BILL SUMMARY

- Prohibits the reckless labeling and advertising of nursery stock as beneficial to pollinators if certain criteria apply, including the nursery stock was treated with a chemical pesticide that is absorbed by a plant.

CONTENT AND OPERATION

Labeling or advertising of nursery stock

The bill prohibits a person from recklessly labeling or advertising nursery stock as beneficial to pollinators if both of the following apply:

(1) The nursery stock was treated with a chemical pesticide soluble in water and absorbed by a plant; and

(2) The nursery stock has either of the following U.S. Environmental Protection Agency warnings on the nursery stock or its container:

-- A pollinator protection box;

-- A pollinator, bee, or honey bee precautionary statement in the environmental hazard section of an insecticide product label.¹

A person who violates the prohibition is guilty of a fourth degree misdemeanor on a first offense and a third degree misdemeanor on each subsequent offense.²

¹ R.C. 927.57.

² R.C. 927.99(B).
Under continuing law, nursery stock includes both of the following:

(1) Any hardy tree, shrub, plant, or bulb, whether wild or cultivated, except turfgrass, and any cutting, graft, scion, or bud of such a tree, shrub, plant, or bulb;

(2) Any nonhardy plant, or plant part, that is to be offered for sale in any state that requires inspection and certification of the plant or plant part as a condition of entrance.³

³ R.C. 927.51, not in the bill.