

FEDERAL ORDER
DA-2013-18
May 09, 2013

For the Importation of Host Material of
***Anoplophora chinensis*, the citrus longhorned beetle, and**
***Anoplophora glabripennis*, Asian longhorned beetle**

This Federal Order is effective on May 20, 2013

I. Background:

Federal Orders are issued pursuant to the regulatory authority provided by the Plant Protection Act (PPA) of June 20, 2000, as amended, Section 412(a), 7 U.S.C. 7712(a), which authorizes the Secretary of Agriculture to prohibit or restrict the importation, entry, exportation, or movement in interstate commerce of any plant, plant product, biological control organism, noxious weed, article, or means of conveyance, if the Secretary determines that the prohibition or restriction is necessary to prevent the introduction into the United States or the dissemination of a plant pest or noxious weed within the United States.

Anoplophora chinensis and *A. glabripennis* are destructive polyphagous wood boring pests and are quarantine pests for the United States. *A. chinensis* is not known to occur in the United States and attacks over 75 host genera, including economically important fruit, forest, and ornamental plant species. *A. glabripennis* has already caused substantial damage in the urban and forest environment of certain areas of Illinois, Massachusetts, New Jersey, New York, and Ohio, where it is under official control and eradication efforts are underway. *A. glabripennis* has been eradicated from Illinois and New Jersey. Both pests pose a significant threat to many important fruit, forest, and ornamental trees in the United States. Due to the potential for serious plant pest injury from *A. chinensis* and *A. glabripennis*, immediate action is warranted to address import requirements on host plants that are pathways for these two harmful plant pests. The APHIS Administrator has determined that it is necessary to establish prohibitions and restrictions on the importation of cut flowers and greenery and for specific plants for planting hosts of *A. chinensis* and *A. glabripennis*.

This Federal Order (FO) revises and replaces the FO (DA-2011-18) for two harmful plant pests, citrus longhorned beetle (CLB), *Anoplophora chinensis* (Forster) (Coleoptera: Cerambycidae), and Asian longhorned beetle (ALB), *A. glabripennis* (Motschulsky) (Coleoptera: Cerambycidae), previously issued on April 1, 2011. This revision of the FO removes host plants (from certain countries) that were placed on NAPPRA (plants whose importation is not authorized pending pest risk analysis) on May 20, 2013 in accordance with 7 CFR 319.37-2a.

The revised FO also updates the requirement for the importation of *A. chinensis* and *A. glabripennis* host plants for planting from Canada based on the current status of *A. glabripennis* in Canada and on a review of Canada's import restrictions for these two pests. The FO also adds Switzerland to the list of countries where *A. chinensis* and/or *A. glabripennis* are present and

adds one *A. glabripennis* host genus, *Tilia* spp., and three *A. chinensis* host genera, *Cunninghamia* spp., *Pterocarya* spp., *Tectona* spp. The FO also revises the synonymy of *Toxicodendron* spp. and accepts it as a separate host genus. The entry requirements for the following host genera; *Celtis*, *Cercidiphyllum*, *Cunninghamia*, *Koelreuteria*, *Pterocarya*, *Tectona*, *Tilia*, *Toxicodendron*, are modified and updated in this FO (See Sections VII and VIII).

For plants for planting, only specific hosts of *A. chinensis* and *A. glabripennis* from certain countries may now be imported and only under the requirements of this FO as per Sections IV through VIII below. The importation of *A. chinensis* and/or *A. glabripennis* host/country combinations not specified in Section IV, or that does not meet the import requirements of this FO for the specified countries, are not authorized pending a pest risk analysis.

For cut flowers and greenery, only specific hosts of *A. chinensis* and *A. glabripennis* from certain countries may now be imported and only under the requirements of this FO as per Sections X or XI below.

II. Countries where *A. chinensis* and/or *A. glabripennis* populations are present:

Afghanistan, China, Croatia, European Union, Indonesia, Japan, Republic of Korea, Democratic People's Republic of Korea, Madagascar, Malaysia, Myanmar, Philippines, Switzerland, Taiwan, and Vietnam

