

(B) DESTRUCTION OF INFESTED OR INFECTED PLANTS.

IF, WITHIN TEN DAYS AFTER NOTIFICATION, THE PERSON NOTIFIED DOES NOT DESTROY OR TREAT THE INFESTED OR INFECTED PLANT PURSUANT TO THE DEPARTMENTAL RULES AND REGULATIONS, THE SECRETARY SHALL DESTROY OR TREAT THE PLANT. THE SECRETARY SHALL PREPARE A STATEMENT OF THE EXPENSES OF DESTRUCTION OR TREATMENT AND SHALL TRANSMIT A COPY OF THE STATEMENT AND ACCOUNT TO THE STATE'S ATTORNEY OF THE COUNTY WHERE THE OWNER OF THE PREMISES RESIDES. THE STATE'S ATTORNEY SHALL COLLECT THE EXPENSES AND ACCOUNT TO THE SECRETARY. THE COPY OF THE STATEMENT AND ACCOUNT IS SUFFICIENT EVIDENCE TO PROVE THE CLAIM.

REVISOR'S NOTE: This section presently appears as Art. 48, §77 of the Code. In subsection (b), the present reference to the rules and regulations of the "trustees" is proposed for deletion because it is obsolete. This reference originates from the time when the "trustees" of the University of Maryland were responsible for administering this subtitle. The infested or infected nursery stock must be destroyed pursuant to the "departmental rules and regulations". The only other changes made are in style.

SEC. 5-308. RECIPROCAL AGREEMENTS FOR NURSERY STOCK.

THE SECRETARY MAY ENTER INTO RECIPROCAL AGREEMENTS WITH OTHER STATES TO PROVIDE THAT SHIPMENTS OF MARYLAND NURSERY STOCK SHALL BE RECEIVED ON THE SAME BASIS AS THE NURSERY STOCK OF OTHER STATES IS RECEIVED IN MARYLAND UNDER THE PROVISIONS OF THIS SUBTITLE.

REVISOR'S NOTE: This section presently appears as Art. 48, §84 of the Code. The only changes made are in style.

SEC. 5-309. INSPECTION OF NURSERIES; CERTIFICATE; DESTRUCTION OF DISEASED NURSERY STOCK.

(A) INSPECTION OF NURSERIES.

THE SECRETARY SHALL INSPECT AT LEAST ONCE EVERY ~~[[SIX MONTHS]]~~ YEAR ALL NURSERIES SUSCEPTIBLE TO DANGEROUSLY INJURIOUS INSECTS, OTHER ANIMAL PESTS, OR PLANT DISEASES IN THE STATE.