

## 603-052-1200

### Quarantine; Noxious Weeds

(1) Establishing Quarantine. A quarantine is established against the noxious weeds listed herein. Noxious weeds have become so thoroughly established and are spreading so rapidly that they have been declared a menace to the public welfare. ORS 570.505.

(2) Areas Under Quarantine. The entire state of Oregon and all other States of the United States and all foreign countries.

(3) Covered Plants. For purposes of this rule the term "plants" applies to whole plants, plant parts, and seeds. This rule applies to all "A" and "B" designated noxious weeds listed herein, except as provided in subsections (c) and (d). Plants on the *Federal Noxious Weed List* (7 C.F.R. 360.200) are also covered by this rule, with the exception of Japanese blood grass, *Imperata cylindrica*, var. Red Baron and Chinese water spinach, *Ipomoea aquatica*.

(a) "A" designated weeds. Weeds of known economic importance which occur in the state in small enough infestations to make eradication/containment possible; or which are not known to occur, but their presence in neighboring states makes future occurrence in Oregon seem imminent.

(A) African rue -- *Peganum harmala*;

(B) Camelthorn -- *Alhagi pseudalhagi*;

(C) Coltsfoot -- *Tussilago farfara*;

(D) Cordgrasses:

(i) Common -- *Spartina anglica*;

(ii) Dense-flowered -- *Spartina densiflora*;

(iii) Saltmeadow -- *Spartina patens*;

(iv) Smooth -- *Spartina alterniflora*.

(E) European water chestnut -- *Trapa natans*;

(F) Giant hogweed -- *Heracleum mantegazzianum*;

(G) Goatgrasses:

(i) Barbed -- *Aegilops triuncialis*;

(ii) Ovate -- *Aegilops ovata*.

(H) Hawkweeds:

(i) King-devil -- *Hieracium piloselloides*;

(ii) Meadow -- *Hieracium pratense*;

(iii) Mouse-ear -- *Hieracium pilosella*;

(iv) Orange -- *Hieracium aurantiacum*;

(v) Yellow -- *Hieracium floribundum*.

(I) Hydrilla -- *Hydrilla verticillata*;

(J) Kudzu -- *Pueraria lobata*;

(K) Matgrass -- *Nardus stricta*;

(L) Paterson's curse -- *Echium plantagineum*;

(M) Purple nutsedge -- *Cyperus rotundus*;

(N) Silverleaf nightshade -- *Solanum elaeagnifolium*;

(O) Skeletonleaf bursage -- *Ambrosia tomentosa*;

(P) Squarrose knapweed -- *Centaurea virgata*;

(Q) Starthistles:

- (i) Iberian -- *Centaurea iberica*;
- (ii) Purple -- *Centaurea calcitrapa*.
- (R) Syrian bean-caper -- *Zygophyllum fabago*;
- (S) Texas blueweed -- *Helianthus ciliaris*;
- (T) Thistles:
  - (i) Plumeless -- *Carduus acanthoides*;
  - (ii) Smooth distaff -- *Carthamus baeticus*;
  - (iii) Woolly distaff -- *Carthamus lanatus*.
- (U) Yellow floating heart -- *Nymphoides peltata*.
- (b) "B" designated weeds. Weeds of economic importance which are regionally abundant, but which may have limited distribution in some counties.
  - (A) Austrian pea-weed (Swainsonpea) -- *Sphaerophysa salsula*;
  - (B) Bearded creeper (common crupina) -- *Crupina vulgaris*;
  - (C) Bidly-bidly -- *Acaena novae-zelandiae*;
  - (D) Brooms:
    - (i) French -- *Genista monspessulana*;
    - (ii) Portuguese -- *Cytisus striatus*;
    - (iii) Scotch -- *Cytisus scoparius*\* (\*except named horticultural varieties are permitted until December 31, 2009. After that date, all the prohibitions of section (4) (a-d) apply.);
    - (iv) Spanish -- *Spartium junceum*;
  - (E) Buffalobur -- *Solanum rostratum*;
  - (F) Butterfly bush -- *Buddleja davidii/variabilis*\* (\*Until December 31, 2009, plants are allowed to be imported and grown in licensed nurseries, but plants must not be allowed to go to seed including stock plants. Plants shall not be sold in the State of Oregon. After that date, all the prohibitions of section (4) (a-d) apply.);
  - (G) Common bugloss -- *Anchusa officinalis*;
  - (H) Creeping yellow cress -- *Rorippa sylvestris*;
  - (I) Cutleaf teasel -- *Dipsacus laciniatus*;
  - (J) Dodder -- *Cuscuta spp.*\* (\*except northwest natives);
  - (K) Dyers woad -- *Isatis tinctoria*;
  - (L) English ivy -- *Hedera helix*\* (\*Until December 31, 2009, plants that are intended for use as topiary, or in indoor /patio pots, baskets, or floral arrangements are allowed. Plants that are intended for use in outdoor landscaping plantings are prohibited. After that date, all the prohibitions of section (4) (a-d) apply.);
  - (M) Eurasian watermilfoil -- *Myriophyllum spicatum*;
  - (N) False brome -- *Brachypodium sylvaticum*;
  - (O) Field bindweed -- *Convolvulus arvensis*;
  - (P) Garlic Mustard -- *Alliaria petiolata*;
  - (Q) Giant horsetail -- *Equisetum telmateia*;
  - (R) Gorse -- *Ulex europaeus*;
  - (S) Halogeton -- *Halogeton glomeratus*;
  - (T) Himalayan blackberry -- *Rubus discolor*\* (R. aremeniacus & R. procerus) (\*except fruit for consumption);
  - (U) Houndstongue -- *Cynoglossum officinale*;
  - (V) Johnsongrass -- *Sorghum halepense*;
  - (W) Jointed goatgrass -- *Aegilops cylindrical*;

