

ILLINOIS

SUMMARY OF PLANT PROTECTION REGULATIONS

Updated June 2020

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DISCLAIMER

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

NURSERY STOCK DEFINITION

All field-grown and native trees, sod, shrubs, herbaceous perennials, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees and shrubs; also other plants and plant products for, or capable of, propagation, excepting field, vegetable and flower seeds, bedding plants, and other herbaceous plants, bulbs and roots.

GENERAL SHIPPING REQUIREMENTS

Any nursery stock shipped into Illinois must have plainly and legibly marked therein or affixed thereto, or on, or to the car or other vehicles carrying the same, or on the bundle, package, or other container of the same in a conspicuous place, a statement showing the names and addresses of the consignor and the consignee, the general nature of the contents, together with a certificate of inspection of the proper official of the state, territory, district, or country from which it was brought or shipped, showing that such nursery stock was found or believed to be free from insect pests and plant diseases.

Non-resident shippers of nursery stock must provide a copy of their certificate with each shipment into the State. Illinois accepts state lists of certified nurseries in lieu of individuals registering with the state.

NOXIOUS WEEDS

<i>Ambrosia artemisiifolia</i> (within municipal limits).....	Common Ragweed
<i>Ambrosia trifida</i> (within municipal limits).....	Giant Ragweed
<i>Cannabis sativa</i>	Marijuana
("Noxious weed" does not include industrial hemp as defined and authorized under the Industrial Hemp Act)	
<i>Carduus nutans</i>	Musk Thistle
<i>Cirsium arvense</i>	Canada Thistle
<i>Sorghum halapense</i> and <i>S. alnum</i>	Johnsongrass and other Perennial
	Johnsongrass x sorghum crosses with rhizomes
<i>Sonchus arvensis</i>	Sowthistle
<i>Pueraria labata</i>	Kudzu

General Description of Legislation:

Every person shall control the spread of and eradicate noxious weeds on lands owned or controlled by him and use such methods for that purpose and at such times as are approved and adopted by the Director of the Department of Agriculture.

The following are considered **exotic weeds** by the Illinois Department of Natural Resources, and are not allowed to be bought, sold, distributed, offered for sale, or planted within the state without an IDNR issued permit:

<i>Rosa multiflora</i>	Multiflora Rose
<i>Lonicera japonica</i>	Japanese Honeysuckle
<i>Lythrum salicaria</i>	Purple Loosestrife
<i>Pueraria labata</i>	Kudzu
<i>Rhamnus arguta</i>	Saw-toothed Buckthorn
<i>Rhamnus cathartica</i>	Common Buckthorn
<i>Rhamnus davurica</i>	Dahurian Buckthorn
<i>Rhamnus frangula</i>	Glossy Buckthorn
<i>Rhamnus japonica</i>	Japanese Buckthorn
<i>Rhamnus utilis</i>	Chinese Buckthorn
<i>Celastrus orbiculatus</i>	Oriental Bittersweet
<i>Conium maculatum</i>	Poison Hemlock
<i>Dipsacus sp.</i>	Teasel
<i>Elaeagnus angustifolia</i>	Russian Olive
<i>Elaeagnus pungens</i>	Thorny Olive
<i>Elaeagnus umbellata</i>	Autumn Olive
<i>Fallopia japonica</i>	Japanese Knotweed
<i>Fallopia sachalinensis</i>	Giant Knotweed
<i>Fallopia xbohemica</i>	Bohemian Knotweed
<i>Ficaria verna</i>	Lesser Celandine
<i>Heracleum mantegazzianum</i>	Giant Hogweed
<i>Lonicera fragrantissima</i>	Spring Honeysuckle
<i>Lonicera maackii</i>	Amur Honeysuckle
<i>Lonicera morrowii</i>	Morrow's Honeysuckle
<i>Lonicera tatarica</i>	Tatarian Honeysuckle
<i>Tamarix sp.</i>	Salt Cedar

General Description of Legislation:

It is illegal for anyone to buy, sell, distribute, or plant any parts of listed species without a permit. One exception is the commercial propagation of listed species intended for sale outside of the state of Illinois. Permits may be obtained to for the sale of exotic olive (autumn and Russian) if the seeds are rendered unviable.

