

IC 14-24-6

Chapter 6. Regulation of Nursery Stock Sales

IC 14-24-6-1

Purpose of chapter

Sec. 1. The purpose of this chapter is to protect the public from dishonest and unethical practices concerning the sale of nursery stock that is unlikely to properly grow or survive in the climate of Indiana.

As added by P.L.1-1995, SEC.17.

IC 14-24-6-2

"Hardiness zone" defined

Sec. 2. As used in this chapter, "hardiness zone" means a designated geographic area found on the Plant Hardiness Zone Map prepared and amended by the Agricultural Research Service of the United States Department of Agriculture.

As added by P.L.1-1995, SEC.17.

IC 14-24-6-3

"Nursery stock" defined

Sec. 3. As used in this chapter, "nursery stock" means botanically classified hardy perennial or biennial trees, shrubs, vines, and plants, evergreens, fruit pits, and other plants or plant parts capable of propagation. The term does not include corms, tubers, field vegetables, or flower seeds.

As added by P.L.1-1995, SEC.17.

IC 14-24-6-4

Administration of chapter

Sec. 4. The state entomologist shall administer this chapter.

As added by P.L.1-1995, SEC.17.

IC 14-24-6-5

Adoption of rules

Sec. 5. The department:

- (1) shall adopt rules under IC 4-22-2 to prescribe the label described under section 6 of this chapter; and
- (2) may adopt other rules under IC 4-22-2 to implement this chapter.

As added by P.L.1-1995, SEC.17.

IC 14-24-6-6

Labeling of imported nursery stock

Sec. 6. (a) This section does not apply to nursery stock that is:

- (1) imported into Indiana by a nursery grower; and
- (2) transplanted, grown, and held by the grower for at least five (5) years after the date of import.

(b) If a person imports nursery stock into Indiana from outside the forty-eight (48) contiguous states of the United States, the nursery

stock must have a label attached that contains the following information:

(1) The hardiness zone of the nursery stock.

(2) The common name and botanical name of the nursery stock.

As added by P.L.1-1995, SEC.17.

IC 14-24-6-7

Removal of labels prohibited

Sec. 7. A person may not remove a label described under section 6 of this chapter from nursery stock until the nursery stock has been sold for the ultimate use or purpose of the nursery stock in Indiana.

As added by P.L.1-1995, SEC.17.