

mined by methods prescribed under section 1593 of this title, was struck out.

Subsec. (a)(18) to (25), Pub. L. 97-439, § 5(a)(2), redesignated pars. (18) through (25) as (17) through (24), respectively.

1969—Subsec. (a)(25), Pub. L. 91-89 inserted provision authorizing Secretary (after due notice, hearing, and full consideration of the views of interested parties) to approve of the standards and procedures of seed certifying agencies authorized under the laws of a State, Territory, or possession.

1966—Subsec. (a)(1), Pub. L. 89-686, § 1, struck out references to “Alaska,” and “Hawaii,” before and after “District of Columbia.”

Subsec. (a)(4), Pub. L. 89-686, § 19, inserted “treatment” before “variety”.

Subsec. (a)(7)(A), Pub. L. 89-686, § 2, redefined “agricultural seeds” to be such as are listed in rules and regulations rather than in statutory text as added to or taken therefrom pursuant to rules and regulations.

Subsec. (a)(8)(A)(ii), (9)(A)(ii), Pub. L. 89-686, § 1, struck out reference to “Alaska, Hawaii,” before “Puerto Rico”.

Subsec. (a)(10), Pub. L. 89-686, § 1, struck out references to “Alaska,” and “Hawaii,” before and after “District of Columbia.”

Subsec. (a)(11), Pub. L. 89-686, § 3, substituted “soybean, flax, carrot, radish” for “wheat, oat, vetch, sweetclover”.

1958—Subsec. (a)(7)(A), Pub. L. 85-581, § 1, included sugar beets in list of seeds subject to this chapter by striking out “excluding sugar beet” after “Beta vulgaris L.—Field beet”.

Subsec. (a)(24), Pub. L. 85-581, § 2, added par. (24).

Subsec. (a)(25), Pub. L. 85-581, § 3, added par. (25).

1956—Subsec. (a)(8)(A)(ii), Act Aug. 1, 1956, § 1(a), inserted “Guam” after “Puerto Rico”.

Subsec. (a)(9)(A)(ii), Act Aug. 1, 1956, § 1(b), inserted “Guam” after “Puerto Rico”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 1958 AMENDMENT

Pub. L. 85-581, § 16, provided that: “This Act, and the amendments [amending sections 1561, 1562, 1571 to 1574, 1581, 1582, and 1586 of this title] made hereby, shall take effect upon the date of enactment [Aug. 1, 1958].”

##### EFFECTIVE DATE

See section 1610 of this title.

#### Executive Documents

##### ADMISSION OF ALASKA AND HAWAII TO STATEHOOD

Alaska was admitted into the Union on Jan. 3, 1959, on issuance of Proc. No. 3269, Jan. 3, 1959, 24 F.R. 81, 73 Stat. c16, and Hawaii was admitted into the Union on Aug. 21, 1959, on issuance of Proc. No. 3309, Aug. 21, 1959, 24 F.R. 6868, 73 Stat. c74. For Alaska Statehood Law, see Pub. L. 85-508, July 7, 1958, 72 Stat. 339, set out as a note preceding section 21 of Title 48, Territories and Insular Possessions. For Hawaii Statehood Law, see Pub. L. 86-3, Mar. 18, 1959, 73 Stat. 4, set out as a note preceding section 491 of Title 48.

#### § 1562. False representations as certified seed; required provisions

Any labeling, advertisement, or other representation subject to this chapter which represents that any seed is certified seed or any class thereof shall be deemed to be false in this respect unless (a) it has been determined by a seed certifying agency that such seed conformed to standards of genetic purity and identity as to kind or variety, and is in compliance with the rules and regulations of such agency pertaining to such seed; and (b) the seed bears an official

label issued for such seed by a seed certifying agency certifying that the seed is of a specified class and a specified kind or variety. Seed of a variety for which a certificate of plant variety protection under the Plant Variety Protection Act [7 U.S.C. 2321 et seq.] specifies sale only as a class of certified seed shall be certified only when

(1) the basic seed from which the variety was produced furnished by authority of the owner of the variety if the certification is made during the term of protection, and

(2) it conforms to the number of generations designated by the certificate, if the certificate contains such a designation.

(Aug. 9, 1939, ch. 615, title I, § 102, as added Pub. L. 85-581, § 4, Aug. 1, 1958, 72 Stat. 476; amended Pub. L. 91-89, § 2, Oct. 17, 1969, 83 Stat. 134; Pub. L. 91-577, title III, § 142(b), Dec. 24, 1970, 84 Stat. 1558.)

#### Editorial Notes

##### REFERENCES IN TEXT

The Plant Variety Protection Act, referred to in text, is Pub. L. 91-577, Dec. 24, 1970, 84 Stat. 1542, which is classified principally to chapter 57 (§ 2321 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 2321 of this title and Tables.

##### AMENDMENTS

1970—Pub. L. 91-577 inserted provisions setting out conditions for certification of seed of any variety for which a certificate of plant variety protection under the Plant Variety Protection Act specifies sale only as a class of certified seed.

1969—Pub. L. 91-89 struck out references to registered seed, and required labels, advertisement, or other representations to certify that the seed contained therein was determined by a seed certifying agency to be of a specified class and a specified kind of variety in conformity with the standards of genetic purity and identity as to kind or variety.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 1970 AMENDMENT

Amendment by Pub. L. 91-577 effective Dec. 24, 1970, see section 141 of Pub. L. 91-577, set out as an Effective Date note under section 2321 of this title.

#### SUBCHAPTER II—INTERSTATE COMMERCE

#### § 1571. Prohibitions relating to interstate commerce in certain seeds

It shall be unlawful for any person to transport or deliver for transportation in interstate commerce—

(a) Any agricultural seeds or any mixture of agricultural seeds for seeding purposes, unless each container bears a label giving the following information, in accordance with rules and regulations prescribed under section 1592 of this title.

(1) The name of the kind or kind and variety for each agricultural seed component present in excess of 5 per centum of the whole and the percentage by weight of each: *Provided*, That (A), except with respect to seed mixtures intended for lawn and turf purposes, if any such component is one which the Secretary of Agriculture has determined, in rules and regula-