

## CHAPTER 18

## PLANT AND ANIMAL PEST CONTROL

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**18.041 DEFINITIONS.**

In sections 18.041 to 18.161, unless the context otherwise indicates: (a) "governmental unit" means any city, county, or town; (b) "governing body" means a council, board, body or persons in which the powers of the governmental unit are vested; and (c) "mosquito abatement" means the control, abatement, or prevention of breeding of mosquitoes or such other insects or arachnids (ticks, mites, spiders) as provided in section 18.091.

**History:** 1983 c 216 art 2 s 28

**18.51 CERTIFICATE OF INSPECTION.**

*[For text of subd 1, see M.S.1982]*

**Subd. 2. Fees; penalty.** A nurseryman shall pay an annual fee before the commissioner shall issue a certificate of inspection. This fee shall be based on the area of all of his nurseries as follows:

Nurseries:

- |   |                      |
|---|----------------------|
| (1) 1/2 acre or less                        | \$30 per nurseryman  |
| (2) Over 1/2 acre to and including 2 acres  | \$50 per nurseryman  |
| (3) Over 2 acres to and including 10 acres  | \$100 per nurseryman |
| (4) Over 10 acres to and including 50 acres | \$300 per nurseryman |
| (5) Over 50 acres                           | \$600 per nurseryman |

In addition to the above fees, a minimum penalty of \$10 or 25 percent of the fee due, whichever is greater, shall be charged for any application for renewal not received by January 1 of the year following expiration of a certificate.

**History:** 1983 c 293 s 31

**18.52 DEALERS' AND AGENTS' CERTIFICATES.**

*[For text of subds 1 to 4, see M.S.1982]*

**Subd. 5. Fees; penalty.** A dealer shall pay an annual fee based on the dealer's gross sales during the preceding certificate year. A dealer operating for the first year will pay the minimum fee.

Dealers:

- |                               |                                    |
|-------------------------------|------------------------------------|
| (1) Gross sales up to \$1,000 | at a location<br>\$30 per location |
| (2) Gross sales over \$1,000  | at a location                      |

	and up to \$5,000	\$40 per location
(3)	Gross sales over \$5,000 up to \$10,000	at a location \$70 per location
(4)	Gross sales over \$10,000 up to \$25,000	at a location \$100 per location
(5)	Gross sales over \$25,000 up to \$75,000	at a location \$150 per location
(6)	Gross sales over \$75,000 up to \$100,000	at a location \$220 per location
(7)	Gross sales over \$100,000	at a location \$330 per location

In addition to the above fees, a minimum penalty of \$10 or 25 percent of the fee due, whichever is greater, shall be charged for any application for renewal not received by January 1 of the year following expiration of a certificate.

**History:** 1983 c 293 s 32

### 18.53 GREENHOUSE CERTIFICATION.

The commissioner or his employee may inspect and certify greenhouses and greenhouse plants as being free from plant pests upon request of the greenhouse operator and issue a greenhouse certificate. The fee is \$30 for each greenhouse operator. The certificate expires on November 15 next following the date of issue.

**History:** 1983 c 293 s 33

### 18.54 LOCAL SALES AND MISCELLANEOUS.

Subdivision 1. The commissioner or his employee may make small lot inspections or perform other necessary services for which another charge is not specified. For these services the commissioner shall set a fee plus expenses that will recover the cost of performing this service, as provided in section 16A.128. The commissioner may set an additional acreage fee for inspection of seed production fields for exporters in order to meet domestic and foreign plant quarantine requirements.

Subd. 2. The commissioner shall have the authority to provide special services such as virus disease-free certification and other similar programs. Participation by nurserymen shall be voluntary. Plants offered for sale as certified virus-free must be grown according to certain procedures in a manner defined by the commissioner for the purpose of eliminating viruses and other injurious disease or insect pests. The commissioner shall collect reasonable fees from participating nurserymen for services and materials that are necessary to conduct this type of work, as provided in section 16A.128.

**History:** 1983 c 293 s 34