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The following are considered **injurious aquatic weeds** by the Illinois Department of Natural Resources, and are not allowed to be bought, sold, distributed, offered for sale, or planted within the state without an IDNR issued permit:

<i>Azolla pinnata</i>	Mosquito fern
<i>Butomus umbellatus</i>	Flowering rush
<i>Caulerpa taxifolia</i>	Mediterranean killer algae
<i>Egeria densa</i> (syn. <i>Elodea densa</i> , <i>Anacharis densa</i>).....	Brazilian elodea or Brazilian waterweed
<i>Eichhornia azurea</i>	Anchored water hyacinth
<i>Hydrilla verticillata</i>	Hydrilla
<i>Hydrocharis morsus-ranae</i>	European frogbit
<i>Hygrophilia polysperma</i>	Miramar weed or Indiana swampweed
<i>Ipomoea aquatic</i>	Chinese waterspinach or swamp morning-glory
<i>Iris pseudacorus</i>	Yellow flag iris or tall yellow iris
<i>Lagarosiphon major</i>	Oxygen weed or African elodea
<i>Limnophila sessiliflora</i>	Asian marshweed/ambulia
<i>Monochoria hastate</i>	Arrowleaf or false pickerelweed
<i>Monochoria vaginalis</i>	Heartshape or false pickerelweed
<i>Myriophyllum aquaticum</i>	Parrot feather
<i>Myriophyllum spicatum</i>	Eurasian watermilfoil
<i>Najas minor</i>	Brittle naiad or brittle water nymph
<i>Nymphoides peltata</i>	Yellow floating heart
<i>Ottelia alismoides</i>	Duck lettuce
<i>Potamogeton crispus</i>	Curlyleaf pondweed
<i>Sagittaria sagittifolia</i>	Arrowhead
<i>Salvinia auriculata</i>	Giant salvinia
<i>Salvinia biloba</i>	Giant salvinia
<i>Salvinia herzogii</i>	Giant salvinia
<i>Salvinia molesta</i>	Giant salvinia
<i>Sparganium erectum</i>	Exotic bur-reed
<i>Stratiotes aloides</i>	Water Soldier
<i>Trapa natans</i>	Water chestnut

***Calonectria pseudonaviculata* (Boxwood Blight)** – Boxwood Blight was confirmed at three isolated locations in Illinois in late 2016, with periodic detections within the nursery dealer settings, however there remains no reason for officials to believe it is widespread and established in the state. The Illinois Department of Agriculture declared it a nuisance on April 3, 2017, requiring eradication on confirmed properties, and all confirmed properties to date have been abated per protocol. The Department is utilizing the Boxwood Blight Compliance Agreement for Production Nurseries to fulfill requirements for the Boxwood Blight Cleanliness Program.

Illinois facilities are encouraged to contact their local inspectors if interested in participating in the certification program. Participation will include certification stating “The nursery has been

inspected and found to be apparently free of Boxwood Blight, *Calonectria pseudonaviculata*. The responsible party has agreed to the stipulations of the compliance agreement designed to prevent the introduction and minimize the risk of spreading Boxwood Blight.” Compliance agreement holders will be listed on the Departments website link, <https://www.agr.state.il.us/boxwoodblight>

QUARANTINES OR ADDITIONAL REQUIREMENTS

***Agrilus planipennis* (Emerald Ash Borer)** – The Illinois Department of Agriculture rescinded its regulations and internal quarantine. Permitting or certification is no longer required when moving ash materials or hardwood firewood within or throughout the state. All of Illinois remains included in the Federal Quarantine, so permitting or certification for these products will be required by USDA for movement of these materials out of Illinois into areas outside of the Federal Quarantine, but not areas included in Federal Quarantine.

