

NEBRASKA

SUMMARY OF PLANT PROTECTION REGULATIONS

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NURSERY STOCK DEFINITION

Nursery stock shall mean all field-grown or container-grown perennial & woody plants, including, but not limited to, vegetative or propagative parts or perennial or woody plants dug from the wild, so labeled, and distributed, and excluding, among other things, greenhouse plants grown for indoor use, annual plants, biennial plants, florist stock, cut flowers, sod, turf, onions, or potatoes, or seeds of any such plant.

GENERAL SHIPPING REQUIREMENTS

All nursery stock distributed into or out of the state of Nebraska must be accompanied by a label showing the name and address of the consignor and consignee, the nature and quantity of the contents, the place of origin, and the license or its equivalent issued by the recognized authorizing agency stating that the nursery from which the nursery stock originates has been inspected.

All nursery stock distributed in Nebraska shall be labeled plainly and legibly with the correct common name or botanical name and place of origin of nursery stock. The exception would be container-grown or potted nursery stock of one-gallon or less is not required to have an individual place of origin label. Place of origin labels may be in code, provided the department is given access to the code.

Nursery stock must be sound, healthy, reasonably capable of growth, labeled correctly, free from injurious plant pests, and stored or displayed under conditions which shall maintain its vigor as outlined in the rules and regulations. If nursery stock originated in an area under federal or state quarantine for a plant pest, and is a regulated article under said quarantine, then each shipment must include documentation certifying the nursery stock is in compliance with the applicable quarantine(s).

NOXIOUS WEEDS

<i>Carduus acanthoides</i>	Plumeless thistle
<i>Carduus nutans</i>	Musk thistle
<i>Centaurea diffusa</i>	Diffuse knapweed
<i>Centaurea maculosa</i>	Spotted knapweed
<i>Cirsium arvense</i>	Canada thistle
<i>Euphorbia esula</i>	Leafy spurge
<i>Fallopia japonica</i>	Japanese knotweed
<i>Fallopia sachalinensis</i>	Giant Knotweed
<i>Lespedeza cuneata</i>	Serecia lespedeza
<i>Lythrum salicaria</i>	Purple loosestrife
<i>Lythrum virgatum</i>	Wand loosestrife
<i>Phragmites australis var. australis</i>	Phragmites
<i>Tamarix ramosissima</i>	Saltcedar
<i>Tamarix parviflora</i>	Saltcedar

County option weeds:

<i>Ambrosia grayi</i>	Woollyleaf bursage
<i>Cirsium altissimum</i>	Tall thistle
<i>Cirsium flodmani</i>	Flodman thistle
<i>Cirsium vulgare</i>	Bull thistle
<i>Convolvus arvensis</i>	Field bindweed

AQUATIC INVASIVE SPECIES

Effective January 1, 2013, it will be unlawful to possess, import, export, purchase, sell, transport or release into the waters of the state, any of the plant species listed below. This regulation is under the authority of the Nebraska Game & Parks Commission.

<i>Arundo donax</i>	Giant Reed
<i>Butomus umbellatus</i>	Flowering Rush
<i>Didymosphenia geminate</i>	Didymo, Rock Snot
<i>Egeria densa</i>	Brazilian Water Weed, Elodea
<i>Eichhornia sp.</i>	Water Hyacinth

<i>Hydrilla verticillata</i>	Hydrilla
<i>Myriophyllum aquaticum</i>	Parrot Feather
<i>Myriophyllum spicatum</i>	Eurasian Watermilfoil
<i>Najas minor</i>	Brittle Niad
<i>Nymphoides peltata</i>	Yellow Floating Heart
<i>Potamogeton crispus</i>	Curly-leaf Pondweed
<i>Salvinia molesta</i>	Giant Salvinia

QUARANTINES OR ADDITIONAL REQUIREMENTS

JAPANESE BEETLE

STATES REGULATED: All Category 2 & 3 states as listed in the U.S. Domestic Japanese Beetle Harmonization Plan

MATERIALS REGULATED: All nursery stock

RESTRICTIONS: All nursery stock entering Nebraska must meet the standards established in the U.S. Domestic Japanese Beetle Harmonization Plan (JBHP), for shipments to a category 1 or 2 state. Shipments of nursery stock must be accompanied by official documents declaring that the nursery stock is in compliance with the JBHP. This can be documented on either a state phytosanitary certificate of on a nursery stock certificate with an additional declaration or equivalent documentation attesting to compliance with the JBHP.

