

MAR 19 1973
Place On Calendar

HOUSE FILE 402
By COMMITTEE ON AGRICULTURE

Passed House, Date 4-3-73 (728) Passed Senate, Date 4-6-73 (821)
Vote: Ayes 91 Nays 1 Vote: Ayes 44 Nays 0
Approved 4-18-73

A BILL FOR

1 An Act relating to the placing of permit numbers on containers
2 of agricultural seeds.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 Section 1. Section one hundred ninety-nine point fifteen
5 (199.15), Code 1973, is amended to read as follows:
6 199.15 PERMIT NUMBER--FEE--FRAUD. No person shall sell,
7 distribute, solicit orders for, offer or expose for sale,
8 any agricultural seed without first obtaining from the de-
9 partment a permit number to engage in such business, ~~which~~
10 ~~permit number shall be affixed to each bag or container of~~
11 ~~such agricultural seed. Permit numbers shall be listed on~~
12 ~~the label or container in such manner that they do not obscure~~
13 ~~or confuse the other label information.~~ No permit number
14 shall be required of persons selling seeds, including seed
15 corn, which has been packed and distributed by a seedsman
16 holding and having in force a permit number as herein provided.
17 No permit number shall be required of persons selling, offering
18 or exposing for sale seed of their own production, provided
19 that such seed is stored or delivered to purchaser only on
20 or from the farm or premises where grown. The fee for each
21 permit number shall be five dollars per annum, and all permit
22 numbers shall expire on the first day of July following date
23 of issue. After due notice given at least ten days prior
24 to a date of hearing fixed by the secretary of agriculture,
25 the department may revoke or refuse to renew any permit issued

1 under the authority of this section, if intent to defraud
2 is established. The failure to fulfill any contract to
3 repurchase the seed crop produced from any agricultural seed,
4 other than hybrid seed corn, if the same meets the requirements
5 set forth in the contract and the standards specified in this
6 chapter, shall be prima-facie evidence of intent to defraud
7 the purchaser at the time of entering into the contract.

8 EXPLANATION

9 This bill amends Chapter 199 to remove a provision that
10 permit numbers must be printed on containers and labels of
11 Iowa agricultural seeds. Many states into which Iowa-produced
12 agricultural seeds are shipped and sold, prohibit the print-
13 ing of such permit numbers on the bags, packages or other
14 containers, and on labels.

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