
- 18 3. Sour Dock—*Rumex crispus*.

- 19 4. Smooth Dock—*Rumex altissimus*.
- 20 5. Sheep sorrell—*Rumex acetosella*.
- 21 6. Wild oats—*Avena fatua*.
- 22 7. Wild mustard—*Brassica arvensis*.
- 23 8. Indian mustard—*Brassica juncea*.
- 24 9. Black mustard—*Brassica nigra*.
- 25 10. Dodders—*Cuscuta* supp.”

1 Sec. 2. Section thirty-one hundred twenty-nine (3129)
2 Code, 1931, is hereby repealed and the following enacted in
3 lieu thereof:

4 “All agricultural seed offered or exposed for sale, or
5 sold in package or wrapped form, for seeding purposes and
6 all such seeds transported into and delivered in this state
7 and offered or exposed for sale or sold for seeding purposes,
8 or sold in package or wrapped form, for seeding purposes shall
9 be labeled on the package or container, as provided in sections
10 3037 and 3038, and in addition thereto shall have printed on the
11 label prescribed in said sections:

12 “1. The commonly accepted name of such seed.

13 “2. The approximate percentage, by weight of the purity
14 of the seed.

15 “3. The approximate total percentage, by weight, of weed
16 seed.

17 “4. The name and number per pound of each kind of seed of
18 primary noxious weeds which are present.

19 “5. The name of each kind of seed or bulblet of secondary

20 noxious weeds which are present singly or collectively
21 as follows:

22 a. In excess of one seed in each five grams of timothy,
23 red top, tall meadow oat grass, orchard grass, crested
24 dog's tail, Canada or Kentucky blue grass, fescues,
25 brome grass, Italian perennial or western rye grass,
26 crimson mammoth or sapling, red, white, alsike or sweet
27 clover, alfalfa or any other grass or clover not otherwise
28 classified.

29 b. In excess of one in twenty-five grams of millet, rape,
30 flax, or other agricultural seed not specified in subsections
31 one (1) and three (3) of this section.

32 c. In excess of one in one hundred grams of wheat, oats,
33 rye, barley, buckwheat, vetches or other agricultural
34 seed as large or larger than wheat.

35 "6. The approximate percentage of germination of such
36 agricultural seed together with the month and year said
37 seed was tested and the year grown. The label on seed corn
38 shall give the state and county where grown. Labels on
39 alfalfa and clovers shall give the variety and the state
40 where grown."

41 "7. The full name and address of the vendor of such agricultural
42 seed."

1 Sec. 3. Section thirty-one hundred thirty (3130), Code, 1931,
2 is hereby amended by striking subsections three (3) and four (4),
3 and substituting in lieu thereof the following:

4 “3. The name and number per pound of each kind of seed of
5 primary noxious weeds which are present.

6 “4. The name and number of each kind of seed or bulblet
7 of secondary noxious weeds which are present singly
8 or collectively in excess of one in each fifteen grams
9 of such mixture.

10 “5. The approximate percentage of germination of each kind
11 of agricultural seed present in such mixture in excess
12 of five per cent by weight, together with the month and
13 year said seed was tested, and year grown. Percentage
14 germination shall include only those seeds capable of
15 producing plants.”

1 Sec. 4. Section thirty-one hundred thirty-six (3136), Code, 1931,
2 is hereby repealed and the following enacted in lieu thereof:

3 “Agricultural seed or mixtures of same shall be exempt from the
4 provisions of this title:

- 5 1. When possessed, exposed for sale, or sold for food or
6 manufacturing purposes only.
- 7 2. When sold to merchants to be recleaned before being sold
8 or exposed for sale for seeding purposes.
- 9 3. When in store for the purpose of recleaning or not
10 possessed, sold or offered for sale for seeding purposes
11 within the state.
- 12 4. When any bulk lot of barley, oats, rye or wheat which has
13 been produced within the state of Iowa, is sold, offered
14 or exposed for sale by one farmer to another, no label need

15 be attached but the vendor must show evidence that said lot
16 does not violate any of the provisions of the foregoing
17 sections as to freedom from noxious weeds.”

1 Sec. 5. Section thirty-one hundred thirty-seven
2 (3137), Code, 1931, is hereby amended by striking the first
3 seven (7), lines therefrom, and substituting in lieu thereof
4 the following:

5 “No person shall sell, offer or expose for sale, or distribute,
6 for seeding purposes any agricultural seed if the seed of
7 any of the primary noxious weeds are present singly or
8 collectively, as follows:”.

1 “Sec. 6. This act is deemed of immediate importance and
2 shall take effect from and after its publication in two newspapers
3 of this state as provided by law.”