

WAC 16-402-020 Compliance with standards required. (1) Horticultural plants sold, held for sale, shipped or transported in the state must comply with the standards described in WAC 16-402-015.

(2) The director may deny, suspend or revoke the license of any person selling, holding for sale, shipping or transporting horticultural plants in violation of this standard, pursuant to RCW 15.13.490. The director may also issue civil penalties in accordance with RCW 15.13.490 for violations of this standard.

(3) Any horticultural plant sold, held for sale, shipped or transported in violation of WAC 16-402-015 shall be subject to a hold order, issued pursuant to RCW 15.13.430, or an order of condemnation, issued pursuant to RCW 15.13.440. Upon issuance of a hold order or an order of condemnation, the seller or holder of the plant material is entitled to request a hearing under chapter 34.05 RCW.

(4) The department shall issue a nursery inspection record or other official document(s) certifying compliance to WAC 16-402-015.

[Statutory Authority: Chapters 15.13 and 34.05 RCW. WSR 04-09-084, § 16-402-020, filed 4/20/04, effective 5/21/04. Statutory Authority: Chapter 15.13 RCW. WSR 98-17-069, § 16-402-020, filed 8/17/98, effective 9/17/98.]