

SUBJECT 85

SUBJECT 85: Seeds

Re: Seeds**Contact:** Lanae Peterson

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Proponent: Freight Classification Development Council**Quick View**

The Quick View feature is not intended to replace contextual information within this document. To understand the potential impact of the recommended changes shown here, please read the full proposal.

Subject 85: Seeds

Quick View: Twenty-five items subject to the Seeds generic heading are canceled with reference to a new item, which would provide a "viz." format, and classes based on the FCDC's 13-sub density scale.

- Generic heading, item 172750, canceled with no further application
- Two Notes canceled and reestablished attendant to the new item
- Two Notes canceled with no further application

Transportation Characteristics Present:

- Handling Yes No Stowability Yes No Liability Yes No Density Yes No

Provisions based on:

- FCDC's 13-sub density scale

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Present Classification Provisions

Item	Description	Class
172750	SEEDS:	
172810	Alfalfa , see Note, item 174002, in bags, boxes or drums.....	70
172950	Canary , see Note, item 174002, in bags, boxes or drums.....	70
172970	Caraway , see Note, item 174002, in bags, boxes or drums.....	70
172990	Cardamon , see Note, item 174002, in boxes.....	150
173090	Clover , see Note, item 174002, in bags, boxes or drums.....	70
173130	Cotton , see Note, item 174002, in bags, boxes or drums.....	55
173250	Flax (Linseed) , see Note, item 174002, in bags, boxes or drums.....	65
173270	Flower or Garden , NOI, see Notes, items 173272, 173274, 173276 and 174002, in bags, boxes or drums, or in seed cabinets in boxes or crates:	
Sub 1	Other than clay coated (pelletized).....	70
Sub 2	Clay coated (pelletized).....	60
173272	NOTE—Any seeds when forming part of a general assortment of garden seeds will take the provision for garden seeds.	
173274	NOTE—Seeds in seed cabinets constructed of softwood not less than 3/4 inch thick or of hardwood not less than 1/4 inch thick, securely fastened, will be accepted without boxing or crating at provisions applying when in boxes. Also includes steel legs or stands for such cabinets, KD, in bundles.	
173276	NOTE—Also applies on mixed shipments of Flower or Garden Seeds, NOI, and Kits consisting of seeds, soil or soil substitutes and plant food in growing trays made of other than clay, in boxes. The weight of such kits must not exceed 20 percent of the gross weight or the billed weight of the Flower or Garden Seeds, NOI, whichever is greater.	
173295	Grass , embedded in straw with cellulose binder, in bags.....	300
173310	Grass Seed , NOI, see Note, item 174002, in bags, boxes or drums.....	70
173470	Millet , see Note, item 174002, in bags, boxes or drums.....	70
173490	Mustard , see Note, item 174002, in bags, boxes or drums.....	65
173530	Niger , see Note, item 174002, in bags, boxes or drums.....	70
173660	Rape , see Note, item 174002, in bags, boxes or drums.....	70
173680	Safflower , see Note, item 174002, in bags, boxes or drums.....	65
173720	Seed Beans; Seed Corn; Seed Peas , NOI; or Seed Grain , NOI; see Note, item 174002, in bags, boxes or drums.....	55
173740	Seeds , NOI, see Note, item 174002, in bags, boxes or drums.....	100
173780	Sesame , see Note, item 174002, in bags.....	60
173840	Sudan Grass , see Note, item 174002, in bags.....	70
173860	Sugar Beet , see Note, item 174002, in bags, boxes or drums.....	70
173880	Sunflower , see Note, item 174002, in bags, boxes or drums.....	60
173920	Timothy , see Note, item 174002, in bags, boxes or drums.....	70

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Present Classification Provisions—Concluded

Item	Description	Class
	SEEDS: subject to item 172750	
173940	Tomato , see Note, item 174002, in bulk in bags, boxes or drums:	
Sub 1	Other than clay coated (pelletized).....	150
Sub 2	Clay coated (pelletized).....	70
173960	Tree , NOI, in bags, boxes or drums.....	70
173980	Veitch , see Note, item 174002, in bags, boxes or drums.....	70
174002	NOTE—Will also apply on seed or soil inoculating bacteria or agricultural insecticides or fungicides, not exceeding 2 percent of the gross weight of the shipment, when in the same shipping container with seeds.	

Proposed Classification Provisions

Item	Description	Class
172750	SEEDS:	⇒Cancel; no further application
172810	Alfalfa , etc	⇒Cancel; see item A-NEW
172950	Canary , etc.....	⇒Cancel; see item A-NEW
172970	Caraway , etc.....	⇒Cancel; see item A-NEW
172990	Cardamon , etc.....	⇒Cancel; see item A-NEW
173090	Clover , etc	⇒Cancel; see item A-NEW
173130	Cotton , etc	⇒Cancel; see item A-NEW
173250	Flax (Linseed) , etc	⇒Cancel; see item A-NEW
173270	Flower or Garden , NOI, etc.....	⇒Cancel; see item A-NEW
173272	NOTE—	⇒Cancel; no further application.
173274	NOTE—	⇒Cancel; no further application.
173276	NOTE—	⇒Cancel; see item C-NEW.
173295	Grass , embedded in straw with cellulose binder, etc.....	⇒Cancel; see item A-NEW
173310	Grass Seed , NOI, etc.....	⇒Cancel; see item A-NEW