Note: The Illinois Department of Agriculture maintains its firewood importer certificate program, so please note people looking to import firewood into Illinois for large scale retail and distribution purposes still need to register with the Department. See below for link.

***Lymantria dispar* (European Gypsy Moth)** – State and Federal regulations and quarantines apply. As of June 5, 2020, the counties of Cook, DuPage, Kane, Kendall, Lake, LaSalle, McHenry, and Will are under quarantine. Winnebago and Boone Counties are pending addition, however the amendment has been delayed due to the COVID-19 pandemic and surrounding challenges

***Geosmithia morbida* (Thousand Cankers Disease) and *Pityophthorus juglandis* (Walnut Twig Beetle)** – The Illinois Department of Agriculture maintains an external quarantine on TCD/WTB regulated materials. Regulated *Juglans spp.* material from known infested areas, quarantined areas, or areas suspected or pending confirmation are prohibited without certification, or if said materials transit through such areas. Definitions and general shipping requirements are found in the Illinois TCD Compliance Agreement, which is recommended for any entity looking to bring *Juglans spp.* material into Illinois; http://www.thousandcankers.com/media/docs/IL_TCD_Compliance_Agreement_2_2012.pdf
Pre-notification is required for regulated articles originating from a confirmed state.

***Tomicus piniperda* (Pine Shoot Beetle)** – The Illinois Department of Agriculture rescinded its regulations and internal quarantine. All of Illinois remains in the Federal Quarantine.

***Papillia japonica* (Japanese Beetle)** – Illinois remains a Category 3 state per the U.S. Domestic Japanese Beetle Harmonization Plan.

***Phytophthora ramorum* (Sudden Oak Death)** – 7 CFR 301.92 requires pre-notification of shipments originating from quarantined areas (counties) containing regulated host plants associated with *P. ramorum* in accordance with 7 CFR 301.92-11.

Note: all pre-notifications shall be faxed to 815-787-5488 Attn: Scott Schirmer or e-mailed to Scott.Schirmer@illinois.gov

Hardwood (non-coniferous) firewood – Anyone bringing hardwood firewood into Illinois must register with the Department annually via an Illinois Firewood Importer Certificate.

The 2020 application can be found at;

<https://www2.illinois.gov/sites/agr/Insects/Pests/EmeraldAshBorer/Documents/FirewoodImporter.pdf>

Compliance agreements may be required, but are always recommended.

FOR MORE INFORMATION;

(505 ILCS 90/) Insect Pest and Plant Disease Act.

<http://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=1691&ChapterID=40>

**PART 240 INSECT PEST AND PLANT DISEASE ACT
SECTION 240.140 FEE SCHEDULE**

<http://www.ilga.gov/commission/jcar/admincode/008/008002400A01400R.html>

(510 ILCS 20/) Bees and Apiaries Act.

<http://www.ilga.gov/commission/jcar/admincode/008/00800060sections.html>

Illinois Seed Law (505 ILCS 110/)

<http://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=1696&ChapterID=40>

Illinois Noxious Weed Law [505 ILCS 100].

<http://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=1693&ChapterID=40>

(525 ILCS 10/) Illinois Exotic Weed Act.

<http://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=1735&ChapAct=525>

Illinois Department of Natural Resources Invasive Species link:

<http://www.dnr.illinois.gov/conservation/IWAP/Pages/InvasiveSpecies.aspx>

Illinois Department of Natural Resources Injurious Species listing:

<http://www.dnr.illinois.gov/adrules/documents/17-805.pdf>

Illinois Department of Natural Resources Ginseng Conservation Law and Regulations

<http://www.dnr.illinois.gov/hunting/Pages/GinsengRegulations.aspx>

Illinois Department of Natural Resources Timber Buyer Licensing Act - Forms and Applications

<http://www.dnr.illinois.gov/LPR/Pages/TimberBuyerInformation.aspx> **The Illinois Department of Agriculture or the USDA inspects and certifies harvested logs for export purposes.