

North Dakota seed laws require each container of seed which is sold, offered for sale, exposed for sale, transported for sale, or held in storage with the intent to sell for planting purposes have a complete and accurate label attached to the container. If the seed is sold in bulk, a label must be given to the consumer at the time of the purchase.

Seed Labeling Requirements

The following information is required on a seed label for agricultural seeds, which includes the seed of grass, forage, cereal, fiber, oil crops, lawn seed, and any other kind of seeds commonly recognized within this state as agricultural seed.

- Wheat, durum, barley, oats, soybeans, field pea, dry beans, and flax must be identified by kind and variety name
- Canola must be sold as a class of certified seed
- All other agricultural seed must be identified by kind or kind and variety
- Lot number
- Origin (state or foreign country where grown)
- Percentage by weight of pure seed
- Percentage by weight of other crop seed
- Percentage by weight of weed seed (maximum allowed is one percent)
- Percentage by weight of inert matter
- The name and rate of occurrence per pound of restricted noxious weeds either singly or collectively in excess of five per pound in cereals, oil seeds, millet, and seeds of similar size, and in excess of thirteen seeds per pound in grasses and small seeded legumes.
- Germination percentage exclusive of hard or dormant seed
- Hard or dormant seed if present
- Calendar month and year the germination test was completed
- Commonly accepted name of any seed treatment
- Full name and address of the labeler
- If the seed is treated, a word or statement indicating that the seed has been treated, the commonly accepted chemical or abbreviated chemical name of the applied substance, and if the substance is harmful to humans or other vertebrate animals, a caution statement prohibiting use for food, feed or oil purposes. A separate label may be used for the seed treatment.
- Disease test results for seed borne diseases – if required



Germination

The date of test for germination shall not exceed the following:

- Agricultural seed: nine months excluding the month of the test for intrastate sales; five months excluding the month of the test for interstate sales
- Flower, vegetable, native grass or forb seed: twelve months excluding the month of the test
- Cool season lawn and turf grasses: fifteen months excluding the month of the test

Noxious Weed Seeds

Prohibited noxious

The following weed species are not allowed in seed offered for sale or sold in this state: leafy spurge, field bindweed, Canada thistle, perennial sow thistle, Russian knapweed, hoary cress, absinth wormwood, musk thistle, spotted knapweed, yellow star thistle and Palmer amaranth.

Restricted noxious

The following weed species are allowed to be in seed offered for sale or sold in this state but only up to the maximum amount of 25 seeds per pound either singly or collectively: dodder, hedge bindweed, wild oats and quackgrass.

Invoices and Records

The initial labeler must keep the following records

- Complete and accurate records for three years of each lot of seed sold
- A file sample for one year from the final disposition of the entire lot of seed
- An invoice including the lot number, kind and variety, amount of seed sold, date of sale, and the name and address of buyer and seller
- A copy of the seed label and testing information from where the analysis on the label was derived must be retained with the records