

# TENNESSEE

## SUMMARY OF PLANT PROTECTION REGULATIONS

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**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.**

### PLANT DEFINITION

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-01.20180204.pdf>

Plant means nursery stock, annual plants, wild plants or any part of nursery stock, annual plants, or wild plants. Exceptions: the definition of plant does not include any harvested fruit, nut or vegetable; cut flower; or non-rooted part of a plant that is incapable of propagation; however, such parts of a plant may be determined by the department to be regulated articles under certain circumstances.

### GENERAL SHIPPING REQUIREMENTS

Each bundle package or container of nursery stock shipped or transported into Tennessee must be accompanied by a certificate tag, label, or stamp issued by the appropriate regulatory agency of the state of origin, certifying that the nursery stock to which it is attached has been appropriately inspected and found to be apparently free of insects, pest plants, and plant diseases.

### QUARANTINES OR ADDITIONAL REQUIREMENTS

#### BOXWOOD BLIGHT

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-07.20180204.pdf>

A person shall not ship any boxwood plant, Sarcococca plant, or other regulated article into the state unless, the shipment is plainly marked with the name and address of the sender and the recipient and, the shipment is accompanied by a phytosanitary certificate and cleanliness program agreement issued for the plant or article.

### **TURFGRASS**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-04.pdf>

No turfgrass sod shall be sold, offered, stored or held for sale, or transported within or into the State of Tennessee unless such stock shall have been certified as being essentially free of injurious plant pests, diseases, weeds, and mixtures of other grasses by a legally constituted agency designated for such purposes in the state, other states, territories or countries. Uncertified turfgrass sod may be allowed to be moved within the state under a permit issued by the legally constituted agency designated for such purposes.

### **BROWN GARDEN SNAIL QUARANTINE**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-12.pdf>

PEST: Brown Garden Snail, *Helix aspersa* Muller

STATES REGULATED: AZ, CA, LA, OR, SC, WA, any other state with a known infestation of brown garden snail or other injurious phytophagous snails.

MATERIALS REGULATED: The brown garden snail in any stage of development, nursery stock, other plants, plant material and articles or things capable of transporting the brown garden snail.

RESTRICTIONS: (1) Regulated materials must be accompanied by a certificate of quarantine compliance issued by and bearing the signature of an authorized inspector of the state of origin. The certificate will verify freedom from or that the commodities have been properly treated as recommended in the USDA, APHIS, PPQ Treatment Manual. (2) Nurseries shipping regulated material into Tennessee, which are rejected, will be required to ship regulated materials from Tennessee or be destroyed. Multiple violations would prevent a nursery from moving plants and materials into Tennessee until such time as they can meet requirements.

### **BOLL WEEVIL ERADICATION RULE**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-22.pdf>

PEST: Boll Weevil, *Anthonomus grandis*

STATE REGULATED: All states or portions thereof infested with boll weevil.

MATERIALS REGULATED: The boll weevil, *Anthonomus grandis* Boheman, in any living stage of development; Gin Trash; Seed Cotton; Cotton Plants, bolls; Used cotton equipment; any other products, articles, means of conveyance, or any item whatsoever which is determined by the Commissioner to present a hazard in the spread of the boll weevil, and the person in possession of such item has been so notified.

RESTRICTIONS: a) Regulated items moving from a regulated area into or through the elimination area of the State of Tennessee shall be accompanied by a certificate or permit issued by an authorized regulatory official in the state where such article originated.

b) Regulated articles originating outside a regulated area may be moved into or through the elimination area of the State of Tennessee without a permit, if accompanied by documentation of their point of origin and if, to the satisfaction of the Commissioner, such articles have been adequately protected from boll weevil infestation during movement through all regulated areas.

### **EMERALD ASH BORER QUARANTINE**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-10.20110228.pdf>

PEST: Emerald Ash Borer (*Agrilus planipennis*)

STATES REGULATED: AR, CO, CT, GA, IA, IL, IN, KS, KY, LA, MA, MD, MI, MN, MO, NC, NE, NH, NJ, NY, OH, PA, TN, TX, VA, WI, WV, and Canada

COUNTIES REGULATED IN TN:

Anderson, Bedford, Bledsoe, Blount, Bradley, Campbell, Cannon, Carter, Claiborne, Clay, Cocke, Coffee, Cumberland, Davidson, DeKalb, Fentress, Franklin, Grainger, Greene, Grundy, Hamblen, Hamilton, Hancock, Hawkins, Jackson, Jefferson, Johnson, Knox, Lincoln, Loudon, Macon, Marion, Marshall, McMinn, Meigs, Monroe, Moore, Morgan, Overton, Pickett, Polk, Putnam, Rhea, Roane, Rutherford, Scott, Sequatchie, Sevier, Smith, Sullivan, Trousdale, Unicoi, Union, Van Buren, Warren, Washington, White, Williamson and Wilson Counties.

