REQUIREMENTS & REGULATIONS

Nursery means “any grounds or premises on or in which nursery stock is propagated or grown for sale.”
Nursery stock means 
(1) any hardy [capable of surviving the normal winter temperatures of this state] tree, shrub, plant, or bulb, whether wild or cultivated, except turf grass, and any cutting, graft, scion, or bud thereof; 
(2) any non-hardy plant, or plant part, which is to be offered for sale in any state which requires inspection and certification of such plant or plant part as a condition of entrance therein (this includes Christmas trees).”

Nurseries must be inspected and licensed by the Ohio Department of Agriculture, Division of Plant Health. Information is also on-line at http://www.agri.ohio.gov/

If you will buy hardy plants from a nursery to resell, you need a dealer's license. Contact the Ohio Department of Agriculture, Division of Plant Health. Information is also on-line at http://www.agri.ohio.gov/

If you will use a restricted pesticide or fertilizer, contact the Ohio Department of Agriculture, Division of Plant Health. Information is also on-line at http://www.agri.ohio.gov/

If you have questions or would like more detailed information, please contact the Ohio Department of Agriculture at (614) 728-6270. Information is also on-line at http://www.agri.ohio.gov/. *Remember to check local government agencies.*

If you will sell plants, you need a VENDOR’S LICENSE from YOUR COUNTY AUDITOR’S OFFICE or the Ohio Department of Taxation. If you have questions about what sales are taxable, contact the Ohio Department of Taxation at (888) 405-4039 for Business Tax Assistance; (888) 405-4089 for Tax Registration; or (800) 282-1782 for the Forms Request Line. Information is also on-line at http://www.tax.ohio.gov. *Remember to check local government agencies.*

Contact the Ohio Environmental Protection Agency (EPA) for information about the proper disposal of hazardous and solid waste. The EPA can be reached at (614) 644-3020 for General Inquiries or (800) 329-7518 for Office of Compliance Assistance and Pollution Prevention. The Ohio EPA is also on-line at www.epa.state.oh.us. *Remember to check local government agencies.*

Ohio’s Plant Pest Law can be found in Ohio Revised Code (ORC), Sections 927.51 – 927.99, and Ohio Administrative Code (OAC) 901:5. The ORC and OAC can be found in your local library, or on-line at http://codes.ohio.gov/orc.

For more help, contact your local Small Business Development Center (SBDC).

www.ohiosbdc.ohio.gov

*REMEMBER TO CHECK LOCAL GOVERNMENT AGENCIES*

THIS CHECKLIST IS ABOUT STATE REQUIREMENTS.