

ARKANSAS

SUMMARY OF PLANT PROTECTION REGULATIONS Updated September 2021

Arkansas Department of Agriculture
Division of Plant Industry
1 Natural Resources Drive
Little Rock, AR 72205

Mark Stoll..... Director, Regulatory Services Section (Nursery, Quarantine Regulations)
Phone: 501-219-6302

Mike Stage,Director , Quality Control & Compliance (Seed Regulations)
Phone: 501-219-6328

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

Nursery stock shall include all plants, trees, shrubs, vines, cuttings and grafts, scions and buds grown or kept for or capable of propagation, distribution or sale; provided, that vegetable, grass and other soft-wood herbaceous plants shall not be considered nursery stock except when grown by a producer of hardwood plants then it becomes nursery stock and subject to fees based on acreage and other requirements that govern the sale of nursery stock.

GENERAL SHIPPING REQUIREMENTS

Each bundle package or container or nursery stock shipped into Arkansas 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 pest free.

NOXIOUS WEEDS

Prohibited plant:

- Lythrum salicaria* Purple Loosestrife
- Salvinia molesta* Giant salvinia
- Eichornia crassipes, E. azurea* Water Hyacinth
- Imperata cylindrica* Japanese Blood Grass

QUARANTINES OR ADDITIONAL REQUIREMENTS

BOLL WEEVIL QUARANTINE

PEST: Boll weevil, *Anthonomus grandis* Boheman

STATES REGULATED: ALL

MATERIALS REGULATED: The boll weevil in any living stage; gin trash, cotton seed, cotton plants, bolls, used cotton equipment

RESTRICTIONS: (1) Regulated articles moving from regulated areas into Arkansas shall be accompanied by a certificate or permit or certificate of origin issued by an authorized regulatory official in the state of origin. (2) Certificates must attest to freedom of boll weevil, or treatment or handling in accordance with approved procedures to exclude boll weevil.

BROWN GARDEN SNAIL QUARANTINE

PEST: Brown Garden Snail, *Helix aspersa* Muller

STATES REGULATED: AZ, CA, MN, NM, OR

MATERIALS REGULATED: The brown garden snail in any living stage; soil, sand or gravel, plants and plant products, stump wood, timbers.

RESTRICTIONS: Regulated materials must be accompanied by a certificate of an authorized 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.

GIBBERELLA FUJIKUROI (BAKANAE STRAINS) QUARANTINE

PEST: Fungus (*Gibberella fujikuroi* (bakanae strains))

AREAS REGULATED: Any rice production area where *Gibberella fujikuroi* (bakanae strains) and/or *Bakanae* (Foolish Seedling Disease) have been confirmed to occur.

MATERIAL REGULATED: (1) The causal agent (*Gibberella fujikuroi* (bakanae strains)) in any living stage of development; (2) Rice; (3) Rough Rice; (4) Seed Rice; (5) Research Rice; (6) Milling Rice; (7) Rice Hulls; (8) Rice Mill Waste; (9) Used Rice Equipment; (10) Any other item an inspector determines presents a hazard of spread of the pest and the person in possession of the item has been so notified.

RESTRICTIONS: Regulated articles moving into or through Arkansas must have a permit attached to the article or to the container in which the regulated article is being moved.

GINSENG MONITORING PROGRAM

PLANT: American Ginseng, *Panax quinquefolius*

STATES REGULATED: ALL

REQUIREMENTS: All ginseng to be exported shall have its weight verified prior to the issuance of an export permit. This weight must accurately correspond to the weight of purchases from collectors and growers set out in records required to be submitted to the Board. Ginseng dealers shall neither receive, purchase nor hold ginseng that has not been certified under Arkansas law or laws or rules of other states. Collectors who live out-of-state can legally collect and sell ginseng within Arkansas provided regulations are met.

IMPORTED FIRE ANT QUARANTINE

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

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

MATERIALS REGULATED: Soil, compost, manure, humus, peat, etc., plants with roots and soil attached, grass sod, hay and straw, used mechanized soil-moving equipment.

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

JAPANESE BEETLE QUARANTINE

PEST: Japanese beetle, *Popillia japonica* Newman

STATES REGULATED: All of CT, DE, DC, GA, IL, IN, KY, ME, MD, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV; portions of AL, MO, Quebec and Ontario, Canada

MATERIALS REGULATED: (1) Japanese beetle in any living stage; soil, humus, compost, manure etc.; plants with roots with soil attached, (except home grown house plants not for sale, greenhouse grown plants, soil-free aquatic plants); grass sod; plant crowns and roots for propagation; bulbs, corms, rhizomes and tubers of ornamental plants; used mechanized soil-moving equipment.

