

DESIGNATED WEED QUARANTINE
PARK COUNTY WEED AND PEST CONTROL DISTRICT
PARK COUNTY, WYOMING

I, Larry J. Bourret, Commissioner of Agriculture of the State of Wyoming, do hereby certify and declare:

1. Park County Weed and Pest Control District of Park County, Wyoming, hereinafter referred to as District, is providing to the Commissioner of Agriculture of the State of Wyoming, proper documentation showing that a hearing has been held and the Board of Directors of such District have found a need for a district-wide quarantine applicable to the movement of farm products into and within the District and to the movement of agricultural, commercial and industrial equipment into and within the District to prevent the spread of injurious plants.

2. The Board of Directors of the District is requesting a district-wide quarantine against the movement and transportation of farm products and equipment from the lands of the owner within the District or where produced or used until certified free of designated noxious weed seed; against the entry of farm products and agricultural equipment into the District until certified free of designated noxious weed seed; and against the entry into and movement within the District of agricultural, commercial and industrial equipment contaminated by designated weed seed; and providing for the inspection of such equipment for such contamination.

3. Pursuant to W.S. 11-5-116 through 11-5-118, inclusive, I do request a quarantine within and throughout all of Park County, Wyoming, with provisions, terms and conditions as follows:

SECTION I
RESTRICTIONS

1. This quarantine is declared:

a. Against the movement of all farm products grown and raised in Park County, Wyoming outside the boundaries of the lands owned by the owner or leased by the owner of such products, until such products are certified free of designated noxious weed seeds.

b. Against the movement of used agricultural equipment from the lands of one ownership to lands owned by another owner until such equipment or the lands upon which the equipment was last used has been certified free of designated noxious weed seed.

c. Against the entry of farm products and agricultural equipment into the District until certified free of designated noxious weed seed; except as otherwise provided by law.

d. Against the entry into and movement within the District of commercial and industrial equipment contaminated by designated noxious weed seed.

SECTION II
PRODUCTS AND DESIGNATED NOXIOUS WEEDS DEFINED

1. The farm products subject to this quarantine are all farm products - being all crops, crop products, plants and portions thereof.

2. Designated noxious weeds as herein used means all weeds on the list of weeds from time to time designated by joint resolution of the Wyoming Board of Agriculture and the Wyoming Weed and Pest Council as weeds that are considered detrimental, destructive, injurious or poisonous pursuant to the provisions of the Wyoming Weed and Pest Control Act, W.S. 11-5-101 through 11-5-119, inclusive.

a. A copy of such list shall be available for inspection in the office of the District during regular business hours and a copy shall be provided to any person upon request, for which a reasonable charge may be made.

SECTION III
INSPECTION AND PERMITS FOR
MOVEMENT OF FARM PRODUCTS

1. The movement of farm products outside the boundary of the lands owned or leased by the owner of such products shall not be made unless a written permit for such movement has been issued by a supervisor or other designated agent of the District.

2. Such a permit shall be issued only after a reasonable examination shows:

- a. The land upon which such products were produced is free of designated noxious weeds;
- b. Seed formation of designated noxious weeds during the current growing season has been prevented to the degree that there is no danger of the dissemination of the seeds of such weeds;
- c. Designated noxious weeds have not seeded in the field or fields where such products were grown; or
- d. That samples taken from shipments or storage bins of the farm products are free of designated noxious weed seed.

3. Each permit shall expire upon the last day of June next succeeding the date the permit is issued and shall permit the movement only of products grown during the year when the inspection was made and of only the products named and identified therein.

SECTION IV
PERMITS FOR MOVEMENT OF
AGRICULTURAL EQUIPMENT

1. The movement of used agricultural equipment outside the boundaries of lands of an owner not released from quarantine under Section II to lands owned by another person shall not be made unless a written permit for such movement has been issued by a supervisor or other designated agent of the district.

2. Such a permit shall be issued only after a reasonable examination shows:

a. The farm or ranch from which the equipment is being moved is free of designated noxious weeds.

b. That seed formation of designated noxious weeds upon the farm or ranch from which the equipment is being moved has, during the current growing season, been prevented to the degree that there is no danger of the dissemination of the seeds of such weeds.

c. The equipment, following its last use, has been certified free of designated noxious weed seed.

