



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

Arborist

|                                                                                        |  |                      |                                            |
|----------------------------------------------------------------------------------------|--|----------------------|--------------------------------------------|
| <b>Company Name:</b>                                                                   |  | <b>Contact Name:</b> |                                            |
| <b>Mailing Address:</b>                                                                |  | <b>E-mail:</b>       |                                            |
| <b>County:</b>                                                                         |  | <b>Telephone:</b>    | <b>Fax:</b>                                |
| <b>Disposal or Processing Yard Location (if different than mailing address above):</b> |  |                      | <b>Disposal or Processing Yard County:</b> |

### 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 (the 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. The limited exception authorizes the Company to transport regulated materials 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 below, that effectively preclude the transmission of emerald ash borer.
2. The Company complies with all of the following:
  - a. From April 30 to September 30, all regulated article(s) in possession of the Company originating on EAB-quarantined 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 stipulation;
  - b. The Company may move regulated articles(s) out of the quarantine zone(s) if: a) the regulated materials have been chipped/processed to a size measuring less than 1.0 inch in two dimensions; b) the bark and outer ½ inch of sapwood has been removed; or c) the regulated materials are moved to a certified processing site from October 1<sup>st</sup> to March 31<sup>st</sup>;
  - c. Per this agreement, ash products, ash nursery stock and/or live ash trees that originate from or are brought into a quarantine zone may not be removed from the zone, and may be subject to immediate confiscation or destruction;
  - d. Movement of ALL hardwood (non-coniferous) firewood out of the quarantine zone(s) is prohibited, regardless of initial origin.
  - e. The Company informs its employees about the EAB quarantine zone(s) borders and about EAB quarantine regulations. The Employer also instructs its employees how to identify the EAB and its signs;
  - f. The Company informs DATCP of any suspected EAB infestation;
  - g. A copy of this compliance agreement is carried by Company employees working within EAB quarantine zone(s); 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 regulated materials.
  - h. The Company notifies DATCP before moving ash material out of the quarantine.

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 signator 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.)

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

- 1) The Emerald Ash Borer (*Agrilus 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.
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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: \_\_\_\_\_

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