MATERIALS REGULATED: Emerald Ash Borer; firewood of all hardwood (non-coniferous) species; nursery stock, green lumber, and other material living, dead, cut, or fallen, including logs, stumps, roots, branches, mulch and composted and un-composted chips of the genus *Fraxinus*.

RESTRICTIONS: Regulated articles originating outside the quarantined area may be moved through the quarantined area under the following conditions.

1. The points of origin and destination are indicated on a document accompanying the regulated article; and
2. the regulated article, if moved through the quarantined area during the period of April 1 through September 30 or when the ambient air temperature is 40 degrees F or higher, is moved in an enclosed vehicle or is completely covered to prevent access by Emerald Ash Borer; and
3. The regulated area is moved directly through the quarantined area without stopping (except for refueling or for traffic conditions, such as traffic lights or stop signs), or has been stored, packed, or handled at locations approved by the commissioner as not posing a risk of infestation by Emerald Ash Borer; and
4. The article had not been combined or commingled with other articles so as to lose its individual identity.

Regulated articles **originating from a quarantined** area may be moved from a quarantined area only if moved with a limited permit issued and attached in accordance with 7 C.F.R. 301.53-5 and C.F.R. 301.53-8.

### IMPORTED FIRE ANT QUARANTINE

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-19.pdf>

PEST: Imported Fire Ant, *Solenopsis richteri* Forel, and *S. invicta* Boren

STATES REGULATED: AL, AR, CA, FL, GA, LA, NM, MS, NC, OK, PR, SC, TN, TX, VA

MATERIALS REGULATED: Imported fire ant in any life stage, soil, compost, decomposed manure, humus, peat, plants with roots with soil attached, hay, straw, used mechanized soil moving equipment and any other means of conveyance.

RESTRICTIONS: Certification guidelines are those listed in the USDA, APHIS, PPQ Imported Fire Ant Program manual.

NOTE: See Also Federal Imported Fire Ant Quarantine

<https://www.aphis.usda.gov/aphis/ourfocus/planthealth/plant-pest-and-disease-programs/pests-and-diseases/imported-fire-ants>

### PEST PLANT RULE

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-19.pdf>

The following plants shall be considered pest plants, and shall not be propagated, sold, offered for sale, or released within the state, except as provided by Rule 0080-06-24-.03:

*Commelina benghalensis*, Tropical Spiderwort

*Elaeagnus umbellata*, Autumn olive

Retail: January 2010; Wholesale: January 2012

*Elaeagnus pungens*, Thorny olive

Retail: January 2012; Wholesale: January 2014

*Imperata cylindrica*, Cogongrass

*Ligustrum sinense*, Chinese privet

Retail: January 2010; Wholesale: January 2012

*Ligustrum vulgare*, Common privet, European Privet

Retail: January 2010; Wholesale: January 2012

*Lonicera maackii*, Shrub honeysuckle, Amur honeysuckle

Retail: January 2010; Wholesale: January 2012

*Lonicera morrowii*, Morrows bush honeysuckle, Morrow's honeysuckle

Retail: January 2010; Wholesale: January 2012

*Lonicera x bella*, Bell's honeysuckle

Retail: January 2010; Wholesale: January 2012

*Lythrum salicaria*, Lythrum virgatum and related cultivars, Purple Loosestrife

*Rosa multiflora*, Multiflora rose

Retail: January 2010; Wholesale: January 2012

*Salvinia molesta*, Giant Salvinia

*Solanum viarum*, Tropical Soda Apple

Permits for propagating, collecting and selling designated pest plants may be granted by the commissioner under a compliance agreement for research and propagative purposes, as long as the plants are safeguarded from being sold, offered for sale, or released within Tennessee. Pest plants shall not be sold, offered for sale, or released within the state.

#### **PINE SHOOT BEETLE QUARANTINE**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-20.pdf>

PEST: Pine shoot beetle, *Tomicus piniperda* (L.)

