AS AMENDED BY SENATE COMMITTEE

SESSION OF 2017

SENATE BILL NO. 117

By Committee on Agriculture and Natural Resources

AN ACT concerning agriculture; relating to noxious weeds; declaration by county commissioners; amending K.S.A. 2-1314b and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2-1314b is hereby amended to read as follows:

(a) The board of county commissioners of any county may declare the multiflora rose (Rosa multiflora) or, the bull thistle (Cirsium vulgare), the everbearing blackberry (Rubus serissimus) or both, the wild Himalayan blackberry (Rubus genus armeniacus) to be a noxious weed within the boundaries of such county. In such event, all of the provisions of article 13 of chapter 2 of the Kansas Statutes Annotated which, and amendments thereto, that pertain to the control and eradication of noxious weeds shall apply to the control and eradication of the multiflora rose or, the bull thistle, or, both, the wild everbearing blackberry or the Himalayan blackberry within any such county.

(b) If the board of county commissioners of any county does not declare the multiflora rose or, the bull thistle, or, both, the wild everbearing blackberry or the Himalayan blackberry to be a noxious weed within the boundaries of such county, a petition requesting the secretary of agriculture to declare the multiflora rose or, the bull thistle, or, both, the wild everbearing blackberry or the Himalayan blackberry to be a noxious weed within the boundaries of such county, signed by not less than 5% of the qualified electors of the county, may be filed with the county election officer of the county. Upon receipt of any such petition, the county election officer shall certify the sufficiency of the petition and submit it to the secretary of agriculture. Thereupon, the secretary of agriculture may declare the multiflora rose or, the bull thistle, or, both, the wild everbearing blackberry or the Himalayan blackberry to be a noxious weed within the boundaries of such county. In such event, all of the provisions of article 13 of chapter 2 of the Kansas Statutes Annotated which, and amendments thereto, that pertain to the control and eradication of noxious weeds shall apply to the control and eradication of the multiflora rose or, the bull thistle, or, both, the wild everbearing blackberry or the Himalayan blackberry within any such county.

Sec. 2. K.S.A. 2-1314b is hereby repealed.
Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.