

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

822S0682

SENATE BILL NO. 153

Introduced by: Senators Begalka, Kraus, Novstrup (Al), Sutton, and Vehle and
Representatives Hoffman, Fargen, Hickey, Street, Van Gerpen, and Willadsen

1 FOR AN ACT ENTITLED, An Act to revise fees for resident nurserymen.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 38-24B-7 be amended to read as follows:

4 38-24B-7. The Department of Agriculture may issue a certificate of inspection to any
5 nurseryman, operating as a resident nurseryman or dealer, whose nursery stock has been
6 officially inspected and found to be viable and free from pests. The biennial fee for the
7 inspection and certification is as follows:

8 (1) Resident nurseryman: ~~three hundred fifty dollars plus ten dollars for each acre over~~
9 ~~one acre of field-grown inspected plants and ten dollars for each ten thousand square~~
10 ~~feet of container-grown plants, except the fee for a resident nurseryman with less than~~
11 ~~five thousand dollars in gross sales on nursery stock is;~~ seventy-five dollars plus ten
12 dollars for each acre over one of field-grown inspected plants and ten dollars for each
13 ten thousand square feet of container-grown plants;

14 (2) Resident nurseryman with at least five thousand but less than twenty thousand dollars
15 in gross sales on nursery stock: one hundred seventy-five dollars plus ten dollars for



1 each acre over one of field-grown inspected plants and ten dollars for each ten
2 thousand square feet of container-grown plants;

3 (3) Resident nurseryman with twenty thousand dollars or greater in gross sales on
4 nursery stock: three hundred fifty dollars plus ten dollars for each acre over one of
5 field-grown inspected plants and ten dollars for each ten thousand square feet of
6 container-grown plants;

7 (4) Nursery stock dealer with less than five thousand dollars in annual gross sales of
8 nursery stock: one hundred twenty-five dollars;

9 ~~(3)~~(5) Nursery stock dealer with ~~more than~~ at least five thousand but less than twenty
10 thousand dollars in annual gross sales of nursery stock: two hundred dollars; or

11 ~~(4)~~(6) Nursery stock dealer with ~~more than~~ twenty thousand dollars or greater in annual
12 gross sales of nursery stock: three hundred fifty dollars.