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# HOUSE BILL No. 1192

Proposed Changes to January 12, 2026 printing by AM119205

## DIGEST OF PROPOSED AMENDMENT

Seed law. Defines mixture. Removes section addressing seed blends.

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 15-15-1-2, AS AMENDED BY P.L.75-2010,
- 2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2026]: Sec. 2. As used in this chapter, "agricultural seed"
- 4 means the seeds of legume, grass, forage, cereal, fiber, **field crops**, or
- 5 oil crops, **including agricultural seeds listed in 7 CFR 201.2(h)**. The
- 6 term includes other kinds of seeds commonly recognized in Indiana as
- 7 agricultural seeds, lawn seeds, and mixtures of such seeds.
- 8 [ SECTION 2. IC 15-15-1-2.5 IS ADDED TO THE INDIANA
- 9 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 10 [EFFECTIVE JULY 1, 2026]: **Sec. 2.5. As used in this chapter,**
- 11 **"blend" refers to a mixture of varieties of a single kind, which may**
- 12 **be labeled as such.**
- 13 ] SECTION <=>[3]. IC 15-15-1-3, AS ADDED BY P.L.2-2008,
- 14 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 15 JULY 1, 2026]: Sec. 3. As used in this chapter, "brand" means a word,
- 16 name, **term, sign, symbol**, number, or design, used **alone or in a**
- 17 **combination**, to identify **the** seed of one (1) person **or a group of**
- 18 **persons and** to distinguish it **that seed** from **the** seed of another
- 19 person.
- 20 SECTION <=>[4]. IC 15-15-1-6, AS ADDED BY P.L.2-2008,

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1 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2026]: Sec. 6. As used in this chapter, "distribute" means to  
3 sell, offer to sell, barter, or supply or transport for sale agricultural **seed**  
4 or vegetable seed for sowing and seeding purposes in Indiana.

5 SECTION ~~6~~ [5]. IC 15-15-1-7.5 IS ADDED TO THE INDIANA  
6 CODE AS A NEW SECTION TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2026]: **Sec. 7.5. As used in this chapter,**  
8 **"grower's declaration" means a statement signed by the grower,**  
9 **shipper, processor, dealer, or importer giving, for any lot of seed,**  
10 **the:**

- 11 (1) lot number;
- 12 (2) kind;
- 13 (3) variety;
- 14 (4) type; and
- 15 (5) origin.

16 SECTION ~~7~~ [6]. IC 15-15-1-8, AS ADDED BY P.L.2-2008,  
17 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
18 JULY 1, 2026]: Sec. 8. As used in this chapter, "hybrid" means the first  
19 generation of a cross ~~made under controlled conditions between strains~~  
20 ~~of different parentage and of satisfactory purity.~~ **produced by**  
21 **controlling the pollination, which will produce pure seed which is**  
22 **at least seventy-five percent (75%) hybrid seed, and by combining:**

- 23 (1) two (2) or more inbred lines;
- 24 (2) one (1) inbred or a single cross with an open pollinated  
25 variety; or
- 26 (3) two (2) selected clones, seed lines, varieties, or species.

27 **Hybrid designations shall be treated as variety names.**

28 [ SECTION 7. IC 15-15-1-13.5 IS ADDED TO THE INDIANA  
29 CODE AS A NEW SECTION TO READ AS FOLLOWS  
30 [EFFECTIVE JULY 1, 2026]: **Sec. 13.5. As used in this chapter,**  
31 **"mixture" means seeds consisting of more than one (1) kind or**  
32 **variety, each present in excess of five percent (5%) by weight of the**  
33 **whole.**

34 ] SECTION ~~8~~ [8]. IC 15-15-1-15.5, AS ADDED BY P.L.75-2010,  
35 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
36 JULY 1, 2026]: Sec. 15.5. As used in this chapter, "permit" means a  
37 written authorization granted by the seed commissioner and required  
38 under this chapter before a person may distribute agricultural **seed** or  
39 vegetable seed in Indiana subject to this chapter.

40 SECTION ~~9~~ [9]. IC 15-15-1-23.5 IS ADDED TO THE  
41 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
42 [EFFECTIVE JULY 1, 2026]: **Sec. 23.5. As used in this chapter,**

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1 **"variety name" refers to the name of each variety of agricultural**  
 2 **seed or vegetable seed as determined in 7 CFR 201.34(d).**

3 SECTION ~~↔~~ [10]. IC 15-15-1-24, AS ADDED BY P.L.2-2008,  
 4 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2026]: Sec. 24. As used in this chapter, "vegetable seed"  
 6 means the seeds:

- 7 (1) of crops grown commercially or in home gardens; and
- 8 (2) commonly known and sold in Indiana as vegetable seeds.

9 **The term includes vegetable seeds listed in 7 CFR 201.2(i) and**  
 10 **agricultural seeds packaged and sold for home gardens.**

11 SECTION ~~↔~~ [11]. IC 15-15-1-27, AS AMENDED BY  
 12 P.L.10-2022, SECTION 1, AND P.L.33-2022, SECTION 1, IS  
 13 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:  
 14 Sec. 27. (a) The state seed commissioner shall administer this chapter.  
 15 The state seed commissioner may authorize an agent to act for the state  
 16 seed commissioner under this chapter.

17 (b) The state seed commissioner may do any of the following to  
 18 administer this chapter:

- 19 (1) Sample, inspect, analyze, and test agricultural **seed** and  
 20 vegetable seed distributed within Indiana for seeding and sowing  
 21 purposes, when, where, and to the extent the state seed  
 22 commissioner considers necessary to determine whether the  
 23 agricultural **seed** or vegetable seed is in compliance with this  
 24 chapter.

- 25 (2) Notify a seed distributor of any violations of this chapter.

- 26 (3) Adopt rules:

27 (A) governing:

- 28 (i) methods of sampling, inspecting, analyzing, testing,  
 29 and examining agricultural **seed** and vegetable seed;  
 30 and

- 31 (ii) tolerances to be followed in the administration of  
 32 this chapter; and

33 (B) necessary for the efficient enforcement of this chapter.

- 34 (4) Adopt rules to establish lists of prohibited **noxious weed**  
 35 **seeds** and restricted noxious ~~weeds~~: **weed seeds**.

- 36 (5) **Subject to section 28 of this chapter**, adopt rules to  
 37 establish reasonable standards of germination (~~as defined by rule~~  
 38 ~~adopted under section 28 of this chapter~~) for **agricultural seed**  
 39 **and**  vegetable seed.