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Proposed Classification Provisions—Continued

Item	Description	Class
	SEEDS: subject to item 172750	
173470	Millet , etc	⇒Cancel; see item A-NEW
173490	Mustard , etc.....	⇒Cancel; see item A-NEW
173530	Niger , etc	⇒Cancel; see item A-NEW
173660	Rape , etc	⇒Cancel; see item A-NEW
173680	Safflower , etc	⇒Cancel; see item A-NEW
173720	Seed Beans; Seed Corn; Seed Peas, NOI; or Seed Grain, NOI; etc	⇒Cancel; see item A-NEW
173740	Seeds , NOI, etc.....	⇒Cancel; see item A-NEW
173780	Sesame , etc.....	⇒Cancel; see item A-NEW
173840	Sudan Grass , etc	⇒Cancel; see item A-NEW
173860	Sugar Beet , etc	⇒Cancel; see item A-NEW
173880	Sunflower , etc	⇒Cancel; see item A-NEW
173920	Timothy , etc	⇒Cancel; see item A-NEW
173940	Tomato , etc.....	⇒Cancel; see item A-NEW
173960	Tree , NOI, etc.....	⇒Cancel; see item A-NEW
173980	Vetch , etc	⇒Cancel; see item A-NEW
174002	NOTE—⇒Cancel; see item B-NEW.	

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Proposed Classification Provisions—Continued

Item	Description	Class
⇒A-NEW	<p>Seeds, see Note, item B-NEW, viz.: Alfalfa, in bags, boxes or drums; Canary, in bags, boxes or drums; Caraway, in bags, boxes or drums; Cardamom, in bags, boxes or drums; Clover, in bags, boxes or drums; Cotton, in bags, boxes or drums; Flax (Linseed), in bags, boxes or drums; Flower or Garden, NOI, see Note, item C-NEW, in bags boxes or drums, or in seed cabinets in boxes or crates; Grass, embedded in straw with cellulose binder, in bags, boxes or drums; Grass Seed, NOI, in bags, boxes or drums; Millet, in bags, boxes or drums; Mustard, in bags, boxes or drums; Niger, in bags, boxes or drums; Rape, in bags, boxes or drums; Safflower, in bags, boxes or drums; Seed Beans; Seed Corn; Seed Peas, NOI; or Seed Grain, NOI; in bags, boxes or drums; Seeds, NOI, in bags, boxes or drums; Sesame, in bags, boxes or drums; Sudan Grass, in bags, boxes or drums; Sugar Beet, in bags, boxes or drums; Sunflower, in bags, boxes or drums; Timothy, in bags, boxes or drums; Tomato, in bulk in bags, boxes or drums; Tree, NOI, in bags, boxes or drums; Vetch, in bags, boxes or drums;</p>	
	Subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 1	Less than 1	400
Sub 2	1 but less than 2	300
Sub 3	2 but less than 4	250
Sub 4	4 but less than 6	175
Sub 5	6 but less than 8	125
Sub 6	8 but less than 10	100
Sub 7	10 but less than 12	92.5
Sub 8	12 but less than 15	85
Sub 9	15 but less than 22.5.....	70
Sub 10	22.5 but less than 30.....	65
Sub 11	30 but less than 35	60
Sub 12	35 but less than 50	55
Sub 13	50 or greater.....	50

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Proposed Classification Provisions—Concluded

Item	Description	Class
⇒B-NEW	NOTE—Will also apply on seed or soil inoculating bacteria or agricultural insecticides or fungicides when in the same shipping container with seeds.	
⇒C-NEW	NOTE—Also applies on mixed shipments of Flower or Garden Seeds, NOI, and Kits consisting of seeds, soil or soil substitutes and plant food in growing trays made of other than clay, in boxes.	

Analysis**Introduction**

Twenty-five items subject to the Seeds generic heading, as shown in the Present Classification Provisions herein, name particular types of seeds and these provisions can be difficult to interpret, apply, or verify.

Transportation Characteristics

Handling, Stowability, and Liability—There have been no reports of unusual or significant handling, stowability, or liability issues. Therefore, density has been identified as the primary transportation characteristic.

Conclusion

Based on the foregoing analysis, the involved articles do not present any unusual or significant handling, stowing, or liability issues, and density has been determined to be the primary transportation characteristic.

Therefore, twenty-five items subject to the Seeds generic heading would be canceled with reference to a new item, naming "Seeds" with a "viz." format. The new item would provide classes predicated on the FCDC's standard 13-subprovision density scale⁸². Additionally, the Seeds generic heading, item 172750, would be canceled with no further application.

Furthermore, two Notes would be canceled with no further application, and two Notes would be canceled and reestablished as new Notes attendant to the new item to clarify the application of the articles within the "viz."

The FCDC's Packaging Development Manager has reviewed the proposed minimum packaging requirements and determined they are appropriate for the LTL environment.

⁸² The FCDC's standard 13-subprovision density scale includes reference to Item (Rule) 170, the inadvertence clause.