

Department of Agriculture and Rural Development  
Pesticide and Plant Pest Management Division  
Administrative Rules for Regulation No. 623 Field Seed Certification  
Rule Set 2022-10 AC

NOTICE OF PUBLIC HEARING

Thursday, August 18, 2022

09:00 AM

Room: Constitution Hall, 525 W Allegan Street, Lansing, MI 48933, Room: CH-ATN-THEODORE-BROWN

Virtual: +1 248-509-0316,,328093246# United States, Pontiac Phone Conference ID: 328 093 246#

The Department of Agriculture and Rural Development will hold a public hearing to receive public comments on proposed changes to the Regulation No. 623 Field Seed Certification rule set.

Rule 205 sets field and seed standards for small grains and buckwheat. Rule 214 provides details on the certification of inbred lines of foundation corn. The rule includes a provision that sets the minimum distance that an inbred increase field shall be isolated from other corn. Rule 215 provides details on the certification of single cross hybrids of foundation corn. The rule includes a provision that sets the minimum distance than a single cross crossing field shall be isolated from other corn. Proposed updates: Rule 205(3) Add a seed standard for winter crops in spring crops and spring crops in winter crops.

- As currently written, the standard set forth in Rule 205 is too strict. There is ample evidence to support the belief that wheat seed is not a meaningful contaminant of oat seed because one is grown in winter and the other in summer. The weather effectively culls the unwanted seed once it is planted.
- Set the seed standard at 5 per 2 pounds for the foundation and 10 per pound for the classes of seed certified.
- Add a provision stating that this standard does not apply in such cases where climatic conditions do not effectively cull the unwanted seed once it is planted. Rule 214(2) Decrease the minimum distance that an inbred increase field shall be isolated from other corn of like color or texture from 825 feet to 660 feet.
- Align the minimum distance with the international standard established by the Association of Official Seed Certification Agencies. Rule 215(2) Decrease the minimum distance that a single cross crossing field shall be isolated from other corn of like color or texture from 825 feet to 660 feet.
- Align the minimum distance with the international standard established by the Association of Official Seed Certification Agencies.

By the authority conferred on the Director of the Department of Agriculture and Rural Development. "The director of the department of agriculture is the legal seed certifying officer of this state and may promulgate rules governing the certification of seed as to variety, type, strain, or other genetic character and the labeling of certified seed, and may adopt general seed certification standards in cooperation with certifying agencies." MCL 286.72(1).

The proposed rules will take effect 7 days after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at [www.michigan.gov/ARD](http://www.michigan.gov/ARD) and in the 8/1/2022 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: [Guardiolaj1@michigan.gov](mailto:Guardiolaj1@michigan.gov).

Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 8/19/2022 at 05:00PM.

Michigan Department of Agriculture and Rural Development

Office of Legal Affairs and Emergency Management PO Box 30017 Lansing, Michigan 48909

[Guardiolaj1@michigan.gov](mailto:Guardiolaj1@michigan.gov)

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 517-284-5730 to make arrangements.