- 40 (6) Adopt rules to establish standards for the effectiveness of  
 41 legume inoculant applied to pre-inoculated seed.

- 42 (7) Adopt rules to govern the treatment of seed and the labeling

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- 1 and distribution of treated seed.
- 2 (8) Publish at least one (1) time each year, in the form the seed
- 3 commissioner considers proper, information concerning:
- 4 (A) the sales of agricultural **seed** and vegetable seed; and
- 5 (B) the results of the analysis of official samples of
- 6 agricultural **seed** and vegetable seed sold within Indiana as
- 7 compared with the analysis guaranteed on the label.
- 8 Information concerning production and use of agricultural **seed**[
- 9 ]and vegetable seed may not disclose the operation of any
- 10 person.
- 11 (9) Enter any:
- 12 (A) public or private property during regular business
- 13 hours; or
- 14 (B) vehicle that transports seed, whether by land, water, or
- 15 air, at any time the vehicle is accessible;
- 16 to inspect seed and the records relating to the seed, subject to
- 17 this chapter and the rules adopted under this chapter.
- 18 (10) As used in this subdivision, "stop sale order" refers to a
- 19 written order issued by the state seed commissioner to the owner
- 20 or custodian of a lot of agricultural **seed** or vegetable seed that
- 21 the state seed commissioner has found violates this chapter or
- 22 rules adopted under this chapter. The state seed commissioner
- 23 may issue and enforce stop sale orders. A stop sale order
- 24 prohibits the future sale, processing, and movement of the seed
- 25 until the state seed commissioner issues a release from the stop
- 26 sale order. The owner or custodian of the seed is entitled to
- 27 appeal a stop sale order to a court with jurisdiction in the locality
- 28 in which the seed is found, as provided in IC 4-21.5, seeking a
- 29 judgment as to the justification for the order for the discharge of
- 30 the seed from the stop sale order in accordance with the findings
- 31 of the court. This subdivision does not limit the right of the state
- 32 seed commissioner to proceed as otherwise authorized by this
- 33 chapter.
- 34 (11) Establish and maintain or make provisions for seed testing
- 35 facilities.
- 36 (12) Employ qualified persons.
- 37 (13) Incur necessary expenses.
- 38 (14) Test or provide for testing seed for purity (**as defined by 7**
- 39 **CFR 201.2(w)**) and germination (as defined by rule adopted
- 40 under section 28 of this chapter) for farmers and dealers on
- 41 request of a farmer or dealer and:
- 42 (A) prescribe rules governing such testing; and

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1 (B) charge for the tests made.  
 2 Without adopting a rule, the state seed commissioner shall  
 3 charge fees that are commensurate with fees that are standard in  
 4 the seed testing industry.  
 5 (15) Cooperate with the United States Department of Agriculture  
 6 and other agencies in seed law enforcement.  
 7 (16) Enter the property of a producer of hybrid seed to determine  
 8 whether the seed produced is as the seed is represented.  
 9 (17) **Subject to subsection (c)**, issue a written special use permit  
 10 to a person to use a prohibited noxious weed seed or a restricted  
 11 noxious weed seed for purposes of research, development,  
 12 production, or education. ~~subject to subsection (c)~~.  
 13 (18) Adopt rules under IC 4-22-2 to establish fees that are  
 14 necessary for the administration of this chapter, including costs  
 15 of inspections, analysis, and publications.  
 16 (19) Adopt rules under IC 4-22-2 to establish civil fines for the  
 17 following:  
 18 (A) Failure to submit a report required under this chapter.  
 19 (B) Failure to pay a fee required under this chapter.  
 20 (c) The seed commissioner, in response to an application for the  
 21 issuance of a special use permit under subsection (b)(17), may:  
 22 (1) issue a special use permit;  
 23 (2) issue a special use permit subject to conditions; or  
 24 (3) deny a special use permit request.  
 25 In determining whether to issue a special use permit, the seed  
 26 commissioner shall consider each species of prohibited noxious weed  
 27 or restricted noxious weed separately. The seed commissioner may  
 28 revoke a special use permit at any time if it appears that the permit  
 29 holder is not complying with the conditions established under the  
 30 special use permit.  
 31 SECTION 1 ~~<~~~~>~~ [2]. IC 15-15-1-28, AS AMENDED BY  
 32 P.L.143-2024, SECTION 1, IS AMENDED TO READ AS FOLLOWS  
 33 [EFFECTIVE JULY 1, 2026]: Sec. 28. (a) The state seed commissioner  
 34 may by rule define seed labeling and testing terms in common usage  
 35 such as "pure seed" and "germination".  
 36 (b) A rule adopted by the state seed commissioner under this  
 37 section must be based on published sources such as the rules of the  
 38 Association of Official Seed Analysts.  
 39 (c) The state seed commissioner shall apply the agricultural seed  
 40 and vegetable seed standards set forth in 7 CFR 201 as the state  
 41 germination standards and requirements for agricultural seed and  
 42 vegetable seed.

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1 (d) The state seed commissioner shall use:

2 (1) the terms used in seed testing and labeling; and

3 (2) the methods of testing for official samples;

4 as provided in the Association of Official Seed Analysts, Rules for  
5 Testing Seeds.

6 SECTION 1 ~~↔~~ [3]. IC 15-15-1-29, AS ADDED BY P.L.2-2008,  
7 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2026]: Sec. 29. (a) If any kind and variety of seed present  
9 in excess of five percent (5%) is "hybrid" seed, the seed must be  
10 designated "hybrid" on the label.

11 (b) The percentage that is hybrid seed must be at least  
12 ninety-five percent (95%) of the percentage of pure seed shown  
13 unless the percentage of pure seed which is hybrid seed is shown  
14 separately. If two (2) or more kinds or varieties are present in  
15 excess of five percent (5%), each that is hybrid must be designated  
16 as hybrid on the label.

17 (c) Any kind and variety that has pure seed which is less than  
18 ninety-five percent (95%) but more than seventy-five percent  
19 (75%) hybrid seed as a result of incompletely controlled pollination  
20 in a cross must be labeled to show the percentage of pure seed that  
21 is hybrid seed.

22 (d) One (1) kind and variety of seed may not be labeled as  
23 hybrid if the pure seed contains less than seventy-five percent  
24 (75%) hybrid seed. However, the seed may be labeled as a mixture  
25 or blend.

26 (e) The state seed commissioner may, by rule, define controlled  
27 conditions and satisfactory purity for the production of hybrid seed of  
28 any kind. A hybrid designation ~~shall~~ **must** be treated as a variety name.

