

No. 341, A.]

[Published July 7, 1953.

**CHAPTER 381**

AN ACT to amend 84.07 (3) and 94.23 and to repeal and recreate 94.20 and 94.25 of the statutes, relating to noxious weeds.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 84.07 (3) of the statutes is amended to read:

84.07 (3) The highway patrolman shall destroy \* \* \* *all noxious weeds as provided in s. 94.20 on any highway which he patrols* \* \* \*.

SECTION 2. 94.20 of the statutes is repealed and recreated to read:

94.20 NOXIOUS WEEDS. (1) The term "noxious weeds" as used herein shall include the following: Canada thistle, leafy spurge and field bindweed (creeping Jenny) and any other such weeds as the governing body of any municipality or the county board of any county by resolution declares to be noxious within its respective boundaries.

(2) Every person shall destroy all noxious weeds on all lands which he shall own, occupy or control. The person having immediate charge of any public lands shall destroy all noxious weeds on such lands. The highway patrolman on all federal, state or county trunk highways shall destroy all noxious weeds on that portion of the highway which he patrols. The town board shall cause to be destroyed all noxious weeds on the town highways.

(3) The term "destroy" means the complete killing of weeds or the killing of weed plants above the surface of the ground by the use of chemicals, cutting, tillage, cropping system, pasturing livestock, or any or all of these in effective combination, at such time and in such manner as will effectually prevent such plants from maturing to the bloom of flower stage.

(4) The chairman of each town, the president of each village and the mayor or manager of each city shall annually on or before June 15 cause to be posted in at least 3 conspicuous places in his municipality and published at least once each week for 2 consecutive weeks in one or more newspapers having general circulation in the municipality a notice that every person is required by law to destroy all noxious weeds, as defined in s. 94.20, on lands in the municipality which he owns, occupies or controls.

SECTION 3. 94.25 of the statutes is repealed and recreated to read:

94.25 VEHICLES AND MACHINERY ON HIGHWAYS. No operator of a vehicle or farm machinery shall move any such equipment on a highway unless it is in a reasonably clean condition and free from all seeds of noxious weeds.

SECTION 4. 94.23 of the statutes is amended to read:

94.23 Any county may by resolution adopted by its county board provide for the appointment of a county weed commissioner, define his duties and fix his term of office and compensation. When any such weed commissioner has been appointed and has qualified, he shall have all the powers and duties of the weed commissioners provided for in sections 94.20 to 94.22 \* \* \*. *Each town chairman, village president, or city mayor may appoint one or more deputy weed commissioners, who shall work in cooperation with the county weed commissioner in the district assigned by the appointing officer.*

Approved June 25, 1953.

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