III. Host plant taxa of *A. chinensis* and/or *A. glabripennis*:

Acacia spp., *Acer* spp., *Aesculus* spp., *Albizia* spp., *Alnus* spp., *Aralia* spp., *Atalantia* spp., *Betula* spp., *Broussonetia* spp., *Cajanus* spp., *Camellia* spp., *Carpinus* spp., *Carya* spp., *Castanea* spp., *Castanopsis* spp., *Casuarina* spp. (= *Allocasuarina* spp.), *Catalpa* spp., *Celtis* spp., *Cercidiphyllum* spp., *Cercis* spp., *Chaenomeles* spp., *Citrus* spp., *Cornus* spp., *Corylus* spp., *Cotoneaster* spp., *Crataegus* spp., *Cryptomeria* spp., *Cunninghamia* spp., *Cydonia* spp. (= *Pseudocydonia* spp.), *Elaeagnus* spp., *Eriobotrya* spp., *Fagus* spp., *Ficus* spp., *Fortunella* spp., *Fraxinus* spp., *Grevillea* spp. (= *Stylurus* spp.), *Hedera* spp., *Hibiscus* spp., *Ilex* spp., *Juglans* spp., *Koelreuteria* spp., *Lagerstroemia* spp., *Lindera* spp., *Liquidambar* spp., *Litchi* spp., *Maackia* spp., *Mallotus* spp., *Malus* spp., *Melia* spp., *Morus* spp., *Olea* spp., *Parrotia* spp., *Persea* spp. (= *Machilus* spp.), *Photinia* spp. (= *Stranvaesia* spp.), *Pinus* spp., *Platanus* spp., *Polygonum* spp. (= *Reynoutria* spp., = *Fallopia* spp.), *Poncitrus* spp., *Populus* spp., *Prunus* spp., *Psidium* spp., *Pterocarya* spp., *Pyracantha* spp., *Pyrus* spp., *Quercus* spp., *Rhododendron* spp., *Rhus* spp., *Robinia* spp., *Rosa* spp., *Rubus* spp., *Sageretia* spp., *Salix* spp., *Sapium* spp. (= *Triadica* spp.), *Sophora* spp., *Sorbus* spp., *Styrax* spp., *Tectona* spp., *Tilia* spp., *Toona* spp., *Toxicodendron* spp., *Ulmus* spp., *Vernicia* spp. (= *Aleurites* spp.), *Viburnum* spp., *Zanthoxylum* spp., and *Ziziphus* spp.

IV. Importation of plants for planting, except seed, of host genera of *A. chinensis* and/or *A. glabripennis* from countries other than Canada (for Canada see Section IX):

<p>Table 1. Countries specified after each host genus below may be imported if they meet the import requirements of Sections VII or VIII of this Federal Order and all other requirements for importation.</p>		
1. Host genus	2. Countries that must meet the requirements in Section V	3. Countries that must meet the requirements in Section VI
Acer	Netherlands	New Zealand
Albizia		Israel
Aralia	Netherlands	Costa Rica, Guatemala
Carpinus	Netherlands	
Cercis	Netherlands	Israel
Cornus	Netherlands	
Corylus	Netherlands	
Cotoneaster	Netherlands	Costa Rica
Fagus	Netherlands	
Ficus	China, Netherlands, Taiwan	Costa Rica, Dominican Republic, Guatemala, Mexico, Thailand
Hedera	Netherlands	Colombia, Costa Rica, Guatemala, Israel, Kenya, Mexico
Hibiscus	France	
Ilex	Netherlands	
Lagerstroemia		Israel
Malus	Belgium, France, Germany, Netherlands	
Pinus	Japan, Korea, Republic of	
Prunus	Netherlands	
Quercus	France	
Rhododendron	Japan	
Robinia	Netherlands	Israel
Rosa	Denmark, France, Germany, Netherlands, United Kingdom	
Rubus	United Kingdom	
Sageretia	China	
Styrax	Netherlands	

- A. The importation of *A. chinensis* and/or *A. glabripennis* host genera not specified** in Table 1 above, or from countries not specified after each host above, or that do not meet the import requirements of this FO for the specified countries, are not authorized pending a pest risk analysis.
- B. Certain *A. chinensis* and/or *A. glabripennis* host genera** (e.g. *Acer*, *Hibiscus*, *Malus*, *Pinus*, *Prunus*, *Rhododendron*, *Rosa*, *Rubus*, etc) have additional prohibitions and/or import restrictions that must be met prior to importation. All other plants for planting import prohibitions and restrictions in 7 CFR 319 and other FOs still apply and are not affected by this FO.
- V. Import requirements for plants for planting, except seed, of host genera from countries (other than Canada) where *A. chinensis* and/or *A. glabripennis* populations are present (See Column 2 of Table 1 in Section IV):**
- A. Plants with stem and root collar diameter 10 mm or less** are not regulated for *A. chinensis* and/or *A. glabripennis* under this FO.
- B. Plants with stem and root collar diameter greater than 10 mm:**
- 1. Artificially dwarfed plants for planting** must have been grown under the conditions of 7 CFR 319.37-5(q) throughout their life or for a period of at least three years immediately prior to export. These plants must be accompanied by an import permit and a phytosanitary certificate from the country of origin with an additional declaration stating:
“The plants for planting in this shipment, including all plant parts (e.g. rootstock, scion, etc.) were solely grown in the [insert name of exporting country] under the conditions of Federal Order # DA-2013-18 dated May 9, 2013 and the place of production and the plants are, and have been, found free of signs and presence of *A. chinensis* and/or *A. glabripennis*.”
 - 2. Plants for planting that are not artificially dwarfed** will be allowed entry if they have been produced in an APHIS approved pest free area (PFA), pest free place of production (PFPP), or pest free production site (PFPS) established under the ISPM Standards. The NPPO of the exporting country may be required to enter into a trust fund agreement with the United States to pay the costs incurred by APHIS for approval and monitoring of the pest free area. The plants must have been grown in a PFA, PFPP or PFPS throughout their life or for a period of at least three years immediately prior to export. The approval process of PFA, PFPP or PFPS for individual countries must be initiated by the exporting country by submitting information to APHIS describing the official control measures implemented against these pests. Official control measures include, but are not limited to, systems approaches, surveys, movement control of host material, and surveillance. These plants for planting from an APHIS approved PFA, PFPP, or PFPS must be