29 SECTION 1 ~~↔~~ [4]. IC 15-15-1-30.5 IS ADDED TO THE  
30 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
31 [EFFECTIVE JULY 1, 2026]: Sec. 30.5. A disclaimer, nonwarranty,  
32 or limited warranty used on any labeling or advertisement may not  
33 directly or indirectly deny or modify any information required by  
34 this chapter or a rule adopted under this chapter.

35 SECTION 1 ~~↔~~ [5]. IC 15-15-1-31, AS ADDED BY P.L.2-2008,  
36 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
37 JULY 1, 2026]: Sec. 31. (a) Sections 31.5, 32, and 33 of this chapter do  
38 not apply to the following:

39 (1) Seed or grain not intended for seeding and sowing purposes.  
40 However, treated agricultural seed must be labeled in accordance  
41 with section 32 of this chapter when sold to any person for any  
42 purpose whether the seed is in containers or in bulk.

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- 1 (2) Seed in storage or seed that is being transported or consigned  
 2 to a seed cleaning or processing establishment for cleaning or  
 3 processing if the invoice or labeling accompanying a shipment  
 4 of the seed contains the statement "Seed For Processing". Any  
 5 labeling or other representation that may be made with respect  
 6 to uncleaned or unprocessed seed is subject to this chapter.
- 7 (3) A carrier in respect to seed transported or delivered for  
 8 transportation in the ordinary course of its business as a carrier  
 9 if the carrier is not engaged in producing, processing, or  
 10 distributing agricultural **seed** or vegetable seed subject to this  
 11 chapter.
- 12 (4) Seed that satisfies all the following:
- 13 (A) The seed is grown on the property owned by the seller  
 14 of the seed.
- 15 (B) The seed is sold and delivered to the purchaser on the  
 16 property on which the seed is grown.
- 17 (C) The seed does not contain prohibited noxious weed  
 18 seed.
- 19 (D) The seed contains not more than one-fourth of one  
 20 percent (0.25%) of restricted noxious weed seed.
- 21 (E) The seed contains not more than two and one-half  
 22 percent (2.5%) of all weed seed.
- 23 If seed is advertised for sale through the medium of the public  
 24 press, by circular, by catalog, or by exposing a sample of the  
 25 seed or a printed or written statement about the seed in a public  
 26 place or place of business, or if the seed is delivered by a  
 27 common carrier, (except when transported for the purpose of  
 28 being recleaned as provided in this section), the producer is  
 29 considered to be a vendor, and the seed must meet all  
 30 requirements of this chapter, including complete labeling of the  
 31 seed. For cereal and soybean seed where the purpose for which  
 32 the seed is intended may be in question, seed advertised for sale  
 33 by variety name, as processed, tested, treated, or offered at a  
 34 price substantially higher than current market prices, is  
 35 presumed to be offered for seeding purposes and subject to the  
 36 labeling provisions of this chapter.
- 37 (b) A person is not subject to the penalties of this chapter for  
 38 distributing agricultural **seed** or vegetable seed incorrectly labeled or  
 39 represented as to kind, variety, or origin and that cannot be identified  
 40 by examination of the seed unless the person fails to:
- 41 (1) obtain an invoice, ~~genuine~~ grower's declaration, or other  
 42 labeling information; and

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1 (2) take other precautions reasonable to ensure the identity of the  
2 seed as stated.

3 SECTION 1 ~~6~~ [6]. IC 15-15-1-31.5 IS ADDED TO THE  
4 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2026]: **Sec. 31.5. (a) After a seed has been**  
6 **processed, the seed must be labeled before distribution to any**  
7 **person, including a wholesaler.**

8 (b) **Labeling of seed supplied to a wholesaler may be by invoice**  
9 **or by an analysis tag attached to the invoice if each bag or other**  
10 **container is clearly identified by a lot number stenciled on the**  
11 **container or if the seed is in bulk. However, each bag that is not**  
12 **identified with an invoice or analysis tag must carry complete**  
13 **labeling.**

14 SECTION 1 ~~7~~ [7]. IC 15-15-1-32, AS AMENDED BY  
15 P.L.75-2010, SECTION 6, IS AMENDED TO READ AS FOLLOWS  
16 [EFFECTIVE JULY 1, 2026]: Sec. 32. (a) A container of agricultural  
17 seed of any size consisting of more than one (1) pound distributed in  
18 Indiana for sowing and seeding purposes must contain or have attached  
19 in a conspicuous place on the outside of the container a plainly written  
20 or printed tag or label in English giving the information required by  
21 this section. If the seed is distributed in bulk, the information required  
22 by this section must accompany delivery and be supplied to the  
23 purchaser at the time of delivery.

24 (b) The labeling required for seed sold in bags and packages, and  
25 in bulk as required by this section, must include the following  
26 statements on the labeling attached to the container:

27 (1) The commonly accepted name of each kind and variety of  
28 each agricultural seed component that exceeds five percent (5%)  
29 of the whole and the percentage by weight of each in the order  
30 of its predominance. However, the variety designation may be  
31 omitted if the label states the name of the kind and the words  
32 "variety not stated". If more than one (1) component is required  
33 to be named, the word "mixture" or the word "mixed" must be  
34 shown conspicuously on the label. A mixture consisting of two  
35 (2) or more varieties of the same kind may be designated as a  
36 "blend".

37 (2) Lot number or other lot identification.

38 (3) Origin (state or foreign country where grown) for all seed  
39 except hybrid corn. If the origin is unknown, that fact must be  
40 stated.

41 (4) The percentage of all weed seed.

