

SUBTITLE.

REVISOR'S NOTE: This section presently appears as Art. 48, §201 of the Code. The second paragraph is proposed for deletion because it duplicates §2-103 which applies generally to this subtitle. The only other changes made are in style.

SEC. 9-403. AGREEMENT BETWEEN SECRETARY AND COUNTY FOR CONTROL OR ERADICATION.

AFTER AN AGREEMENT BETWEEN THE SECRETARY AND THE COUNTY IS EXECUTED AND CERTIFIED IN WRITING TO THE SECRETARY OF STATE, THE SECRETARY AND THE COUNTY MAY CONDUCT SURVEYS TO DETERMINE THE LOCATION AND AMOUNT OF INFESTATIONS OF JOHNSONGRASS OR OTHER SPECIES WITHIN THE COUNTY. BOTH PARTIES ALSO MAY PROVIDE TECHNICAL AND FINANCIAL ASSISTANCE TO LANDOWNERS IN A COOPERATIVE CONTROL OR ERADICATION PROGRAM, AND MAY EFFECT A PROGRAM OF MOWING, SPRAYING, OR OTHER CONTROL OR ERADICATION PRACTICES ON ANY ROAD RIGHT-OF-WAY, DRAINAGE DITCH BANK, PARK, PLAYGROUND, AND ANY OTHER PUBLIC OR PRIVATE LAND. THE AGREEMENT BETWEEN THE SECRETARY AND COUNTY MAY BE TERMINATED BY EITHER PARTY ON 30 DAYS WRITTEN NOTICE.

REVISOR'S NOTE: This section presently appears as Art. 48, §202 of the Code. The first sentence authorizing agreements between the Secretary and the county is proposed for deletion because it duplicates § 9-402(4). The only other changes made are in style.

SEC. 9-404. IMPORTING, TRANSPORTING, PERMITTING INFESTATION PROHIBITED; LANDOWNER TO PREVENT JOHNSONGRASS INFESTATIONS.

(A) IMPORTING, TRANSPORTING, PERMITTING INFESTATION PROHIBITED.

NC PERSON MAY:

(1) IMPROBT OR TRANSPORT JOHNSONGRASS IN THE STATE IN ANY FORM CAPABLE OF GROWTH, EXCEPT FOR RESEARCH PURPOSES WITH THE PRIOR WRITTEN APPROVAL OF THE SECRETARY;

(2) KNOWINGLY CONTAMINATE ANY UNINFESTED LAND WITH JOHNSONGRASS THROUGH THE MOVEMENT OF ROOTSTOCKS, SEED, SOIL, MULCH, NURSERY STOCK, FARM