

ESTABLISHED BY THE DEPARTMENT REGARDING FREEDOM FROM PLANT PESTS AND UPON PAYMENT OF A FEE OF \$20. [[ALL FEES COLLECTED SHALL BE PLACED IN THE PLANT PROTECTION FUND AND USED TO DEFRAY PARTIALLY THE COST OF INSPECTING AND CERTIFYING THE NURSERIES]] ALL FEES COLLECTED SHALL BE PLACED IN THE PLANT PROTECTION FUND AND USED TO DEFRAY PARTIALLY THE COST OF INSPECTING AND CERTIFYING THE NURSERIES.

(C) EACH BROKER OR DEALER SHALL COMPLY WITH THE REGULATIONS ESTABLISHED BY THE DEPARTMENT AND SHALL PAY AN ANNUAL LICENSE FEE OF \$20. A FEE OF \$1 PER ACRE (OR PART OF AN ACRE) OF SALES AND/OR HOLDING YARD FOR NURSERY STOCK UP TO A MAXIMUM FEE OF \$500 SHALL BE PAID BY EACH BROKER OR DEALER FOR EACH ANNUAL INSPECTION. [[ALL FEES COLLECTED SHALL BE PLACED IN THE PLANT PROTECTION FUND AND USED TO DEFRAY PARTIALLY THE COST OF INSPECTING AND LICENSING THE BROKERS AND DEALERS]] ALL FEES COLLECTED SHALL BE PLACED IN THE PLANT PROTECTION FUND AND USED TO DEFRAY PARTIALLY THE COST OF INSPECTING AND LICENSING THE BROKERS AND DEALERS.

(D) THE SECRETARY MAY ISSUE A SPECIAL CERTIFICATE OR TAG FOR PLANTS THAT ARE CERTIFIED BY THE DEPARTMENT TO BE APPARENTLY FREE OF INJURIOUS VIRUSES, AND/OR OTHER DISEASES, OR PLANTS THAT CONFORM TO ESTABLISHED STANDARDS OF STRAIN PURITY. A FEE SHALL BE CHARGED FOR EACH SPECIAL CERTIFICATE OR TAG ISSUED. THIS FEE SHALL BE ONE PERCENT OF THE GROSS SALES PRICE OF THE PLANTS COVERED BY EACH SPECIAL CERTIFICATE OR TAG. THE DEPARTMENT [[MAY]] SHALL GIVE CREDIT TOWARD THE ONE PERCENT FEE FOR FUNDS CONTRIBUTED OR PAID TO ANOTHER AGENCY OR INSTITUTION, BY PLANT PRODUCERS, IN SUPPORT OF ANY PHASE OF THE VIRUS INDEXING PROGRAM. [[ALL FEES COLLECTED SHALL BE PLACED IN THE PLANT PROTECTION FUND AND USED TO DEFRAY PARTIALLY THE COST OF VIRUS INDEXING, INSPECTION, AND ANALYSIS OF PLANTS CERTIFIED OR TAGGED.]] ALL FEES COLLECTED SHALL BE PLACED IN THE PLANT PROTECTION FUND AND USED TO DEFRAY PARTIALLY THE COST OF VIRUS INDEXING, INSPECTION, AND ANALYSIS OF PLANTS CERTIFIED OR TAGGED.

[(c)] (E) If dangerously injurious [insects, other animal pests, or plant diseases] PLANT PESTS are found in any nursery, orchard, or any premises where nursery stock is grown OR HELD FOR SALE, the Secretary shall [destroy or treat the portion of the nursery stock he deems necessary] ORDER IT TREATED OR DESTROYED BY THE NURSERYMAN OR DEALER. He shall release all other nursery stock grown on the premises, and issue a certificate of inspection to the owner. If the [Secretary destroys any infested or infected nursery stock,] NURSERYMAN OR DEALER FAILS TO COMPLY WITH THE ORDER, THE SECRETARY SHALL SEIZE, DESTROY, AND/OR TREAT THE INFESTED OR INFECTED NURSERY STOCK AND the owner shall pay the [cost] COSTS.