MAINE

SUMMARY OF PLANT PROTECTION REGULATIONS

Updated October 2022

Maine Department of Agriculture, Conservation and Forestry

Division of Animal and Plant Health

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[www.maine.gov/dacf/php](http://www.maine.gov/dacf/php)

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Vacant……..……………………………………………….…………… Hemp Program Manager

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Notification of nursery stock shipments, when required, should be sent to Gary Fish’s attention at the above address or faxed to (207)-287-7548, or email to: [gary.fish@maine.gov](mailto:gary.fish@maine.gov)

**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**

Any woody plants and herbaceous plants and all viable parts of these plants, except cut flowers, cut Christmas trees, dried plants, field crops and seeds.

**GENERAL SHIPPING REQUIREMENTS**

Any nursery stock shipped into Maine shall have an inspection certificate, issued by the appropriate regulatory official of the state of origin, attached to each package and the contents must be apparently free of plant pests.

**INVASIVE PLANTS**

Information on Maine’s invasive plant rule, including changes to the listed species can be found at: [www.maine.gov/dacf/php/horticulture/invasiveplants.shtml](http://www.maine.gov/dacf/php/horticulture/invasiveplants.shtml)

The plants listed below are illegal to import, export, buy sell or intentionally propagate in Maine. The ban includes all cultivars, varieties and hybrids of these plants.

|  |  |
| --- | --- |
| **Scientific name** | **Common name** |
| *Acer ginnala* | Amur maple |
| *Acer platanoides* | Norway maple |
| *Aegopodium podagraria* | Bishop’s weed |
| *Ailanthus altissima* | Tree of heaven |
| *Alliaria petiolate* | Garlic mustard |
| *Amorpha fruticose* | False indigo bush |
| *Ampelopsis glandulosa* | Porcelain berry |
| *Artemisia vulgaris* | Common mugwort |
| *Berberis thunbergia* | Japanese barberry |
| *Berberis vulgaris* | Common barberry |
| *Celastrus orbiculatus* | Asiatic bittersweet |
| *Elaeagnus umbellata* | Autumn olive |
| *Euonymus alatus* | Winged euonymus |
| *Euphorbia cyparissias* | Cypress spurge |
| *Fallopia baldschuanica* | Chinese bindweed |
| *Fallopia japonica* | Japanese knotweed |
| *Frangula alnus* | Glossy buckthorn |
| *Hesperius matronalis* | Dame’s rocket |
| *Impatiens glandulifera* | Ornamental jewelweed |
| *Iris pseudacorus* | Yellow iris |
| *Ligustrum vulgare* | Common privet |
| *Lonicera japonica* | Japanese honeysuckle |
| *Lonicera maackii* | Amur or bush honeysuckle |
| *Lonicera morrowii* | Morrow’s honeysuckle |
| *Lonicera tatarica* | Tartarian honeysuckle |
| *Lythrum salicaria* | Purple loosestrife |
| *Microstegium vimineum* | Stiltgrass |
| *Paulownia tomentosa* | Paulownia |
| *Persicaria perfoliate* | Mile-a-minute weed |
| *Phellodendron amurense* | Amur cork tree |
| *Populus alba* | White cottonwood |
| *Robinia pseudoacacia* | Black locust |
| *Rosa multiflora* | Multiflora rose |

The following species will be illegal to import, export, buy sell or intentionally propagate in Maine starting January 1, 2024.

|  |  |
| --- | --- |
| **Scientific Name** | **Common Name** |
| *Alnus glutinosa* | European alder |
| *Angelica sylvestris* | Woodland angelica |
| *Anthriscus sylvestris* | Wild chervil, raven's wing |
| *Aralia elata* | Japanese angelica tree |
| *Butomus umbellatus* | Flowering rush |
| *Elaeagnus angustifolia* | Russian olive |
| *Euonymus fortunei* | Wintercreeper |
| *Festuca filiformis* | Fine-leaved sheep fescue |
| *Ficaria verna* | Lesser celandine |
| *Glaucium flavum* | Yellow hornpoppy |
| *Glechoma hederacea* | Ground ivy, creeping charlie |
| *Glyceria maxima* | Great mannagrass |
| *Hippophae rhamnoides* | Sea buckthorn |
| *Ligustrum obtusifolium* | Border privet |
| *Lonicera xylosteum* | Dwarf honeysuckle |
| *Lythrum virgatum* | European wand loosestrife |
| *Miscanthus sacchariflorus* | Amur silvergrass |
| *Petasites japonicus* | Fuki, giant butterbur |
| *Phalaris arundinacea* | Reed canary grass |
| *Photinia villosa* | Photinia, christmas berry |
| *Phragmites australis* | Common reed |
| *Phyllostachys aurea* | Golden bamboo |
| *Phyllostachys aureosulcata* | Yellow groove bamboo |
| *Pyrus calleryana* | Callery ("Bradford") pear |
| *Ranunculus repens* | Creeping buttercup |
| *Rubus phoenicolasius* | Wineberry |
| *Silphium perfoliatum* | Cup plant |
| *Sorbus aucuparia* | European mountain-ash |
| *Tussilago farfara* | Coltsfoot |
| *Valeriana officinalis* | Common valerian |

