

Act No. 182
Public Acts of 1995
Approved by the Governor
October 20, 1995
Filed with the Secretary of State
October 23, 1995

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1995**

Introduced by Reps. Middaugh, Alley, Hill, Perricone, Sikkema, Gnodtke, Freeman, LaForge, Brater, DeHart, Murphy, Bobier, Byl, Jellema, Bodem, Munsell and McManus

ENROLLED HOUSE BILL No. 4774

AN ACT to amend Act No. 189 of the Public Acts of 1931, entitled as amended "An act to regulate the sale and distribution of nursery stock, plants, and plant products; to prevent the introduction into and the dissemination within this state of insect pests and plant diseases; to provide for the destruction and control of insect pests and plant diseases; to provide for the destruction of certain plants by owners of certain fruit trees; to provide for license and to provide for inspection; and imposing certain powers and duties on the director of agriculture; to provide for the promulgation of rules; and to prescribe penalties," as amended, being sections 286.201 to 286.226 of the Michigan Compiled Laws, by adding section 16a.

The People of the State of Michigan enact:

Section 1. Act No. 189 of the Public Acts of 1931, as amended, being sections 286.201 to 286.226 of the Michigan Compiled Laws, is amended by adding section 16a to read as follows:

Sec. 16a. (1) As used in this section:

(a) "Person" means an individual, partnership, corporation, association, governmental entity, or any other legal entity.

(b) "Purple loosestrife" means a nonnative member of the genus *Lythrum*, or hybrid of that genus.

(2) Except as otherwise provided in this section, in this state, a person shall not sell, offer to sell, or distribute seed from purple loosestrife.

(3) In this state, a person shall not sell at retail or offer to sell at retail any nonnative cultivars of the genus *Lythrum*, or hybrids of that genus, except for the cultivars of *Lythrum virgatum* commercially known as rose queen, the rocket, morden pink, morden gleam, morden rose, dropmore purple, or columbia pink.

(4) As of January 1, 1997, retail sales of purple loosestrife are not allowed in this state except for cultivars developed and recognized to be sterile and approved by the director of the department of agriculture.

(5) Notwithstanding subsection (2), (3), or (4), the department of agriculture may issue a permit authorizing a person to conduct research using purple loosestrife.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.

