**Section 230.70 Seed Permit**

It is unlawful for any person to sell, offer for sale, expose for sale or transport for sale any seed, as defined in this Act, for seeding purposes within this State without meeting the requirements listed in Section 10 of the Act and the following:

a) Application for a seed permit shall be submitted on a form approved and furnished by the Department of Agriculture and shall be accompanied by a check, draft or money order in the amount provided as follows:

|  |  |
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| 1) | Retail seed dealer $10.00 |
| 2) | Wholesale seed dealer $30.00 |
| 3) | Seed broker $30.00 |
| 4) | Seed merchant (will be issued both a wholesale |
|  | and retail permit) $40.00 |
| 5) | Operator(s) of public auction sale or similar type |
|  | consignment sale $30.00 |

b) As a further requirement, any person who does not have a fixed place of business or who is traveling, peddling or is an itinerant, who sells or offers for sale seed in this State shall comply with all the requirements of the Act and the Rules promulgated pursuant thereto.

c) A separate permit shall be required for each location and facility which distributes seed in or into this State and meets the requirements of Section 10 of The Illinois Seed Law (Ill. Rev. Stat. 1987, ch. 5, par. 410).

d) Persons selling, offering or exposing for sale seed of their own production, provided that such seed is sold and delivered only on the farm or premises where grown, are exempt from the permit requirement by Section 10.3(b) of the Act. However, all seed sold by the above-named persons shall be labeled on the basis of tests performed by the Illinois State Seed Laboratory or a commercial seed laboratory personally supervised by a registered seed technologist.

e) Label requirements and tests for labeling shall be in accordance with The Illinois Seed Law and the rules promulgated pursuant thereto.

(Source: Amended at 12 Ill. Reg. 10437, effective July 1, 1988)