

# WISCONSIN

## SUMMARY OF PLANT PROTECTION REGULATIONS

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**The information as provided is for informational purposes only and should not be interpreted as complete, nor considered legally binding. Coordination with both your state and the destination state plant regulatory agency listed above may be necessary to stay current on revised regulations and requirements.**

### NURSERY STOCK DEFINITION

Nursery Stock means plants and plant parts that can be propagated or grown, excluding seeds, sod, cranberry cuttings, annuals and evergreen trees grown for eventual harvest and sale as Christmas trees.

### GENERAL SHIPPING REQUIREMENTS

Each bundle package or container of nursery stock shipped into Wisconsin must be accompanied by a certificate tag, label, or stamp issued by the appropriate regulatory agency of the state of origin, certifying that the nursery stock to which it is attached has been appropriately inspected and found to be apparently pest free.

### NOXIOUS WEEDS

#### NOXIOUS WEEDS UNDER LOCAL AUTHORITY:

*Cirsium arvense* ..... Canadian thistle  
*Euphorbia esula* ..... leafy spurge  
*Convolvulus arvensis* ..... field bindweed

NUISANCE WEEDS UNDER STATE OR LOCAL AUTHORITY:

*Lythrum salicaria*.....purple loosestrife  
*Rosa multiflora*.....multiflora rose

**QUARANTINES OR ADDITIONAL REQUIREMENTS**

**GINSENG CERTIFICATION PROGRAM**

PLANT: American Ginseng (*Panax quinquefolius*)

STATES REGULATED: All

REQUIREMENTS: All ginseng to be exported shall have its weight verified prior to the issuance of an export permit. This weight must accurately correspond to the weight of purchases from collectors and growers set out in records required to be submitted to the Department. Ginseng dealers shall not receive, purchase or hold ginseng that has not been certified under Wisconsin law or laws or rules of other states. No person may act as a grower or dealer unless he or she is registered with the Department.

**GYPSY MOTH QUARANTINE**

PEST: Gypsy Moth, *Lymantria dispar*

STATES REGULATED: Infested states, counties or areas designated in the USDA-APHIS Quarantine under 7 CFR 301.45-2a.

MATERIALS REGULATED: The gypsy moth in any living stage; trees, woody shrubs, cut Christmas trees, logs, pulpwood, slabwood, firewood, wood chips and outdoor household items or any other regulated article that originates from a gypsy moth regulated area designated by the USDA under 7 CFR 301.45-2a.

RESTRICTIONS: All regulated articles from quarantined areas are prohibited except items that are inspected and certified by a pest control official in the state or province of origin, provided that the items are accompanied by a written certificate issued by the pest control official who inspected those items. The certificate shall identify the date of inspection and the items inspected. In the certificate, the pest control official shall certify at least one of the following:

- (a) That the inspected items originate from non-infested premises and have not been exposed to gypsy moth infestation.
- (b) That the inspected items were found, at the time of inspection, to be free of gypsy moth infestation.
- (c) That the inspected items have been effectively treated to destroy the gypsy moth. The certificate shall specify the method and date of treatment.

- Note:** Effective treatment methods include the methods described in the "Gypsy Moth Program Manual" published by the United States department of agriculture, animal and plant health inspection service (USDA-APHIS). A copy of the manual may be inspected at the department, or may be obtained from USDA-APHIS.
- (d) That the inspected items are produced, processed, stored, handled or used under conditions, described in the certificate, that effectively preclude the transmission of any gypsy moth infestation.

**SPECIAL NOTE:** This state quarantine may be superseded by Federal gypsy moth quarantine.

### COMMON PINE SHOOT BEETLE QUARANTINE

**PEST:** Common Pine Shoot Beetle, *Tomicus piniperda*

**STATES REGULATED:** Infested counties in Illinois, Indiana, Michigan, New York, Ohio, and Pennsylvania or other regulated areas designated by USDA under 7 CFR 301.50-3.

**MATERIALS REGULATED:** The pine shoot beetle in any living stage; live or cut plants of *Pinus* spp.; timber or logs of *Pinus* spp., *Picea* spp., or *Abies* spp., with bark attached; ornamental foliage from *Pinus* spp., *Picea* spp., or *Abies* spp.; and any other regulated article that originates from a pine shoot beetle regulated area designated by the USDA under 7 CFR 301.50-3.

**RESTRICTIONS:** All regulated articles from quarantined areas are prohibited except items that are inspected and certified by a pest control official in the state or province of origin, provided that the items are accompanied by a written certificate issued by the pest control official who inspected those items. The certificate shall identify the date of inspection and the items inspected. In the certificate, the pest control official shall certify at least one of the following:

- (a) That the pine shoot beetle is not present on the inspected items.
- (b) The inspected items have been effectively treated to destroy the pine shoot beetle. The certificate shall specify the method and date of treatment.

