

VIRGINIA

SUMMARY OF PLANT PROTECTION REGULATIONS

Updated August, 2010

Virginia Department of Agriculture and Consumer Services
Division of Consumer Protection
Office of Plant Industry Services
PO Box 1163, Richmond, VA 23218
Phone: (804) 786-3515 Fax: (804) 371-7793

Additional information on VDACS Plant Protection Laws & Regulations may be found at <http://www.vdacs.virginia.gov/plant&pest/index.html>

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Notification of nursery stock shipments, when required, should be sent to Larry Nichols by mail, fax, or email at:

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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.

NURSERY STOCK DEFINITION

All trees, shrubs, and woody vines including ornamentals, bush fruits, grapevines, fruit trees and nut trees, whether cultivated, native or wild, and all buds, grafts, scions and cuttings from such plants. It shall also include herbaceous plants, including strawberry and narcissus plants, and

narcissus bulbs if the Commissioner determines that the movement of these plants must be regulated to prevent the spread of destructive plant pests.

GENERAL SHIPPING REQUIREMENTS

It shall be unlawful to deliver, knowingly transport or ship within this Commonwealth plants or parts of plants commonly known as nursery stock which have not been duly inspected in accordance with the provisions of this article and which do not carry plainly attached to each carload, truckload, box, bale, or package, an inspection certificate, or to deliver, ship, send or knowingly bring any such nursery stock into this Commonwealth from any place outside thereof unless there is attached to each carload, truckload, box, bale or package, in a conspicuous place, a valid certificate of inspection issued by the proper official of the country, state, territory, district or county from which it was shipped, sent or brought showing that such nursery stock, including soil, was found to be free from plant pests.

Nursery stock brought into the Commonwealth under an inspection certificate, as above required, may be sold and moved by a properly licensed Virginia nurseryman or dealer or agent, but this shall not preclude inspection at any time within the Commonwealth.

NOXIOUS WEEDS

Lythrum salicaria and *L. virgatum* (all of their hybrids and cultivars)Purple Loosestrife

COUNTY OPTION NOXIOUS WEEDS:

Cirsium arvenseCanada thistle
Carduus nutansMusk thistle
Rosa multiflora..... Multiflora rose
Sorghum halepense Johnsongrass

QUARANTINES OR ADDITIONAL REQUIREMENTS

COTTON BOLL WEEVIL QUARANTINE

PEST: Boll Weevil (*Anthonomus grandis*)

STATES REGULATED: All

MATERIALS REGULATED: The boll weevil in any living stage, gin trash, cotton seed, cotton plants and used cotton harvesting equipment.

RESTRICTIONS: Certificates and permits may be issued to move regulated materials if an inspector approves that: (1) the materials have not been exposed to infestation, (2) the materials have been inspected and found to be free of infestation, (3) the materials have been treated by approved methods or (4) the materials were produced or handled to prevent infestation.

EMERALD ASH BORER QUARANTINE

PEST: Emerald Ash Borer (*Agrilus planipennis*)

STATES REGULATED: All areas identified as low or high risk areas by USDA/APHIS/PPQ or other state legislation.

MATERIALS REGULATED: (1) The emerald ash borer in any life stage; (2) firewood of all hardwood (non-coniferous) species; (3) ash (*Fraxinus* spp.) nursery stock; (4) green (non-heat treated) ash lumber; and (5) other living, dead, cut, or fallen material of the genus *Fraxinus*, including logs, stumps, roots, branches, and composted and uncomposted wood chips.

RESTRICTIONS: Materials may be moved from regulated areas with a certificate or permit attached under the following conditions: (1) articles have not been exposed to infestation, (2) articles were inspected and found to be free of emerald ash borer, (3) articles have been treated by approved methods, or (4) the materials were produced or handled to prevent infestation.

EUROPEAN BLACK CURRANT REGULATION

PEST: White Pine Blister Rust (*Cronartium ribicola*)

STATES REGULATED: All

MATERIALS REGULATED: European black currant plants (*Ribes nigrum*)

RESTRICTIONS: Since European black currant plants, *Ribes nigrum*, are capable of harboring and disseminating the destructive disease of white pine, commonly known as White Pine Blister Rust, *Cronartium ribicola*, European black currant plants may not be moved to any destination in Virginia.

GYPSY MOTH QUARANTINE

PEST: Gypsy Moth (*Lymantria dispar*)

STATES REGULATED: All areas identified as low or high risk areas by USDA/APHIS/PPQ or other state legislation.

MATERIALS REGULATED: (1) Trees and shrubs with roots and persistent woody stems, cut Christmas trees; (2) logs and pulpwood, except if moved to a mill operating under a compliance agreement; (3) mobile homes, recreational vehicles and associated equipment; and (4) any other article that could present a risk of spreading gypsy moth.

RESTRICTIONS: Materials may be moved from regulated areas with a certificate attached under the following conditions: (1) articles have not been exposed to infestation;

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(2) articles were inspected and found to be free of gypsy moth; (3) articles have been treated by approved methods or (4) the materials were produced or handled to prevent infestation.

BROWN GARDEN SNAIL CERTIFICATION

PEST: Brown Garden Snail (*Helix aspersa*)

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

MATERIALS REGULATED: Any plants, soil or other article which may move the brown garden snail or other plant feeding snails.

RESTRICTIONS: Regulated articles may be shipped into VA if accompanied by certificate signed by an authorized official from the state of origin stating the articles are free of brown garden snails and other plant feeding snails. Certificates may be issued based on a negative survey, inspection or approved treatment.

IMPORTED FIRE ANT CERTIFICATION

PEST: Imported Fire Ant (*Solenopsis spp.*)

STATES REGULATED: The entire state or infested portions of: AL, AR, FL, GA, LA, MS, NC, OK, Puerto Rico, SC, TN, and TX

MATERIALS REGULATED: Any plants, soil or other article which may move the imported fire ant in any living stage of development.

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

NOTE: See Also Federal Imported Fire Ant Quarantine