

FOR INFORMATION
DA-2014-27
May 21, 2014

Subject: APHIS Updates Conditions for Interstate Movement of Citrus from Asian Citrus
Psyllid (ACP) Regulated Areas

To: State and Territory Agricultural Regulatory Officials

Effective immediately, the Animal and Plant Health Inspection Service (APHIS) is allowing the interstate movement of regulated plant parts attached to mandarin fruit (*Citrus reticulata* Blanco). Specifically, mandarins with attached stems and leaves that originate from, are processed and/or packaged in an ACP-only quarantined area may move interstate to all states. Such movement must occur under specified conditions described in a compliance agreement. Please note that under the conditions of this Federal Order, mandarins with attached stems and leaves may not be shipped interstate if they originate from, are processed, and/or packaged in areas that are regulated for citrus black spot, citrus canker, citrus greening, or sweet orange scab.

APHIS is taking these actions to prevent the spread of ACP into non-infested areas of the United States while facilitating safe trade. The attached Federal Order outlines the requirements for interstate movement and includes the amendments to the current conditions for movement that apply to all state quarantines for ACP.

APHIS will post the attached Federal Order at:

http://www.aphis.usda.gov/plant_health/plant_pest_info/citrus_greening/index.shtml

For additional information regarding this program, please call Citrus Health Response Program National Coordinator Prakash Hebbar at 301-851-2228 or National Policy Manager for Citrus Disease Programs Lynn Evans-Goldner at 301-851- 2286.

/s/

Osama El-Lissy
Deputy Administrator
Plant Protection and Quarantine

Attachment: Federal Order

Federal Order

Domestic Quarantine for the Asian Citrus Psyllid (*Diaphorina citri*)

Revised Conditions for Movement

DA-2014-27

May 21, 2014

This Federal Order is issued in accordance with the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412(a), 7 U.S.C. 7712(a). The Act authorizes the Secretary of Agriculture to prohibit or restrict the movement in interstate commerce of any plant, plant part, or article if the Secretary determines the prohibition or restriction is necessary to prevent the dissemination of a plant pest within the United States. This Federal Order is also issued pursuant to the regulations promulgated under the Plant Protection Act and found in the *Code of Federal Regulations* at 7 CFR §301.76.

The current regulations at 7 CFR §301.76 govern the interstate movement of Asian citrus psyllid (ACP) and citrus greening (CG) regulated articles from ACP and CG quarantined areas. APHIS issued a Federal Order on Sept. 18, 2013 which allows intrastate movement of regulated plant parts associated with citrus fruit from any ACP quarantined area to packinghouses, processing facilities, and receiving facilities under compliance agreements with certain conditions. On January 16, 2014, APHIS issued a Federal Order to update the conditions for movement to allow intrastate movement of regulated plant parts associated with mandarin fruit to move from any ACP-only quarantined area to another separate ACP quarantined area. APHIS is issuing this Federal Order to update the conditions for movement to allow interstate movement of regulated plant parts associated with mandarin fruit from any ACP-only quarantined area under compliance agreements with certain conditions. APHIS is rescinding the January 16, 2014 Federal Order because this Federal Order (DA-2014-27) updates the requirements for moving mandarin (*Citrus reticulata* Blanco) fruit with attached stems and leaves from ACP-only quarantined areas to areas outside the quarantine. In addition to the requirements of the Federal Order, regulated persons and/or businesses that move mandarins with attached stems and leaves must comply with all requirements of the destination state regarding the interstate movement of citrus with stems and leaves. The purpose of this Federal Order is to prevent the spread of ACP while facilitating safe interstate trade.

Effective May 20, 2014, mandarin (*Citrus reticulata* Blanco) fruit with attached stems and leaves can be moved interstate from ACP-only quarantined areas under certain conditions described in this Federal Order. This Federal Order will be followed by an interim rule. For additional information regarding this program, please call Citrus Health Response Program National Coordinator Prakash Hebbar at 301-851-2228 or National Policy Manager for Citrus Disease Programs Lynn Evans-Goldner at 301-851- 2286.

A. Quarantined Areas

A description of all areas quarantined for ACP and CG can be found on the Plant Protection and Quarantine (PPQ) website at:

http://www.aphis.usda.gov/plant_health/plant_pest_info/citrus_greening/index.shtml

Section 7 CFR §301.76-3(a) and (c) provide for the Administrator to designate an area as a quarantined area for ACP in each state, or each portion of a state, in which an established population of ACP is detected or when the Administrator considers it necessary to quarantine the area because of its inseparability for quarantine enforcement purposes from localities in which ACP has been found. Section 7 CFR §301.76-3(b) allows the designation of less than an entire state as an ACP quarantined area only if the Administrator determines that the state has adopted and is enforcing restrictions on the intrastate movement of the regulated articles that are equivalent to those imposed by APHIS for the interstate movement of regulated articles, and the designation of less than the entire state as a quarantined area will prevent the interstate spread of ACP.

