

**89.39 PURCHASE AGREEMENTS AND PENALTIES.**

Every individual, partnership, or private corporation to whom any planting stock is supplied for planting on private land under sections 89.35 to 89.39 must execute an agreement, in a format approved by the commissioner, to comply with the requirements of sections 89.35 to 89.39 and conditions prescribed by the commissioner thereunder. Any party to such an agreement who violates the agreement is, in addition to any other penalties that may be applicable, liable to the state in a sum equal to three times the reasonable value of the trees affected by the violation at the time the trees were shipped for planting; provided, that if the trees are sold or offered for sale for any purpose not authorized under sections 89.35 to 89.39, the penalty is equal to three times the sale price. The penalties are recoverable in a civil action brought in the name of the state by the attorney general.

**History:** 1947 c 94 s 5; 1980 c 509 s 22; 2017 c 93 art 2 s 43