The following list of aquatic noxious weeds is regulated by the Maine Department of Environmental Protection (38 MRS section 410-N). It is illegal to import, sell or transport the plants listed below. For more information: [www.maine.gov/dep/water/invasives/index.html](http://www.maine.gov/dep/water/invasives/index.html)

|  |  |
| --- | --- |
| **Scientific Name** | **Common Name** |
| *Cabomba caroliniana* | Fanwort |
| *Egeria densa* | Brazilian elodea |
| *Hydrilla verticillata* | Hydrilla |
| *Hyrdrocharis morsus-ranae* | European frogbit |
| *Myriophyllum aquaticum* | Parrot feather |
| *Myriophyllum heterophyllum* | Variable-leaf milfoil |
| *Myriophyllum spicatum* | European milfoil |
| *Najas minor* | European naiad |
| *Nymphoides peltata* | Yellow floating heart |
| *Potamogeton crispus* | Curly-leaved pondweed |
| *Trapa natans* | Water chestnut |

# QUARANTINES AND ADDITIONAL REQUIREMENTS

**EMERALD ASH BORER QUARANTINE** [www.maine.gov/eab](http://www.maine.gov/eab)

PEST: Emerald Ash Borer (*Agrilus planipennis*)

STATES REGULATED: All states and counties where EAB is present, including infested areas in Canada.

MATERIALS REGULATED:

* All life stages of the emerald ash borer
* All hardwood firewood
* Ash (*Fraxinus spp.*) including: roundwood (logs, pulpwood etc.), ash green lumber, chipped material with ash, rooted ash for planting (nursery stock)
* Any other article that poses a risk of moving emerald ash borer.

RESTRICTIONS:

No person may import into the state of Maine any of the regulated articles if those regulated articles originate from and/or have been exposed to the environment in any infested area except pursuant to a limited permit specifically authorizing movement of that article.

See the full quarantine text for more information [www.maine.gov/sos/cec/rules/01/001/001c275.docx](http://www.maine.gov/sos/cec/rules/01/001/001c275.docx)

**HEMLOCK WOOLLY ADELGID QUARANTINE**

PEST: Hemlock Woolly Adelgid (*Adelges tsugae*)

STATES REGULATED: All

MATERIALS REGULATED:

Plants and plant products of hemlock (*Tsuga spp.*) including:

* rooted plants (seedlings and nursery stock),
* hemlock branches and/or needles,
* chips with branches and/or needles,
* un-composted bark with branches and/or needles.

RESTRICTIONS:

* Shipments of regulated materials from hemlock woolly adelgid infested areas including: the entire states of: AK, CA, CT, DE, MA, MD, NC, NH, NJ, OR, RI, WA, infested counties in the states of: GA, KY, ME, MI, NY, OH, PA, SC, TN, VA, VT, WV in Canada the provinces of British Columbia and Nova Scotia and any other counties, states or provinces where hemlock woolly adelgid is known to occur.

And destined to:

* + Quarantine areas of Maine: Shipments are unrestricted (For a full list of quarantine areas go to [www.maine.gov/dacf/php/horticulture/mainehwacounties.shtml](http://www.maine.gov/dacf/php/horticulture/mainehwacounties.shtml))
  + Non-Quarantine areas of Maine: Shipments are prohibited. Except under the limited circumstances outlined in the hemlock woolly adelgid quarantine ([www.maine.gov/sos/cec/rules/01/001/001c266.docx](http://www.maine.gov/sos/cec/rules/01/001/001c266.docx))
* Shipment of regulated materials originating from a state or county where hemlock woolly adelgid is not known to occur and destined to:
  + Quarantine areas of Maine: Shipments are unrestricted.
  + Non-Quarantine areas of Maine: Shipments must be accompanied by a phytosanitary certificate or a certificate of origin signed by a plant regulatory official in the originating state that includes the number and type of regulated articles and attests to the following information:
    - **The shipment originated from a non-regulated area**
    - **The shipment has not been held in a regulated area**
    - **The shipment has not been exposed to regulated articles from regulated areas**

Find more information on moving hemlock plant material to Maine at [www.maine.gov/dacf/php/horticulture/importinghemlocks.shtml](http://www.maine.gov/dacf/php/horticulture/importinghemlocks.shtml)

**WHITE PINE BLISTER RUST QUARANTINE**

PEST: The fungus *Cronartium ribicola* which causes white pine blister rust.