The Administrator or an inspector may temporarily designate any non-quarantined area as a quarantined area. The Administrator will give a copy of this Order, along with a written notice for the temporary designation, to the owner or person in possession of the area to be established as a quarantined area. Thereafter, the interstate movement of any regulated article from an area temporarily designated as a quarantined area will be subject to this Order. When feasible, this area will be added to the list of quarantined areas or the designation will be terminated by the Administrator or an inspector. The owner or person in possession of an area for which a quarantine designation is terminated will be given notice of the termination as soon as possible.

B. Regulated Articles

The regulated articles for ACP-CG are listed in the regulations at 7 CFR §301.76-2.

C. Conditions for Movement of Regulated Articles

Articles regulated for ACP are prohibited from movement from ACP quarantined areas except under all of the following conditions:

1. Nursery stock may move from quarantined areas if it is moved in accordance with all regulations found in 7 CFR §301.76, the APHIS protocol entitled “Interstate Movement of Citrus and Other Rutaceous Plants for Planting from Areas Quarantined for Citrus Canker, Citrus Greening, or Asian Citrus Psyllid”, and all applicable state regulations.
2. If a state with an ACP-only quarantined area has an established state monitoring program which includes periodic on-site inspections and monitoring of intrastate movement conducted by the state, the state may allow intrastate movement of attached or detached leaves, stems, branches, and debris of regulated ACP host plants that are attached to or associated with fruit that is harvested within a quarantined area to a packinghouse, processing facility, receiving facility, or to a disposal facility located outside of the quarantined area, if all of the conditions of the Federal Order (DA-2013-43) issued on September 18, 2013 are met.

3. Mandarins with attached stems and leaves may move interstate if all the following conditions are met:
 - a. The fruit must be harvested and/or processed, packaged, handled, or received at a facility located in an ACP-only regulated area; and
 - b. Packinghouse owners, processing plant owners, handlers, haulers, transporters, and receivers must have a signed Compliance Agreement with APHIS; and
 - c. Packinghouse owners, processing plant owners, handlers, haulers, transporters, shippers, and receivers must comply with a monitoring program that may include periodic on-site inspections, and monitoring of the processing and movement of mandarins with attached stems and leaves; and
 - d. Packinghouses, processors, handlers, or receivers that receive mandarins from an ACP-only quarantined area or are located in an ACP-only quarantined area must operate under a Compliance Agreement that stipulates all of the following:
 - i. To be eligible for movement, the mandarins with stems and leaves must not originate or be processed and/or packaged in an area regulated for citrus black spot, citrus canker, citrus greening, and/or sweet orange scab or from an area where any of these pests have been detected and pose risk of dissemination if moved interstate; and
 - ii. The mandarins with attached stems and leaves must undergo the following minimum standard packinghouse procedures that must be conducted in succession:
 1. Washing with brushes and
 2. Disinfestation and
 3. Waxing and
 4. Drying and
 5. Culling and
 6. Grading and
 7. Final packing, and
 - iii. The mandarins with attached stems and leaves must not be comingled at any time with fruit that has not been handled as outlined in C. 3. d.; and
 - iv. After shipments are emptied at the processing facility, packinghouse, and/or receiving facility, the trailers, tarpaulins, field boxes, field bins, and packing equipment must be cleaned of all leaves, stems, branches and other plant debris; and

- v. All leaves, stems, branches, and plant debris must be collected continuously as they accumulate and be safeguarded; and
 - vi. All leaves, stems, branches, and other plant debris cleaned from vehicles, trailers, field boxes, field bins, and packing or processing equipment, and/or associated with fruit destined for processing (e.g., juice extraction, livestock feed preparation) must be placed in waste receptacles and sealed as soon as collected; and either
 1. Disposed of in a landfill; or
 2. Returned to the grove from which they originated for disposal; or
 3. Incinerated.
- e. Handlers, haulers, transporters, and shippers must operate under a Compliance Agreement that stipulates all of the following:
- i. Only processed and packed mandarins with stems and leaves that have been handled as outlined in C. 3. may be moved interstate; and
 - ii. The processed and packed fruit must be transported in a completely enclosed vehicle.

D. Definitions

APHIS interstate movement protocol. An APHIS document entitled “Interstate Movement of Citrus and Other Rutaceous Plants for Planting from Areas Quarantined for Citrus Canker, Citrus Greening, or Asian Citrus Psyllid” that is posted on the APHIS ACP-CG website. The document is a subset of the regulations listed in 7 CFR §301.76.

7 CFR §301.76: Code of Federal Regulations, Title 7-Agriculture, Subtitle B –Regulations of the Department of Agriculture (Continued), Chapter III – Animal and Plant Health Inspection Service, Department of Agriculture, Part 301-Domestic Quarantine Notices, Subpart – Citrus Greening and Asian Citrus Psyllid.

Note: Additional definitions can be found at 7 CFR §301.76-1.