

- 2-2120. Live plant dealer's license; application fees; sale of live plants, conditions.** (a) Every live plant dealer, before selling or offering for sale or delivering any live plants in this state, shall procure from the secretary a live plant dealer's license for each location from which such live plant dealer engages in business as a live plant dealer.
- (b) Application for such license shall be made on a form furnished by the secretary. The fee for each application shall be fixed by rules and regulations adopted by the secretary, except that such fee shall not exceed \$80, excluding the plant pest emergency fee, authorized pursuant to K.S.A. 2014 Supp. 2-2129, and amendments thereto.
- (c) A live plant dealer shall not be required to obtain a license if such live plant dealer does not import or export plants into or from the state and the annual gross receipts of such live plant dealer's business is less than \$10,000.
- (d) Such live plant dealer's license shall expire on January 31, following date of issue.
- (e) A live plant dealer may only engage in the live plant business with live plants which are:
- (1) In compliance with all quarantines and regulated nonquarantine pest freedom standards established by the secretary; or
  - (2) accompanied by a valid certificate of inspection of a federal inspector or inspector of another state stating that such live plants comply with all applicable quarantines and regulated nonquarantine pest freedom standards.

**History:** L. 1965, ch. 6, § 9; L. 1972, ch. 6, § 2; L. 1982, ch. 4, § 6; L. 2002, ch. 91, § 8; L. 2011, ch. 72, § 6; July 1.