

CHAPTER 89

STATE FORESTS; TREE PLANTING; FOREST ROADS

89.35 Tree planting.
89.36 Producing and procuring planting stock.

89.37 Distributing planting stock.

89.35 TREE PLANTING.

Subdivision 1. **Definitions.** The definitions in this subdivision apply to sections 89.35 to 89.39.

(a) "Tree" means any species of tree, woody perennial, shrub, or vine approved by the commissioner for the purposes authorized in sections 89.35 to 89.39, except cultivated varieties that are capable of producing fruit for human consumption.

(b) "Planting stock" or "tree planting stock" means trees native to this state and includes native tree hybrids that have been improved for conservation purposes.

[For text of subd 2, see M.S.1996]

History: 1997 c 119 s 1

89.36 PRODUCING AND PROCURING PLANTING STOCK.

Subdivision 1. **Production at state nurseries.** The commissioner of natural resources may produce tree planting stock for the purposes of sections 89.35 to 89.39 upon any lands under control of the commissioner which may be deemed suitable and available therefor so far as not inconsistent with other uses to which such lands may be dedicated by law. The commissioner may not produce more than 10,000,000 units of planting stock annually.

[For text of subs 2 and 3, see M.S.1996]

Subd. 4. **Annual report.** The commissioner shall submit an annual report to the legislature relating to the production of planting stock at state nurseries. The report must include the following:

- (1) sales figures;
- (2) income figures; and
- (3) expenses for operations and administration.

Copies of the report must be filed with the legislative reference library and made available to the public.

The commissioner shall also provide any additional information requested by the legislature relating to the production of planting stock at state nurseries.

History: 1997 c 119 s 2,3

89.37 DISTRIBUTING PLANTING STOCK.

[For text of subs 1 and 2, see M.S.1996]

Subd. 3. **Private lands.** The commissioner may supply only bare root seedlings, woody cuttings, and transplant material for use on private land, provided that such material must be sold in lots of not less than 500 for a sum determined by the commissioner to be equivalent to the cost of the materials and the expenses of their distribution. The commissioner may not directly or indirectly supply any other planting stock for use on private lands.

[For text of subs 3a to 5, see M.S.1996]

Subd. 6. **Promotional activities.** All promotional materials for public cost-share programs for tree planting shall address the eligibility of private nursery planting stock.

History: 1997 c 119 s 4,5