

Senate Bill 121

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Increases maximum permissible annual license fees for retail seed sellers and wholesale seed sellers.

A BILL FOR AN ACT

1
2 Relating to seed sellers; amending ORS 633.700.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 633.700 is amended to read:

5 633.700. (1) A person may not sell, offer or expose for sale in this state any agricultural or
6 vegetable seeds unless the person holds an unsuspended license issued by the State Department of
7 Agriculture. A person selling, offering or exposing for sale only flower seeds at retail must hold an
8 unsuspended license issued by the department. However, any person selling seeds of the person's
9 own production exclusively, and persons selling only flower or vegetable seeds at retail, in packages
10 weighing not in excess of one-half pound, as prepared for such trade by other seed companies, if the
11 seed company preparing such packaged seed for sale, has a license in force for the sale of such seed
12 in this state, is not required to secure such license. For the purposes of this section, persons oper-
13 ating more than one branch, plant or warehouse where seeds are sold, offered or exposed for sale
14 shall secure a separate license for each such branch, plant or warehouse.

15 (2) Any person desiring to sell, offer or expose for sale in this state any agricultural, flower or
16 vegetable seeds, for planting purposes, except as provided in this section, shall make application to
17 the director for a license for this purpose. The application shall be signed by the applicant or the
18 authorized agent of the applicant and shall be in a form approved by the director. Upon presentation
19 of such signed application for a license and the tendering of the license fee established by the de-
20 partment pursuant to subsection (3) of this section, the department shall issue the license to the
21 applicant. The license shall expire on June 30 next following the date of issuance or on such date
22 as may be specified by department rule.

23 (3) The department shall establish annual license fees, not to exceed [~~\$40~~] **\$75** for a retailer's
24 license and not to exceed [~~\$400~~] **\$750** for a wholesaler's license. Only one license shall be required
25 for one person's operation at one location.
26

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.