KARNAL BUNT (*Tilletia indica* Mitra)

STATES REGULATED: AZ

MATERIALS REGULATED: Seeds and grain from Karnal bunt quarantine areas.

RESTRICTIONS: All seed and grain from regulated areas under the Federal Karnal Bunt quarantine must be tested and found free of Karnal bunt. The regulated article shall be accompanied with a permit or phytosanitary certificate.

COLUMBIA ROOT KNOT NEMATODE (*Meloidogyne chitwoodi*)

STATES REGULATED: entire states of CA, ID, OR, and WA and the listed counties in the following states: CO (Alamosa County, Conejos, Costilla, Rio Grande, and Saguache Counties); NV (Humboldt County); NM (San Juan County); TX (Hartley County); UT (Iron and Weber Counties); and WY(Laramie County) and any foreign country known to be infested.

MATERIALS REGULATED: Seed potatoes, tablestock potatoes, potatoes intended for processing, potato tubers intended for planting, used containers, used bags and used machinery and implements, soil from any Columbia root knot nematode infested field, and all life stages of the Columbia root knot nematode.

RESTRICTIONS: Except as otherwise provided herein, all regulated articles are prohibited entry into the state from the areas under quarantine.

- A. Potatoes for processing. Potatoes from quarantined areas must be washed and be reasonably free of soil. The potatoes must also be accompanied by a state phytosanitary certificate or a United States Department of Agriculture (USDA) Agricultural Marketing Service (AMS) Certificate of Inspection. The state phytosanitary certificate or USDA AMS Certificate of Inspection must state that the potatoes in the shipment are for processing only and are in compliance with this quarantine.
- B. Tablestock potatoes. Potatoes from quarantined areas must be washed and reasonably free of soil, and show no evidence of surface or internal defects caused by the Columbia root knot nematode. The potatoes must also be accompanied by a state phytosanitary certificate or a USDA AMS Certificate of Inspection. The state phytosanitary certificate or USDA AMS Certificate of Inspection must state that the potatoes in the shipment are for consumption only and are in compliance with this quarantine. The potatoes are to be packaged in consumer bags of 100 pounds or less and, if shipped, between the period of January 1st and May 30th, must be treated with a sprout inhibitor.
- C. Seed potatoes. Potatoes from quarantined areas intended for planting must come from a growing area officially sampled in the state or county of origin and shall be tested by an official laboratory and the soil and tubers found to be free from Columbia root knot nematode. The sampling and laboratory procedures shall follow all accepted phytosanitary certification standards and shall occur prior to the shipment into Nebraska. Each shipment shall be accompanied by a state phytosanitary certificate stating the potatoes in the shipment are for planting and are in compliance with this quarantine.
- D. Used machinery and implements from quarantined areas. Used machinery and implements employed in the planting, cultivating, harvesting, packaging or transportation of potato tubers contaminated with Columbia root knot nematode or from areas designated as quarantine areas shall not be allowed entry, except if rendered free of soil and related debris, washed and thoroughly disinfected prior to shipment or transport into Nebraska, and accompanied by a statement of cleaning and disinfection issued by the official certification agency in the area of origin.
- E. Used bags and containers. Used bags or other containers employed in the planting, harvesting, packaging, or transportation of potato tubers contaminated with Columbia root knot nematode and from areas designated as quarantine areas shall not be allowed entry into Nebraska.
- F. Soil intended for laboratory analysis may be allowed entry into the state under this quarantine, provided the Nebraska recipient applies for a compliance agreement and receives a soil permit issued by the Department.

