



Black Stem Rust -Barberry Program

Regulated Articles

§ 301.38-2

Last updated: January 16, 2025

The following are regulated articles:

All plants, seeds, fruits, and other plant parts capable of propagation from rust-susceptible species and varieties of the genera *Berberis*, *Mahoberberis*, and *Mahonia*, except *Mahonia* cuttings for decorative purposes. (See §301.38-4 for interstate movement of regulated articles.)

All plants, seeds, fruits, and other plant parts capable of propagation from the following list of rust-resistant *Berberis* species and varieties are regulated articles:

B. aggregata × *B. wilsoniae* ‘Pirate King’
B. aridocalida
B. beaniana
B. buxifolia
B. buxifolia nana
B. calliantha
B. candidula
B. candidula ‘Amstelveen’
B. candidula × *B. verruculosa* ‘Amstelveen’
B. cavallieri
B. chenaulti
B. chanaulti ‘Apricot Queen’
B. circumserrata
B. concinna
B. coxii
B. darwini
B. dasystachya
B. dubia
B. feddeana
B. formosana
B. franchetiana
B. gagnepainii
B. gagnepaini ‘Chenault’
B. gilgiana
B. gladwynensis
B. gladwynensis ‘William Penn’
B. gyalica
B. heterophylla

B. horvathi
B. hybrido-gagnepaini
B. insignis
B. integerrima ‘Wallichs Purple’
B. julianae
B. julianae ‘Nana’
B. julianae ‘Spring Glory’
B. koreana
B. koreana × *B. thunbergii* hybrid *Bailsel*
B. koreana × *B. thunbergii* hybrid *Tara*
B. lempergiana
B. lepidifolia
B. linearifolia
B. linearifolia var. ‘Orange King’
B. lologensis
B. lologensis ‘Mystery Fire’
B. manipurana
B. media ‘Dual Jewel’
B. media ‘Park Jewel’
B. media ‘Red Jewel’
B. mentorensis
B. pallens
B. poirettii ‘BJG 073’, ‘MTA’
B. potanini
B. renton
B. replicata
B. sanguinea
B. sargentiana
B. sikkimensis
B. soulieana ‘Claret Cascade’
B. stenophylla
B. stenophylla diversifolia
B. stenophylla gracilis
B. stenophylla irwini
B. stenophylla nana compacta
B. taliensis
B. telomaica artisepala
B. thunbergii
B. thunbergii ‘Ada’
B. thunbergii ‘Admiration’
B. thunbergii ‘Amera’
B. thunbergii ‘Antares’
B. thunbergii argenteo marginata
B. thunbergii ‘Arlene’
B. thunbergii atropurpurea
B. thunbergii atropurpurea erecta
B. thunbergii atropurpurea erecta Marshalli
B. thunbergii atropurpurea ‘Golden Ring’
B. thunbergii atropurpurea ‘Intermedia’
B. thunbergii atropurpurea ‘Knight Burgundy’
B. thunbergii atropurpurea ‘Moretti Select’

B. thunbergii atropurpurea nana
B. thunbergii atropurpurea ‘Redbird’
B. thunbergii atropurpurea ‘Rose Glow’
B. thunbergii atropurpurea x *B. x media* H2011-085-006
B. thunbergii aurea
B. thunbergii ‘Aurea Nana’
B. thunbergii ‘Bagatelle’
B. thunbergii ‘BailAnna’ Moscato
B. thunbergii ‘BailElla’ Lambrusco
B. thunbergii ‘BailErin’ Limoncello
B. thunbergii ‘Bailgreen’ (Jade Carousel™)
B. thunbergii ‘BailJulia’ Toscana
B. thunbergii ‘Bailone’
B. thunbergii ‘Bailone’ (Ruby Carousel ®)
B. thunbergii ‘Bailtwo’
B. thunbergii ‘Bailtwo’ (Burgundy Carousel ®)
B. thunbergii ‘Benita’
B. thunbergii ‘Bonanza Gold’
B. thunbergii ‘Breval 8’
B. thunbergii ‘Celeste’
B. thunbergii ‘Chloe’
B. thunbergii ‘Cital’
B. thunbergii ‘Concorde’
B. thunbergii ‘Coral Spice’
B. thunbergii ‘Crimson Cutie’
B. thunbergii ‘Crimson Ruby’
B. thunbergii ‘Crimson Pygmy’
B. thunbergii ‘Criruzam’ Crimson Ruby™
B. thunbergii ‘Daybreak’
B. thunbergii ‘Diabolicum’
B. thunbergii ‘Della’
B. thunbergii ‘Dwarf Jewell’
B. thunbergii ‘Edda’
B. thunbergii erecta
B. thunbergii 8-8-13
B. thunbergii ‘Fay’
B. thunbergii ‘Fireball’
B. thunbergii ‘Gail’
B. thunbergii ‘globe’
B. thunbergii ‘golden’
B. thunbergii ‘Golden Carpet’
B. thunbergii ‘Golden Devine’
B. thunbergii ‘Golden Pygmy’
B. thunbergii ‘Golden Rocket’
B. thunbergii ‘Golden Ruby’
B. thunbergii ‘Golden Torch’
B. thunbergii ‘Green Carpet’
B. thunbergii ‘Grhozam’ (Green Hornet™)
B. thunbergii H2007-001-031
B. thunbergii ‘Harlequin’
B. thunbergii ‘Helen’

