



Ohio Revised Code

Section 907.10 Enforcement - inspection and analysis of seed.

Effective: October 29, 2003

Legislation: House Bill 143 - 125th General Assembly

The director of agriculture shall do all of the following:

- (A) Sample, inspect, analyze, and test agricultural, vegetable, and flower seed sold for sowing purposes, at such times and places and to such extent as the director regards necessary to determine whether the seed complies with sections 907.01 to 907.17 of the Revised Code and notify promptly the person who sold the seed of any violation;

- (B) Adopt rules in accordance with Chapter 119. of the Revised Code that do all of the following:
 - (1) Govern the methods of sampling, inspecting, analyzing, testing, and examining agricultural, vegetable, and flower seed and the tolerances to be followed. The rules shall be in general accord with officially prescribed practice in interstate commerce applied in analyzing and testing the seed.

 - (2) Establish prohibited and restricted noxious-weed seed lists and provide for additions to them and deletions from them;

 - (3) Establish standards for items including, but not limited to, germination and purity for vegetable seed and flower seed;

 - (4) Adopt any labeling requirements additional to those of section 907.03 of the Revised Code that may be necessary to maintain the identification of seed in hermetically sealed packages or containers;

 - (5) Establish the species of native grass that are to be included in the definition of "native grass" for purposes of sections 907.01 to 907.17 of the Revised Code;

 - (6) Identify native grass seed that characteristically exhibits high inert matter;



- (7) Establish the tolerance for agricultural, vegetable, and flower seed that is sold in this state;
- (8) Establish the information that an applicant must provide on an application for a seed labeler permit that is filed under section 907.13 of the Revised Code;
- (9) Establish any other provisions that are necessary to clarify or administer the labeling requirements established in sections 907.01 to 907.17 of the Revised Code.
- (C) Establish and maintain seed testing facilities or enter into agreements under which other persons are responsible for performing seed testing, employ qualified persons, and incur expenses that are necessary to comply with this section and section 907.11 of the Revised Code;
- (D) Provide for making purity analyses and germination tests of seeds for any person in this state;
- (E) Regulate the number of samples that may be analyzed or tests that may be made for any person free of charge;
- (F) Prescribe the period of time during the year when analyses and tests will be made free of charge;
- (G) Establish a schedule of fees for making analyses and tests;
- (H) Cooperate with the United States department of agriculture in enforcing federal seed laws.