

FOR INFORMATION AND ACTION
DA- 2007- 62
November 20, 2007

SUBJECT: Quarantine of Entire State of New Jersey for Pine Shoot Beetle (*Tomicus piniperda*)

TO: STATE AND TERRITORY AGRICULTURAL REGULATORY OFFICIALS

This SPRO memorandum provides notification that APHIS is quarantining the entire State of New Jersey for Pine Shoot Beetle (*Tomicus piniperda*). This action is effective immediately. Attached is the Federal Domestic Quarantine Order for the subject action.

Richard L. Dunkle

Richard L. Dunkle
Deputy Administrator
Plant Protection and Quarantine

FEDERAL ORDER
Domestic Quarantine of New Jersey
for Pine Shoot Beetle (*Tomicus piniperda*)

This Federal Order provides notification, effective immediately, for quarantine of the entire state of New Jersey for Pine Shoot Beetle (PSB), *Tomicus piniperda*. This action is in response to the decision made by the State of New Jersey that an intrastate quarantine would not be implemented for counties where PSB has been detected. This decision by the State of New Jersey was communicated to U.S. Department of Agriculture, Animal and Plant Health Inspection Service, by the New Jersey State Plant Regulatory Official.

7CFR 301.50-3(a) allows the quarantine of less than an entire state only when the State enforces an intrastate quarantine that matches Federal Pine Shoot Beetle regulations.

Effective immediately, movement of PSB regulated articles interstate from the state of New Jersey must be done in accordance with 7 CFR 301.50. This Order is issued under 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.

The 7 CFR 301.50-3(b) provides for temporary designation of new quarantine areas pending publication of a rule to add counties to the list shown in 7 CFR 301.50-3(c). The 7 CFR 301.50-3(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 PSB program in the affected state.

If you wish more details on the Federal Pine Shoot Beetle regulatory program, you may contact the staff officer, Weyman Fussell at (301) 734-5705. For information on regulatory requirements for movement of articles out of New Jersey, please contact the APHIS State Plant Health Director, Ronald Blaskovich, at (609) 259-8649.

We continue to appreciate the cooperative relationship with the state of New Jersey in our mutual effort to prevent the spread of quarantine pests.