B. thunbergii 'Helmond Pillar'
B. thunbergii 'James Blonde'
B. thunbergii 'Joyce'
B. thunbergii 'Kasia'
B. thunbergii 'Kobold'
B. thunbergii 'Koren'
B. thunbergii 'Lemon Cutie®'
B. thunbergii 'Lemon Glow®'
B. thunbergii 'Lime Glow'
B. thunbergii 'Lotty'
B. thunbergii 'Lustre Green'
B. thunbergii 'Maria'
B. thunbergii 'Martha'
B. thunbergii maximowiczii
B. thunbergii 'Midruzam' Midnight Ruby™
B. thunbergii 'Mimi'
B. thunbergii minor
B. thunbergii 'Monlers'
B. thunbergii 'Monomb'
B. thunbergii 'Monry'
B. thunbergii 'Mr. Green Genes TM'
B. thunbergii 'NCBT1'
B. thunbergii 'NCBT3'
B. thunbergii 'NCBT4'
B. thunbergii 'NCBT8'
B. thunbergii 'NCBT9'
B. thunbergii 'NCBT10'
B. thunbergii 'NCBT11'
B. thunbergii 'NCBT12'
B. thunbergii 'NCBT13'
B. thunbergii 'NCBT14'
B. thunbergii 'Schu20022'
B. thunbergii 'SMNBTA A'
B. thunbergii 'SMNBTA B'
B. thunbergii 'SMNBTA C'
B. thunbergii 'SMNBTA J'
B. thunbergii 'SMNBTA K'
B. thunbergii 'SMNBTA SSR'
B. thunbergii 'O'Byrne'
B. thunbergii 'Orange Rocket'
B. thunbergii Orange Torch
B. thunbergii 'Painter's Palette'
B. thunbergii 'Phoebe'
B. thunbergii 'Pink Queen'
B. thunbergii pluriflora
B. thunbergii 'Pow Wow'
B. thunbergii 'Purple Plume' or 'JBN 17-001'
B. thunbergii 'Pyruzam' (Pygmy Ruby™)
B. thunbergii 'Red Carpet'
B. thunbergii 'Red Rocket'
B. thunbergii Red Torch

B. thunbergii ‘Rosy Rocket’
B. thunbergii ‘Royal Burgundy’
B. thunbergii ‘Royal Cloak’
B. thunbergii ‘Ruth’
B. thunbergii ‘Sparkle’
B. thunbergii ‘Sparkler’
B. thunbergii Striking Gold
B. thunbergii ‘Talago’
B. thunbergii ‘Thornless’
B. thunbergii ‘Tiny Gold’
B. thunbergii ‘24kagozam’ (24 Karat Gold™)
B. thunbergii UCONNBT039
B. thunbergii UCONNBT048
B. thunbergii UCONNBT113
B. thunbergii UCONNBTCP4N
B. thunbergii UCONNtrispecific
B. thunbergii ‘Upright Jewell’
B. thunbergii ‘Velglozam’ (Velvet Glow™)
B. thunbergii variegata
B. thunbergii xanthocarpa
B. thunbergii x B. sieboldii H2010-079-012
B. thunbergii x B. sieboldii ‘NCBX10’
B. thunbergii x B. sieboldii ‘NCBX11’
B. thunbergii x B. sieboldii ‘NCBX12’
B. thunbergii x B. sieboldii ‘NCBX13’
B. thunbergii x B. sieboldii ‘NCBX14’
B. thunbergii x B. sieboldii ‘NCBX15’
B. thunbergii x B. sieboldii ‘NCBX16’
B. thunbergii x media ‘NCBX3’
B. thunbergii x B. calliantha ‘NCBX5’
B. thunbergii x media ‘NCBX1’
B. thunbergii x media ‘NCBX2’
B. thunbergii x media ‘NCBX9’
B. thunbergii × ‘Bailsel’ (Golden Carousel®)
B. thunbergii × ‘Tara’ (Emerald Carousel®)
B. triacanthophora
B. triculosa
B. verruculosa
B. verruculosa x gagnepainii x vulgaris Trispecific#2
B. virgatorum
B. workingensis
B. xanthoxylon
B. x media x thunbergii atropurpurea H2011-165-002
B. × carminea ‘Pirate King’
B. × frikartii ‘Amstelveen’

All plants, seedlings, seeds, fruits, and other plant parts capable of propagation from the following list of rust-resistant *Mahoberberis* and *Mahonia* species and varieties are regulated articles, except *Mahonia* cuttings for decorative purposes. (See §301.38-4 for interstate movement of regulated articles.)

Mahoberberis rust-resistant species and varieties:

M. aquicandidula
M. aquifolium ‘Smaragd’
M. aquisargentiae
M. miethkeana
M. × ‘Magic’

Mahonia rust-resistant species and varieties:

M. amplexans
M. aquifolium
M. aquifolium atropurpurea
M. aquifolium compacta
M. aquifolium compacta ‘John Muir’
M. aquifolium ‘Donewell’
M. aquifolium ‘Kings Ransom’
M. aquifolium ‘Orangee Flame’
M. aquifolium ‘Undulata’
M. aquifolium ‘Winter Sun’
M. ‘Arthur Menzies’
M. bealei
M. ‘Bokasio’ Sioux
M. ‘Bokrafoot’ Blackfoot
M. dictyota
M. eurybracteata Soft Caress (PPAF)
M. fortunei
M. ‘Golden Abundance’
M. japonica
M. japonica × *M. lomariifolia* ‘Charity’
M. lomariifolia
M. media Marvel (PPAF)
M. nervosa
M. pinnata
M. pinnata ‘Ken Hartman’
M. piperiana
M. pumila
M. repens
M. × *media* ‘Charity’
M. × *media* ‘Lionel Fortescue’
M. × *media* ‘Winter Sun’

Any other product or article not listed in this section that an inspector determines presents a risk of spread of black stem rust. The inspector must notify the person in possession of the product or article that it is subject to the provisions of this subpart.