42 (5) The name and rate of occurrence per pound of each kind of

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- 1 restricted noxious weed seed present.
- 2 (6) The percentage of all other agricultural **seed** or vegetable
- 3 seed, which may be designated as "other crop **seeds**" or "**crop**
- 4 **seeds**".
- 5 (7) The percentage of inert matter.
- 6 (8) For each named agricultural seed:
- 7 (A) the percentage of germination (as **defined by rule**
- 8 **adopted provided** under section 28 of this chapter),
- 9 exclusive of hard seed;
- 10 (B) the percentage of hard seed, if present; and
- 11 (C) the calendar month and year the test was completed to
- 12 determine the percentages.
- 13 (9) The name and address of the person who labeled the seed or
- 14 who distributed it within Indiana.
- 15 (10) For all seed named and treated (for which a separate label
- 16 may be used):
- 17 (A) a word or statement indicating that the seed has been
- 18 treated;
- 19 (B) the commonly accepted coined chemical or abbreviated
- 20 chemical (generic) name of any applied pesticide;
- 21 (C) a description of the process or the commonly accepted
- 22 name of the substance applied if other than a pesticide; and
- 23 (D) if the substance in the amount present with the seed is
- 24 harmful to human or other vertebrate animals, a caution
- 25 statement such as "Do Not Use For Food Or Feed Or Oil
- 26 Purposes". A poison statement or symbol must be used as
- 27 the caution for mercurials and similarly toxic substances.
- 28 (11) For pre-inoculated seed, in addition to other labeling
- 29 requirements of this section (for which a separate label may be
- 30 used):
- 31 (A) a word or statement indicating that the seed has been
- 32 pre-inoculated; and
- 33 (B) the date beyond which the inoculant is not to be
- 34 considered effective.
- 35 (12) For cool season lawn and turf grasses, the following
- 36 statements on the labeling:
- 37 (A) For single kinds of grasses, the name of the kind or the
- 38 kind and variety.
- 39 (B) For grass mixtures:
- 40 (i) the word "mix", "mixed", "mixture", or "blend" must
- 41 be stated with the name of the mixture;
- 42 (ii) the headings "Pure Seed" and "Germination" or

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- 1 "Germ" must be used in the proper places; and
- 2 (iii) the commonly accepted name of the kind or the
- 3 kind and variety of each agricultural seed component
- 4 that exceeds five percent (5%) of the whole, and the
- 5 percentage by weight of pure seed in order of its
- 6 predominance and in columnar form.
- 7 (C) The percentage by weight of agricultural seed other than
- 8 those required to be named on the label (which must be
- 9 designated as "crop seed").
- 10 (D) The percentage by weight of inert matter.
- 11 (E) The percentage by weight of all weed seeds. The
- 12 maximum weed seed content may not exceed two and
- 13 five-tenths percent (2.5%) by weight.
- 14 (F) The name and rate of occurrence per pound of each kind
- 15 of restricted noxious weed seed present and listed under the
- 16 heading "Noxious Weed Seeds". Restricted noxious weed
- 17 seed may not exceed twenty-five hundredths of one percent
- 18 (0.25%) by weight.
- 19 (G) For each agricultural seed named under clause (A) or
- 20 (B), the following:
  - 21 (i) The percentage of germination, exclusive of hard
  - 22 seed.
  - 23 (ii) The percentage of hard seed, if present.
  - 24 (iii) The calendar month and year the test was
  - 25 completed to determine the required percentages. The
  - 26 oldest test date must be used.
  - 27 (iv) The statement "Sell by (month/year)". The date
  - 28 may not exceed fifteen (15) months from the date that
  - 29 must be stated on the labeling under item (iii),
  - 30 exclusive of the month of the test.
- 31 The total of the percentages by weight under clauses (B)(iii),
- 32 (C), (D), and (E) must equal one hundred percent (100%).
- 33 (c) The statements required by this section may not be modified or
- 34 denied.
- 35 **(d) Words and terms that are required to be on a label may**
- 36 **not be abbreviated or contracted when used on a seed label.**
- 37 **(e) The required seed label for agricultural seeds may not**
- 38 **carry any statement relating to the sum of the percentage of**
- 39 **germination and the percentage of hard seeds.**
- 40 **(f) The total of the percentages that are stated on the labeling**
- 41 **under subsection (b)(1), (b)(4), (b)(6), and (b)(7) must equal one**
- 42 **hundred percent (100%).**

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1 SECTION 1<6>[8]. IC 15-15-1-32.5 IS ADDED TO THE  
2 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2026]: **Sec. 32.5. (a) Any agricultural seed**  
4 **that remains in the inventory of a distributor after the germination**  
5 **test has expired must be removed from sale or relabeled. The new**  
6 **germination and hard seed claim, if applicable, along with the new**  
7 **germination test date updated on the original label in a manner:**

- 8 (1) that is clearly legible; and  
9 (2) in which the old data is completely covered or obliterated.  
10 (b) The person upon whose premises the seed is located is  
11 responsible for obtaining the new test and for subsequent  
12 relabeling of the seed.

13 SECTION 1<7>[9]. IC 15-15-1-33, AS AMENDED BY  
14 P.L.75-2010, SECTION 7, IS AMENDED TO READ AS FOLLOWS  
15 [EFFECTIVE JULY 1, 2026]: **Sec. 33. (a) For vegetable seeds in**  
16 **packets as prepared for use in home gardens or household plantings or**  
17 **vegetable seeds in preplanted containers, mats, tapes, or other planting**  
18 **devices in containers that do not exceed one (1) pound, the labeling**  
19 **must include the following information:**

- 20 (1) The name of the kind and variety of seed.  
21 (2) The name and address of the person who labeled or who  
22 distributed the seed.  
23 (3) For seed that germinates less than the standard most recently  
24 established under this chapter:  
25 (A) the percentage of germination (as ~~defined by rule~~  
26 **adopted provided** under section 28 of this chapter),  
27 exclusive of hard seed;  
28 (B) the percentage of hard seed, if present;  
29 (C) the calendar month and year the test was completed to  
30 determine the percentages; and  
31 (D) the words "Below Standard" in not less than 8 point  
32 type.  
33 (4) For seed that has been treated, the same labeling information  
34 required for agricultural seeds.  
35 (5) The number of noxious weed seeds per pound of vegetable  
36 seed, if any weed seed is present.  
37 (6) Lot number or other lot identification.  
38 (7) Germination test information in any of the following forms:  
39 (A) The calendar month and year the germination test was  
40 completed and the statement "Sell by (month/year)". The  
41 date may not exceed twelve (12) months from the date of  
42 the test, exclusive of the month of the test.

