

## SECTION .1600 - PHYTOPHAGOUS SNAILS

### 02 NCAC 48A .1601 DEFINITIONS

As used in this Section:

- (1) Commissioner. The Commissioner of Agriculture for the State of North Carolina;
- (2) Compliance Agreement. A written agreement between an individual or concern dealing in or moving regulated articles and the North Carolina Department of Agriculture, Plant Industry Division, wherein the former agrees to comply with conditions specified in the agreement to prevent the establishment or dissemination of phytophagous snails;
- (3) Infestation. A property on which phytophagous snails have been found, or a property onto which regulated material has been moved for any purpose from an infested property, and regulated or host material which has been exposed to, come in physical contact with, or been stored where the pest has been found. Such properties shall be considered infested until the Plant Pest Administrator is of the opinion that phytophagous snails do not exist on said property;
- (4) Inspector. Any authorized employee of the North Carolina Department of Agriculture, Plant Industry Division, or any other person authorized by the Commissioner of Agriculture to enforce the provisions of this quarantine and regulations supplemental thereto;
- (5) Pest and/or Phytophagous Snails. The following snails in any stage of development:
  - (a) brown garden snail (*Helix aspera* Muller);
  - (b) giant South American snail (*Megalobulimus oblongus* Muller);
  - (c) white garden snail (*Theba pisana* Muller);
  - (d) giant African snail (*Achatina* spp.);
  - (e) any other plant-feeding snail which may be determined by the Commissioner to be injurious to North Carolina agriculture;
- (6) Plant Material. All wild, cultivated, or greenhouse grown plants, trees, shrubs, vines, bulbous plants and roots, grafts, scions, and buds. Included are annual plants, cut flowers, and decorative plants without roots;
- (7) Quarantined or Regulated Area. Any portion of a state in which phytophagous snails are found, or has been placed under quarantine on account of same;
- (8) Regulated Articles. Nursery stock, other plant material, and articles capable of transporting phytophagous snails, including used containers and trash.

*History Note: Authority G.S. 106-65.45; 106-65.46; 106-284.18; 106-420; Eff. June 1, 1990; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 24, 2019.*