

STATE OF VERMONT

Department of Agriculture/Department of Forests, Parks & Recreation

Joint Quarantine No. 1

Quarantine Regulations

Section I	Definitions
Section II	Quarantined Area
Section III	Regulated articles
Section IV	Conditions governing the issuance of certificates and permits
Section V	Inspection and disposition of shipments
Section VI	Marking requirements
Section VII	Shipments for experimental and scientific purposes
Section VIII	Statement of origin of regulated articles

Section I: Definitions. For the purpose of these regulations, the following words names, and terms shall be construed, respectively to mean:

(a) Scleroderris canker. The disease known as Scleroderris canker, caused by the fungus Gremmeniella abietina (Lagerb.) Morelet (Scleroderris lagerbergii Gremmen) in any stage of development.

(b) Infection. Refers to the presence of Scleroderris canker.

(c) Inspector. An inspector of the Vermont State Department of Agriculture, Vermont State Department of Forests, Parks, and Recreation, or of the United States Department of Agriculture, when authorized by the Commissioner to act in that capacity.

(d) Moved, movement. Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, carried, transported, moved, or allowed to be moved from the quarantined area into or through any other portions of the State.

(e) Certificate. A valid form certifying the eligibility of products for movement outside of the quarantined area under the requirements of these regulations.

(f) Limited permit. A valid form authorizing the movement of regulated articles from a quarantined area to a specified destination for specific processing, handling, or utilization.

(g) Commissioner. The Commissioner of Agriculture and the Commissioner of Forests, Parks, and Recreation of the State of Vermont.

(h) Deregulation, deregulated. The removal of quarantine restrictions from regulated articles or quarantined areas due to satisfactory control measures to arrest or eradicate the disease.

(i) Premise quarantine. A limited action taken by the Commissioner to immediately place under regulation any field, tree, or plantation found to be infected with Scleroderris canker.

(b) Regulated movement. The following articles shall not be removed from a quarantined area except under a limited permit or unless accompanied by a certificate indicating freedom from infection:

- (1) Nursery stock, Christmas trees, wreaths, branches, twigs, or parts thereof except logs and pulpwood, of any species of Pinus which are grown in any forest, field, nursery, or greenhouse.
- (2) Any other commodity or article when found on inspection to be infected with Scleroderris canker in any of its stages.

Section IV: Conditions governing the issuance of certificates and permits.

(a) Certificates. Certificates may be issued by an inspector for the movement of regulated articles under one or more of the following conditions:

- (1) When they have been inspected and found apparently free from infection;
- (2) When they have been treated or processed by methods approved by the Commissioner; or
- (3) When they have been grown, produced, manufactured, stored or handled in such a manner that, in the judgment of the inspector, they have not been exposed to infection or if no infection would be transmitted by the shipment thereof: provided that subsequent to certification the regulated articles will be loaded, handled, and shipped under such protection and safeguards against re-infection as are required by the inspector.

(b) Limited permits. Limited permits may be issued for the movement of non-certified regulated articles to specified destinations for specified processing, handling, or utilization. Persons shipping, transporting, or receiving such articles may be required to enter into written dealer-carrier agreements to maintain such sanitation safeguards against the establishment and spread of infection and to comply with such conditions as to the maintenance of identity, handling, processing, or subsequent movement of regulated products as may be required by the inspector. Failure to comply with conditions of the agreement will result in its cancellation.

(c) Cancellation of certificates or limited permits. Certificates or limited permits issued under these regulations may be withdrawn or canceled by the inspector and further certification refused whenever in his judgment the further use of such certificates or permits might result in the dissemination of infection.

(d) Removal of quarantine restrictions. Upon completion of control measures found to be acceptable to the Commissioner, certain items or areas may be deregulated by the Commissioner. Such deregulation shall be based on the absence of Scleroderris canker from the articles or areas, and the reduced probability that movement of materials will constitute further dissemination of the disease.