RESTRICTIONS: (1) Certificate or permit attached to the container or shipping document must accompany regulated materials shipped from a regulated area. (2) Regulated materials originating outside the regulated area can move without a certificate, if clearly labeled and protected from introduction when moving through regulated area.

PHONY PEACH DISEASE QUARANTINE

PEST: Phony Peach Virus

STATES REGULATED: AL, FL, GA, LA, MO, MS, NC, SC, TN, TX

MATERIALS REGULATED: Peach, plum, apricot, nectarine, and almond nursery stock.

RESTRICTIONS: The movement of regulated articles into Arkansas shall be accompanied by a certificate (securely attached to the outside of each container, package, or bundle) bearing the name and address of the consignor. Certificates or permits shall be issued only on the following conditions: (1) that each nursery in the phony peach infested areas producing the regulated products shall apply to the State quarantine official for approval of the proposed nursery-growing site on or before August 15 of each year; (2) selected nursery sites shall be at least 300 yards from wild or domesticated plum, 1/2 miles from phony-infested commercial orchards, and 1/2 mile from urban area; (3) the one-half environs of the nursery site shall be inspected prior to October 1, and all phony trees found within such environs removed prior to November 1; (4) all budding shall be restricted to the slip-bud method.

SWEET POTATO SEED AND PLANTS CERTIFICATION

PESTS: All injurious, insects, plant diseases or disorders of sweet potatoes.

STATES REGULATED: ALL

MATERIALS REGULATED: Sweet potato, *Ipomoea batatas* (L) Lam., vines, cuttings, slips, draws, roots, and any other vegetatively propagated part of the plant.

RESTRICTIONS: (1) Shippers must file a state of origin certificate complying with the requirements of Arkansas. Plant certificates (including grower's name, address, the variety of plants in each bundle) in various forms will be accepted on a reciprocal basis.

SWEET POTATO WEEVIL QUARANTINE

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

STATES REGULATED: AL, FL, GA, LA, MS, SC, TX

MATERIALS REGULATED: Sweet potato weevil in any living stage; (2) 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 to be hosts of the sweet potato weevil.

RESTRICTIONS: Sweet potatoes entering Arkansas from regulated states must be accompanied by a valid certificate of quarantine compliance. Each container shall have an

official certificate firmly attached certifying that the sweet potatoes have been properly fumigated or packed and handled under such conditions as to eliminate any danger of the spread of the sweet potato weevil.

THOUSAND CANKER DISEASE OF BLACK WALNUT QUARANTINE

PESTS: Walnut Twig Beetle and *Geosmithia* fungus.

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

MATERIALS REGULATED: Plants and plant parts of *Juglans* genus including nursery stock, budwood, scionwood, green lumber, logs, stumps, roots, branches, and chips. All life stages of Walnut Twig Beetle and *Geosmithia* fungus. Any non-coniferous (hardwood) firewood.

RESTRICTIONS: Except as otherwise provided herein, all commodities and articles covered are prohibited entry into or through Arkansas from areas under quarantine unless specifically listed as exempt (see list below); no person, firm, corporation or other entity shall import, plant, receive for delivery, or otherwise accept or bring into Arkansas any regulated articles from any Thousand Canker Disease of Black Walnut infested area designated by the Arkansas State Plant Board.

EXEMPTIONS: Walnut nuts, nut meats and hulls, Walnut lumber milled, removed of bark and kiln dried, finished walnut wood products.

EMERALD ASH BORER (*AGRILUS PLANIPENNIS*) QUARANTINE

PESTS: Emerald Ash Borer (*Agrilus planipennis*)

COUNTIES REGULATED: Entire State

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*, and any other article, product, or means of conveyance not listed in paragraph (a) of this section may be designated as a regulated article if the Arkansas State Plant Board determines that it presents a risk of spreading Emerald Ash Borer and notifies the person in possession of the article, product, or means of conveyance that it is subject to these regulations.

RESTRICTIONS: Regulated articles may be moved from a quarantined area only if moved:

(1) With a certificate or limited permit issued and attached

(2) Without a certificate or limited permit and:

(a) The regulated article is moved by the United States Department of Agriculture for

AR - 6 of 6

experimental or scientific purposes; or

(b) The regulated article originates outside the quarantined area and is 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 March 1 through October 31 is moved in an enclosed vehicle or is completely covered to prevent access by Emerald Ash Borer; and
3. 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 Arkansas State Plant Board as not posing a risk of infestation by Emerald Ash Borer; and
4. The article has not been combined or commingled with other articles so as to lose its individual identity.