**Note:** Effective treatment methods include the methods described in the "Pine Shoot Beetle Program Manual" published by the United States department of agriculture, animal and plant health inspection service (USDA-APHIS). A copy of the manual may be inspected at the department, or may be obtained from USDA-APHIS.

**SPECIAL NOTE:** This state quarantine may be superseded by Federal pine shoot beetle quarantine.

## **POTATO LATE BLIGHT**

PEST: Potato Late Blight (*Phytophthora infestans*)

MATERIALS REGULATED: Potato cull piles and volunteers.

RESTRICTIONS: A person who owns or controls land on which potato cull piles are located shall dispose of those cull piles by May 20 of each year. Whenever volunteer potato plants appear on land, the person who owns or controls that land shall immediately remove or kill those volunteer potato plants.

## **POTATO ROT NEMATODE**

PEST: Potato Rot Nematode (*Ditylenchus destructor*)

MATERIALS REGULATED: Soil and plant materials containing potato rot nematode.

RESTRICTIONS: The Department shall declare as infested any field or parcel of land on which potatoes that are infected with potato rot nematode have been grown. No potatoes grown on an infested field may be sold or moved without Department approval. No person may plant potatoes on any infested field without giving prior notice to the Department.

## **HONEYBEE IMPORT CONTROLS**

PESTS: Africanized bees, Varroa mite, American foulbrood

MATERIALS REGULATED: Live honeybees and used beekeeping equipment.

RESTRICTIONS: No person may ship live honeybees or used beekeeping equipment into Wisconsin without:

- (1) reporting the import shipment to the Department in writing;
- (2) a pest control official certifying that the honeybees are European if they originate in a parish or county designated by USDA as having undesirable honeybees;
- (3) a pest control official certifying that the honeybees and used beekeeping equipment are apparently free from Varroa mite and American foulbrood infestations.

**JAPANESE BEETLE IMPORT CONTROL rules were rescinded in 2002. Wisconsin will comply with the National JB Harmonization Plan.**

## **HEMLOCK WOOLLY ADELGID QUARANTINE**

PEST: Hemlock Woolly Adelgid (*Adelges tsugae*)

MATERIALS REGULATED: Hemlock seedlings, nursery stock, logs and bark.

**STATES REGULATED:** Those states and counties listed by the USDA Forest Service as being infested with hemlock woolly adelgid.

**RESTRICTIONS:** All regulated articles from quarantined areas are prohibited except items that are inspected and certified by a pest control official in the state or province of origin, provided that the items are accompanied by a written certificate issued by the pest control official who inspected those items. The certificate shall identify the date of inspection and the items inspected. In the certificate, the pest control official shall certify at least one of the following:

- (a) That the items originate from non-infested premises and have not been exposed to hemlock woolly adelgid.
- (b) That the items were found, at the time of inspection, to be free of hemlock woolly adelgid.
- (c) That the items have been effectively treated to destroy hemlock woolly adelgid.
- (d) That the items are produced, processed, stored, handled or used under conditions, described in the phytosanitary certificate, that effectively preclude the transmission of hemlock woolly adelgid.

Items may be imported into the state if there is a written agreement between the department and the importer. The agreement shall specify import terms and conditions including the following

- (a) The name and address of the importer and import recipient.
- (b) The proposed source and destination of each import shipment.
- (c) The proposed import dates or time period.
- (d) The items to be imported in each proposed shipment.
- (e) The proposed size and frequency of import shipments.
- (f) The proposed method of import.
- (g) Required import conditions that will, in the department's opinion, effectively prevent the spread of hemlock woolly adelgid.
- (h) Provisions authorizing the department to cancel the agreement at any time, with or without cause or prior notice.

## **EMERALD ASH BORER; IMPORT CONTROLS AND QUARANTINE**

**PEST:** Emerald Ash Borer (*Agrilus planipennis*)

**MATERIALS REGULATED:** The emerald ash borer in any living stage, ash trees, ash limbs, branches and roots, ash logs, slabs, or untreated lumber with bark attached, cut firewood of all non-coniferous species, ash chips and ash bark fragments larger than one inch in diameter.

