

# NOTICE OF QUARANTINE

## STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

### ESTABLISHMENT OF A QUARANTINE RELATING TO [BOTANICAL OR ZOOLOGICAL TAXON, COMMON NAME] IN THE STATE OF RHODE ISLAND

Pursuant to the authority vested in the RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT by Rhode Island General Laws (RIGL) § 2-16-3(3), I, [Name of DAG Chief], in my capacity as Chief of the Division of Agriculture, Department of Environmental Management (“DEM”), pronounce and declare that [*botanical or zoological taxon*], also known as “[common name],” constitutes a “plant pest” as defined by RIGL § 2-16-2(a)(4). I further find that the presence of [*botanical or zoological taxon*] in the State of Rhode Island would present an imminent threat to the agricultural industry, general environment, and public welfare of the state.

Based upon information provided to DEM by the United States Department of Agriculture (“USDA”), one or more shipments of [kind of plants that are at-risk] from the [name of supplier] in [location of supplier] have been traced to establishments in Rhode Island. The USDA has identified these plants as part of a shipment that originated in [country of origin] and that have tested positive for [*botanical or zoological taxon*]. The discovery of [*botanical or zoological taxon*] in plants connected with this shipment has already necessitated the [remedial action, such as destruction of greenhouse stock] in [states].

Accordingly, pursuant to the authority of RIGL §2-16-3(5) and §2-16-10, I hereby establish a temporary quarantine of the following Premises:

[Name, address of premises]

Locations at these premises have been identified as containing plants that are part of or that have come into contact with the suspect shipments. No plants, plant parts, or related articles shall be moved from any greenhouse, field, or surrounding area, as determined by the Chief, that contains plants, plant parts, or related material originating from a source or location where [*botanical or zoological taxon*] is known to be present, unless it is determined by the Chief that the movement of such articles does not constitute a risk of spreading [*botanical or zoological taxon*] within the State. I find that it is necessary to establish this quarantine on a temporary basis without prior notice or hearing, as permitted by RIGL § 2-16-10, in order to effectively prevent or retard the spread of [*botanical or zoological taxon*] into other premises or communities to the detriment of the welfare of the agricultural economy of the State.

This quarantine shall be effective for a period of thirty (30) days, through and including [date that is 30 days from the beginning of the quarantine]. During this period, the Premises and the plants therein shall be subject to inspection and testing for the presence of [*botanical or zoological taxon*]. During this thirty (30) day period a public hearing shall be advertised and held for the purpose of discussing the continuation and maintenance of said quarantine beyond the thirty (30) day period.

**WHEREFORE**, in order to protect the agricultural industry, general environment, and public welfare, I find that the attached quarantine shall become effective immediately. Notice of the date, time and place of a public hearing within thirty (30) shall be advertised in accordance with RIGL § 2-16-10.

Consistent with the provisions of RIGL § 20-16-11, a penalty of up to two hundred dollars (\$200) per violation of the quarantine, may be imposed.

Signed this [number, 1<sup>st</sup> to 31<sup>st</sup>] day of [month, year],

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[Name of DAG Chief], Chief, Division of Agriculture, RI DEM