

Notice of Hearing Concerning: Proposed Permanent Quarantine

Pursuant to the provisions of K.S.A. 2-2117, a hearing will be conducted at 10:00 a.m. on Tuesday, March 13, 2018, in room 124, Kansas Department of Agriculture, 1320 Research Park Dr., Manhattan, KS, 66502, in the matter of the issuance of a permanent quarantine regarding Emerald Ash Borer (*Agrilus planipennis* [Coleoptera: Buprestidae]). The proposed quarantine would expand the current permanent Emerald Ash Borer quarantine to include Shawnee County. The quarantine would prohibit movement of regulated items from the quarantined area, except under specific conditions.

Regulated items under quarantine would include the following:

- The emerald ash borer, (*Agrilus planipennis* [Coleoptera: Buprestidae]), in any living stage of development;
- Firewood of all hardwood (non-coniferous) species;
- Nursery stock of the genus *Fraxinus* (Ash);
- Green lumber of the genus *Fraxinus* (Ash);
- Other material living, dead, cut, or fallen, including logs, stumps, roots, branches, and composted and uncomposted chips of the genus *Fraxinus* (Ash);
- Any other article, product, or means of conveyance that an inspector determines presents a risk of spreading emerald ash borer and notifies the person in possession of the article, product, or means of conveyance that it is subject to the restrictions of the regulations.

In addition, the quarantine would require anyone who discovers Emerald Ash Borer in an area not currently under quarantine to report the discovery to the Kansas Department of Agriculture within 72 hours.

All interested persons may attend the hearing and will be given the opportunity to express comments either orally or in writing, or both. Interested parties may appear in person or by counsel.

Written comments and requests for information concerning the proposed quarantine should be directed to Jeff Vogel, Plant Protection & Weed Control Program Manager, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, jeff.vogel@ks.gov, at or before the time of hearing. A copy of the proposed quarantine may be accessed on the department's website at <http://agriculture.ks.gov/document-services/public-comment>. Comments may also be made through our website under the proposed quarantine. For persons intending to present oral testimony at the hearing, prior notice to the department would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing, and may request a copy of the quarantine in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by

contacting Ronda Hutton at (785) 564-6715 or fax (785) 564-6777. Handicapped parking is located in the west parking lot and the entrance to the building is accessible to individuals with disabilities.

Jackie McClaskey
Secretary of Agriculture