MICHIGAN DEPARTMENT OF AGRICULTURE
PESTICIDE AND PLANT PEST MANAGEMENT DIVISION

Chestnut Gall Wasp Quarantine

WHEREAS, the Director of the Michigan Department of Agriculture, having found that a dangerous pest, *Dryocosmus kuriphilus*, commonly know as chestnut gall wasp is injurious to chestnut trees, has become established in parts of the eastern United States; and, that this pest is not known to exist in Michigan; and,

WHEREAS, Michigan is a leading state in the growing of chestnuts; and,

WHEREAS, it is difficult to detect chestnut gall wasp in dormant nursery stock and scionwood cuttings; and,

WHEREAS, the Secretary of Agriculture of the United States has not determined that a federal quarantine is necessary.

NOW, THEREFORE, the Director of the Michigan Department of Agriculture, by authority of Section 23 of Act No. 189, P.A. of 1931, as amended, (Section 286.223, Compiled Laws of 1948) and Section 20 (2) and (3) of Act No. 189, (Section 286.220(2)(3), Compiled Laws of 1948, and Regulation No. 620, does establish a quarantine to prevent the introduction into Michigan of the insect pest chestnut gall wasp and establishes regulated areas, regulated articles, shipping restrictions, recordkeeping requirements and penalties.

I. PEST

Chestnut gall wasp, *Dryocosmus kuriphilus*

II. REGULATED AREAS

The entire states of, Alabama, Georgia, Kentucky, Maryland, North Carolina, Ohio, Pennsylvania, Tennessee, and Virginia and any other state where chestnut gall wasp may become established.

III. REGULATED ARTICLES

Living plants and scionwood of all *Castanea* species including hybrids.

IV. RESTRICTIONS

All regulated articles originating from regulated areas are prohibited entry into the State of Michigan, unless all of the following requirements are met.

The regulated articles originate from a pest free place of production where chestnut gall wasp is not known to occur; as determined by:

a) Inspection of all *Castanea* spp. plants at the place of production annually by an agricultural official during the period of time when chestnut gall wasp symptoms would be readily seen (i.e. when leaves are fully developed); and,
b) Inspection of all *Castanea* spp. plants in a buffer zone extending at least 1,000 meters from the place of production in all directions; and,

c) All *Castanea* spp. plants in the place of production and the buffer zone must have undergone an annual inspection during the previous two growing seasons at time of full leaf development; and, must have been found free of symptoms of chestnut gall wasp infestation during the inspections.

V. CERTIFICATION AND SHIPPING REQUIREMENTS

1. Regulated articles originating from within a regulated area must be accompanied by a State Phytosanitary Certificate or Certificate of Quarantine Compliance or equivalent official certification indicating the number and type of regulated articles, and containing the following declaration:

   "The regulated articles originate from a pest free place of production where chestnut gall wasp is not known to occur."

   A plant regulatory official in the originating state must sign a copy of the State Phytosanitary Certificate or a Certificate of Quarantine Compliance. Upon issuance, a copy of the State Phytosanitary Certificate or Certificate of Quarantine Compliance or equivalent official certification must be faxed to the Michigan Department of Agriculture, Pesticide and Plant Pest Management Division, Attention: Nursery and Export Program Manager at (517) 335-4540. A copy shall accompany the regulated articles to their final destination. Persons receiving regulated articles may not sell or further distribute the regulated articles unless a written release is issued to the consignee by the Michigan Department of Agriculture.

2. Regulated articles originating from states outside a regulated area must be accompanied by a standard nursery inspection certificate, state phytosanitary certificate or certificate of quarantine compliance indicating the state and county of origin and quantity of regulated articles.

3. Transportation requirements - during the period of May 1 through July 1 when adult chestnut gall wasp are known to be present, regulated articles may be transported through an infested county, provided that: a) the regulated articles are enclosed by a covering adequate to prevent the introduction of chestnut gall wasp (such as canvas, plastic, or closely woven cloth), or must be in an enclosed trailer body; and, b) the regulated articles were not off-loaded in the regulated area.

VI. RECORD KEEPING REQUIREMENTS

Persons receiving regulated articles from interstate and international sources shall retain a copy of shipping records, invoices, waybills, bills of lading certificates of quarantine compliance and/or phytosanitary certificates for a period of 36 months.

VII. VIOLATIONS

Any person found to violate any provision of this quarantine is guilty of a misdemeanor and upon conviction be fined according to the provisions of Act 189 of 1931 as amended.

Don Koivisto

5-17-10

Don Koivisto, Director — Date