

Proposed Rules
of
Tennessee Department of Agriculture
Division of Regulatory Services

Chapter 0080-06-24
Pest Plant Regulations

Presented herein are proposed rules of the Regulatory Services Division, Department of Agriculture submitted pursuant to Tenn. Code Ann. §4-5-202 in lieu of a rulemaking hearing. It is the intent of the Regulatory Services Division, Department of Agriculture to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed rules are published. Such petition to be effective must be filed with the Department of Agriculture, Legal Services, P.O. Box 40627, Nashville, Tennessee 37204, and in the Department of State, 8th Floor, Tennessee Tower, William Snodgrass Building, 312 8th Avenue North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the rules, or submitted by a municipality which will be affected by the rules, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For copies of the entire text of the proposed rules, contact: Jimmy Hopper, Director, Division of Regulatory Services, Department of Agriculture, Ellington Agricultural Center, 615-837-5150.

The text of the proposed amendments is as follows:

Amendments

Rule 0080-06-24 Pest Plant Regulations is amended by deleting the rule in its entirety and substituting the following language so that, as amended, the rule shall read:

0080-06-24-.01 Definitions. Pest plants: Plant species, and parts thereof that might be used for propagation, which are injurious to the agricultural, horticultural, silvicultural, or other interests of the state.

Authority: Tenn. Code Ann. §43-06-104.

0080-06-24-.02 Pest Plant List. The following plants are to be considered pest plants:

- (1) Lythrum salicaria, Lythrum virgatum and related cultivars, Purple Loosestrife
- (2) Solanum viarum, Tropical Soda Apple
- (3) Ligustrum sinense, Chinese privet
- (4) Ligustrum vulgare, Common privet, European Privet
- (5) Imperata cylindrica, Cogongrass
- (6) Lonicera maackii, Shrub honeysuckle, Amur honeysuckle
- (7) Lonicera morrowii, Morrows bush honeysuckle, Morrow's honeysuckle
- (8) Lonicera x bella, Bell's honeysuckle

- (9) Albizia julibrissin, Mimosa
- (10) Rosa multiflora, Multiflora rose
- (11) Eleagnus umbellata, Autumn olive
- (12) Eleagnus pungens, Thorny olive
- (13) Salvinia molesta, Giant Salvinia
- (14) Commelina benghalensis, Tropical Spiderwort

Authority: T.C.A. §§43-06-104 and 43-06-106.

The proposed rules set out herein were properly filed in the Department of State on the 23rd day of February, 2007, and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 28th day of June, 2007. (FS 02-26-07, DBID 2385)