

AGRICULTURAL EXPERIMENT STATION
(New Administrative Regulation)

12 KAR 1:144. Registration of agricultural seed dealers, noncertified custom seed conditioners, certified seed growers, and certified seed conditioners.

RELATES TO: KRS 250.021, 250.031, 250.041, 250.051, 250.061, 250.071, 250.081, 250.091, 250.101, 250.111

STATUTORY AUTHORITY: KRS 250.051(2), (3), (4), 250.081(1)(c)9

CERTIFICATION STATEMENT: This is to certify that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 250.051(2) and (3) and 250.081(1)(c)9 require the director to prescribe the procedures whereby agricultural seed dealers, noncertified custom seed conditioners, certified seed growers, and certified seed conditioners register with the director. This administrative regulation satisfies that statutory mandate by creating a framework for registration.

Section 1. Definition. "Agricultural seed dealer" means a person who distributes agricultural seed in containers of forty (40) pounds or more at retail.

Section 2. Agricultural seed dealers shall register using Form RS-68-03 (6/13), Agricultural Seed Dealer Registration. In accordance with KRS 250.051(4), a twenty-five (25) dollar registration fee shall accompany the submitted application form.

Section 3. Noncertified custom seed conditioners shall register using Form RS-68-04 (6/13), Noncertified Custom Seed Conditioner Registration. In accordance with KRS 250.051(4), a twenty-five (25) dollar registration fee shall accompany the submitted application form.

Section 4. Registration of certified seed growers and certified seed conditioners shall be accomplished by an exchange of records between the Kentucky Seed Improvement Association and the Division of Regulatory Services.

Section 5. Incorporation by Reference.

- (1) The following material is incorporated by reference:
 - (a) Form RS-68-03, 6/13, "Agricultural Seed Dealer Registration"; and
 - (b) Form RS-68-04, 6/13, "Noncertified Custom Seed Conditioner Registration."
- (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Division of Regulatory Services, 103 Regulatory Services Building, University of Kentucky, Lexington, Kentucky 40546-0275, Monday through Friday, 8 a.m. to 4:30 p.m., <https://www.rs.uky.edu/regulatory/seed/forms.php>.

DR. JAMES C. MATTHEWS, Associate Dean for Research

APPROVED BY AGENCY: April 9, 2025

FILED WITH LRC: April 14, 2025 at 12:55 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on June 26, 2025, at 1:30 p.m. EST, at the Division of Regulatory Services, 1600 University Ct. Lexington, KY 40546. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through June 30, 2025. Send written

notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Stephen McMurtry, Executive Director, Division of Regulatory Services, 103 Regulatory Services Building, Lexington, Kentucky 40546-0275, phone 859-257-2785, fax 859-323-9931.