

IC 14-24-4

Chapter 4. Control of Pests and Pathogens

IC 14-24-4-1

Inspections

Sec. 1. The division may inspect any site in Indiana where agricultural, horticultural, or sylvan products are being grown, shipped, sold, or stored to determine if a pest or pathogen is present.
As added by P.L.1-1995, SEC.17.

IC 14-24-4-2

Declaration of infested areas

Sec. 2. If as a result of an inspection under section 1 of this chapter a site is determined to be infested with a pest or pathogen that is likely to spread or communicate to adjacent or contiguous territory in an adjoining area, the director may prescribe the boundaries of an area where the pest or pathogen is located and declare the area to be an infested area.

As added by P.L.1-1995, SEC.17. Amended by P.L.17-2009, SEC.2.

IC 14-24-4-3

Standards for operation of premises within infested areas; destruction of plant products producing or disseminating pests or pathogens

Sec. 3. All farms and premises located within an area declared to be an infested area shall be operated and managed according to standards approved by the commission. An agricultural, a horticultural, or a sylvan product capable of producing and disseminating the pest or pathogen shall be destroyed, treated, or otherwise disposed of as the department orders.

As added by P.L.1-1995, SEC.17. Amended by P.L.151-2012, SEC.28.

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Notice to destroy plant products

Sec. 4. After written notice by the department and within the prescribed period, a person having charge of an agricultural, a horticultural, or a sylvan product described under section 3 of this chapter shall have the product destroyed, treated, or otherwise disposed of as directed by the department.

As added by P.L.1-1995, SEC.17.

IC 14-24-4-5

Noncompliance with notice to destroy plant products

Sec. 5. (a) If the person having charge of the product does not comply with the written notice given under section 4 of this chapter, the department or the department's agent may take the necessary action and incur the expenses required to satisfy the directive contained in the written order.

(b) Expenses incurred by the department under this section shall

be certified to the auditor of the county where the site is located. The county auditor shall place the assessment on the tax duplicates of the county, and the assessment shall be collected as state and county taxes are collected and paid over to the department.

As added by P.L.1-1995, SEC.17.