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- 1 (B) The year for which the seed was packaged for sale, as
- 2 "Packed for (year)". The date must be for a calendar year
- 3 and include the statement "Sell by (month/year)". The date
- 4 may not exceed twelve (12) months from the date of the
- 5 test, exclusive of the month of the test.
- 6 (C) The percentage of germination and the calendar month
- 7 and year the test was completed to determine the
- 8 percentages. However, the germination test must have been
- 9 completed within the previous twelve (12) months,
- 10 exclusive of the month of the test.
- 11 (b) For vegetable seeds sold in containers that are more than one
- 12 (1) pound, the labeling must include the following:
- 13 (1) The name of each kind and variety present that exceeds five
- 14 percent (5%) and the percentage by weight of each in order of its
- 15 predominance.
- 16 (2) Lot number or other lot identification.
- 17 (3) For each named vegetable seed:
- 18 (A) the percentage of germination, exclusive of hard seed;
- 19 (B) the percentage of hard seed, if present; and
- 20 (C) the calendar month and year the test was completed to
- 21 determine the percentages. The date may not be later than
- 22 twelve (12) months after the date of the test, exclusive of
- 23 the month of the test.
- 24 (c) For seeds placed in a germination medium, mat, tape, or
- 25 another device and in a way to make it difficult to determine the
- 26 quantity of seed without removing the seed from the medium, mat,
- 27 tape, or other device, the labeling must include a statement to indicate
- 28 the minimum number of seeds in the container.
- 29 SECTION ~~<18>~~[20]. IC 15-15-1-33.2 IS ADDED TO THE
- 30 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS
- 31 [EFFECTIVE JULY 1, 2026]: **Sec. 33.2. (a) The name of a kind and**
- 32 **variety of seed and any descriptive terms pertaining to the seed**
- 33 **must be correctly represented in any labeling and advertisement**
- 34 **of the seed.**
- 35 (b) **The label for agricultural seed and vegetable seed must**
- 36 **contain the required information, in any form, that is clearly**
- 37 **legible and complies with this chapter and any rules adopted under**
- 38 **this chapter. The required information may be on a tag attached**
- 39 **securely to the container or printed in a conspicuous manner on a**
- 40 **side or the top of the container.**
- 41 (c) **The label may contain information in addition to that**
- 42 **required by this chapter if the additional information is not**

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- 1 **misleading.**
- 2 SECTION ~~<19>~~[21]. IC 15-15-1-33.4 IS ADDED TO THE
- 3 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2026]: **Sec. 33.4. (a) Except as provided in**
- 5 **subsection (b), the name of each kind of agricultural seed or**
- 6 **vegetable seed is the name associated with one (1) or more related**
- 7 **species or subspecies which singly or collectively are:**
- 8 (1) **allowed under 7 CFR 201.34; or**
- 9 (2) **known by one (1) common name.**
- 10 (b) **A name of a kind of agricultural seed or vegetable seed that**
- 11 **is synonymous through broad common usage may be substituted**
- 12 **for the name in subsection (a) if the name:**
- 13 (1) **does not apply to more than one (1) kind of seed; and**
- 14 (2) **is not misleading.**
- 15 (c) **The representation of the same kind and variety of**
- 16 **agricultural seed or vegetable seed in any advertisement or**
- 17 **labeling must be confined to the kind and variety as determined**
- 18 **under this chapter. The kind name and variety name may not be**
- 19 **associated with words or terms that create a misleading impression**
- 20 **as to the history or characteristics of the kind and variety.**
- 21 **Descriptive terms and firm names may be used in kind and variety**
- 22 **names if the descriptive terms or firm names are a part of the**
- 23 **name of the kind and variety name of the seed. Examples:**
- 24 **Stringless Green Pod, Detroit Dark Red, Black Seeded Simpson,**
- 25 **and Henderson Bush Lima.**
- 26 (d) **A term that describes color, shape, size, habit of growth,**
- 27 **disease resistance, or other characteristics of the kind and variety**
- 28 **may be associated with the name of the kind and variety if it is**
- 29 **done in a manner that clearly indicates the descriptive term is not**
- 30 **a part of the name of the kind and variety. Examples: Oshkosh**
- 31 **Pepper (yellow), Copenhagen Market (round head) Cabbage, and**
- 32 **Kentucky Wonder pole bean.**
- 33 (e) **A term that describes the:**
- 34 (1) **quality;**
- 35 (2) **origin; or**
- 36 (3) **basis for representations made;**
- 37 **may be associated with the name of the kind and variety of seed, if**
- 38 **the term is clearly identified as being other than part of the name**
- 39 **of the kind and variety. Examples: Blue Tag Gem Barley, Idaho**
- 40 **Origin Alfalfa, and Grower's Affidavit of Variety Atlas Sorghum.**
- 41 (f) **A descriptive term that describes the manner or method of**
- 42 **production or conditioning of seed may be associated with the**

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1 name of the kind and variety of seed if the term is not misleading.  
 2 For example, the terms "certified", "registered", "scarified",  
 3 "treated", and "hulled" may be used if they are not misleading.

4 (g) A brand name or term taken from a trademark may be  
 5 associated with the kind and variety or mixtures of kinds or  
 6 varieties or blends of varieties of seed as an indication of the  
 7 source. However, the term must clearly indicate that the term is  
 8 not part of the name of the kind and variety, mixture, or blend.  
 9 Example: Ox Brand Golden Cross sweet corn. A brand name or  
 10 trademark may not be used in place of a variety name or in any  
 11 manner that may be interpreted as being a variety name.

12 SECTION 2<del>21</del>[2]. IC 15-15-1-33.6 IS ADDED TO THE  
 13 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
 14 [EFFECTIVE JULY 1, 2026]: Sec. 33.6. (a) When both a brand and  
 15 variety name are stated, the following terms must be shown on the  
 16 seed label in the following order from left to right or top to bottom:

- 17 (1) The brand name.
- 18 (2) The word "brand".
- 19 (3) The variety name.
- 20 (4) The kind name.

21 (b) When a brand name is stated but no variety name is stated,  
 22 the following terms must be shown on the seed label in the  
 23 following order from left to right or top to bottom:

- 24 (1) The brand name.
- 25 (2) The word "brand".
- 26 (3) The kind name.
- 27 (4) The words "variety not stated".

28 ~~SECTION 21. IC 15-15-1-33.8 IS ADDED TO THE INDIANA~~  
 29 ~~CODE AS A NEW SECTION TO READ AS FOLLOWS~~  
 30 ~~[EFFECTIVE JULY 1, 2026]: Sec. 33.8. (a) A seed mixture~~  
 31 ~~consisting of two (2) or more varieties of the same kind may be~~  
 32 ~~designated as a "blend" of seed if the following conditions are met:~~

- 33 ~~(1) The word "blend" is included on the label as a part of the~~  
 34 ~~name of the blend:~~
- 35 ~~(2) The variety name of each component of a blend is shown~~  
 36 ~~on the label along with the following information for each~~  
 37 ~~component:~~
  - 38 ~~(A) The percentage by weight of each component in~~  
 39 ~~excess of five percent (5%):~~
  - 40 ~~(B) The germination percentage:~~
  - 41 ~~(C) The hard seed percentage, if applicable:~~

