

# VIRGINIA ACTS OF ASSEMBLY -- 2018 SESSION

## CHAPTER 685

*An Act to amend and reenact § 3.2-3803 of the Code of Virginia, relating to renewal of nursery stock licenses; late fee.*

[S 854]

Approved March 30, 2018

**Be it enacted by the General Assembly of Virginia:**

**1. That § 3.2-3803 of the Code of Virginia is amended and reenacted as follows:**

**§ 3.2-3803. Licenses required of nurserymen or dealers; inspection fees.**

A. It is unlawful for any nurseryman or dealer to offer for sale, sell, deliver, or give away nursery stock unless such person shall have first procured a license from the Commissioner.

B. The Commissioner shall not issue any license to a dealer except upon the payment of \$25 for each separate sales location. *Any dealer who fails to renew his license within the 30 days following the December 31 expiration date shall pay to the Commissioner a \$15 late fee in addition to the license fee.*

C. The Commissioner shall not issue any license to a nurseryman except upon the payment of \$75 and receipt of an inspection certificate. At the issuance of the license, each nursery shall also pay an inspection fee of \$1.50 for each acre above 50 acres of nursery stock inspected by the Commissioner. *Any nurseryman who fails to renew his license within the 30 days following the December 31 expiration date shall pay to the Commissioner a \$50 late fee in addition to the license fee.*

D. All licenses shall expire on December 31. *Any nurseryman or dealer who fails to renew his license within the 30 days following the December 31 expiration date shall be considered unlicensed for the purposes of subsection B of § 3.2-3808.*

E. *Any nurseryman or dealer who pays to the Commissioner a late fee in accordance with the provisions of subsection B or C is not guilty of a Class 1 misdemeanor for failure to renew his license under subsection B of § 3.2-3810.*