

(2) AFTER HAVING TAKEN REASONABLE PRECAUTIONS TO INSURE ITS VERACITY, HAS RELIED IN GOOD FAITH UPON ANY STATEMENT MADE OR CONTAINED IN THE INVOICE, GROWER'S DECLARATION, OR LABELING INFORMATION IN ADVERTISING, SELLING, OR OFFERING OR EXPOSING FOR SALE THE SOD OR MIXTURE.

REVISOR'S NOTE: This section presently appears as Art. 66C, §64D of the Code. New language is added so that its provision incorporates the acts performed by a dealer. See §9-101(e). The only other changes made are in style.

SEC. 9-107. PROHIBITED ACTS.

(A) PROHIBITED ACTS - GENERALLY.

NO PERSON MAY TRANSPORT, OFFER FOR TRANSPORTATION, SELL, OFFER OR EXPOSE FOR SALE WITHIN THE STATE, SOD FOR PLANTING PURPOSES:

(1) NOT LABELED IN ACCORDANCE WITH THE PROVISIONS OF THIS SUBTITLE;

(2) HAVING AN INCOMPLETE, FALSE, OR MISLEADING LABEL OR CLAIM;

(3) WHICH HAS BEEN FALSELY ADVERTISED OR ADVERTISED IN A MISLEADING MANNER;

(4) CONTAINING PROHIBITED NOXIOUS WEEDS IN ANY AMOUNT;

(5) CONTAINING RESTRICTED NOXIOUS WEEDS EXCEPT AS PRESCRIBED BY RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE;

(6) TO WHICH THERE IS AFFIXED NAMES OR TERMS THAT CREATE AN INCOMPLETE OR MISLEADING IMPRESSION AS TO THE KIND, VARIETY, HISTORY, PRODUCTIVITY, QUALITY, OR ORIGIN OF THE SOD;

(7) REPRESENTED TO BE "INSPECTED", "APPROVED", "CERTIFIED", "REGISTERED", OR "FOUNDATION" UNLESS IT HAS BEEN PRODUCED, PROCESSED, AND LABELED IN ACCORDANCE WITH PROCEDURES AND RULES AND REGULATIONS OF AN OFFICIALLY RECOGNIZED CERTIFYING AGENCY;

(8) WHICH IN THE FORM OF TURF SOD, OR TURF