

# OKLAHOMA

## SUMMARY OF PLANT QUARANTINE REGULATIONS

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Notification of nursery stock shipments, when required for the federal quarantine on Sudden Oak Death/*Phytophthora ramorum*, should be sent to Kaci Hubbell's attention or email [kaci.hubbell@ag.ok.gov](mailto:kaci.hubbell@ag.ok.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**

Nursery stock means and includes, whether in field or container, all trees, shrubs, vines, rosebushes, turfgrass, cuttings, grafts, scions, fruit pits, herbaceous plants, evergreens, and other ornamental trees, bushes, collected wild plants and trees, decorative plants, tropical plants, flowering plants, bedding plants, vegetable plants (for transplanting), aquatic plants, roots, corms, rhizomes, bulbs, and ferns grown for propagation; and all packing materials and other things used in the handling, storing, crating, and shipping of nursery stock. “Nursery stock” does not include cut Christmas trees, wreaths, seeds, agronomic crops, vegetable and fruit produce, cut or dried flowers, and cut or dried herbs.

## **GENERAL SHIPPING REQUIREMENTS**

Each shipment of nursery stock entering Oklahoma must be accompanied by a valid nursery certificate of inspection indicating that the shipment has been inspected by the state of origin and meets the requirements of Oklahoma. Plants originating from the Imported Fire Ant quarantined areas must be accompanied by a certificate indicating treatment for Imported Fire Ant.

## **HEMP CLONE IMPORT REQUIREMENTS**

Hemp clones require a phytosanitary certificate from the state of origin.

## **NOXIOUS WEEDS – <http://ag.ok.gov/cps/weed.htm>**

Musk Thistle  
Scotch Thistle  
Canada Thistle

<https://www.okinvasives.org/watch-list-1>

## **FEDERAL NOXIOUS WEEDS – <http://plants.usda.gov/java/noxious>**

Plants listed on the Federal Noxious Weed list, 7 CFR § 360.200, are prohibited from propagation, sale, or distribution in Oklahoma. This shall include sterile varieties of *Imperata cylindrica*.

## **PROHIBITED AQUATIC PLANT SPECIES**

A person shall not knowingly propagate, sell, or offer for sale any aquatic plant pest. “Aquatic plant pest” shall include, but not be limited to, any aquatic plant species listed as a noxious aquatic plant in Oklahoma’s Horticulture Law and Rules:

<https://www.ag.ok.gov/cps/horticulture.pdf>

<http://www.oar.state.ok.us/oar/codedoc02.nsf/frmMain?OpenFrameSet&Frame=Main&Src=75tnm2shfcdnm8pb4dthj0chedppmcbq8dtmmak31ctijurgcln50ob7ckj42tbkdt374obdcli00>

## QUARANTINES

### **Thousand Canker Disease Quarantine (Permanent Rule effective July 25, 2011)**

PEST: Walnut Twig Beetle (*Pityophthorus juglandis*) and the fungal pathogen *Geosmithia morbida* sp. nov.

STATES REGULATED: Arizona, California, Colorado, Idaho, Nevada, New Mexico, Oregon, Utah, Washington, and any other state or foreign country known to be infested with Thousand Canker Disease of Walnut exterior shall be quarantined.

REGULATED ARTICLES: (1) All plants and plant parts of the genus *Juglans* including but not limited to nursery stock, budwood, scionwood, green lumber, and other living, dead, cut, or fallen material, including logs, boards, firewood, stumps, burls, roots, branches, bark, mulch, chips, and lumber for wood packing material; (2) all life stages of the Walnut Twig Beetle (*Pityophthorus juglandis*); and (3) the fungal pathogen *Geosmithia morbid* sp. nov.

RESTRICTIONS: (a) All regulated articles originating from quarantined areas are prohibited entry into or transition through the State of Oklahoma unless accompanied by a phytosanitary certificate from the state of origin declaring, "The article was officially inspected after harvest and found free of the fungus *Geosmithia*, the Walnut Twig Beetle, and bark, and the articles were stored in such a manner to remain free of the Walnut Twig Beetle in storage and transit."; (b) regulated articles originating in an area not known to have thousand cankers disease but in transit through an area known to have thousand cankers disease shall be regulated articles; (c) regulated articles to be used for research purposes may move pursuant to a compliance agreement with the Oklahoma Department of Agriculture, Food, and Forestry; (d) interstate and intrastate movement of regulated articles and all living stages of the Walnut Twig Beetle and the Thousand Canker Disease fungal pathogen for scientific or experimental purposes may move under a compliance agreement and scientific permit.

### **Imported Fire Ant Quarantine**

PEST: Imported Fire Ant, *Solenopsis invicta*

REGULATED AREA: Regulated areas are the areas designated as quarantined areas in 7CFR 301.81.3.

REGULATED AREAS IN OKLAHOMA: Imported Fire Ant regulated areas are the Oklahoma counties of: Atoka, Bryan, Carter, Choctaw, Coal, Comanche, Cotton, Garvin, Jackson,

Jefferson, Johnston, Latimer, Le Flore, Love, Marshall, McCurtain, Murray, Pontotoc, Pushmataha, Stephens, and Tillman.

