Department of Planning and Budget
2026 General Assembly Session
State Fiscal Impact Statement

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Bill Number: HB109ER **Patron:** Seibold
Bill Title: Noxious weeds; amends definition, commercial viability.

Bill Summary: Amends the definition of noxious weed to remove the exclusion for living plants or parts thereof that are commercially viable or commercially propagated in Virginia and removes the requirement that the Noxious Weeds Advisory Committee include in its recommendations to the Board of Agriculture and Consumer Services an analysis of the current and potential in-state commercial viability of a plant species. Designates a phase-out period for plant designees that is two years for grasses, forbs, and vines; four years for shrubs; and seven years for trees and requires the Commissioner of the Virginia Department of Agriculture and Consumer Services to conduct a review of legislative and regulatory authority of the Board of Agriculture and Consumer Services and the Commissioner and report on it to the Chairs of the House and Senate Committees of Agriculture, Chesapeake, and Natural Resources by November 1, 2026.

Budget Amendment Necessary: No. **Items Impacted:** N/A
Explanation: This bill involves the Virginia Department of Agriculture and Consumer Services (VDACS); however, no budget action is required. See Fiscal Analysis section below.

Fiscal Summary: It is anticipated that any fiscal impact this bill may have on VDACS can be absorbed within existing resources.

Fiscal Analysis: This impact statement is final. It is anticipated that VDACS can absorb any costs associated with the implementation of this bill.

Other: None.