

LCB File No. T024-02

ADOPTED TEMPORARY REGULATION OF THE
STATE DEPARTMENT OF AGRICULTURE

Filed with the Secretary of State on March 21, 2003
Refiled with the Secretary of State on March 26, 2003 with minor changes

Proposed temporary amendments to NAC 555,010 Pertaining to the designation of noxious weeds.

CLASSIFICATION OF WEEDS

NAC 555.010 Designation of noxious weeds. (NRS 555.130) The following weeds are designated noxious weeds:

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| 1. African rue. | (Peganum harmala) |
| 2. Austrian fieldcress. | (Rorippa austriaca) |
| 3. Austrian peaweed. | (Sphaerophysa salsula)
(Swainsona salsula) |
| 4. Black henbane. | (Hysocyamus niger) |
| 5. Camelthorn. | (Alhagi camelorum) |
| 6. Common crupina. | (Crupina vulgaris) |
| 7. Dyer's woad. | (Isatis tinctoria) |
| 8. Eurasian watermilfoil. | (Myriophyllum spicatum) |
| 9. <i>Giant Salvinia</i> . | (<i>Salvinia molesta</i>) |
| 9 10. Goats rue. | (Galega officinalis) |
| 11. <i>Green Fountain Grass</i> . | (<i>Pennisetum setaceum</i>) |
| 10 12.. Hemlock: | |
| (a) Poison; and | (Conium maculatum) |
| (b) Water. | (Cicuta maculata) |
| 11 13. Horse nettle: | |
| (a) Carolina; and | (Solanum carolinense) |
| (b) White. | (Solanum elaeagnifolium) |
| 12 14. Houndstongue. | (Cynoglossum officinale) |
| 13 15. Hydrilla. | (Hydrilla verticillata) |
| 14 16. Knapweed: | |
| (a) Diffuse; | (Centaurea diffusa) |
| (b) Russian; | (Centaurea repens) |
| (c) Spotted; and | (Centaurea maculosa) |
| (d) Squarrose. | (Centaurea virgata) |
| 15 17. Leafy spurge. | (Euphorbia esula) |
| 18. <i>Malta starthistle</i> . | (<i>Centaurea melitensis</i>) |
| 16 19. Mayweed chamomile. | (Anthemis cotula) |
| 17 20. Mediterranean sage. | (Salvia aethiopsis) |
| 18 21. Medusahead. | (Taeniatherum caput-medusae) |
| 19 22. Perennial pepperweed. | (Lepidium latifolium) |

- ~~[20]~~ 23. Puncture vine. (Tribulus terrestris)
- ~~[21]~~ 24. Purple loosestrife. (Lythrum salicaria,
Lythrumvirgatum and their cultivars)
- ~~[22]~~ 25. Rush skeletonweed. (Chondrilla juncea)
- ~~[23]~~ 26. Saltcedar. (Tamarix ramosissima, T. parviflora)
- ~~[24]~~ 27. Sorghum species, perennial, including, (Sorghum spp.)
but not limited to:
(a) Johnson grass;
(b) Sorghum alum; and
(c) Perennial sweet sudan.
- ~~[25]~~ 28. Starthistle:
(a) Iberian; (Centaurea iberica)
(b) Purple; and (Centaurea calcitrapa)
(c) Yellow. (Centaurea solstitialis)
- ~~[26]~~ 29. St. Johnswort. (Hypericum perforatum)
- ~~[27]~~ . Sulfur cinquefoil. (Potentilla recta)
30. *Syrian bean caper.* (*Zygophyllum fabago*)
- ~~[28]~~ 31. Thistle:
(a) Canada; (Cirsium arvense)
(b) Musk; (Carduus nutans)
(c) Scotch; and (Onopordum acanthium)
(d) Sow. (Sonchus arvensis)
- ~~[29]~~ 32. Toadflax:
(a) Dalmation; and (Linaria dalmatica)
(b) Yellow. (Linaria vulgaris)
- ~~[30]~~ 33. Whitetop or hoary cress. (Cardaria draba)

NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T024-02

On March 20, 2003, the Nevada Board of Agriculture adopted regulations assigned LCB file number T24-02, which pertain to chapter 555.010 and 555.130 of the Nevada Administrative Code. A copy of the regulations as adopted is attached hereto.

INFORMATIONAL STATEMENT

1. A public workshop was held on January 7, 2003, in Reno, Nevada, at the Nevada Department of Agriculture Office, 350 Capitol Hill Avenue.
2. A public hearing was held on January 7, 2003, in Reno, Nevada, at the Nevada Department of Agriculture Office, 350 Capitol Hill Avenue.

Notice of workshop and notice of hearing was posted at all six Department offices, the Nevada State Library in Carson City, Nevada, and all Nevada county libraries. The notice of workshop and hearing was posted on the Department's web site. Copies could be requested from the Nevada Department of Agriculture by writing to 350 Capitol Hill Avenue, Reno, Nevada, 89502, calling (775) 688-1180, contacting all other Department offices, the Nevada State Library in Carson City, and all Nevada county libraries. All persons who have requested to be notified of amendments were notified by fax or e-mail.

3. Workshop held January 7, 2003– Reno

Number attended:	0
Number testified:	0
No written statements were submitted:	0

Summary of comments: None.

Workshop held January 7, 2003– Las Vegas

Number attended:	3
Number testified:	3
No written statements were submitted:	0

Summary of comments: Testimony was in favor of listing the four proposed new species as noxious weeds.

4. Hearing held January 7, 2003 – Reno

Number attending:	0
Number testifying:	0
Number of written statements submitted:	0

Hearing held January 7, 2003 – Reno

Number attending: 3
Number testifying: 3
Number of written statements submitted: 0

Summary of comments: Testimony was in favor of listing the four proposed new species as noxious weeds.

5. Comments were solicited from business and the public by posting in public locations and through direct fax and e-mail notices as outlined in #1 above. A copy of the comments and oral and written testimony may be obtained by calling the Nevada Department of Agriculture office, (775) 688-1180.

The Nevada Board of Agriculture adopted the amendments without changes.

6. The economic effects of the adopted amendments on the business which it is to regulate include:
 - a. Adverse effects:
Nurseries or landscapers cannot sell the listed weeds. Substitute species are available with similar ornamental qualities
 - b. Beneficial effects:
Listing these species as noxious will allow abatement action to be used by the Nevada Department of Agriculture and weed control districts. Control efforts will decrease spread and introduction into uninfested areas.
 - c. Immediate and long-term economic effects:
The adverse and beneficial effects are the same for immediate and long-term.
7. Economic effects of the proposed amendments on the public include:
 - a. Adverse effects:
None
 - b. Beneficial effects:
The weeds proposed to be added to the designation of noxious weeds cause adverse economic and environmental damage. Listing these weeds assist in limiting the distribution of these weeds and thereby reducing their adverse impact on Nevada.
 - c. Immediate and long-term economic effects:
The adverse and beneficial effects are the same for the immediate and long-term.

8. Economic cost to the agency for the enforcement of the regulation:
There will not be any additional cost to the agency to enforce the amendments adopted.
9. There are no other state or federal agency regulations which the adopted amendments overlap or duplicate.
10. The amendments adopted do not include any provisions more stringent than any federal regulation with the same activity.
11. This regulation does not establish or increase any fees.