

CHAPTER 122.

[S. B. 241.]

NURSERY STOCK—UNLAWFUL PRACTICES.

AN ACT relating to nursery stock business and adding a new section to chapter 15.12 RCW.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. There is added to chapter 15.12 RCW, New section.
a new section to read as follows:

It shall be unlawful to sell, solicit orders for, offer for sale, or distribute nursery stock by any method which has the capacity and tendency or effect of deceiving purchasers or prospective purchasers as to quantity, size, grade, kind, species, age, maturity, condition, vigor, hardiness, number of times transplanted, growth ability, growth characteristics, rate of growth or time required before flowering or fruiting, price, origin or place where grown, or in any other material respect. Certain practices unlawful in the sale or offering for sale of stock.

This section shall apply to every type of advertisement or method of representation, whether in newspaper, periodical, sales catalogue, by radio or television, by sales representatives, or otherwise.

Without limiting the effect of this section, the making of any of the following representations, directly or indirectly, is expressly prohibited: Prohibited representations.

(1) That the nursery stock has been propagated by grafting or bud selections methods, when such is not the fact.

(2) That the nursery stock is healthy, will grow anywhere without the use of fertilizer, or will survive and produce without special care, when such is not the fact.

(3) That the nursery stock blooms the year round, or will bear an extraordinary number of blooms of unusual size or quality, when such is not a fact.

Nursery stock.
Prohibited representations.

(4) That the nursery stock is a new variety, when in fact it is a standard variety to which the seller has given a new name.

(5) That the nursery stock cannot be purchased through usual retail outlets, or that there are limited stocks available, when such is not the fact.

(6) That the nursery stock offered for sale will be delivered in time for the next (or any specified) seasonal planting when the seller is aware of factors which make such delivery improbable.

(7) That the appearance of the nursery stock is normal or usual when the appearance so represented is in fact abnormal or unusual.

(8) That the root system of the nursery stock is appreciably larger than that which actually exists, whether accomplished by means of packaging, balling, or otherwise.

(9) That bulblets are bulbs.

(10) That any nursery stock is a rare or unusual item when such is not the fact.

Passed the Senate February 18, 1957.

Passed the House March 10, 1957.

Approved by the Governor March 19, 1957.

CHAPTER 123.

[S. B. 259.]

FIRST CLASS CITIES—INVESTMENT OF FUNDS.

AN ACT relating to the investment of funds of cities of the first class; and amending section 4, chapter 192, Laws of 1929 and RCW 35.22.270.

Be it enacted by the Legislature of the State of Washington:

RCW 35.22.270
amended.

SECTION 1. Section 4, chapter 192, Laws of 1929, and RCW 35.22.270 are each amended to read as follows:

First class
cities. Invest-
ments author-
ized.

Section 4. The investment board is authorized, upon the majority vote of its members and with the