

Iowa Department of Natural Resources
Natural Resource Commission

ITEM

16

DECISION

TOPIC

Chapter 71, Nursery Stock Sale Administrative Rules Change - FINAL

The Commission's approval is requested for Adopted and Final Chapter 71. "Nursery Stock Sale to the Public." 571 Iowa Administrative Code Chapter 71 regulates the sale of tree and shrub seedlings from the Iowa DNR State Forest Nursery pursuant the authority of Iowa Code subsection 455A.5(6) and Iowa Code section 455A.13.

The amendment proposes:

1. The following changes in pricing structure:
 - Oak, hickory, walnut, pecan and basswood, 17" and larger—\$45 to \$55 per hundred plants
 - Other hardwood tree species, 17" and larger—\$42 to \$52 per hundred plants
 - Elderberry, buttonbush, dogwood, and Nanking cherry, 17" and larger—\$42 to \$52 per hundred plants
 - Other shrub species, 17" and larger—\$45 to \$55 per hundred plants.
 - Conifers, 17" and larger—\$30 to \$40 per hundred plants.
 - Prices for wildlife packets shall be \$90 to \$110 each
 - Include aspen in the hardwoods category

A price increase is needed to cover increasing labor and production costs.

Paul J. Tauke, Forestry Bureau Chief
Conservation and Recreation Division
May 14, 2009

Attachment: Chapter 71 Nursery Stock Sale Administrative Rules Change – FINAL

NATURAL RESOURCE COMMISSION [571]

Adopted and Filed

Pursuant to the authority of Iowa Code subsection 455A.5(6) and Iowa Code section 455A.13 the Natural Resource Commission hereby amends Chapter 71, "Nursery Stock Sale to the Public," Iowa Administrative Code.

The adopted amendments to Chapter 71 increase the price of certain nursery stock sold by the Department to the public. In addition, aspen trees have been added to the hardwoods category of subrule 71.3(1). Pursuant to Iowa Code section 455A.13 the Commission is authorized to adopt rules that establish a range of prices for plant material grown at State nurseries to cover expenses related to the growing of the plants. The amended prices are necessary to cover the Department's increased labor and production costs.

Notice of Intended Action was published in the Iowa Administrative Bulletin on March 11, 2009, as ARC 7615B. No public hearings were held on this rule making. One comment was received, in support of the amendments.

These amendments are identical to those published under the Notice of Intended Action.

These amendments will become effective July 8, 2009.

The following amendments are adopted.

ITEM 1. Amend subrule 71.3(1) as follows:

71.3(1) Prices for hardwoods shall be as follows:

- a. ~~Oak~~ Aspen, oak, hickory, walnut, pecan and basswood, 6" to 16" -- \$40 per hundred plants.
- b. ~~Oak~~ Aspen, oak, hickory, walnut, pecan and basswood, 17" and larger -- ~~\$45~~ \$55 per hundred plants.
- c. Other hardwood tree species, 6" to 16" -- \$37 per hundred plants.
- d. Other hardwood tree species, 17" and larger -- ~~\$42~~ \$52 per hundred plants.

ITEM 2. Amend subrule 71.3(2) as follows:

71.3(2) Prices for shrubs shall be as follows:

- a. Elderberry, buttonbush, dogwood, and Nanking cherry, 6" to 16" -- \$37 per hundred plants.
- b. Elderberry, buttonbush, dogwood, and Nanking cherry, 17" and larger -- ~~\$42~~ \$52 per hundred plants.
- c. Other shrub species, 6" to 16" -- \$40 per hundred plants.
- d. Other shrub species, 17" and larger -- ~~\$45~~ \$55 per hundred plants.

ITEM 3. Amend subrule 71.3(3) as follows:

71.3(3) Prices for conifers shall be as follows:

- a. Conifers 6" to 16" -- \$25 per hundred plants.
- b. Conifers 17" and larger -- ~~\$30~~ \$40 per hundred plants.

ITEM 4. Amend subrule 71.3(4) as follows:

71.3(4) Prices for wildlife packets shall be ~~\$90~~ \$110 each.

ITEM 5. Amend subrule 71.3(5) as follows:

71.3(5) Prices for songbird packets shall be ~~\$20~~ \$25 each.

Date

Richard A. Leopold, Director