

FOR INFORMATION AND ACTION
DA-2010-42
September 15, 2010

SUBJECT: Thirty One Counties in Pennsylvania Added to the Quarantine Area for Emerald Ash Borer (EAB)
(*Agrilus planipennis*)

TO: STATE AND TERRITORY AGRICULTURAL REGULATORY OFFICIALS

The Animal and Plant Health Inspection Service (APHIS) confirmed the identification of EAB, in Centre, Cumberland, Fulton, Somerset, and Union Counties, Pennsylvania, in June and July 2010. These detections were the result of traps deployed as part of the 2010 EAB survey strategy. Twenty-six additional counties are being quarantined due to their proximity to known EAB infestations and patterns of movement of regulated articles.

In response to these detections, APHIS will work closely with the State of Pennsylvania to carry out delimiting survey work around the detection sites. The attached Federal Order establishes Blair, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Cumberland, Elk, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Jefferson, Lycoming, McKean, Montour, Northumberland, Perry, Potter, Snyder, Somerset, Tioga, Union, Venango, and Warren Counties as a quarantine area in order to prevent the further spread of EAB. Effective immediately, all interstate movement of EAB regulated articles from Blair, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Cumberland, Elk, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Jefferson, Lycoming, McKean, Montour, Northumberland, Perry, Potter, Snyder, Somerset, Tioga, Union, Venango, and Warren Counties must be done in accordance with the attached Federal Order. Specifically, the interstate movement of EAB-host wood and wood products from these counties is regulated, including ash nursery stock, firewood of all hardwood species, green lumber, waste, compost, and chips of ash species. Due to the establishment of a parallel quarantine area by Pennsylvania, only these counties will be added as quarantine areas and placed under phytosanitary controls.

EAB is present in some parts of the United States. Currently, Brown, Crawford, Fond du Lac, Kenosha, Milwaukee, Ozaukee, Racine, Sheboygan, Vernon, Washington, and Waukesha Counties in Wisconsin are quarantined for EAB, together with the entire States of Illinois, Indiana, Ohio, and West Virginia. Portions of Michigan's Upper Peninsula and the entirety of Michigan's Lower Peninsula; Allamakee county in Iowa; 21 counties in Kentucky; 43 counties in Pennsylvania; Charles and Prince George's Counties in Maryland; Arlington, Clarke, Fairfax, Fauquier, Frederick, Loudon, and Prince William Counties, along with the independent Cities of Alexandria, Fairfax, Falls Church, Manassas, Manassas Park and Winchester in Virginia; Chautauqua and Cattaraugus Counties in New York; Hennepin, Houston and Ramsey Counties in Minnesota; Knox and Loudon Counties in Tennessee; and Wayne County in Missouri are also quarantined areas.

EAB is an invasive wood boring beetle that is native to China and eastern Asia. It was first detected in the United States in southeastern Michigan. Since then, EAB has been responsible for the death and decline of tens of millions of ash trees in the United States. The interstate movement of firewood from quarantine areas is an especially high risk pathway for spreading EAB. APHIS is working with State cooperators and foresters to raise awareness amongst the public concerning this threat.

For more information about the EAB program and Federal EAB regulations, you may contact Paul Chaloux, EAB National Program Manager, at (301) 734-0917.

/s/ Paul R. Eggert for

Rebecca A. Bech
Deputy Administrator
Plant Protection and Quarantine

Attachment:
Federal Order

FEDERAL ORDER

Domestic Quarantine of Blair, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Cumberland, Elk, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Jefferson, Lycoming, McKean, Montour, Northumberland, Perry, Potter, Snyder, Somerset, Tioga, Union, Venango, and Warren Counties, Pennsylvania for Emerald Ash Borer (EAB) (*Agilus planipennis*)

This Federal Order is issued pursuant to the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412(a), 7 U.S.C. 7712(a), which authorizes the Secretary of Agriculture to prohibit or restrict the movement in interstate commerce of any plant, plant part, or article, if the Secretary determines the prohibition or restriction is necessary to prevent the dissemination of a plant pest within the United States and is likewise issued pursuant to the regulations promulgated under the Plant Protection Act found at 7 CFR 301.53.

This Federal Order quarantines, effective immediately, Blair, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Cumberland, Elk, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Jefferson, Lycoming, McKean, Montour, Northumberland, Perry, Potter, Snyder, Somerset, Tioga, Union, Venango, and Warren Counties, Pennsylvania for EAB, *Agilus planipennis*. This action is in response to the detection of EAB in Centre, Cumberland, Fulton, Somerset, and Union Counties, Pennsylvania. Thus, the Administrator of the Animal and Plant Health Inspection Service (APHIS) finds it necessary to regulate Blair, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Cumberland, Elk, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Jefferson, Lycoming, McKean, Montour, Northumberland, Perry, Potter, Snyder, Somerset, Tioga, Union, Venango, and Warren Counties in order to prevent the spread of EAB. Accordingly, effective immediately, all interstate movement of EAB regulated articles from these counties must be done in accordance with the regulations promulgated pursuant to the Plant Protection Act found at 7 CFR 301.53 et seq. and any applicable provisions of this Federal Order.

APHIS has confirmed EAB infestations in various areas of the United States for which the Administrator has determined that it is necessary to quarantine these areas in order to prevent the spread of EAB. The areas quarantined due to the continuing spread of EAB are designated in the Federal regulations located at 7 CFR 301.53-3 and the Federal Orders located at the following APHIS website:

http://www.aphis.usda.gov/plant_health/plant_pest_info/emerald_ash_b/quarantine.shtml

Section 7 CFR 301.53-3(a) allows the designation of less than an entire state as an EAB quarantined area only when the Administrator of APHIS has determined, as in this case, that the designation of less than an entire state as a quarantined EAB area is adequate to prevent the interstate spread of infestations of EAB. In addition, 7 CFR 301.53-3(a) requires that the state enforces an intrastate EAB quarantine that is equivalent to the Federal EAB regulations. The State Plant Regulatory Official for Pennsylvania has confirmed the establishment of an intra-state quarantine for Blair, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Cumberland, Elk, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Jefferson, Lycoming, McKean, Montour, Northumberland, Perry, Potter, Snyder, Somerset, Tioga, Union, Venango, and

Warren Counties that mirrors the Federal regulatory requirements as specified in 7 CFR 301.53.

Section 7 CFR 301.53-3 (b) provides for the temporary designation of new quarantined areas pending publication of a rule to add counties to the list shown in 7 CFR 301.53-3(c). The 7 CFR 301.53-3 (b) further requires written notification be given to the owner or person in possession of a newly quarantined area. This is the responsibility of the Federal and/or State regulatory personnel responsible for the EAB program in the affected state.

In addition to the counties newly regulated for EAB by this Order, the following Pennsylvania Counties also remain regulated for EAB: Allegheny, Armstrong, Beaver, Bedford, Butler, Indiana, Juniata, Lawrence, Mercer, Mifflin, Washington, and Westmoreland under existing regulations in 7 CFR 301.53-3(c) and a Federal Order issued August 5, 2010.

If you wish more details on the Federal EAB regulatory program, you may contact the EAB National Program Coordinator, Paul Chaloux, at (301) 734-0917. For information on regulatory requirements for movement of articles out of quarantined areas in Pennsylvania, please contact the APHIS State Plant Health Director, CoAnne O'Hern, at (717) 241-0140.

We continue to appreciate the cooperative relationship with the State of Pennsylvania in our effort to prevent the spread of EAB.