

CHAPTER 6282
DEPARTMENT OF NATURAL RESOURCES
GINSENG

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 WILD GINSENG.

6282.0100 OPEN DATES FOR TAKING WILD GINSENG.

Wild ginseng (*Panax quinquefolium*) may be harvested, in accordance with this chapter, statewide from September 1 to December 31.

Statutory Authority: *MS s 84.093*

History: *18 SR 83*

6282.0200 HARVEST LIMITS FOR WILD GINSENG.

Wild ginseng may be harvested during only the open season. There is no limit on wild ginseng during the open season.

Statutory Authority: *MS s 84.093*

History: *18 SR 83*

6282.0300 HARVESTING WILD GINSENG IN WILDLIFE MANAGEMENT AREAS AND STATE PARKS.

Subpart 1. **Harvesting in wildlife management areas.** A person may not harvest wild ginseng within any state-owned wildlife management area without first obtaining a permit from a state wildlife manager.

Subp. 2. **Harvesting in state parks.** A person may not harvest wild ginseng within a state park or other area under the administration of the Department of Natural Resources, Division of Parks and Recreation.

Statutory Authority: *MS s 84.093*

History: *18 SR 83*

6282.0400 REGULATIONS ON WILD GINSENG DEALERS.

Subpart 1. **Dealer's license required.** A person must possess a wild ginseng dealer's license to purchase wild ginseng from a harvester (digger); sell wild ginseng to an unlicensed dealer or to a processor, broker, wholesaler, or retailer; or carry, ship, or export wild ginseng out of the state.

Subp. 2. **Restrictions on issuing dealer's license.** A wild ginseng dealer's license may be issued annually and only to residents of Minnesota.

Subp. 3. **Dealers must keep records.** Licensed wild ginseng dealers must keep complete, accurate, and up-to-date business records on forms provided by the commissioner. Each purchase or sale of any ginseng grown in Minnesota, whether wild or artificially propagated, must be recorded in the record book within 48 hours. Record books must be open to inspection by the commissioner during all reasonable hours. Records must contain the following information for each transaction:

A. names of all persons from whom wild ginseng was purchased or to whom ginseng was sold;

B. date of each transaction;

C. quantity by weight of all ginseng purchased and all ginseng sold; and

D. whether the ginseng purchased or sold is artificially propagated or wild, and the quantity by weight of each.

Subp. 4. **Reporting by dealers.** On or before March 15 of each year, licensed wild ginseng dealers must submit, on a form provided by the commissioner, a report of their transac-

tions in ginseng during the preceding license year. This report must consist of a summary of the records kept as provided by this part and must be in the format specified on the form.

Subp. 5. **Personal use of wild ginseng.** This part does not apply to persons possessing, for personal use only, not more than ten ounces of dried wild ginseng, except that such wild ginseng may not be sold.

Statutory Authority: *MS s 84.093*

History: *18 SR 83*

6282.0500 GENERAL PROVISIONS FOR HARVESTING WILD GINSENG.

Subpart 1. **Restriction on green roots.** A person may not sell, purchase, or possess any green roots of wild ginseng, except during the open season.

Subp. 2. **Restriction on exportation.** A dealer licensed under part 6282.0400 may not carry, ship, or export out of the state any ginseng grown in Minnesota, whether wild or artificially propagated, without first presenting the ginseng to a conservation officer who must inspect it and attach to each container or package a label provided and signed by the officer verifying the contents, and containing the following information:

A. dealer's name and license number;

B. date of inspection;

C. quantity by weight of ginseng contained in the package; and

D. whether the ginseng contained is wild or artificially propagated, and the quantity by weight of each.

Subp. 3. **Harvest restrictions on wild ginseng.** A person may not harvest, dig, or disturb any wild ginseng plant unless the plant has at least three prongs (leaves) with five leaflets each.

Subp. 4. **Removing and planting seeds.** Immediately after digging or removing any wild ginseng plant, the digger must remove all of the seeds from the plant's berries and plant them in the area where the plant was dug. Seeds must be planted by removing surface litter, planting each seed at a depth of one-half inch in the underlying soil, and replacing the surface litter over the planting site.

Statutory Authority: *MS s 84.093*

History: *18 SR 83*