

(Z) "VARIETY" MEANS A SUBDIVISION OF A KIND CHARACTERIZED BY GROWTH, YIELD, PLANT, FRUIT, SEED, OR OTHER CHARACTERISTICS BY WHICH IT CAN BE DIFFERENTIATED FROM OTHER PLANTS OF THE SAME KIND.

REVISOR'S NOTE: This subsection presently appears as Art. 48, §148(g) of the Code. The only changes made are in style.

(AA) "VEGETABLE OR HERB SEED" INCLUDES THE SEED, TUBER, OR PLANT OF THOSE CROPS GROWN IN GARDENS OR ON TRUCK FARMS AND GENERALLY KNOWN AND SOLD UNDER THE NAME OF VEGETABLE SEED IN THE STATE.

REVISOR'S NOTE: This subsection presently appears as Art. 48, §148(f) of the Code. The reference to herb is added to provide explicitly that herbs are included in this subtitle. The only other changes made are in style.

(BB) "WEED SEED" INCLUDES THE SEEDS OR BULBULETS OF ANY PLANT GENERALLY RECOGNIZED AS A WEED IN THE STATE, INCLUDING ANY NOXIOUS WEED SEED.

REVISOR'S NOTE: This subsection presently appears as Art. 48, §148(i) of the Code. The only changes made are in style.

(CC) "WHOLESALE SEEDSMEN" INCLUDES ANY PERSON WHO SELLS, OR OFFERS, EXPOSES, OR TRANSPORTS FOR SALE SEED FOR PLANTING PURPOSES TO A RETAIL SEEDSMAN.

REVISOR'S NOTE: This subsection presently appears as Art. 48, §148(b) of the Code. The only changes made are in style.

SEC. 9-202. DUTIES OF THE SECRETARY.

THE SECRETARY SHALL:

(1) INSPECT, SAMPLE, ANALYZE, TEST, AND EXAMINE ANY SEED TRANSPORTED, SOLD, OFFERED, OR EXPOSED FOR SALE IN THE STATE FOR PLANTING PURPOSES, AT ANY TIME AND PLACE AND TO ANY EXTENT HE DEEMS NECESSARY TO DETERMINE WHETHER THE AGRICULTURAL, VEGETABLE, HERB, FLOWER, TREE, OR SHRUB SEED COMPLIES WITH THE PROVISIONS OF THIS SUBTITLE;

(2) NOTIFY PROMPTLY THE PERSON WHO