

NATURAL RESOURCE COMMISSION[571]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code subsection 455A.5(6), the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 71, "Nursery Stock Sale to the Public," Iowa Administrative Code.

This chapter provides for the descriptions of plants made available through the State Nursery, the obligations of customers purchasing plants from the State Nursery, and the prices of such plants.

The proposed amendments update the prices of plants made available for sale under these rules.

Any interested person may make written suggestions or comments on the proposed amendments on or before March 31, 2009. Written comments may be mailed or hand-delivered to the Forestry Bureau Chief, Department of Natural Resources, Wallace State Office Building, Des Moines, Iowa 50319-0034; by fax: (515)281-6794; or by E-mail: paul.tauke@dnr.iowa.gov. Persons who wish to convey their views orally should contact the Forestry Bureau by telephone at (515)281-5034 or in person at the Forestry Bureau offices on the fourth floor of the Wallace State Office Building.

These amendments are intended to implement Iowa Code sections 456A.20 and 461A.2 and 1989 Iowa Acts, chapter 311, section 16.

The following amendments are proposed.

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.