1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov

Kansas
Department of Agriculture

900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

BEFORE THE SECRETARY OF AGRICULTURE, MANHATTAN, KANSAS

FEDERAL NOXIOUS WEED QUARANTINE

The Secretary of the Kansas Department of Agriculture, pursuant to K.S.A. 2-2117, a provision of the Plant Pest and Agriculture Commodity Certification Act ("Act"), hereby determines that quarantine action is necessary to prevent the further introduction and spread of those weeds designated noxious by federal regulation into and within the State of Kansas.

The Secretary does hereby make the following findings relevant to such federally designated noxious weeds:

WHEREAS, the U.S. Department of Agriculture (USDA); Animal and Plant Health Inspection Service (APHIS); and Plant Protection arid Quarantine (PPQ) has designated the species of plants listed in 7 CFR 360.200 as noxious weeds pursuant to the federal Plant Protection Act (7 U.S.C.A. § 7701, *et seq.*);

WHEREAS, the Kansas Department of Agriculture has determined that all such federally designated noxious weeds are plant pests as defined in the Act; and

WHEREAS, these federally designated noxious weeds have innate tendencies for invasiveness, which requires the establishment of an internal and external quarantine of all such weeds in the State of Kansas.

THE SECRETARY DOES THEREFORE ORDER THAT:

In order to prevent, retard, suppress, and control the spread of plant pests, the movement of all weeds identified in 7 CFR 360.200 and listed herein into the State of Kansas from any other state of the United States, by any person is prohibited. Further, the movement of all such weeds within the State of Kansas by any person is prohibited.

DEFINITIONS:

This quarantine shall apply to any "person" as defined by K.S.A. 2-2113, to include a corporation, company, society, association, partnership, governmental agency, and any individual or combination of individuals. All other terms used within this quarantine shall have the meanings given those terms in K.S.A. 2-2113 *et seq.*, as amended.

REGULATED ARTICLES:

The weed species designated noxious by 7 CFR 360.200 and subject to the terms of this quarantine are as follows:

(a) Aquatic and wetland weeds:
Azolla pinnata R. Brown (mosquito fern, water velvet)
Caulerpa taxifolia (Vahl) C. Agardh, Mediterranean strain (killer algae)
Eichhornia azurea (Swartz) Kunth
Hydrilla verticillata (Linnaeus f.) Royle (hydrilla)
Hygrophila polysperma T. Anderson (Miramar weed)
Ipomoea aquatica Forsskal (water-spinach, swamp morning-glory)
Lagarosiphon major (Ridley) Moss
Limnophila sessiliflora (Vahl) Blume (ambulia)
Melaleuca quinquenervia (Cavanilles) S.T. Blake
Monochoria hastata (Linnaeus) Solms-Laubach
Monochoria vaginalis (Burman f.) C. Presl
Ottelia alismoides (L.) Pers.
Sagittaria sagittifolia Linnaeus (arrowhead)
Salvinia auriculata Aublet (giant salvinia)
Salvinia biloba Raddi (giant salvinia)
Salvinia herzogii de la Sota (giant salvinia)
Salvinia molesta D.S. Mitchell (giant salvinia)
Solanum tampicense Dunal (wetland nightshade)
Sparganium erectum Linnaeus (exotic bur-reed)

(b) *Parasitic weeds:*
Aeginetia spp.
Alectra spp.
Cuscuta spp. (dodders), other than following species:
- *Cuscuta americana* Linnaeus
- *Cuscuta applanata* Engelmann
- *Cuscuta approximata* Babington
- *Cuscuta attenuata* Waterfall
- *Cuscuta boldinghii* Urban
- *Cuscuta brachycalyx* (Yuncker) Yuncker
- *Cuscuta californica* Hooker & Arnott
- *Cuscuta campestris* Yuncker
- *Cuscuta cassytoides* Nees ex Engelmann
- *Cuscuta ceanothi* Behr
- *Cuscuta cephalanthi* Engelmann
- *Cuscuta compacta* Jussieu
- *Cuscuta coryli* Engelmann
- *Cuscuta cuspidata* Engelmann
- *Cuscuta decipiens* Yuncker
- *Cuscuta dentatasquamata* Yuncker
- *Cuscuta denticulata* Engelmann
- *Cuscuta epilinum* Weihe
- *Cuscuta epithymum* (Linnaeus) Linnaeus
- *Cuscuta erosa* Yuncker