accompanied by an import permit and a phytosanitary certificate from the country of origin with an additional declaration stating:

“The plants for planting in this shipment, including all plant parts (e.g. rootstock, scion, etc.) were solely grown in [name of PFA, PFPP, PFPS], an APHIS approved [PFA, PFPP, PFPS] in the exporting country, and the place of production and the plants are, and have been, found free of signs and presence of *A. chinensis* and/or *A. glabripennis* through twice yearly surveys conducted during activity of these beetles.”

C. All other plants for planting import prohibitions and restrictions in 7 CFR 319 and other FOs still apply and are not affected by this FO.

D. Destructive sampling of plants over 10 mm in diameter may be required at the port of entry for all host material from all countries. Shipments will be denied entry if any life stage of these two pests or any signs of the presence of wood borers that could be these species are found.

VI. Import requirements for plants for planting, except seed, of host genera from countries (other than Canada) where *A. chinensis* and/or *A. glabripennis* populations are *NOT* present (See Column 3 of Table 1 in Section IV):

A. Plants with stem and root collar diameter 10 mm or less are not regulated for *A. chinensis* and/or *A. glabripennis* under this FO.

B. Plants with stem and root collar diameter greater than 10 mm:

1. Artificially dwarfed plants for planting must have been grown under the conditions of 7 CFR 319.37-5(q) throughout their life or for a period of at least three years immediately prior to export. These plants must be accompanied by an import permit and a phytosanitary certificate from the country of origin with an additional declaration stating:

“The plants for planting in this shipment, including all plant parts (e.g. rootstock, scion, etc.) were solely grown in the [insert name of exporting country] under the conditions of Federal Order # DA-2013-18 dated May 9, 2013 and the place of production and the plants are, and have been, found free of signs and presence of *A. chinensis* and/or *A. glabripennis*.”

2. Plants for planting that are not artificially dwarfed can only be imported into the United States if upon arrival at the first port of entry, they are accompanied by an import permit and a phytosanitary certificate from the country of origin, with an additional declaration stating:

“The plants for planting in this shipment, including all plant parts (e.g. rootstock, scion, etc.) were solely grown in the [name of exporting

country] and *A. chinensis* and/or *A. glabripennis* are not known to occur in the [name of exporting country].”

C. All other plants for planting import prohibitions and restrictions in 7 CFR 319 and other FOs still apply and are not affected by this FO.

D. Destructive sampling of plants over 10 mm in diameter may be required at the port of entry for all host material from all countries. Shipments will be denied entry if any life stage of these two pests or any signs of the presence of wood borers that could be these species are found.

VII. The importation of the following plants for planting genera, excluding seed, that are hosts of *A. chinensis* and/or *A. glabripennis*, is not authorized pending pest risk analysis from all countries:

Cunninghamia, Koelreuteria, Pterocarya, Tectona

VIII. The importation of the following plants for planting genera, excluding seed, that are hosts of *A. chinensis* and/or *A. glabripennis* is not authorized pending pest risk analysis from all countries, except Canada:

Celtis, Cercidiphyllum, Tilia, Toxicodendron

IX. Import requirements for plants for planting, except seed, of host genera of *A. chinensis* and/or *A. glabripennis* from Canada:

A. Plants for planting of host genera (See Section III, except those hosts listed in Section VII) of *A. chinensis* and/or *A. glabripennis* from Canada are enterable into the United States if the plants were imported into Canada before the effective date of this FO and they meet the definition of “from” Canada in 7 CFR 319.37-1. No additional declaration on the phytosanitary certificate (PC) is necessary.

