

**IOWA DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP**

**In the matter regarding:**

**The Intrastate Quarantine of  
Allamakee County due to an  
Emerald Ash Borer Infestation**

**ORDER NO. ENT-10-1**

To all affected persons:

You are hereby notified that the Iowa Department of Agriculture and Land Stewardship (IDALS) is establishing a quarantine, effective on June 11, 2010, on Allamakee County to prevent the spread of emerald ash borer, *Agrilus planipennis* (Fairemarie).

The regulated articles included in this order are all of the following:

- (a) The emerald ash borer, *Agrilus planipennis* (Fairmaire), in any living stage of development.
- (b) Entire ash (*Fraxinus* spp.) trees including nursery stock.
- (c) Firewood of any non-coniferous (hardwood) species.
- (d) Any living, dead, cut or fallen material of the ash (*Fraxinus* spp.) including logs, stumps, roots, branches, and composted and uncomposted ash chips.
- (e) Green (non-heat treated) ash lumber with either bark or the outer one-inch of sapwood, or both, attached.
- (f) Non-coniferous (hardwood) wood chips and non-coniferous (hardwood) bark chips larger than 1 inch in two dimensions.
- (g) Any article, product or means of conveyance when it is determined by the State Entomologist to present the risk of spread of the emerald ash borer.

**THEREFORE, IT IS HEREBY ORDERED**, under authority or Iowa Code chapter 177A:

1. Regulated articles may not be moved from the regulated area (Allamakee County) to an unregulated area of the state unless one of the following is met:
  - a. an USDA APHIS PPQ limited permit, or certificate, has been issued and attached to the regulated article in accordance with USDA provisions; or
  - b. an IDALS limited permit, or certificate, has been issued and attached to the regulated article in accordance with USDA provisions; or
  - c. the regulated articles have been treated as directed in a sanctioned USDA APHIS PPQ / IDALS compliance agreement; or
  - d. the State Entomologist has provided a written letter of exemption for scientific and research purposes and the applicant is operating under the requirements of a sanctioned IDALS compliance agreement.
2. The cost of treatment or destruction of an emerald ash borer-infested regulated article in violation of this quarantine shall be born by the owner or person in

charge of the regulated article or place of production, as required in the order of treatment of destruction from IDALS. If the owner or person in charge refuses or neglects to obey the notice, IDALS may do what is required, and the expenses shall be assessed to the owner after giving legal notice and a hearing. If the assessment is not paid, IDALS shall certify it to the treasurer of the proper county who shall enter it on the tax books and collect it as ordinary taxes are collected and remit it to IDALS.

3. Any agent of IDALS or USDA may stop, inspect, destroy, stop sale, seize, treat or order returned to the point of origin, at the owner's expense, any regulated articles believed to be infested with the emerald ash borer, or lacking required treatment.
4. Regulated articles originating from outside the regulated area may be moved though the regulated area under the following conditions:
  - a. The regulated article, if moved through the regulated area during the period of April 1 through September 30, is moved in an enclosed vehicle or is completely covered to adequately prevent access by the emerald ash borer; and
  - b. The points of origin and destination are indicated on the waybill accompanying the regulated article; and
  - c. The regulated article is moved directly through the regulated 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 an USDA or IDALS inspector as not posing a risk of infestation by the emerald ash borer; and
  - d. The regulated article has not been combined or commingled with other articles as to lose its individual identity.

Contacts in Iowa:

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