- G. Regulated articles to be used for research purposes, at the discretion of the Department, may move into the state under Compliance Agreement between the Department and the Nebraska recipient.

EXEMPTIONS: All potatoes processed prior to entry into Nebraska are exempt from this quarantine. This quarantine does not apply to regulated articles in enclosed containers transiting Nebraska in interstate or international commerce.

SEED POTATO REQUIREMENTS

STATES REGULATED: All

MATERIAL REGULATED: Seed Potatoes

RESTRICTIONS: All seed potatoes shipped into Nebraska for the purpose of planting must be accompanied by:

A health certificate to certify that the lot of seed potatoes was certified by another state or province, having a similar seed potato quality assurance (certification) program, as determined by the Nebraska certification entity; or,

An official grade certificate describing the grade of the potatoes; and any other document or certificate required for the importation of seed potatoes by the state, province, territory, or country of origin, including test results issued by a laboratory approved by the United States Department of Agriculture (USDA) Animal Plant Health Inspection Service (APHIS).

THOUSAND CANKERS DISEASE OF WALNUT

STATES REGULATED: Arizona, California, Colorado, Idaho, Nevada, New Mexico, North Carolina, Oregon, Pennsylvania, Tennessee, Utah, Virginia, and Washington; and any other state or foreign country known to be infested.

MATERIALS REGULATED:

- A. All plants and plant parts of the genus *Juglans* including but not limited to nursery stock, budwood, scionwood, green lumber, and other material living, dead, cut, or fallen, including logs, boards, firewood, stumps, burls, roots, branches, bark, mulch, composted and uncomposted chips, and lumber for wood packing material;
- B. All life stages of the walnut twig beetle (*Pityophthorus juglandis*);
- C. The fungal pathogen (*Geosmithia morbida*);
- D. Firewood or fuel wood of any non-coniferous (hardwood) species.
- E. Any article, product, or means of conveyance when it is determined by the State Entomologist to present the risk of spread of the Walnut Twig Beetle (*Pityophthorus juglandis*), or the fungal pathogen (*Geosmithia morbida*).

RESTRICTIONS: The following are conditions of movement of regulated articles:

- A. Except as otherwise provided herein, all regulated articles are prohibited entry into or transiting through the state from the areas under quarantine.

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- B. Articles listed in section 3 originating in an area not known to have TCD but transiting through an area known to have TCD will be considered to be regulated articles.
- C. No person, firm, corporation, or other entity shall import, plant, receive for delivery, or otherwise accept or bring into Nebraska any regulated articles from any TCD infested area designated by the Department.
- D. Regulated articles to be used for research purposes, at the discretion of the State entomologist, may move into the state under a Compliance Agreement between the State Entomologist and the Nebraska recipient. At minimum, the Compliance Agreement shall require inspection of the regulated articles at the point of origin, a state phytosanitary certificate issued by the state plant regulatory official in the state of origin, and at least seven (7) days pre-shipment notification.

EXEMPTIONS: Commodities exempt from quarantine requirements:

- A. All nuts, nut meat, and hulls of the genus *Juglans*;
- B. Processed lumber (100% bark-free, kiln dried, with squared edges);
- C. Finished wood products without bark, including walnut furniture, instruments, and gun stocks;
- D. Nonviable, preserved specimens of the walnut twig beetle (*Pityophthorus juglandis*);
- E. Nonviable, preserved specimens of the Geosmithia fungus (*Geosmithia morbida*).

OTHER QUARANTINES

All nursery stock, and other regulated articles, shipped into Nebraska must adhere to all applicable state and federal quarantines, including, but not limited to:

- Asian Longhorn Beetle
- Barberry/Black Stem Rust
- Emerald Ash Borer
- Gypsy Moth
- Pine Shoot Beetle
- Potato Cyst Nematode
- Sudden Oak Death