Cuscuta europaea Linnaeus
Cuscuta exaltata Engelmann
Cuscuta fasciculata Yuncker
Cuscuta glabrior (Engelmann) Yuncker
Cuscuta globulosa Bentham
Cuscuta glomerata Choisy
Cuscuta gronovii Willdenow
Cuscuta harperi Small
Cuscuta howelliana Rubtzoff
Cuscuta indecora Choisy
Cuscuta leptantha Engelmann
Cuscuta mitriformis Engelmann
Cuscuta obtusiflora Kunth
Cuscuta odontolepis Engelmann
Cuscuta pentagona Engelmann
Cuscuta planiflora Tenore
Cuscuta plattensis A. Nelson
Cuscuta polygonorum Engelmann
Cuscuta rostrata Shuttleworth ex Engelmann & Gray
Cuscuta runyonii Yuncker
Cuscuta salina Engelmann
Cuscuta sandwichiana Choisy
Cuscuta squamata Engelmann
Cuscuta suaveolens Seringe
Cuscuta suksdorfii Yuncker
Cuscuta tuberculata Brandegee
Cuscuta umbellata Kunth
Cuscuta umbrosa Beyrich ex Hooker
Cuscuta veatchii Brandegee
Cuscuta warneri Yuncker

Orobanche spp. (broomrapes), other than the following species:
Orobanche bulbosa (Gray) G. Beck
Orobanche californica Schlechtendal & Chamisso
Orobanche cooperi (Gray) Heller
Orobanche corymbosa (Rydberg) Ferris
Orobanche dugesii (S. Watson) Munz
Orobanche fasciculata Nuttall
Orobanche ludoviciana Nuttall
Orobanche multicaulis Brandegee
Orobanche parishii (Jepson) Heckard
Orobanche pinorum Geyer ex Hooker
Orobanche uniflora Linnaeus
Orobanche valida Jepson
Orobanche vallicola (Jepson) Heckard

Striga spp. (witchweeds)

(c) *Terrestrial weeds:*

Acacia nilotica (Linnaeus) Wildenow ex Delile (gum arabic tree, thorny acacia)
Ageratina adenophora (Sprengel) King & Robinson (crofton weed)
Ageratina riparia (Regel) R.M. King and H. Robinson (creeping croftonweed, mistflower)

Alternanthera sessilis (Linnaeus) R. Brown ex de Candolle (sessile joyweed)
Arctotheca calendula (Linnaeus) Levyns (capeweed)
Asphodelus fistulosus Linnaeus (onionweed)
Avena sterilis Linnaeus (including *Avena ludoviciana* Durieu) (animated oat, wild oat)
Carthamus oxyacantha M. Bieberstein (wild safflower)
Chrysopogon aciculatus (Retzius) Trinius (pilipiliula)
Commelina benghalensis Linnaeus (Benghal dayflower)
Crupina vulgaris Cassini (common crupina)
Digitaria abyssinica (Hochstetter ex A. Richard) Stapf (African couchgrass, fingergrass)
Digitaria velutina (Forsskal) Palisot de Beauvois (velvet fingergrass, annual couchgrass)
Drymaria arenariodes Humboldt & Bonpland ex J.A. Schultes (lightning weed)
Emex australis Steinheil (three-cornered jack)
Emex spinosa (Linnaeus) Campdera (devil's thorn)
Euphorbia terracina Linnaeus (false caper, Geraldton carnation weed)
Galega officinalis Linnaeus (goatsrue)
Heracleum mantegazzianum Sommier & Levier (giant hogweed)
Imperata brasiliensis Trinius (Brazilian satintail)
Imperata cylindrica (Linnaeus) Palisot de Beauvois (cogongrass)
Inula britannica Linnaeus (British elecampane, British yellowhead)
Ischaemum rugosum Salisbury (murainograss)
Leptochloa chinensis (Linnaeus) Nees (Asian sprangletop)
Lycium ferocissimum Miers (African boxthorn)
Lygodium flexuosum (Linnaeus) Swartz (maidenhair creeper)
Lygodium microphyllum (Cavanilles) R. Brown (Old World climbing fern)
Melastoma malabathricum Linnaeus
Mikania cordata (Burman f.) B. L. Robinson (mile-a-minute)
Mikania micrantha Kunth
Mimosa diplotricha C. Wright (giant sensitive-plant)
Mimosa pigra Linneaus var. *pigra* (catclaw mimosa)
Moraea collina Thunberg (apricot Cape-tulip)
Moraea flaccida (Sweet) Steudel (one-leaf Cape-tulip)
Moraea miniata Andrews (two-leaf Cape-tulip)
Moraea ochroleuca (Salisbury) Drapiez (red Cape-tulip)
Moraea pallida (Baker) Goldblatt (yellow Cape-tulip)
Nassella trichotoma (Nees) Hackel ex Arechavaleta (serrated tussock)
Onopordum acaulon Linnaeus (stemless thistle)
Onopordum illyricum Linnaeus (Illyrian thistle)
Opuntia aurantiaca Lindley (jointed prickly pear)
Oryza longistaminata A. Chevalier & Roehrich (red rice)
Oryza punctata Kotschy ex Steudel (red rice)
Oryza rufipogon Griffith (red rice)
Paspalum scrobiculatum Linnaeus (Kodo-millet)
Pennisetum clandestinum Hochstetter ex Chiovenda (kikuyugrass)
Pennisetum macrourum Trinius (African feathergrass)
Pennisetum pedicellatum Trinius (kyasumagrass)
Pennisetum polystachion (Linnaeus) Schultes (missiongrass, thin napiergrass)
Prosopis alpataco R. A. Philippi

