

A-Engrossed House Bill 2513

Ordered by the House May 12
Including House Amendments dated May 12

Sponsored by Representative P SMITH (at the request of Oregon Agricultural Alliance)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Requires that shipments of nursery stock be accompanied by shipping permit number.]

Requires that commercial shipments or deliveries of nursery stock be accompanied by shipping invoice or bill of lading. Provides that shipping invoice must include specific information and that certain persons must retain copy of signed shipping invoice or bill of lading. Provides exceptions.

A BILL FOR AN ACT

Relating to horticulture; amending ORS 571.135.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 571.135 is amended to read:

571.135. (1) The State Department of Agriculture may issue a shipping permit number to any licensee who requests or requires one. *[Such]* **The shipping permit** number shall be the same as the license number and so designated on the license.

(2) When authorized or required by the department, the shipping permit number shall accompany all shipments and deliveries of nursery stock.

(3) A shipping invoice or bill of lading shall accompany a commercial shipment or delivery of nursery stock to be offered for sale. If a shipping invoice accompanies the shipment or delivery, the shipping invoice shall include the following:

(a) The name and address of the owner of the nursery stock.

(b) The nursery license number of the owner of the nursery stock.

(c) The point of origin of the nursery stock.

(d) The specific destination to which the nursery stock is being shipped or delivered.

(e) A description or inventory of the nursery stock in sufficient detail to allow identification of the nursery stock being shipped or delivered. The description or inventory shall include, at a minimum, the numbers, sizes and varieties of plants included in the shipment or delivery.

(f) The signature of the nursery stock carrier or the carrier's agent.

(4) The department, by rule, may develop a standard form for shipping invoices described in subsection (3) of this section and may make the form available at cost to licensees upon request.

(5) Each of the following persons shall retain a copy of the signed shipping invoice or the bill of lading for a commercial shipment or delivery of nursery stock to be offered for sale:

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

- 1 **(a) The owner of the nursery stock.**
2 **(b) The carrier or carrier's agent transporting the nursery stock.**
3 **(c) The person taking delivery of the nursery stock at the shipment or delivery destina-**
4 **tion.**
5 **(6) Subsections (3) and (5) of this section do not apply to:**
6 **(a) A commercial shipment or delivery between two points owned, rented or leased by the**
7 **owner of the nursery stock; or**
8 **(b) A commercial shipment or delivery of nursery stock in the possession of a business**
9 **licensed by the State Landscape Contractors Board.**
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