

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

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ONE HUNDRED AND SIXTH LEGISLATURE

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**Legislative Document**

**No. 2075**

H. P. 1682

House of Representatives, January 2, 1974

Referred to the Committee on Agriculture. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Evans of Freedom.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FOUR

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**AN ACT** Relating to Definition of Nursery Stock under Nursery Law.

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Be it enacted by the People of the State of Maine as follows:

**Sec. 1. R. S., T. 7, § 2201, amended.** Section 2201 of Title 7 of the Revised Statutes, as amended by section 11 of chapter 594 of the public laws of 1971, is further amended by adding after the first paragraph, the following new paragraph:

**As used in this chapter, unless the context otherwise indicates, the following words shall have the following meanings.**

**Sec. 2. R. S., T. 7, § 2201, sub-§ 1, amended.** Subsection 1 of section 2201 of Title 7 of the Revised Statutes is amended to read as follows:

1. Nursery stock. "Nursery stock" ~~as used in this chapter~~ shall include all florist stock, trees, shrubs, vines, fruiting plants, cuttings, grafts, scions and buds, both deciduous and evergreen, grown for sale or propagation, also herbaceous perennials, bedding plants, roots, corms, bulbs, tubers, potted plants and cut flowers, and all other plant and plant products for, or capable of, propagation, excepting field crops, ~~vegetable plants and~~ vegetable and flower seeds.

STATEMENT OF FACT

Green peach aphids (*Myzus persicae*) are considered to be the major vector of "leaf roll," a plant virus which reduces potato crop production.

Many plants, located in greenhouses and garden centers, serve as hosts for the above insects and are considered as suspect in the spread of this disease.

While the present nursery laws permit official inspectors to condemn the presence of aphids on ornamentals, nearby vegetable plants are exempted from legal consideration, thus creating a dilemma.

It is felt that the requested change in the statutes will correct the inconsistency of inspection which now exists and thus aid in control of a serious agricultural pest.