

**ADOPTED REGULATION OF THE  
STATE QUARANTINE OFFICER**

**LCB File No. R020-06**

Effective June 28, 2006

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 555.130.

A REGULATION relating to noxious weeds; revising provisions concerning noxious weeds; and providing other matters properly relating thereto.

**Section 1.** NAC 555.010 is hereby amended to read as follows:

555.010 1. The following weeds are designated noxious weeds:

(a) Category A Weeds:

- |                             |                                  |
|-----------------------------|----------------------------------|
| (1) African rue.            | ( <i>Peganum harmala</i> )       |
| (2) Austrian fieldcress.    | ( <i>Rorippa austriaca</i> )     |
| (3) Austrian peaweed.       | ( <i>Sphaerophysa salsula</i> )  |
| (4) Black henbane.          | ( <i>Hysocyamus niger</i> )      |
| (5) Camelthorn.             | ( <i>Alhagi pseudalhagi</i> )    |
| (6) Common crupina.         | ( <i>Crupina vulgaris</i> )      |
| (7) Dalmatian toadflax.     | ( <i>Linaria dalmatica</i> )     |
| (8) Dyer's woad.            | ( <i>Isatis tinctoria</i> )      |
| (9) Eurasian water-milfoil. | ( <i>Myriophyllum spicatum</i> ) |
| (10) <i>Giant reed.</i>     | ( <u><i>Arundo donax</i></u> )   |
| <b>(II)</b> Giant salvinia. | ( <i>Salvinia molesta</i> )      |

<del>(11)</del> (12) Goats rue.	( <i>Galega officinalis</i> )
<del>(12)</del> (13) Green fountain grass.	( <i>Pennisetum setaceum</i> )
<del>(13)</del> (14) Houndstongue.	( <i>Cynoglossum officinale</i> )
<del>(14)</del> (15) Hydrilla.	( <i>Hydrilla verticillata</i> )
<del>(15)</del> (16) Iberian starthistle.	( <i>Centaurea iberica</i> )
<del>(16)</del> (17) Klamath weed.	( <i>Hypericum perforatum</i> )
<del>(17)</del> (18) Malta starthistle.	( <i>Centaurea melitensis</i> )
<del>(18)</del> (19) Mayweed chamomile.	( <i>Anthemis cotula</i> )
<del>(19)</del> (20) Mediterranean sage.	( <i>Salvia aethiopsis</i> )
<del>(20)</del> (21) Purple loosestrife.	( <i>Lythrum salicaria</i> , <i>Lythrum virgatum</i> and their cultivars)
<del>(21)</del> (22) Purple starthistle.	( <i>Centaurea calcitrapa</i> )
<del>(22)</del> (23) Rush skeletonweed.	( <i>Chondrilla juncea</i> )
<del>(23)</del> (24) Sow thistle.	( <i>Sonchus arvensis</i> )
<del>(24)</del> (25) Spotted knapweed.	( <i>Centaurea maculosa</i> )
<del>(25)</del> (26) Squarrose knapweed.	( <i>Centaurea virgata</i> )
<del>(26)</del> (27) Sulfur cinquefoil.	( <i>Potentilla recta</i> )
<del>(27)</del> (28) Syrian bean caper.	( <i>Zygophyllum fabago</i> )
<del>(28)</del> (29) Yellow starthistle.	( <i>Centaurea solstitialis</i> )
<del>(29)</del> (30) Yellow toadflax.	( <i>Linaria vulgaris</i> )

(b) Category B Weeds:

(1) Carolina horse nettle.	( <i>Solanum carolinense</i> )
(2) Diffuse knapweed.	( <i>Centaurea diffusa</i> )

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|--|---|
| (3) Leafy spurge.                      | ( <i>Euphorbia esula</i> )              |
| (4) Medusahead.                        | ( <i>Taeniatherum caput-medusae</i> )   |
| (5) Musk thistle.                      | ( <i>Carduus nutans</i> )               |
| (6) Russian knapweed.                  | ( <i>Acroptilon repens</i> )            |
| (7) <i>Sahara mustard.</i>             | ( <u><i>Brassica tournefortii</i></u> ) |
| (8) Scotch thistle.                    | ( <i>Onopordum acanthium</i> )          |
| <del>(8)</del> (9) White horse nettle. | ( <i>Solanum elaeagnifolium</i> )       |

(c) Category C Weeds:

- |                            |                                |
|----------------------------|--------------------------------|
| (1) Canada thistle.        | ( <i>Cirsium arvense</i> )     |
| (2) Hoary cress.           | ( <i>Cardaria draba</i> )      |
| (3) Johnson grass.         | ( <i>Sorghum halepense</i> )   |
| (4) Perennial pepperweed.  | ( <i>Lepidium latifolium</i> ) |
| (5) Poison Hemlock.        | ( <i>Conium maculatum</i> )    |
| (6) Puncture vine.         | ( <i>Tribulus terrestris</i> ) |
| (7) Salt cedar (tamarisk). | ( <i>Tamarix spp.</i> )        |
| (8) Water Hemlock.         | ( <i>Cicuta maculata</i> )     |

2. Category A weeds are weeds that are generally not found or that are limited in distribution throughout the State. Such weeds are subject to:

- (a) Active exclusion from the State and active eradication wherever found.
- (b) Active eradication from the premises of a dealer of nursery stock.

