

FOR INFORMATION AND ACTION
DA- 2008-25
June 16, 2008

SUBJECT: Quarantine of Greene County, Indiana, for Pine Shoot Beetle (*Tomicus piniperda*)

TO: STATE AND TERRITORY AGRICULTURAL REGULATORY OFFICIALS

The State Plant Regulatory Official memorandum provides notification that Animal and Plant Health Inspection Service is quarantining Greene County, Indiana, for Pine Shoot Beetle (*Tomicus piniperda*). This action is effective immediately. Attached is the Federal Domestic Quarantine Order for the subject action. If you would like more details on the Federal Pine Shoot Beetle regulatory program, you may contact Weyman Fussell, Program Manager, at Area Code (301) 734-5705.

/s/ John H. Payne /for

Rebecca A. Bech
Deputy Administrator
Plant Protection and Quarantine

Attachment:
Federal Order

FEDERAL ORDER

Domestic Quarantine of Greene County, Indiana, for Pine Shoot Beetle (PSB) (*Tomicus piniperda*)

This Federal Order is issued under the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412 (a), 7U.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.

This Federal Order quarantines, effective immediately, Greene County, Indiana, for PSB, *Tomicus piniperda*. Accordingly, effective immediately, all interstate movement of PSB regulated articles from Greene County must be done in accordance with the regulations promulgated pursuant to the Plant Protection Act. This action is in response to detection of PSB in Greene County.

The 7 CFR 301.50-3(a) allows the quarantine of less than an entire state only when the Animal and Plant Health Inspection Service (APHIS) Administrator has determined, as here, that the designation of less than the entire state as a regulated area will be adequate to prevent the spread of the PSB and that the state enforces an intrastate quarantine that matches Federal PSB regulations. Indiana must confirm the establishment of an intrastate quarantine for Greene County prior to July 30, 2008 that mirrors the Federal Regulatory requirements as specified in 7 CFR 301.50. The State of Indiana must confirm the establishment of an intrastate quarantine for Greene County prior to July 30, 2008, that mirrors the Federal regulatory requirements as specified in 7CFR 301.5.

The 7CFR 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). 7 CFR 301.50-3(b) further requires written notification be given to the owners of property and enterprises in a newly quarantined area, advising them of the quarantine and the necessity of complying with requirements for the movement of regulated articles. 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 PSB regulatory program, you may contact the Staff Officer, Weyman Fussell, at Area Code (301) 734-5705. For information on regulatory requirements for movement of articles out of Indiana, please contact the APHIS State Plant Health Director, Gary Simon, at Area Code (765) 446-0267.