Public Law 97-439
97th Congress

An Act

To amend the Federal Seed Act with respect to prohibitions relating to interstate commerce in seed mixtures intended for lawn and turf purposes and prohibitions relating to importation of certain seeds, and for other purposes.

Jan. 8, 1983
[H.R. 7005]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Federal Seed Act Amendments of 1982.

SHORT TITLE

SECTION 1. This Act may be cited as the "Federal Seed Act Amendments of 1982". 7 USC 1551 note.

LAWN AND TURF SEED

SEC. 2. (a) The matter preceding clause (1) of section 201(a) of the Federal Seed Act (7 U.S.C. 1571(a)) is amended by striking out ", except as provided in paragraph (j) of this section for seed mixtures intended for lawn and turf purposes,".

(b) Section 201(a)(1) of such Act (7 U.S.C. 1571(a)(1)) is amended by—

(1) inserting "(A), except with respect to seed mixtures intended for lawn and turf purposes," after "*Provided,* That";

(2) striking out ": *And provided further,* That", and inserting in lieu thereof ", (B)"; and

(3) inserting before the semicolon at the end thereof the following: ", and (C) seed mixtures intended for lawn and turf purposes shall be designated as a mixture on the label and each seed component shall be listed on the label in the order of predominance".

(c) Section 201(j) of such Act (7 U.S.C. 1571(j)) is repealed.

SEED MIXTURE TEST DATES

SEC. 3. Section 201(a)(8) of the Federal Seed Act (7 U.S.C. 1571(a)(8)) is amended by inserting before the semicolon at the end thereof the following: ", except that, in the case of a seed mixture, it is only necessary to state the calendar month and year of such test for the kind or variety or type of agricultural seed contained in such mixture which has the oldest calendar month and year test date among the tests conducted on all the kinds or varieties or types of agricultural seed contained in such mixture".

PERIOD BETWEEN GERMINATION TEST AND TRANSPORTATION

SEC. 4. Section 201(c) of the Federal Seed Act (7 U.S.C. 1571(c)) is amended by—

(1) striking out "(a)" and inserting "(1)" in lieu thereof;

(2) striking out "(b)" and inserting "(2)" in lieu thereof;

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(3) inserting "(A)" after "which" in clause (2) as redesignated by this section; and

(4) adding before the period at the end thereof the following: "; or (B) the Secretary finds will maintain a percentage of germination within the limits of tolerance established under this Act under ordinary conditions of handling".

PROHIBITIONS RELATING TO IMPORTATION

SEC. 5. (a)(1) Section 101(a)(8) of the Federal Seed Act (7 U.S.C. 1561(a)(8)) is amended by—

(A) striking out subparagraph (B);

(B) striking out "(A)";

(C) striking out "(i)" and inserting in lieu thereof "(A)"; and

(D) striking out "(ii)" and inserting in lieu thereof "(B)".

(2) Section 101(a) of such Act (7 U.S.C. 1561(a)) is amended by striking out paragraph (17) and redesignating paragraphs (18) through (25) as paragraphs (17) through (24), respectively.

(b)(1) Section 301(a)(1) of such Act (7 U.S.C. 1581(a)(1)) is amended by striking out "any seed containing 10 per centum or more of any agricultural or vegetable seeds if any such seed is adulterated or unfit for seeding purposes" and inserting in lieu thereof "any agricultural or vegetable seeds if any such seed contains noxious-weed seeds".

(2) Section 302(a) of such Act (7 U.S.C. 1582(a)) is amended by striking out the second sentence.

(3) Section 302(d) of such Act (7 U.S.C. 1582(d)) is amended by—

(A) striking out "that is adulterated or unfit for seeding purposes" in the matter preceding clause (1); and

(B) striking out clause (3).

(4) Sections 303 and 304 of such Act (7 U.S.C. 1583 and 1584) are repealed and sections 305 and 306 of such Act (7 U.S.C. 1585 and 1586) are redesignated as sections 303 and 304, respectively.

Approved January 8, 1983.

LEGISLATIVE HISTORY—H.R. 7005:

HOUSE REPORT No. 97-877 (Comm. on Agriculture).
CONGRESSIONAL RECORD, Vol. 128 (1982):
Sept. 28, considered and passed House.
Dec. 20, considered and passed Senate.