



INVASIVE PLANT MANAGEMENT ACT

A Model for States

Position Statement 07-PS7B-03

North American Weed Management Association

Situation

The Noxious Weed Control and Eradication Act of 2004 amended the Plant Protection Act (7 U.S.C. 7701 et seq.) by adding at the end the following new subtitle: `Subtitle E--Noxious Weed Control and Eradication` This Act requires the Secretary of Agriculture to establish a program to provide assistance to eligible weed management entities to control or eradicate noxious weeds on public and private land. It is not clear now how states will be involved in the implementation of this Act. A state's actions and authorities will definitely affect it's 'weed management entities' opportunities to participate in this grant program.

NAWMA has assembled an Invasive Plant Management Act as a model to strengthen the efforts at the local level and provide better coordination between local, state and federal efforts. This model was developed to be helpful to states and to those who are interested in improving invasive plant management as they address authority shortcomings and/or lack of implementation of authorities. **States/Provinces may use this Model Act in evaluating and making improvements in their authorities.**

The Model Act

This is not a static document. Plans are to update it as a result of user comments and input. We are not aware of all the planned and ongoing efforts to strengthen state/provincial and local invasive plant management authorities and/or implementation. We are seeking information on these efforts so that we might share them with others. This document is designed as a working tool as you review your state or provincial law(s). We have attempted to do some of the work for you, by listing what we consider:

1. Key components,
2. Desirable intent of each component, and
3. Referencing example state, rules and regulations.

The referenced sections of laws and rules are not quoted. These sections will have to be viewed by clicking on the link to the referenced law. States and provinces will need to determine what wording and format is appropriate for them and if additional sections need to be included to address specific issues concerning their state or provincial programs. The model act can be viewed on the NAWMA web site www.nawma.org or may be requested from the address below.

Position

The North American Weed Management Association encourages States to review their current laws to determine if they have the authorities in place to utilize allocation of federal funds. NAWMA also encourages states to look at the Model Invasive Plant Management Act as a tool to assist in evaluating their authorities and proposing state legislation and rules and regulations that will strengthen their abilities to deal with noxious and invasive plants.

Distribution:

State Governors
National Governors' Association
Regional Governors' Associations
State Departments of Agriculture
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