

SENATE BILL NO. 383

AMENDMENT IN THE NATURE OF A SUBSTITUTE

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

on _____)

(Patron Prior to Substitute—Senator French)

A BILL to amend and reenact § 3.2-809 of the Code of Virginia, relating to Board of Agriculture and Consumer Services; invasive plant species installation; written notification to property owners; civil penalty.

Be it enacted by the General Assembly of Virginia:**1. That § 3.2-809 of the Code of Virginia is amended and reenacted as follows:****§ 3.2-809. Penalty for violation.**

~~Any~~ *A. Except as provided in subsection B, any person who fails to comply with the provisions of this chapter or the regulations adopted hereunder is guilty of a Class 1 misdemeanor.*

B. The Board may assess a civil penalty of not more than \$250 for a first violation, \$500 for a second violation, and \$1,000 for each subsequent violation to any tradesperson who fails to provide written notification to property owners in accordance with regulations adopted pursuant to subsection C of § 3.2-802. The proceeds of such civil penalty shall be deposited into the Plant Pollination Fund established in § 3.2-2806.