- (X) Jubata grass -- *Cortaderia jubata*;
- (Y) Knapweeds:
- (i) Diffuse -- *Centaurea diffusa*;
  - (ii) Meadow -- *Centaurea pratensis* (jacea x nigra);
  - (iii) Russian -- *Acroptilon repens*;
  - (iv) Spotted -- *Centaurea maculosa* (C. stoebe).
- (Z) Knotweeds:
- (i) Giant -- *Polygonum sachalinense*;
  - (ii) Himalayan -- *Polygonum polystachyum*;
  - (iii) Japanese (fleece flower) -- *Polygonum cuspidatum* (Fallopia japonica).
- (AA) Kochia -- *Kochia scoparia*;
- (BB) Mediterranean sage -- *Salvia aethiopis*;
- (CC) Medusahead rye -- *Taeniatherum caput-medusae*;
- (DD) Old man's beard -- *Clematis vitalba*;
- (EE) Parrots Feather -- *Myrophyllum aquaticum*;
- (FF) Perennial peavine -- *Lathyrus latifolius*;
- (GG) Perennial pepperweed -- *Lepidium latifolium*;
- (HH) Poison hemlock -- *Conium maculatum*;
- (II) Policeman's helmet -- *Impatiens glandulifera*;
- (JJ) Puncturevine -- *Tribulus terrestris*;
- (KK) Purple loosestrife -- *Lythrum salicaria*;
- (LL) Quackgrass -- *Agropyron repens*;
- (MM) Ragweed -- *Ambrosia artemisiifolia*;
- (NN) Rush skeletonweed -- *Chondrilla juncea*;
- (OO) Saltcedar -- *Tamarix ramosissima*;
- (PP) Small broomrape -- *Orobanche minor*;
- (QQ) South American waterweed (Elodea) -- *Egeria* (Elodea) *densa*;
- (RR) Spikeweed -- *Hemizonia pungens*;
- (SS) Spiny cocklebur -- *Xanthium spinosum*;
- (TT) Spurges:
- (i) Leafy -- *Euphorbia esula*;
  - (ii) Myrtle -- *Euphorbia myrsinites*.
- (UU) Sulfur cinquefoil -- *Potentilla recta*;
- (VV) Tansy ragwort -- *Senecio jacobaea*;
- (WW) Thistles:
- (i) Bull -- *Cirsium vulgare*;
  - (ii) Canada -- *Cirsium arvense*;
  - (iii) Italian -- *Carduus pycnocephalus*;
  - (iv) Musk -- *Carduus nutans*;
  - (v) Scotch -- *Onopordum acanthium*;
  - (vi) Slender-flowered -- *Carduus tenuiflorus*.
- (XX) Toadflax:
- (i) Dalmation -- *Linaria dalmatica*;
  - (ii) Yellow -- *Linaria vulgaris*.
- (YY) Velvetleaf -- *Abutilon theophrasti*;
- (ZZ) Whitetops:

- (i) Hairy -- *Lepidium pubescens*;
  - (ii) Lens-podded -- *Lepidium chalepensis*;
  - (iii) Whitetop (hoary cress) -- *Lepidium draba*.
  - (AAA) Yellow flag iris -- *Iris pseudacorus*;
  - (BBB) Yellow nutsedge -- *Cyperus esculentus*;
  - (CCC) Yellow starthistle -- *Centaurea solstitialis*;
  - (c) Agricultural seed as defined in Oregon's Seed Law, ORS 633.511 to 633.750, is exempt from this quarantine but subject to the noxious weed seed tolerances in OAR 603-056-0205.
  - (d) Other commodities such as but not limited to wheat are exempt from this quarantine to the extent that they are contaminated with noxious weed seed.
  - (4) Prohibited and Permitted Acts.
    - (a) All plants covered in section (3) of this rule are prohibited entry into the State of Oregon.
    - (b) All plants listed in section (3) of this rule are prohibited from transport, purchase, sale or offering for sale in the State of Oregon.
    - (c) All plants listed in section (3) of this rule are prohibited from being propagated in the State of Oregon.
    - (d) All plants listed in section (3) may be collected from the wild in areas that are already infested with the specific species that is collected, provided that the plants, plant parts, or seed are not used for propagation or sale within the State of Oregon.
  - (5) Disposition of Plants in Violation of the Quarantine. All covered plants listed in section (3) of this rule are found to be in violation of this quarantine shall be returned immediately to point of origin by the Oregon receiver, if from out of state, or at the owner's option be destroyed under the supervision of the department, without expense to or indemnity paid by the department.
  - (6) Exceptions. The director may issue a permit allowing entry into this state, propagation, or selling of plants covered by this rule, upon request, and upon investigation and finding that unusual circumstances exist justifying such action, and that the benefits of granting the permit outweigh the potential harm that may result from the requested action. The director may impose specific conditions on any permit issued hereunder, and the permit may be canceled for failure to meet the conditions therein. Any permit issued under this section shall be for a limited duration not to exceed one year.
- Stat. Auth.: ORS 561.020, 561.190, 561.510 & 570.305  
Stats. Implemented: ORS 561.510