STATES REGULATED: **See Federal Pine Shoot Beetle Quarantine.**

MATERIALS REGULATED: The Pine Shoot Beetle in any living stage. Plants of the genus *Pinus* spp. whether balled and burlapped or cut live for use as Christmas trees. Timber with bark intact from *Pinus* spp. Spruce, *Picea* spp. Fir and *Abies* spp.

RESTRICTIONS: Regulated articles originating outside a regulated area may be moved without a certificate or permit provided the point of origin is clearly indicated on the shipping document accompanying the regulated articles provided; and regulated articles moving through the infested area are protected from the beetle. Unless exempted a certificate or permit must accompany the movement of regulated articles from regulated area by an authorized person (1) When in the judgment of the inspector, they have not been exposed to infestation. (2) When they have been examined by the inspector and found to be free of infestation. (3) When they have been treated to destroy infestations under the supervision of the inspector and in accordance with methods selected by him from procedures authorized by the Director of the Division of Plant Industries and known to be effective under conditions in which applied. (4) When grown, produced, manufactured or handled in such manner that in the judgment of the inspector, no infestation would be transmitted thereby.

**NOTE: This quarantine is superseded by the Federal Pine Shoot Beetle Quarantine**

#### **SWEET POTATO WEEVIL QUARANTINE**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-03.pdf>

PEST: Sweet potato weevil, *Cylas formicaris elegantulus* Summers

STATES REGULATED: AL, AK, FL, GA, HI, LA, NC, MS, PR, SC, TX

MATERIALS REGULATED: Sweet potato weevil in any living stage, sweet potato, *Ipomoea batatas* (L) Lam., and the genera *Ipomoea* and *Convolvulus*, any roots, plants, vines, cuttings, slips, draws and other vegetatively propagated parts, or other plants which may be hosts of the sweet potato weevil.

RESTRICTIONS: Sweet potatoes from regulated areas must be accompanied by a certificate issued by authorized inspector indicating sweet potatoes have not been

exposed to sweet potato weevil, have been treated by known methods to destroy the sweet potato weevil or grown, produced, stored or handled in such manner no infestation would be transmitted.

**THOUSAND CANKERS DISEASE**

<http://publications.tnsosfiles.com/rules/0080/0080-06/0080-06-11.20180204.pdf>

PEST: Thousand Cankers Disease *Pityophthorus juglandis* (Bark Beetle) and *Geosmithia morbida* (*Fungus*)

STATES REGULATED: AZ, CA, CO, ID, IN, MD, NC, NV, NM, OH, OR, PA, TN, UT, VA, WA

COUNTIES QUARANTINED IN TN: Anderson, Blount, Jefferson, Knox, Loudon, Morgan, Rhea, Roane, Sevier and Union

MATERIALS REGULATED: (1) The following are regulated articles:

(a) The Walnut Twig Beetle, *Pityophthorus juglandis*, in any living stage of development; (b) The fungal pathogen *Geosmithia morbida*. (c) Firewood of any non-coniferous (hardwood) species. (d) 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, stumps, roots, branches, mulch and composted and uncomposted chips. (e) Any article, product, or means of conveyance when it is determined by the Commissioner to present the risk of spread of the Walnut Twig Beetle, *Pityophthorus juglandis*, or the fungal pathogen, *Geosmithia morbida* sp. nov. and the commissioner notifies the person in possession of the article, product, or means of conveyance that it is subject to these regulations.

Specific exceptions are nuts, nut meats, hulls, processed lumber (one hundred percent (100%) bark-free, kiln-dried with squared edges), and finished wood products without bark, including walnut furniture, instruments, and gun stocks derived from the genus *Juglans*.

RESTRICTIONS: Regulated articles may be moved from and through a quarantined area only if moved with a certificate or limited permit issued and attached in accordance with this chapter.

If regulated articles originate outside the quarantined area they may be moved without a certificate or limited permit under the following conditions:

1. (a) The points of origin and destination are indicated on a document accompanying the regulated article; and

(b) The regulated article is moved directly through the quarantined area without stopping (except for refueling or for traffic conditions, such as traffic lights or stop signs), or has been stored, packed, or handled at locations approved by the commissioner as not posing a risk of infestation by Thousand Cankers Disease; and

(c) The article has not been combined or commingled with other articles so as to lose its individual identity.