STATES REGULATED: All

MATERIALS REGULATED: Plants of all *Ribes spp.*

RESTRICTIONS:

* *Ribes nigrum* is prohibited to all destinations in Maine.
* Possession and planting of all other species of *Ribes* is prohibited in the following counties: Androscoggin, Cumberland, Hancock, Kennebec, Knox, Lincoln, Sagadahoc, Waldo, York and parts of Aroostook, Franklin, Oxford, Penobscot, Piscataquis, Somerset and Washington. For more information: [www.maine.gov/dacf/mfs/forest\_health/quarantine\_information.html#wpbr](http://www.maine.gov/dacf/mfs/forest_health/quarantine_information.html#wpbr)

## EUROPEAN LARCH CANKER QUARANTINE

PEST: European Larch Canker, *Lachnellula willkommi* (Dasycypha)

STATES REGULATED: In Maine parts of Hancock, Knox, Lincoln, Waldo and Washington Counties

MATERIALS REGULATED: Logs, pulpwood, branches, twigs, plants, scion and other propagative material of *Larix* *spp* and *Pseudolarix spp*. except seeds.

RESTRICTIONS:

Conditions for moving regulated articles out of the regulated area is under the conditions specified in the European Larch Canker Quarantine Rules (<https://www.maine.gov/dacf/mfs/forest_health/documents/elc_final_rule_Dec09.pdf>)

**POTATO QUARANTINE**

PEST: Columbia Root Knot Nematode (*Meloidogyne chitwoodi*).

Bacterial ring rot (*Clavibacter michiganense pv. sepedonicum* or *Corynebacterium sepedonicum*).

STATES REGULATED: Columbia Root Knot Nematode: OR, WA, ID and parts of NV, CA, CO, UT, VA. Bacterial Ring Rot: wherever it is present.

MATERIALS REGULATED: potato tubers, used containers, bags, machinery, and implements.

RESTRICTIONS:

* Seed and processing potatoes from a regulated area cannot enter the State of Maine.
* Tablestock potatoes can enter the state if:
  + They have been washed,
  + There is no evidence of internal defects caused by the regulated pests,
  + The potatoes have been treated with a sprout inhibitor when shipped between February 1 and May 30 of each year, and
  + They are packed in consumer bags.
* Used machinery and equipment can enter Maine only if it has been thoroughly washed and disinfested
* Used bags are prohibited entry.

For more information: [www.maine.gov/sos/cec/rules/01/001/001c030.doc](http://www.maine.gov/sos/cec/rules/01/001/001c030.doc)

**IMPORTED SEED POTATOES**

No potato seed may be planted in the State of Maine in lots of one acre or more unless it meets the minimum disease standards of Maine certified seed as defined by the Commissioner of the Maine Department of Agriculture, Conservation and Forestry. Such standards are included in the Department’s “Rules Governing Certification of Seed Potatoes in the State of Maine” (CMR 01-001, Chapter 252).

For more information: [www.maine.gov/sos/cec/rules/01/001/001c252.doc](http://www.maine.gov/sos/cec/rules/01/001/001c252.doc)

**HEMP**

Maine’s hemp laws and rules are found at [www.maine.gov/dacf/php/hemp](http://www.maine.gov/dacf/php/hemp)

**FIREWOOD**

PEST: Emerald ash borer, Asian longhorned beetle, oak wilt and other pests that can be moved in or on firewood

STATES REGULATED: All

MATERIALS REGULATED: All firewood that is transported into or through Maine. Firewood is defined as wood that is sold or transported for residential or recreational consumption in fireplaces, woodstoves, outdoor fireplaces or campfires. Firewood does not include wood chips, wood pellets, fuel for biomass boilers, pulpwood or other wood sold or transported for manufacturing purposes.

RESTRICTIONS:

Firewood entering Maine must be heat treated to an internal temperature of 160 degrees Fahrenheit for 75 minutes and accompanied by documentation issued by a federal or state agency attesting to such treatment.

More information on transporting firewood to Maine can be found at [www.maine.gov/dacf/mfs/forest\_health/invasive\_threats/firewood\_out\_of\_state\_ban.shtml](http://www.maine.gov/dacf/mfs/forest_health/invasive_threats/firewood_out_of_state_ban.shtml)