

**176.051 Department to eradicate noxious weeds on right-of-ways -- Advertisement of program.**

- (1) The Department of Highways shall keep all state right-of-ways free of the species of grass, *Sorghum halepense*, commonly known as Johnson grass, and the species of weed commonly known as giant foxtail, both of which are noxious weeds, and the thistles *Cirsium arvense* and *Carduus nutans*, commonly known as Canada thistles and nodding thistles, respectively, multiflora rose, wild cucumber, and black nightshade; and, upon written request, shall give priority to any abutting property owner engaged in a program of eradication of Johnson grass, giant foxtail, Canada thistles, nodding thistles, multiflora rose, kudzu, wild cucumber, and black nightshade; and shall cooperate with the abutting owner by eradicating the Johnson grass, giant foxtail, Canada thistles, nodding thistles, multiflora rose, kudzu, wild cucumber, and black nightshade from abutting state right-of-ways. The department shall take steps to eradicate this grass and these weeds or thistles by the use of chemicals or any other means found to be effective by the department.
- (2) The Department of Highways shall inform property owners of the availability of the eradication program. In carrying out this responsibility the department shall, no later than the first week in March of every year, advertise in each county, pursuant to the provisions of KRS Chapter 424 that the program is available. The department shall stipulate in the advertisement the place and manner in which an interested property owner may make a written request for inclusion in the program.

**Effective:** April 10, 1990

**History:** Amended 1990 Ky. Acts ch. 433, sec. 3, effective April 10, 1990. -- Amended 1984 Ky. Acts ch. 29, sec. 1, effective July 13, 1984. -- Amended 1980 Ky. Acts ch. 28, sec. 1, effective July 15, 1980. -- Amended 1976 Ky. Acts ch. 80, sec. 1, effective March 29, 1976. -- Amended 1974 Ky. Acts ch. 74, Art. IV, sec. 20(1). -- Amended 1968 Ky. Acts ch. 65, sec. 1. -- Amended 1960 Ky. Acts ch. 149, sec. 1, effective June 16, 1960. -- Created 1956 (2d Extra. Sess.) Ky. Acts ch. 2, sec. 1.