



SENATE BILL No. 445

April 18, 1995, Introduced by Senator HOFFMAN and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend Act No. 189 of the Public Acts of 1931, entitled as amended "The insect pest and plant disease act," as amended, being sections 286.201 to 286.226 of the Michigan Compiled Laws, by adding section 17a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 189 of the Public Acts of 1931, as
2 amended, being sections 286.201 to 286.226 of the Michigan
3 Compiled Laws, is amended by adding section 17a to read as
4 follows:

5 SEC. 17A. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION,
6 A PERSON SHALL NOT SELL, OFFER TO SELL, OR DISTRIBUTE SEED FROM
7 ANY NONNATIVE MEMBER OF THE GENUS LYTHRUM, OR HYBRIDS OF THAT
8 GENUS, COMMONLY KNOWN AS PURPLE LOOSESTRIFE, IN THIS STATE.

1 (2) IN THIS STATE, A PERSON SHALL NOT SELL AT RETAIL OR
2 OFFER TO SELL AT RETAIL ANY NONNATIVE CULTIVARS OF THE GENUS
3 LYTHRUM, OR HYBRIDS OF THAT GENUS, EXCEPT FOR THE CULTIVARS OF
4 LYTHRUM VIRGATUM COMMERCIALY KNOWN AS ROSE QUEEN, THE ROCKET,
5 MORDEN PINK, MORDEN GLEAM, MORDEN ROSE, DROPMORE PURPLE, OR COL-
6 UMBIA PINK.

7 (3) AS OF JANUARY 1, 1998, RETAIL SALES OF NONNATIVE MEMBERS
8 OF THE GENUS LYTHRUM, OR HYBRIDS OF THAT GENUS, ARE NOT ALLOWED
9 IN THIS STATE EXCEPT FOR CULTIVARS DEVELOPED AND RECOGNIZED TO BE
10 STERILE AND APPROVED BY THE DIRECTOR OF THE DEPARTMENT OF
11 AGRICULTURE.

12 (4) NOTWITHSTANDING SUBSECTION (1), (2), OR (3), THE DEPART-
13 MENT OF AGRICULTURE MAY ISSUE A PERMIT AUTHORIZING A PERSON TO
14 CONDUCT RESEARCH USING THE GENUS LYTHRUM OR HYBRIDS OF THAT
15 GENUS.

16 (5) AS USED IN THIS SECTION, "PERSON" MEANS AN INDIVIDUAL,
17 PARTNERSHIP, CORPORATION, ASSOCIATION, GOVERNMENTAL ENTITY, OR
18 ANY OTHER LEGAL ENTITY.