

(d) The Secretary may CERTIFY [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 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.] EACH PLANT PRODUCER SHALL PAY THE SECRETARY THE FOLLOWING CERTIFICATION FEE FOR EACH ACRE, OR PART OF AN ACRE, IN PLANT PRODUCTION: STRAWBERRY PLANTS, \$50, GRAPE VINES, FRUIT TREES, AND BRAMBLE PLANTS, \$70. 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.

(e) If dangerously injurious plant pests are found in any nursery, orchard, or any premises where nursery stock is grown or held for sale, the Secretary shall 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 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 costs. If the owner refuses to pay the cost, it shall be collected as prescribed in § 5-307 OF THIS SUBTITLE.

(F) A FEDERAL, STATE, OR LOCAL PUBLIC AGENCY IS EXEMPT FROM THE LICENSE AND INSPECTION FEES REQUIRED BY THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

Approved April 9, 1985.

CHAPTER 38

(House Bill 104)

AN ACT concerning

Maryland Department of Agriculture - Weights and Measures

FOR the purpose of providing that certain deliveries of liquid fuel made on the premises of the vendor are subject to certain weight or measure requirements and certain posting requirements.

BY repealing and reenacting, with amendments,