Prosopis argentina Burkart
Prosopis articulata S. Watson
Prosopis burkartii Munoz
Prosopis caldenia Burkart
Prosopis calingastana Burkart
Prosopis campestris Griseback
Prosopis castellanosii Burkart
Prosopis denudans Bentham
Prosopis elata (Burkart) Burkart
Prosopis farcta (Banks & Solander) J.F. Macbride
Prosopis ferox Grisebach
Prosopis fiebrigii Harms
Prosopis hassleri Harms
Prosopis humilis Gillies ex Hooker & Arnott
Prosopis kuntzei Harms
Prosopis pallida (Humboldt & Bonpland ex Willdenow) Kunth
Prosopis palmeri S. Watson
Prosopis reptans Bentham var. *reptans*
Prosopis rojasiana Burkart
Prosopis ruizlealii Burkart
Prosopis ruscifolia Grisebach
Prosopis sericantha Gillies ex Hooker & Arnott
Prosopis strombulifera (Lamarck) Bentham
Prosopis torquata (Cavanilles ex Lagasca y Segura) de Candolle
Rottboellia cochinchinensis (Lour.) W. Clayton
Rubus fruticosus Linnaeus (complex) (wild blackberry)
Rubus moluccanus Linnaeus (wild raspberry)
Saccharum spontaneum Linnaeus (wild sugarcane)
Salsola vermiculata Linnaeus (wormleaf salsola)
Senecio inaequidens DC. (South African ragwort)
Senecio madagascariensis Poir. (Madagascar ragwort)
Setaria pumila (Poir.) Roem. & Schult. subsp. *pallidefusca* (Schumach.) B.K. Simon (cattail grass)
Solanum torvum Swartz (turkeyberry)
Solanum viarum Dunal (tropical soda apple)
Spermacoce alata Aublet
Tridax procumbens Linnaeus (coat buttons)
Urochloa panicoides Beauvois (liverseed grass)

Entire plants and all parts of plants of any federally designated noxious weed identified in the foregoing list that are capable of growing or propagating, as well as forage, hay, or any other commodity containing the same shall be subject to the terms of this quarantine.

7 CFR 360.200 can be viewed in its entirety at https://www.ecfr.gov/cgi-bin/text-idx?SID=c6eba29e3932c7e6adbc87fbdb0fe412&mc=true&node=se7.5.360_1200&rgn=div8. One or more of the common names of the weeds listed above are given in parentheses after most scientific names to aid in identifying the weeds represented by such scientific names.

QUARANTINED AREAS:

All areas within the borders of the State of Kansas shall be subject to the restrictions of this quarantine. Pursuant to K.S.A. 2-2115, for the purpose of enforcement of the Plant Pest and Agriculture Commodity Certification Act, the Secretary shall have the right to enter and inspect any property in the state, except private dwellings, or to stop and inspect any means of conveyance moving within the state, upon reasonable suspicion that it contains or carries regulated articles subject to this quarantine.

EFFECTIVE DATE OF QUARANTINE:

This Permanent Quarantine shall become effective on the date of signature and shall remain in effect until rescinded or modified by further order of the Secretary. This Quarantine **rescinds** the following prior Quarantine:

Federal Noxious Weed Quarantine issued on January 22, 2004.

VIOLATION OF THIS QUARANTINE:

Any person who knowingly moves an article in violation of this quarantine may be subject to any civil or criminal penalty provided for in K.S.A. 2-2124 or K.S.A. 2-2125.

IT IS SO ORDERED THIS 1st **DAY OF** July **2021 IN MANHATTAN, RILEY COUNTY, KANSAS.**

Michael M. Beam

Michael M. Beam, Secretary
Kansas Department of Agriculture