

# A BILL

FOR

AN ACT to amend and re-enact Sections 2, 3, 4, 6, 11, 12 of Chapter 126, Session Laws of Wyoming, 1941, regulating the selling, offering or exposure of agricultural and vegetable seeds and screenings for sale; to require their official labeling; establishing standards of purity; requiring the registration of dealers; and providing for the analysis of seeds.

Jan. 27, 1943. Introduced, Read first time, Referred to Committee No. 5, Delivered to Printing Committee.

*Be It Enacted by the Legislature of the State of Wyoming:*

1       Section 1. That Sections 2, 3, 4, 6, 11, 12 of Chapter 126, Session Laws of  
2       Wyoming, 1941, be amended and re-enacted to read as follows:

3       Section 2. In case of the sale, offering or exposing for sale of mixed seeds,  
4       the package or container shall, in addition to the requirements of Section 1, be  
5       plainly labeled upon the exterior of such container with the name of the kinds  
6       or varieties of seeds composing the mixture if present in excess of 5%, together  
7       with the percentage of germination and hard seed of each such component.

8       (a). *Lawn grass seed offered for sale in Wyoming, shall comply with all*

1 requirements of this Act, and in addition thereto, shall contain a substantial per-  
2 centage of permanent type lawn grass seeds, such as Kentucky Blue Grass, (*poa*  
3 *pratensis*) or Bent Grass (*agrostis species*) or Fescue (*festuca species*).

4 (b). No person shall sell in the retail trade in this State, any agricultural  
5 or vegetable seeds either in package or in bulk, which contain 2% or more of  
6 weed seeds by weight.

7 Section 3. No person, firm or corporation shall sell, offer or expose for  
8 sale or distribution in the State any agricultural or vegetable seeds which con-  
9 tain any of the seeds of such noxious \* \* \* weeds as hereinafter listed.

10 Coco-grass, Cypress rotundus, Horse Nettle, Solanum carolinense, Austrian  
11 field cress, Roripa austriaca, Camel thorn, Alhagi camelorum, Field bindweed,  
12 Convolvulus arvensis, Canada thistle, Cirsium arvense, Leafy spurge, Euphorbia  
13 esula, Perennial ragweed, Ambrosia psilostachya, Perennial sow thistle, Sonchus  
14 arvensis, Quack-grass, Agropyron repens, Russian knapweed, Centaurea repens,  
15 St. Johnswort, Hypericum perforatum, White-top, Lepidium draba and repens,  
16 Flowering spurge, Euphorbia corollata, Ox-eye daisy, Chrysanthemum leucan-  
17 themum, Spreading dogbane, Apocynum androsaemifolium, Yellow cress Ro-  
18 ripa sylvestris, White leaved Franseria, Franseria discolor, Austrian Pea Weed,  
19 Swainsonia salsula, Lance-leaved Sage, Salva lanceolata, Dodder (*cuscuta*  
20 *species*).

21 Any Agricultural or vegetable seeds which contain any such noxious  
22 \* \* \* weed seeds shall be removed from sale in the State of Wyoming and  
23 impounded by the Commissioner of Agriculture or any of his duly authorized  
24 seed inspectors or agents and shall be released only upon the following condi-  
25 tions:



- 1 a. Complete destruction;
- 2 b. Removal outside the boundaries of the State, or
- 3 c. Recleaned to the point that no such noxious \* \* \* weed seeds are
- 4 present.
- 5 d. *Processing in such a way as to make the weed seeds non-viable, and*
- 6 *sold as feed.*

7 Section 4. No person, firm, or corporation shall sell, offer, or expose for  
8 retail sale or distribution in the State any agricultural or vegetable seeds with-  
9 out obtaining a certificate of registration from the State Department of Agri-  
10 culture of Wyoming. Such certificates of registration shall expire annually on  
11 December 31. Application for such a certificate of registration shall be accom-  
12 panied by:

- 13 a. The name and address of the person, firm, or corporation to which the
- 14 certificate is to be issued; and
- 15 b. The location of the place or places of business of the applicant; and
- 16 c. The payment of one dollar (\$1.00) for \* \* \* *each such place of*
- 17 *business.*

18 The authorized labeling tag, complying with Sections 1 and 2 of this Act  
19 may be furnished by the State Department of Agriculture of Wyoming at the  
20 cost of one cent (\$0.01) each.

21 Section 6. Screenings of any seeds or grains which are offered or exposed  
22 for sale by any person, firm or corporation shall be legibly labeled as such and  
23 not sold as seeds. They shall be free of noxious \* \* \* weed seeds as pre-  
24 scribed in Section 3 of this Act. Screenings found to contain any such noxious  
25 weed seeds shall be subject to seizure and destruction by the Commissioner of

1 Agriculture of Wyoming or any of his duly authorized agents or seed in-  
2 spectors.

3 Section 11. The official State Seed Analyst of the State of Wyoming shall  
4 be selected by the State Board of Agriculture and shall work under the super-  
5 vision of the Director of the Agricultural Experiment Station of the University  
6 of Wyoming. Such analyst shall receive a salary of \* \* \* *not more than*  
7 *three thousand dollars (\$3,000.00)* per year for his services to be paid by the  
8 State of Wyoming out of any money not otherwise appropriated, the same to  
9 be paid by the State Auditor in the manner provided for the payment of other ac-  
10 counts against the State. \* \* \*

11 Section 12. Any person, firm or corporation who is a resident of the State  
12 of Wyoming, may, by prepaying the transportation charges on samples to the  
13 State Seed \* \* \* *laboratory, secure two tests of seeds free of charge each*  
14 *calendar year; thereafter the fee shall be fifty cents per sample for purity and*  
15 *germination, or purity only; and twenty-five cents per sample for germination*  
16 *only.* Fees accruing from this source shall be paid into the "Agricultural and  
17 Garden Seed Fund" in the State Department of Agriculture, and shall be paid  
18 out only for the purpose of necessary expense of administering this Act. Non-  
19 residents may secure such an analysis by the payment of such a standard fee  
20 as shall be fixed by the State Seed Analyst.

21 All samples submitted for analysis shall be in accordance with the current  
22 prevailing regulations of sampling of seeds as set forth by the United States  
23 Department of Agriculture by virtue of the authority of the Federal Seed Act.  
24 The State Seed Analyst shall analyze seed samples in accordance with the regu-  
25 lations of the United States department of Agriculture as currently set forth



1 by virtue of the authority of the Federal Seed Act.

2 Section 2. This Act shall take effect and be in force thirty days after its  
3 passage and approval.

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