

**SECTION .0400 - COLLECTION: PROPAGATION AND MOVEMENT OF ENDANGERED AND
THREATENED PLANT SPECIES**

02 NCAC 48F .0401 DEFINITIONS

- (a) "Department" means the North Carolina Department of Agriculture.
- (b) "Horticulturally" means grown from seed or by vegetative propagation of cuttings or meristem tissue.
- (c) "Inspector" means an employee of the North Carolina Department of Agriculture or any other person authorized by the Commissioner to enforce these Regulations.
- (d) "Nursery" means any place where any plants are propagated or grown to be offered.
- (e) "Nursery Certificate or Certificate of Plant Inspection" means a document issued by the North Carolina Department of Agriculture or the appropriate plant pest regulatory agency of any other state which declares that the nursery named on the certificate has been inspected and found apparently free of injurious plant pests.
- (f) "Offer" means to sell, barter, trade, exchange, export, or to offer for sale, barter, trade, exchange or export or give away for any purpose including advertising or other promotional purposes.
- (g) "Person" means an individual, corporation, partnership, firm, or association.
- (h) "Protected Plant Propagator" means a person who has obtained initial plants and has demonstrated that all plants to be offered have been propagated and grown horticulturally.
- (i) "Plant" means any member of the plant kingdom, including cuttings, roots, fruits, seeds, propagules or any other plant part.
- (j) "Protected Plant Permit" means a document authorizing the collection, movement and possession of a controlled number of any protected plant or their propagules for scientific research, conservation purposes, or for propagation and sale.
- (k) "Special Concern-Vulnerable (SC-V)" means any species or higher taxon of plant which is likely to become a threatened species within the foreseeable future.
- (l) "Special Concern-Historical (SC-H)" means any species or higher taxon of plant that occurred in North Carolina at one time, but for which all known populations are currently considered to be either historical or extirpated.
- (m) "Rescue" means the collection and movement of any endangered or threatened plant as an ultimate attempt to save the plants from being destroyed.

*History Note: Authority G.S. 106-202.15;
 Eff. April 8, 1981;
 Amended Eff. December 1, 2010; May 1, 1984;
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 26,
 2017.*