42 ~~(b) Notwithstanding subsection (a)(2), the following~~

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1 **information may be placed on the label:**  
 2 ~~— (1) The:~~  
 3 ~~— (A) variety designation of each component;~~  
 4 ~~— (B) percentage by weight of each component;~~  
 5 ~~— (C) germination percentage; and~~  
 6 ~~— (D) hard seed percentage, if applicable;~~  
 7 ~~— of each component may be omitted if the label states the kind~~  
 8 ~~of seed and the words "varieties not stated".~~  
 9 ~~— (2) The blend may be represented by:~~  
 10 ~~— (A) one (1) common pure seed percentage;~~  
 11 ~~— (B) one (1) germination percentage; and~~  
 12 ~~— (C) one (1) hard seed percentage, if applicable;~~  
 13 ~~— for the blend as a whole.~~  
 14 ~~— (e) A blend or mixture may be assigned a brand name but not~~  
 15 ~~a variety name.~~  
 16 ~~— (d) The labeling and advertisement of a varietal blend may not~~  
 17 ~~imply that the seed is a single variety.~~  
 18 > SECTION 2 ~~↔~~ [3]. IC 15-15-1-34, AS AMENDED BY  
 19 P.L.10-2022, SECTION 2, AND P.L.33-2022, SECTION 2, IS  
 20 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:  
 21 Sec. 34. (a) A person who distributes agricultural **seed** or vegetable  
 22 seed in Indiana may apply to the state seed commissioner for a permit  
 23 to use the person's own labeling, report the quantity of seed sold, and  
 24 pay the inspection fee on the basis of the report.  
 25 (b) In making application for a permit under subsection (a), the  
 26 distributor must agree to the following:  
 27 (1) Label the seed with the information required by law.  
 28 (2) Keep the records the state seed commissioner considers  
 29 necessary to indicate accurately the number and size of  
 30 containers of each kind of agricultural **seed** and vegetable seed  
 31 distributed and the quantity of such seed distributed in bulk.  
 32 (3) Grant the state seed commissioner or the state seed  
 33 commissioner's authorized representative permission to examine  
 34 the records described in subdivision (2) and verify the statement  
 35 of quantity of seed distributed.  
 36 (4) Report under oath to the state seed commissioner on forms  
 37 furnished by the state seed commissioner the quantity of  
 38 agricultural **seed** and vegetable seed sold during the period  
 39 covered.  
 40 (c) The state seed commissioner may grant a permit under  
 41 subsection (a) if the state seed commissioner determines that the  
 42 applicant's proposed report of the quality of agricultural **seed** and

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1 vegetable seed sold will lead to efficient enforcement of this chapter.  
2 The state seed commissioner may revoke the permit at any time if it  
3 appears to the state seed commissioner that the distributor is not  
4 complying with the agreement described in subsection (b) or this  
5 chapter. If:

- 6 (1) the report is not filed and the inspection fee not paid before
- 7 ten (10) days following the due date;
- 8 (2) the report of volume is false; or
- 9 (3) the labeling requirements of this chapter have not been
- 10 complied with;

11 the state seed commissioner may revoke the permit. If the inspection  
12 fee is unpaid after the ten (10) day grace period, a penalty shall be  
13 assessed in the amount of ten percent (10%) in addition to the amount  
14 due.

15 (d) The report of quantity sold required under subsection (b)(4) is  
16 due, and the inspection fees required under this chapter are payable,  
17 semiannually on the last day of the month following the end of the  
18 semiannual period. The first half reporting period ends June 30 and the  
19 second half reporting period ends December 31.

20 SECTION 2~~3~~[4]. IC 15-15-1-34.5 IS ADDED TO THE  
21 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
22 [EFFECTIVE JULY 1, 2026]: **Sec. 34.5. (a) The state seed**  
23 **commissioner shall charge the amount set forth in this section.**

24 **(b) A person who distributes agricultural seed or vegetable**  
25 **seed in Indiana may apply to the state seed commissioner for a**  
26 **permit to use the person's own labeling, report the quantity of seed**  
27 **sold, and pay the inspection fee on the basis of the report. Subject**  
28 **to subsection (i), the inspection fee is the following:**

29 (1) **Thirty cents (\$0.30) per one hundred (100) pounds of**  
30 **alfalfa, clover, vegetable, and grass seed, and mixtures of the**  
31 **seeds, with a minimum payment of seven and one-half cents**  
32 **(\$0.075) for each package or container weighing more than**  
33 **one (1) pound.**

34 (2) **Fifteen cents (\$0.15) per one hundred (100) pounds of all**  
35 **agricultural seed other than seeds described in subdivision**  
36 **(1), with a minimum payment of three and three-fourths**  
37 **cents (\$0.0375) for each package or container weighing more**  
38 **than one (1) pound.**

39 (c) **A person who distributes vegetable seeds in:**

- 40 (1) **packets as prepared for use in home gardens or**
- 41 **household plantings; or**
- 42 (2) **preplanted containers, mats, tapes, or other planting**

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- 1 devices;  
 2 in containers of not more than one (1) pound shall pay three dollars  
 3 (\$3) for each retail location offering the assortments or display  
 4 units of seed for sale in Indiana.
- 5 (d) When applying for a permit under subsection (c), the  
 6 distributor must agree to the following:
- 7 (1) Label the seed with the information required by law.  
 8 (2) Keep the records the state seed commissioner considers  
 9 necessary to indicate accurately the number and size of  
 10 containers of each kind of agricultural seed and vegetable  
 11 seed distributed and the quantity of the seed distributed in  
 12 bulk.  
 13 (3) Grant the state seed commissioner or the state seed  
 14 commissioner's authorized representative permission to  
 15 examine the records described in subdivision (2) and verify  
 16 the statement of quantity of seed distributed.  
 17 (4) Report under oath to the state seed commissioner on  
 18 forms furnished by the state seed commissioner the quantity  
 19 of agricultural seed and vegetable seed sold during the  
 20 period covered.
- 21 (e) The state seed commissioner may grant a permit under  
 22 subsection (b) if the state seed commissioner determines that the  
 23 applicant's proposed report of the quality of agricultural seed and  
 24 vegetable seed sold will lead to efficient enforcement of this  
 25 chapter. The state seed commissioner may revoke the permit at any  
 26 time if it appears to the state seed commissioner that the  
 27 distributor is not complying with the agreement described in  
 28 subsection (d).
- 29 (f) Subject to subsection (j), the report required under  
 30 subsection (d)(4) must be filed and inspection fees must be paid  
 31 semiannually as follows:
- 32 (1) For the first half semiannual reporting period beginning  
 33 January 1 and ending June 30, not later than July 31.  
 34 (2) For the second half semiannual reporting period  
 35 beginning July 1 and ending December 31, not later than  
 36 January 31.
- 37 (g) If the:
- 38 (1) report is not filed and the inspection fee not paid not  
 39 more than fifteen (15) days following the due date;  
 40 (2) report of quantity sold is false; or  
 41 (3) labeling requirements of this chapter have not been  
 42 complied with;

