

APA-2

ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRIES
PLANT PROTECTION

NOTICE OF INTENDED ACTION

Agency Name: Alabama Department of Agriculture and Industries

Rule No. & Title: 80-10-1-.03 Certificate Fee Schedule

Intended Action: To amend

Substance of Proposed Action: To update fees

Time, Place, Manner of Presenting Views: Views may be presented in writing to the contact person below or in person on Tuesday, August 9, 2011 at 10:00 a.m., in the Auditorium of the Richard Beard Building, 1445 Federal Drive, Montgomery, Alabama.

Final Date for Comment and Completion of Notice: August 9, 2011.

Contact Person at Agency: Robert J. Russell, Assistant Attorney General and Legal Counsel, Department of Agriculture and Industries, 1445 Federal Drive, Montgomery, Alabama 36107-1123, Telephone No. 240-7117.

June 16 2011
Date

John McMillan
John McMillan
Commissioner of Agriculture
and Industries

80-10-1-.03 Certificate Fee Schedule.

(1) Nurserymen shall pay annual inspection certificate fees based on the previous year's volume of sales in nursery stock. Where stock is grown at more than one location, fees shall be based on the aggregated previous year's volume of sales, unless the nurseryman requests separate certification, as follows:

Previous Year's Gross Sales of Production	Fee
Less than \$100,000	\$ 35.00 <u>50.00</u>
\$100,000.01 to \$500,000	\$ 75.00
\$500,000.01 to \$1,000,000	\$125.00
\$1,000,000.01 to \$1,500,000	\$200.00
More than \$1,500,000	\$230.00

(2) A person who requests an inspection and a certificate for plants not defined herein as nursery stock, for any movement or sale, may be provided such services on the same basis as if the plant material shall be subject to the same laws and rules as if the person was a nurseryman and the plant material was nursery stock.

(3) A dealer in nursery stock shall pay an annual certificate fee of \$20.00 for each separate location or place of business from which nursery stock is sold or offered for sale.

(4) These certificates expire September 30, the end of the fiscal year for which they are issued.

Authors: Charles H. Barnes, John P. Hagood

Statutory Authority: Code of Ala. 1975, §§2254, 2566.

History: Filed April 19, 1982. **Amended:** Filed May 19, 1992.

Amended: Filed August 16, 2004; effective September 20, 2004.

Amended: Filed June 16, 2011.