



Wisconsin Department of Agriculture, Trade and Consumer Protection
 Division of Agricultural Resource Management
 Bureau of Plant Industry
 PO Box 8911, Madison WI 53708-8911
 Phone: (608) 224-4573 Fax: (608) 224-4656

**Wisconsin Department of Agriculture, Trade and Consumer Protection
 EMERALD ASH BORER COMPLIANCE AGREEMENT**

**Transport of Regulated Articles, Ash Logs, Lumber, Stumps, Branches, and Chips (Excluding Firewood) To Approved Facility
 OUTSIDE QUARANTINED AREA**

Company Name:		Contact Name: Mr./Ms.	
Mailing Address:		E-mail:	
County:		Telephone:	Fax:
Disposal or Processing Yard Location:			Disposal or Processing Yard County:

Applicable to State or Federal Cooperative Domestic Quarantines for the Emerald Ash Borer (*Agrilus planipennis*) pursuant to ATCP 21, Wisconsin Administrative Code

This Emerald Ash Borer Compliance Agreement between the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) and (Company) provides a limited exception for the Company to the quarantine established pursuant to s. 21.17 Wis. Adm. Code and 7 CFR 301.53-3. Based upon the results of a DATCP inspection

This Company will ship regulated ash logs, lumber, stumps, branches, and chips intrastate from a quarantined area to a non-quarantined area only if the regulated article will move to a facility approved under an appropriate Compliance Agreement.

October 1 – March 31:

Shipments of regulated materials out of quarantined areas will be allowed. Shipments must proceed from origin to destination without stopping (except for refueling or traffic conditions).

May 1 to September 30:

No shipment of regulated materials under this compliance agreement.

The limited exception granted by this Agreement authorizes the Company to transport certified ash saw and pulp logs from the quarantined area to outside of the quarantined area subject to the following conditions.

1. The Company acknowledges State and Federal regulations governing the Emerald Ash Borer (EAB) and "regulated articles"*. When working within and near EAB quarantine zone(s), the Company agrees to supply records that may be required for inspection. The Company agrees that the regulated item(s) to which this Compliance Agreement applies is (are) produced, processed, stored, handled or used under conditions, described in this Agreement, that effectively preclude the transmission of emerald ash borer.
2. From May 1 to September 30, all regulated articles in possession of the Company originating on EAB-infested properties shall only be transported within regulated areas in an enclosed vehicle or a vehicle completely enclosed by a covering, such as canvas, plastic or other tightly woven cloth, adequate to prevent the passage of the Emerald Ash Borer to the environment. Log trucks are exempt from this exemption;
3. The Company keeps its employees informed about the EAB quarantine zone(s) borders and about EAB quarantine regulations. The Company also instructs its employees how to identify the EAB and its signs;
4. The Company informs DATCP of any suspected EAB infestation;
5. A copy of this compliance agreement accompanies any shipment of ash saw and pulp logs outside of the quarantine area and is carried by Company employees working within EAB quarantine zone(s);

One original signed agreement to be maintained at Wisconsin Department of Agriculture, Trade and Consumer Protection and a second original signed agreement to be maintained at the company office.
 [8/8/2008, EABComplianceAgreement V.doc]

If at any time, the information on this form is no longer accurate, the signatory must notify WDATCP. WDATCP also retains the right to withdraw the agreement if the signator misrepresents any information on this form, or fails to honor any of the commitments made on this form.

Personal information you provide may be used for purposes other than that for which it was originally collected (sec. 15.04 (1)(m), Wis. Stats.)

6. The Company writes the compliance agreement number on the scale ticket, bill of lading, invoice or any other shipping document accompanying the shipment of any ash saw and pulp logs.

*"Regulated Articles" are hereby defined as the following:

- 1) The Emerald Ash Borer (*Agilus planipennis* Fairmaire) in any living stage;
- 2) Ash trees (*Fraxinus spp.*) of any size;
- 3) Ash limbs, branches and roots;
- 4) Any cut non-coniferous firewood;
- 5) Ash chips and bark fragments (both composted and uncomposted) larger than one inch in diameter;
- 6) Ash logs, slabs or untreated lumber with bark attached;
- 7) Any other item or substance not listed here that may be designated as a regulated item if a pest control official determines that it presents a risk of spreading emerald ash borer and notifies the person in possession of the item or substance that it is subject to the restrictions of the regulations.

Affixing of the signatures below will validate this agreement which shall remain in effect until cancelled. This document may be revised as necessary or revoked for noncompliance by the Department.

Signature/Title _____ **Date Signed** _____

State Agency Official Signature _____ **Compliance Agreement No:** _____

Wisconsin Department of Agriculture, Trade and Consumer Protection

2811 Agriculture Drive

Madison, Wisconsin 53718

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SAMPLE

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