3. Category B weeds are weeds that are generally established in scattered populations in some counties of the State. Such weeds are subject to:

- (a) Active exclusion where possible.

(b) Active eradication from the premises of a dealer of nursery stock.

4. Category C weeds are weeds that are generally established and generally widespread in many counties of the State. Such weeds are subject to active eradication from the premises of a dealer of nursery stock.

**NOTICE OF ADOPTION OF PROPOSED REGULATION  
LCB File No. R020-06**

The State Quarantine Officer adopted regulations assigned LCB File No. R020-06 which pertain to chapter 555 of the Nevada Administrative Code on May 26, 2006.

**Notice date:** 2/16/2006

**Date of adoption by agency:** 5/26/2006

**Hearing date:** 3/27/2006 and 3/29

**Filing date:** 6/28/2006

**INFORMATIONAL STATEMENT**

INFORMATIONAL STATEMENT (NRS 233B.066) regarding workshops and hearings held to adopt regulations changing the noxious weed list, NAC 555.010

1. A public workshop was held on Wednesday, March 29, 2006 in Las Vegas, Nevada at the Nevada Department of Agriculture Office, 2300 McLeod, and Monday, March 27, 2006, in Reno, Nevada at the Nevada Department of Agriculture Office, 350 Capitol Hill Avenue.

2. A public hearing was held on Wednesday, March 29, 2006 in Las Vegas, Nevada at the Nevada Department of Agriculture Office, 2300 McLeod, and Monday, March 27, 2006, 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. Copies could be requested from the Nevada Department of Agriculture, Division of Plant Industry by writing to 350 Capitol Hill Avenue, Reno, Nevada 89502, calling (775) 688-1182, contacting all other Department offices, the Nevada State Library in Carson City, and all Nevada county libraries. Notification was sent by email to all persons requesting to be notified of the amendment on August 8, 2005. Notice was also sent via email to the Nevada Weed Action Committee list on February 15, 2006.

3. Workshop held Wednesday, March 29, 2006 Las Vegas  
Number attended: 4  
Number testified: 1  
Number of written statements: 0

Summary of comments: Curt Deuser, National Park Service, commented in favor of listing *Arundo donax* and *Brassica tournefortii*.

4. Workshop held Monday, March 27, 2006 Reno  
Number attended: 3  
Number testified: 2  
Number of written statements: 0

Summary of comments: Ted Angle, Bureau of Land Management and Larry Hughes, Douglas County Parks and Recreation, both commented that they did not support listing *Cirsium vulgare*. There was no support for listing *Leucanthemum vulgare*.

5. Hearing held Wednesday, March 29, 2006 Las Vegas
- |   |   |
|---|---|
| Number attending:                       | 4 |
| Number testifying:                      | 1 |
| Number of written statements submitted: | 3 |

Summary of comments: Summary of comments: Curt Deuser, National Park Service, commented in favor of listing *Arundo donax* and *Brassica tournefortii*. Written comments submitted by the Bureau of Land Management concurred.

6. Hearing held Monday, March 27, 2006 Reno
- |   |   |
|---|---|
| Number attending:                       | 3 |
| Number testifying:                      | 2 |
| Number of written statements submitted: | 2 |

Summary of comments: Summary of comments: Ted Angle, Bureau of Land Management and Larry Hughes, Douglas County Parks and Recreation, both commented that they did not support listing *Cirsium vulgare*. There was no support for listing *Leucanthemum vulgare*.

7. Comments were solicited from businesses and the public, by posting in public locations and through direct mail and e-mail notices as outlined in #2 above. A copy of comments and oral and written testimony may be obtained by calling the Nevada Department of Agriculture office, (775) 688-1182 ext 269.

8. The Nevada Department of Agriculture adopted the amendments with the changes recommended from the workshop as follows:

Changes were made to the proposed regulation as follows: Listing *Arundo donax*, Giant Reed, as a category A species; and, listing *Brassica tournefortii*, Sahara mustard, as a category B species. At this time, not listing *Leucanthemum vulgare* or *Cirsium vulgare*.

9. The economic effects of the adopted amendments on the businesses that it is to regulate include:

- a. Adverse effects:  
None.
- b. Beneficial effects:  
None.
- c. Immediate and long-term economic effects:  
None.

10. Economic effects of the proposed amendments on the public include:

- a. Adverse effects:  
None

- b. Beneficial effects:  
None.
  - c. Immediate and long-term economic effects:  
The adverse and beneficial effects are the same for the immediate and long-term.
11. 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.
12. There are no other state or federal agency regulations that the adopted amendments overlap or duplicate.
13. The amendments adopted do not include any provisions more stringent than any federal regulation with the same activity.