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1 the state seed commissioner may revoke the distributor's permit.  
 2 (h) If the report is not filed and the inspection fee not paid on  
 3 the sixteenth day following the due date described in subsection (f),  
 4 a penalty must be assessed in the amount of:  
 5 (1) fifty dollars (\$50); or  
 6 (2) ten percent (10%) of the amount due;  
 7 whichever is greater, in addition to the amount due.  
 8 (i) If a report is required under this section, the minimum  
 9 inspection fee is ten dollars (\$10) per reporting period.  
 10 (j) An inspection fee is not required to be paid on seed supplied  
 11 to a wholesaler whose predominant business is to supply other  
 12 distributors rather than consumers of seed. Seeds distributed  
 13 under all other conditions (except those specifically exempted in  
 14 section 31 of this chapter) must be completely labeled and the  
 15 inspection fee must be paid for the seeds when distributed. The  
 16 inspection fee is not required to be paid more than once on any  
 17 shipment of seed.  
 18 (k) Two (2) times each year the state seed commissioner shall  
 19 issue a credit to any distributor of seed for the inspection fee paid  
 20 to the distributor's supplier on seed subsequently sold to a  
 21 wholesaler.  
 22 SECTION 2<=>[5]. IC 15-15-1-36, AS ADDED BY P.L.2-2008,  
 23 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2026]: Sec. 36. (a) Each person whose name appears on the  
 25 label as distributing agricultural **seed** or vegetable seed subject to this  
 26 chapter shall do the following:  
 27 (1) Keep for two (2) years complete records of each lot of  
 28 agricultural **seed** or vegetable seed distributed.  
 29 (2) Keep for one (1) year a file sample of each lot of seed that is  
 30 distributed after final disposition of the lot.  
 31 (b) All records and samples relating to the shipments involved  
 32 must be accessible for inspection by the state seed commissioner or the  
 33 state seed commissioner's agent during customary business hours.  
 34 (c) The permit holder shall report the quantities of  
 35 agricultural seed and vegetable seed on forms furnished to the  
 36 permit holder by the state seed commissioner semiannually. The  
 37 quantities must be reported according to kind of seed as designated  
 38 on the report form.  
 39 SECTION 2<=>[6]. IC 15-15-1-38, AS ADDED BY P.L.2-2008,  
 40 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41 JULY 1, 2026]: Sec. 38. (a) The state seed commissioner may file an  
 42 action for the seizure of any lot of agricultural **seed** or vegetable seed

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1 that violates this chapter.

2 (b) An action filed under this section must be filed in a court with  
3 jurisdiction in the locality in which the seed is located.

4 (c) If the court finds the seed to be in violation of this chapter and  
5 orders the condemnation of the seed, the seed shall be denatured,  
6 processed, destroyed, relabeled, or disposed of in compliance with  
7 Indiana law. The court may not order the disposition of the seed unless  
8 the claimant is given an opportunity to apply to the court for release of  
9 the seed or permission to process or relabel the seed to bring it into  
10 compliance with this chapter.

11 SECTION 2~~6~~[7]. IC 15-15-1-40, AS AMENDED BY  
12 P.L.17-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS  
13 [EFFECTIVE JULY 1, 2026]: Sec. 40. A person may not distribute  
14 agricultural **seed** or vegetable seed within Indiana if any of the  
15 following apply:

16 (1) If the test to determine the percentage of germination (as  
17 defined by rule adopted under section 28 of this chapter)  
18 required by sections 32 and 33 of this chapter has not been  
19 completed within a twelve (12) month period, not including the  
20 calendar month in which the test was completed immediately  
21 before distribution. However, the state seed commissioner may  
22 by rule designate:

23 (A) a shorter period for a kind of agricultural **seed** or  
24 vegetable seed that the state seed commissioner finds under  
25 ordinary conditions of handling will not maintain, during a  
26 twelve (12) month period, a germination within the  
27 established tolerance limits; or

28 (B) a longer period for a kind of agricultural **seed** or  
29 vegetable seed that is packaged in such container materials  
30 and under such conditions prescribed by the state seed  
31 commissioner that the state seed commissioner finds will,  
32 during the longer period, maintain the viability of the seed  
33 under ordinary conditions of handling.

34 (2) If the seed is not labeled in accordance with this chapter.

35 (3) If the seed carries labeling that is false or misleading in any  
36 particular.

37 (4) If the seed contains or consists of prohibited noxious weed  
38 seed.

39 (5) If the seed consists of or contains restricted noxious weed  
40 seed in excess of one-fourth of one percent (0.25%). If less than  
41 one-fourth of one percent (0.25%) of weed seed by weight is  
42 present, the number per pound must be declared on the labeling.

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- 1 (6) If the seed contains more than two and one-half percent
- 2 (2.5%) of all weed seed.
- 3 (7) If the seed is represented to be "certified seed", "registered
- 4 seed", or "foundation seed", the seed has not been produced and
- 5 labeled in accordance with the procedures and in compliance
- 6 with rules of an official or officially recognized seed certification
- 7 or registration agency.
- 8 (8) If the inoculant applied to pre-inoculated seed is ineffective
- 9 as determined by standards established by rule.
- 10 SECTION 2 ~~8~~ [8]. IC 15-15-1-41, AS AMENDED BY
- 11 P.L.75-2010, SECTION 9, IS AMENDED TO READ AS FOLLOWS
- 12 [EFFECTIVE JULY 1, 2026]: Sec. 41. A person may not do any of the
- 13 following:
- 14 (1) Detach, alter, deface, or destroy any label provided for in this
- 15 chapter or the rules adopted under this chapter.
- 16 (2) Alter or substitute seed in a manner that may defeat the
- 17 purpose of this chapter.
- 18 (3) Disseminate false or misleading advertisements concerning
- 19 agricultural **seed** or vegetable seed.
- 20 (4) Hinder or obstruct in any way an authorized person in the
- 21 performance of the person's duties under this chapter.
- 22 (5) Fail to comply with a stop sale order issued under section 27
- 23 of this chapter.
- 24 (6) Use the word:
- 25 (A) "trace" as a substitute for any statement required by this
- 26 chapter; or
- 27 (B) "type" in any labeling in connection with the name of
- 28 any seed variety.
- 29 (7) Use a state seed commissioner tag or label more than once.
- 30 (8) Sell grain or other seed that has been treated to any person
- 31 for any purpose unless the grain or seed is clearly labeled as
- 32 required in sections 32 and 33 of this chapter.
- 33 (9) Distribute seed colored so that it does not contrast with the
- 34 natural color of the seed.
- 35 (10) Distribute noxious weed seed without a special use permit
- 36 issued by the seed commissioner under section 27(b)(17) of this
- 37 chapter.
- 38 (11) Assign the same brand designation to more than one (1)
- 39 variety or blend of the same kind of seed, if not sold by variety
- 40 name.
- 41 (12) Use relabeling stickers unless the relabeling stickers state:
- 42 (A) both the calendar month and year the germination test

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1 was completed and the sell-by date, as required under  
2 sections 31.5, 32, and 33 of this chapter; and  
3 (B) the lot number that matches the existing original lot  
4 number.