3. Each permit issued under the provisions of subparagraphs 2a and b of this Section IV shall expire upon the last day of June next succeeding the date the permit is issued. Each permit issued under the provisions of subparagraph 2c of this Section IV shall expire upon the next succeeding use of such equipment.

4. Whenever harvesting equipment is desired to be moved from lands for which no permit has been issued under the provisions of subparagraphs 2a or b of this Section IV, such equipment shall not be certified free of designated noxious weed seed until cleaned as follows:

a. The machine has been run empty for not less than five (5) minutes, alternately increasing and retarding the speed.

b. All loose materials have been removed from the top and sides by sweeping or with a blower.

c. All materials have been removed from the elevator, return, shakers, sieves, measuring devices and other places of lodgment.

d. The lower end of all elevators has been opened.

e. Cleaning instructions of the manufacturer have been followed.

SECTION V
MOVEMENT OF FARM PRODUCTS AND
AGRICULTURAL EQUIPMENT INTO THE DISTRICT

1. No farm products or agricultural equipment, except as provided for in W.S. 11-5-116(d)(i) shall be moved into Park County, Wyoming, until:

a. The farm products have been certified to be free from designated noxious weed seed by proper officials in the state or county from which the movement originated;

b. The agricultural equipment, following its last use, has been certified by proper officials of the state or county from which the movement originated, to be free from designated noxious weed seeds;

c. Or, a written permit for such movement has been issued by a supervisor or other designated agent of the District.

2. A permit from the District shall be issued only after a reasonable inspection shows:

a. That the agricultural equipment is free of designated noxious weed seed and in the case of a threshing machine or combine, the equipment has been cleaned as provided in paragraph 4 of Section IV.

b. That the farm products have been inspected, sampled or otherwise examined in such a manner as to be reasonably assured that such products contain no viable designated noxious weed seed.

3. The provisions of this quarantine shall not apply to shipments of farm products and agricultural machinery passing through Park County, Wyoming.

SECTION VI MOVEMENT OF COMMERCIAL AND INDUSTRIAL EQUIPMENT

1. No commercial or industrial equipment which contains or otherwise is contaminated by designated noxious weed seed shall be moved into or within Park County, Wyoming.

2. All commercial and industrial equipment entering or moving within Park County, Wyoming, shall be subject to inspection by a supervisor or other designated agent of the District to determine if the equipment contains or is contaminated by designated noxious weed seed.

3. Equipment found to contain or to be contaminated by designated noxious weed seeds shall not be further moved until a

written permit for such movement has been issued by a supervisor or other designated agent of the District showing that such equipment is free of designated noxious weed seed.

a. Such permit shall not be issued until the equipment has been cleaned and the designated noxious weed seed disposed of in a manner approved by a supervisor or authorized agent of the district.

SECTION VII
RECORDS - REMEDIES

1. Each person, firm or corporation who shall receive or purchase any farm products within Park County, Wyoming, shall keep an accurate record thereof which shall set forth the following information:

- a. Name and address of the seller.
- b. Name and address of the owner of the farm where the farm products were grown.
- c. The kind and quantity of the products.
- d. The date of the transaction.
- e. The name and address of the person, firm or corporation which transported the products.

Such records shall be subject to inspection of a supervisor or designated agent of the District.

2. All farm products moved in violation of the provisions of this quarantine shall be returned to the farm where produced, if produced within Park County; or removed out of Park County, Wyoming, if the movement of such products originated outside of the County; or shall be destroyed by a supervisor or other authorized agent of the district.

3. All agricultural, commercial and industrial equipment moved in violation of this quarantine shall not, except under

conditions approved by a supervisor or authorized agent of the District be further moved until a permit for such movement has been issued.

SECTION VIII
VIOLATION, A MISDEMEANOR

1. The provisions of this quarantine having been adopted in accordance with the requirements of law, it is intended that any person violating any provisions of this quarantine shall also be guilty of a misdemeanor for violation of the provisions of the Wyoming Weed and Pest Control Act, W.S. 11-5-101 through 11-5-119.

SECTION IX
TERM

1. This quarantine shall continue until terminated by Order of the Commissioner of Agriculture of the State of Wyoming.

ISSUED AT Cheyenne, Wyoming, this 26th day of April,
1980.

Larry J. Bourd
COMMISSIONER OF AGRICULTURE