Section II: Quarantined areas. The following counties or towns, or parts thereof, of the State of Vermont are declared to be quarantined areas:

(a) The towns of:

ADDISON COUNTY

Ripton  
Starksboro

CALEDONIA COUNTY

Barnet  
Burke  
Danville  
Groton  
Hardwick  
Kirby  
Lyndon  
Newark  
Peacham  
St. Johnsbury  
Sheffield  
Stannard  
Sutton  
Walden  
Wheelock

CHITTENDEN COUNTY

Jericho  
Milton  
Underhill

ESSEX COUNTY

Brighton  
Maldstone

FRANKLIN COUNTY

Bakersfield  
Berkshire  
Enosburg Falls  
Fairfax  
Montgomery  
Richford

LAMOILLE COUNTY

Belvidere  
Cambridge  
Eden  
Elmore  
Hyde Park  
Johnson  
Morristown  
Stowe  
Waterville  
Wolcott

ORANGE COUNTY

Brookfield  
Chelsea  
Orange  
Washington  
Williamstown

ORLEANS COUNTY

Albany  
Barton  
Brownington  
Charleston  
Craftsbury  
Glover  
Greensboro  
Irasburg  
Lowell  
Morgan  
Troy  
Westfield  
Westmore

WASHINGTON COUNTY

Barre  
Berlin  
Cabot  
Calais  
Duxbury  
East Montpelier  
Marshfield  
Middlesex  
Montpelier City  
Moretown  
Northfield  
Plainfield  
Waterbury  
Woodbury  
Worcester

(b) Upon discovery of new infections in unregulated towns, the Commissioner may issue written orders establishing premise quarantines for articles regulated by the quarantine.

Section III: Regulated articles.

(a) Prohibited movement. The movement in this State of Scleroderris canker in any stage of development, whether moved independent of or in connection with any other article, is prohibited, except as provided in Section IV hereof.

Section V: Inspection and disposition of shipments. Any car or other conveyance, any package or other container, and any article to be moved, which is moving or which has been moved from the quarantined area, which contains, or which the inspector has probable cause to believe may contain infection, or articles regulated under this quarantine, may be examined by an inspector at any time or place. When articles are found to be moving or to have been moved in violation of these regulations, the inspector may take such action as he deems necessary to eliminate the danger of dissemination of infection.

Section VI: Marking requirements. Every container of regulated articles intended for movement from the quarantined areas shall be plainly marked with the name and address of the consignor and the name and address of the consignee, when offered for shipment, and shall have securely attached to the outside thereof a valid certificate or limited permit issued in compliance with these regulations: provided, that (1) One certificate may be attached to one of the containers and another to the waybill; and for carlot freight or express shipment, either in containers or in bulk, a certificate need be attached to the waybill only and a placard to the outside of the car, showing the number of the certificate accompanying the waybill; (2) For movement by road vehicle, the certificate shall accompany the vehicle and be surrendered to consignee upon delivery or shipment; (3) For movement of regulated material by personal vehicle, the certificate number shall appear on the bill of sale.

Section VII: Shipments for experimental and scientific purposes. Regulated articles may be moved from the quarantined area for experimental or scientific purposes, on such conditions and under such safeguards as may be approved by the Commissioner. The container of articles so moved shall bear, securely attached to the outside thereof, a certificate showing compliance with such conditions.

Section VIII: Statement of origin of regulated articles. Every person selling, or delivering, or attempting to sell, or deliver or ship regulated articles as defined in Section III hereof, in this State, shall accompany each such load, bundle, package, or shipment of the same with legible written statement of origin which shall contain the address of the lands on which such regulated articles were grown, obtained, or cut; the name and address of the consignor.

This quarantine shall become effective

APPROVED AS TO FORM:

---

Paul A. Stone  
Commissioner of Agriculture

---

Attorney General's Office

---

Mollie Beattie  
Commissioner of Forests, Parks & Recreation

---

Madeleine M. Kunin  
Governor of Vermont

---