

NIPM Item #3.6

CALIFORNIA NURSERY STOCK CERTIFICATE

GUIDELINES FOR SUSPENSION OR REVOCATION

The use of a California Nursery Stock Certificate (CNSC) may be suspended or revoked for cause. A request for suspension or revocation of a nursery's CNSC from the local County Agricultural Commissioner (CAC) will be reviewed by the State prior to implementation. A finding of suspension or revocation is appealable to the Secretary of Agriculture per Food and Agricultural Code Section 5103.

SUSPENSION:

Authorization for use of a CNSC may be suspended:

1. Immediately with the detection of a quarantine pest. Upon completion of a risk assessment, use of a CNSC may be reinstated for use with such nursery stock where there is no risk for movement of the pest.
2. If a nursery knowingly moves plant material that does not meet the standards of cleanliness.
3. For repeated incidences of non-compliance. Note: If suspension is being considered based on incidence(s) of non-compliance, the nursery may request to meet with the local CAC to discuss the pending action.

REVOCATION:

The following violations may result in multiple enforcement actions including the revocation of a nursery's CNSC, the nursery's license to sell stock and the issuance of administrative fines:

1. Knowingly moving plant material that is under quarantine hold
2. Knowingly moving plant material that has a quarantine pest
3. Falsifying required documentation such as shipping and receiving documents and origin certificates
4. History of repeated suspensions
5. Egregious violations of the Food and Agricultural Code and quarantine regulations