REGULATED ARTICLES: (1) Soil, separately or with other things; (2) plants with soil attached, except houseplants grown in the home and not for sale; (3) grass sod; (4) mechanized soil-moving equipment; (5) hay and straw; and (6) any other products, articles, or other means of conveyance, of any character not covered in (1)-(5), when determined a risk of Imported Fire Ant hazard.

RESTRICTIONS: Certificates must indicate that the regulated articles are free of all living stages of the Imported Fire Ant. Federal certificates or permits may be used in lieu of certificate of state origin if the interstate shipper provides a copy of a valid inspection certificate from that state of origin.

### **Oklahoma Boll Weevil Quarantine (Updated April, 2005)**

PEST: Boll Weevil, *Anthonomus grandis* Boheman, in any living state of development.

STATES REGULATED: Any state other than Oklahoma or any portion of that state which is infested with the boll weevil.

MATERIALS REGULATED: The boll weevil in any living state of development, seed cotton, gin trash, cotton production equipment; and other products, articles or means of conveyance, or any character not covered above that present a hazard of spreading the boll weevil.

ALL COUNTIES IN OKLAHMA ARE DESIGNATED ERADICATED.

The following rule was adopted as set forth, effective date of May 27, 2005:

35:30-14-7. Cotton destruction in elimination zones

- (a) Volunteer and other non-commercial cotton in elimination zones shall be managed in the same manner and at the same expenses as commercial cotton.
- (b) When volunteer and other non-commercial cotton is located within an elimination zone, the owner shall be notified in writing that the cotton has the potential to host boll weevils and ordering that the cotton be destroyed.
  - a. The notification shall state that the owner has two weeks from the date of the letter to destroy the volunteer or non-commercial cotton.
  - b. If the owner fails to comply with the letter, the Department shall destroy the cotton by any available means and the costs associated with the destruction shall be assessed to the owner and the failure shall be a violation of the Oklahoma Boll Weevil Eradication Act.

### **Emerald Ash Borer Quarantine**

PEST: Emerald Ash Borer, *Agrilus planipennis*

REGULATED AREA: Regulated articles from Delaware County, Oklahoma, and any other counties, states, or foreign country known to be infested with Emerald Ash Borer.

REGULATED ARTICLES: (1) Emerald Ash Borer, *Agrilus planipennis*; (2) Firewood of all hardwood (non-coniferous tree species); (3) Nursery stock, green lumber, and other living, dead, cut, or fallen material, including logs, stumps, roots, branches, mulch, and both composted and uncomposted chips of the genus *Fraxinus* (ash); and (4) Any other article, product, or means of conveyance not listed in this section may be designated as a regulated if determined by the Oklahoma Department of Agriculture, Food, and Forestry to present a risk of spreading Emerald Ash Borer.

RESTRICTIONS: (a) All regulated articles originating from quarantined areas shall be prohibited entry to any destination outside the quarantined area; (b) Regulated articles originating in an area not known to have Emerald Ash Borer but transiting through an area known to have Emerald Ash Borer shall be considered to be regulated articles. The point of origin shall be indicated on shipping documents and accompanied by a certificate of inspection for this pest; (c) Interstate and intrastate movement of regulated articles and all living stages of the Emerald Ash Borer, *Agrilus planipennis*, for scientific or experimental purposes shall only move under a compliance agreement and scientific permit.

### **Cotton Seed Bug Quarantine**

PEST: Cotton Seed Bug, *Oxycarenus hyalinipennis*

REGULATED AREA: Regulated articles from the State of California, and any other state or foreign country known to be infested with the cotton seed bug (*Oxycarenus hyalinipennis*) shall be quarantined.

REGULATED ARTICLES: The following shall be regulated pursuant to this quarantine: (1). All plant and plant parts of the family Malvaceae including, but not limited to, nursery stock and other living, dead, cut, or fallen fruit, fruiting structures, or seeds; (2). All life stages of the cotton seed bug, (*Oxycarenus hyalinipennis*); and (3). All equipment used for the production and transportation of cotton.

RESTRICTIONS: (a) All regulated articles originating from quarantines areas are prohibited entry into or transition through the State of Oklahoma unless the articles are: (1) Accompanied by a phytosanitary certificate from the state of origin declaring the articles have been officially inspected after harvest and found free of the cotton seed bug (*Oxycarenus haylinipennis*) and the articles have been stored in such a manner to remain free of the cotton seed bug in storage and transit; or (2) Included in a cooperative agreement with the Oklahoma Department of Agriculture, Food, and Forestry. (b) Regulated articles originating in an area not known to have cotton seed bug but in transit through an area known to have the cotton seed bug shall be regulated articles. (c) Interstate and intrastate movement of regulated articles for scientific or experimental purposes shall be exempt from the provisions of 35:30-8-4 and may move under a compliance agreement and scientific permit, as required.