5 (13) Relabel a seed lot using stickers more than once.  
6 SECTION 2<del>8</del>[9]. IC 15-15-1-44 IS ADDED TO THE  
7 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
8 [EFFECTIVE JULY 1, 2026]: **Sec. 44. (a) In order to secure a**  
9 **representative sample, equal portions must be taken from evenly**  
10 **distributed parts of the quantity of seed or screenings to be**  
11 **sampled. Access must be available to all parts of the quantity of**  
12 **seed. When more than one (1) trierful of seed is drawn from a bag,**  
13 **different paths through the bag must be followed. When more than**  
14 **one (1) handful is taken from a bag, the handfuls must be taken**  
15 **from well-separated points.**

16 (b) Free flowing seeds must be sampled as follows:  
17 (1) For free flowing seed in bags or bulk, a probe or trier  
18 must be used.  
19 (2) For small free flowing seed in bags, a probe or trier long  
20 enough to sample all portions of the bag must be used.

21 (c) Non-free flowing seed, including certain grass seed or  
22 uncleaned seed or screenings, that is difficult to sample with a  
23 probe or trier must be sampled by inserting the hand into the bulk  
24 and withdrawing representative portions. The hand is inserted in  
25 an open position and the fingers are held closely together while the  
26 hand is being inserted and the portion withdrawn.

27 (d) As the seed or screenings are sampled, the person taking  
28 the sample shall examine each portion of the sample. If the sample  
29 appears to lack uniformity, the portions may not be combined into  
30 a composite sample but must be retained as separate samples or  
31 combined to form individual container samples to determine if a  
32 lack of uniformity may exist.

33 (e) If the portions appear to be uniform, the portions must be  
34 combined to form a composite sample.

35 SECTION <del>29</del>[30]. IC 15-15-1-45 IS ADDED TO THE  
36 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
37 [EFFECTIVE JULY 1, 2026]: **Sec. 45. Bulk seed or screenings must**  
38 **be sampled by inserting a long probe or inserting the hand into the**  
39 **bulk as circumstances require in at least seven (7) uniformly**  
40 **distributed parts of the quantity being sampled. At least as many**  
41 **trierfuls or handfuls must be taken as the minimum which would**  
42 **be required for the same quantity of seed or screenings in bags of**

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1 a size customarily used for the seed or screenings.

2 SECTION 3-~~4~~[1]. IC 15-15-1-46 IS ADDED TO THE  
3 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
4 [EFFECTIVE JULY 1, 2026]: **Sec. 46. (a) For lots of six (6) bags or**  
5 **less, each bag must be sampled. A total of at least five (5) trierfuls**  
6 **must be taken.**

7 (b) For lots of more than six (6) bags, five (5) bags plus at least  
8 ten percent (10%) of the number of bags in the lots must be  
9 sampled (rounding off numbers with decimals to the nearest whole  
10 number, raising five-tenths (0.5) to the next whole number).  
11 Regardless of the lot size, it is not necessary that more than thirty  
12 (30) bags be sampled.

13 (c) Samples must be drawn from unopened bags except under  
14 circumstances where the identity of the seed has been preserved.

15 SECTION 3-~~4~~[2]. IC 15-15-1-47 IS ADDED TO THE  
16 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS  
17 [EFFECTIVE JULY 1, 2026]: **Sec. 47. In sampling seed in a small**  
18 **container where it is not practical to sample as required by section**  
19 **46 of this chapter, a portion of one (1) unopened container or one**  
20 **(1) or more entire unopened containers may be taken to supply a**  
21 **minimum size sample.**

22 SECTION 3-~~4~~[3]. [EFFECTIVE JULY 1, 2026] (a) The  
23 following rules are void:

- 24 (1) 360 IAC 1-1-1.
- 25 (2) 360 IAC 1-1-2.
- 26 (3) 360 IAC 1-1-3.
- 27 (4) 360 IAC 1-1-4.
- 28 (5) 360 IAC 1-1-7.
- 29 (6) 360 IAC 1-1-8.
- 30 (7) 360 IAC 1-1-9.
- 31 (8) 360 IAC 1-1-10.
- 32 (9) 360 IAC 1-1-11.
- 33 (10) 360 IAC 1-1-12.
- 34 (11) 360 IAC 1-1-13.
- 35 (12) 360 IAC 1-1-14.
- 36 (13) 360 IAC 1-1-15.
- 37 (14) 360 IAC 1-2-1.
- 38 (15) 360 IAC 1-3-1.
- 39 (16) 360 IAC 1-3-2.
- 40 (17) 360 IAC 1-3-3.
- 41 (18) 360 IAC 1-3-4.
- 42 (19) 360 IAC 1-3-5.

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- 1           **(20) 360 IAC 1-3-6.**
- 2           **(21) 360 IAC 1-3-7.**
- 3           **(22) 360 IAC 1-3-8.**
- 4           **(23) 360 IAC 1-4-1.**
- 5           **(24) 360 IAC 1-4-2.**
- 6           **(25) 360 IAC 1-5-1.**
- 7           **(26) 360 IAC 1-6-1.**
- 8           **(27) 360 IAC 1-6-2.**
- 9           **(28) 360 IAC 1-6-3.**
- 10          **(29) 360 IAC 1-6-4.**
- 11          **(30) 360 IAC 1-7-3.**
- 12          **(31) 360 IAC 1-7-4.**
- 13          **(32) 360 IAC 1-7-5.**
- 14          **(33) 360 IAC 1-7-6.**
- 15               **(b) The publisher of the Indiana Administrative Code and the**
- 16               **Indiana Register shall remove the rules in subsection (a) from the**
- 17               **Indiana Administrative Code.**
- 18               **(c) This SECTION expires July 1, 2027.**

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