

1 SENATE BILL NO. 383

2 AMENDMENT IN THE NATURE OF A SUBSTITUTE

3 (Proposed by the Senate Committee on Agriculture, Conservation and Natural Resources

4 on _____)

5 (Patron Prior to Substitute—Senator French)

6 *A BILL to amend and reenact § 3.2-809 of the Code of Virginia, relating to Board of Agriculture and*
7 *Consumer Services; invasive plant species installation; written notification to property owners; civil*
8 *penalty.*9 **Be it enacted by the General Assembly of Virginia:**10 **1. That § 3.2-809 of the Code of Virginia is amended and reenacted as follows:**11 **§ 3.2-809. Penalty for violation.**12 *Any*—*A. Except as provided in subsection B, any person who fails to comply with the provisions of this*
13 *chapter or the regulations adopted hereunder is guilty of a Class 1 misdemeanor.*14 *B. The Board may assess a civil penalty of not more than \$250 for a first violation, \$500 for a second*
15 *violation, and \$1,000 for each subsequent violation to any tradesperson who fails to provide written*
16 *notification to property owners in accordance with regulations adopted pursuant to subsection C of*
17 *§ 3.2-802. The proceeds of such civil penalty shall be deposited into the Plant Pollination Fund established in*
18 *§ 3.2-2806.*