**STATES REGULATED:** Infested states, counties or areas designated in the USDA-APHIS quarantine under 7 CFR 301.53-3c.

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**RESTRICTIONS:** All regulated articles from quarantined areas are prohibited except items that are inspected and certified by a pest control official in the state or province of origin, provided that the items are accompanied by a written certificate issued by the pest control official who inspected those items. The certificate shall identify the date of inspection and the items inspected. In the certificate, the pest control official shall certify at least one of the following:

- a) That the items originate from non-infested premises and have not been exposed to emerald ash borer.
- b) That the items were found, at the time of inspection, to be free of emerald ash borer.
- c) That the items have been effectively treated to destroy emerald ash borer.
- d) That the items are produced, processed, stored, handled or used under conditions, described in the certificate, that effectively preclude the transmission of emerald ash borer.

## **ASIAN LONGHORNED BEETLE; IMPORTS CONTROLS AND QUARANTINE**

**PEST:** Asian Longhorned Beetle, *Anoplophora glabripennis*

**STATES REGULATED:** Infested states, counties or areas designated in the USDA-APHIS quarantine under 7 CFR 301.51-3c.

**MATERIALS REGULATED:** The Asian longhorned beetle in any living stage, cut firewood of all non-coniferous species and any of the following genera: *Acer*, *Aesculus*, *Albizia*, *Betula*, *Celtis*, *Fraxinus*, *Platanus*, *Populus*, *Salix*, *Sorbus*, and *Ulmus*.

**RESTRICTIONS:** All regulated articles from quarantined areas are prohibited except items that are inspected and certified by a pest control official in the state or province of origin, provided that the items are accompanied by a written certificate issued by the pest control official who inspected those items. The certificate shall identify the date of inspection and the items inspected. In the certificate, the pest control official shall certify at least one of the following:

- a) That the items originate from non-infested premises and have not been exposed to Asian longhorned beetle.
- b) That the items were found, at the time of inspection, to be free of Asian longhorned beetle.
- c) That the items have been effectively treated to destroy Asian longhorned beetle.
- d) That the items are produced, processed, stored, handled or used under conditions, described in the certificate, that effectively preclude the transmission of Asian longhorned beetle.

## **PHYTOPHTHORA RAMORUM; IMPORT CONTROLS AND QUARANTINE**

PEST: *Phytophthora ramorum*

STATES REGULATED: Infested states, counties or areas designated in the USDA-APHIS quarantine under 7 CFR 301.92-3a.

MATERIALS REGULATED: Nursery stock, soil or potted media, all cultures and live material of *Phytophthora ramorum*, unprocessed wood, and unprocessed wood and plant products including bark chips, firewood, logs, lumber, mulch, wreaths, garlands and greenery of the following genera: *Abies*, *Acer*, *Asiantum*, *Aesculus*, *Arbutus*, *Arctostaphylos*, *Calluna*, *Calycanthus*, *Camellia*, *Castanea*, *Clintonia*, *Corylus*, *Drimys*, *Dryopteris*, *Fagus*, *Frasinus*, *Griselinia*, *Hamamelis*, *Heteromeles*, *Kalmia*, *Laurus*, *Leucothoe*, *Lithocarpus*, *Lonicera*, *Maianthemum*, *Magnolia*, *Michelia*, *Nothofagus*, *Osmorhiza*, *Parrotia*, *Pieris*, *Photinia*, *Pittosporum*, *Pseudotsuga*, *Pyracantha*, *Quercus*, *Rhamnus*, *Rhododendron*, *Rhus*, *Rosa*, *Rubus*, *Salix*, *Sequoia*, *Syringa*, *Taxus*, *Toxicodendron*, *Torreya*, *Trientalis*, *Umbellularia*, *Vaccinium*, *Vancouveria*, *Viburnum*.

RESTRICTIONS: All regulated articles from quarantined areas are prohibited except items that are inspected and certified by a pest control official in the state or province of origin, provided that the items are accompanied by a written certificate issued by the pest control official who inspected those items. The certificate shall identify the date of inspection and the items inspected. In the certificate, the pest control official shall certify at least one of the following:

- e) That the items originate from non-infested premises and have not been exposed to *Phytophthora ramorum*.
- f) That the items were found, at the time of inspection, to be free of *Phytophthora ramorum*.
- g) That the items have been effectively treated to destroy *Phytophthora ramorum*.
- h) That the items are produced, processed, stored, handled or used under conditions, described in the certificate, that effectively preclude the transmission of *Phytophthora ramorum*.

## **TREATED FIREWOOD FROM CERTIFIED SOURCES**

PLANT PRODUCT: Firewood

MATERIALS REGULATED: Firewood going onto state owned land.

RESTRICTIONS: Per the Department of Natural Resource's regulations, no person can move firewood onto state land that originates from greater than 50 miles from the state land unless it is certified by the Wisconsin Department of Agriculture, Trade and Consumer Protection. This certification applies to persons who regularly sells or distributes firewood in this state and whose primary business location is in Wisconsin.