All other plants for planting import prohibitions and restrictions in 7 CFR 319 and other FOs still apply and are not affected by this FO.

B. Plants for planting of host genera imported into Canada from a third country, after the effective date of this FO, must meet the following requirements before becoming enterable into the US:

1. Only those hosts from countries as specified in Section IV, Table 1, Column 3 would be eligible hosts for importation, provided that the plants meet all other requirements under the definition of “from” Canada in 7 CFR 319.37-1. No additional declaration on the phytosanitary certificate (PC) is necessary.

All other plants for planting import prohibitions and restrictions in 7 CFR 319 and other FOs still apply and are not affected by this FO.

2. Those hosts from countries as specified in Section IV, Table 1, Column 3 that do not meet the definition of “from” Canada in 7 CFR 319.37-1 may be re-exported to the United States if the original PC from the exporting country contains the appropriate additional declaration required in either Canadian Directive D-11-01 or in this FO for importation of host genera from countries where *A. chinensis* and/or *A. glabripennis* are not present. The additional declaration required by D-11-01 is considered equivalent to that which is required by this FO.

All other plants for planting import prohibitions and restrictions in 7 CFR 319 and other FOs still apply and are not affected by this FO.

3. All other host-country combinations imported into Canada are not authorized for importation into the United States from Canada.

X. Import requirements for cut flowers and greenery of host genera (See Section III) of *A. chinensis* and/or *A. glabripennis* from countries (See Section II) where *A. chinensis* and/or *A. glabripennis* populations are present:

- A. **Cut flowers and greenery 10mm or less in diameter** are not regulated for *A. chinensis* and/or *A. glabripennis* under this FO.
- B. **Cut flowers and greenery greater than 10 mm in diameter** are prohibited entry into the United States from countries where *A. chinensis* and/or *A. glabripennis* populations are present (See Section II for countries where these pests are present).
- C. **Certain *A. chinensis* and/or *A. glabripennis* host genera** (e.g. *Acacia*, *Acer*, *Aesculus*, *Alnus*, *Castanea*, *Chaenomeles*, *Cotoneaster*, *Cydonia*, *Fraxinus*, *Hibiscus*, *Ilex*, *Malus*, *Pinus*, *Prunus*, *Pyrus*, *Salix*, *Viburnum*, etc) and any host genera within the family Rutaceae (e.g. *Atalantia*, *Citrus*, *Fortunella*, *Poncirus*, etc.) are already more strictly regulated for other pests in the Code of Federal Regulations or other Federal Orders, or have additional specific prohibitions and/or import restrictions that must be met prior to importation.

XI. Import requirements for cut flowers and greenery of host genera (See Section III) of *A. chinensis* and/or *A. glabripennis* from a country where *A. chinensis* and/or *A. glabripennis* populations are not present (See Section II for countries where these pests are present):

- A. **Cut flowers and greenery 10mm or less in diameter** are not regulated from any country for *A. chinensis* or *A. glabripennis* under this FO.

- B. Cut flowers and greenery greater than 10 mm in diameter** are enterable into the United States from a country where *A. chinensis* and/or *A. glabripennis* populations are not present provided that they were grown and harvested in the exporting country where either of these two pests are not present (See Section II for countries where these pests are present).
- C. Cut flowers and greenery greater than 10 mm in diameter** are enterable into the United States from a country where *A. chinensis* and/or *A. glabripennis* populations are not present if they are imported into the exporting country from a country where *A. chinensis* and/or *A. glabripennis* populations are not present (See Section II for countries where these pests are present).
- D. Cut flowers and greenery greater than 10 mm in diameter** are prohibited entry into the United States from any country when they are imported into the exporting country from a country where *A. chinensis* and/or *A. glabripennis* populations are present (See Section II for countries where these pests are present).
- E. Certain *A. chinensis* and/or *A. glabripennis* host genera** (e.g. *Acacia*, *Acer*, *Aesculus*, *Alnus*, *Castanea*, *Chaenomeles*, *Cotoneaster*, *Cydonia*, *Fraxinus*, *Hibiscus*, *Ilex*, *Malus*, *Pinus*, *Prunus*, *Pyrus*, *Salix*, *Viburnum*, etc) and any host genera within the family Rutaceae (e.g. *Atalantia*, *Citrus*, *Fortunella*, *Poncirus*, etc.) are already more strictly regulated for other pests in the Code of Federal Regulations or other Federal Orders, or have additional specific prohibitions and/or import restrictions that must be met prior to importation.

This Federal Order is effective on May 20, 2013.