

SENATE BILL NO. 169

BY SENATOR THOMPSON

1 AN ACT

2 To amend and reenact R.S. 3:1431(19), 1435(5), 1436(4)(d) and (5)(e), and 1444(10) and  
3 R.S. 44:4.1(B)(1) and to repeal R.S. 3:1431(23), relative to seeds; to provide for the  
4 authority of the commissioner of agriculture; to require seed test confidentiality; to  
5 provide relative to seed labeling; to provide for definitions; and to provide for related  
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 3:1431(19), 1435(5), 1436(4)(d) and (5)(e), and 1444(10) are hereby  
9 amended and reenacted to read as follows:

10 §1431. Terms defined

11 As used in this Part, the following terms have the meanings given:

12 \* \* \*

13 (19) "Noxious weeds" are weeds that are ~~highly destructive~~ **injurious to the**  
14 **environment, agricultural fields, lawns, or gardens** and difficult to control by  
15 good cultural practices and the use of herbicides.

16 \* \* \*

17 §1435. Authority of the commissioner

18 The commissioner may:

19 \* \* \*

20 (5) Make purity, ~~and germination,~~ **and additional** tests of seeds for persons  
21 ~~on~~ **upon** request. The analyses shown by ~~this test~~ **these tests** shall be ~~for the~~  
22 ~~information of the person requesting the test only and shall not be made the basis of~~  
23 ~~the guaranteed analysis of the seeds required by R.S. 3:1436~~ **confidential and shall**  
24 **be made available only to the requestor, unless otherwise specifically authorized**  
25 **by the requestor.**

26 \* \* \*

27 §1436. Labeling of seeds

1           Each container of agricultural, vegetable, or flower seeds, or other  
2 propagating stock that is sold or offered for sale in Louisiana for planting purposes  
3 shall bear thereon or have attached thereto in a conspicuous place a label plainly  
4 written or printed in the English language. The label shall give the following  
5 information:

6   \*       \*       \*

7           (4) On vegetable seeds in containers of one pound or less which germinate  
8 equal to or above the standards established by the commission under the provisions  
9 of R.S. 3:1433(3)(a):

10   \*       \*       \*

11           (d) The calendar month and year of the germination test **or the year for**  
12 **which the seeds were packed for sale.**

13           (5) On vegetable seeds in containers of one pound or less that germinate less  
14 than the standards established by the commission under the provisions of R.S.  
15 3:1433(3)(a):

16   \*       \*       \*

17           (e) The calendar month and year the germination tests were completed **or the**  
18 **year for which the seeds were packed for sale.**

19   \*       \*       \*

20 §1444. Prohibitions

21           No person shall:

22   \*       \*       \*

23           (10) Use relabeling stickers without having both the calendar, month, and  
24 year the germination test was completed and the lot number that matches the  
25 existing, original lot number.

26 Section 2. R.S. 44:4.1(B)(1) is hereby amended and reenacted to read as follows:

27 §4.1. Exceptions

28   \*       \*       \*

29           B. The legislature further recognizes that there exist exceptions, exemptions,  
30 and limitations to the laws pertaining to public records throughout the revised

1 statutes and codes of this state. Therefore, the following exceptions, exemptions, and  
2 limitations are hereby continued in effect by incorporation into this Chapter by  
3 citation:

4 (1) R.S. 3:556.10, ~~558.10~~, 559.9, 750, 1401, 1413, 1430.7, **1435**, 3204, 3221,  
5 3370, 3421, 3524, 3706, 4021, 4110, 4162

6 \* \* \*

7 Section 3. R.S. 3:1431(23) is hereby repealed in its entirety.

8 Section 4. This Act shall become effective upon signature by the governor or, if not  
9 signed by the governor, upon expiration of the time for bills to become law without signature  
10 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
11 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
12 effective on the day following such approval.

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_