

**§4-70-55 Notice of quarantine.** The board has determined that there exists serious danger to all ohia (Metrosideros spp.), the ohia forests of Hawaii, and horticultural and agricultural industries from the introduction of new strains of the ohia rust, Puccinia psidii, and other disease pathogens and insects not now established in Hawaii. [Eff and comp ] (Auth: HRS §§141-2, 150A-9) (Imp: HRS §150A-5)

**§4-70-56 Prohibited introduction.** The introduction of any Myrtaceae (Myrtle family) plant, plant part, or seed into Hawaii is prohibited except:

- (1) Dried non-living plant materials;
- (2) Seeds, with no other plant fragments, that have been surface-sterilized using treatments approved by the chief;
- (3) Tissue cultured plants grown in sterile media and in a completely enclosed sterile glass flask or other similar container; or
- (4) By approved permit pursuant to section 4-70-57. [Eff and comp ] (Auth: HRS §§141-2, 150A-9) (Imp: HRS §150A-5)

**§4-70-57 Permits.** Upon written request, a permit may be issued by the chief authorizing the importation of a limited quantity of plants in the family Myrtaceae for propagation under the branch's supervision in a strictly enforced quarantine appropriate to contain Puccinia psidii, and other pests pursuant to sections 4-70-3, 4-70-4, 4-70-5, and 4-70-6." [Eff and comp ] (Auth: HRS §§141-2, 150A-9) (Imp: HRS §150A-5)

2. Material, except source notes, to be repealed is bracketed. New material is underscored.

3. Additions to update source notes to reflect

these amendments are not underscored.

4. These amendments to and compilation of chapter 4-70, Hawaii Administrative Rules, shall take effect ten days after filing with the Office of the Lieutenant Governor.

I certify that the foregoing are copies of the rules, drafted in Ramseyer format pursuant to the requirements of section 91-4.1, Hawaii Revised Statutes, which were adopted on \_\_\_\_\_, and filed with the Office of the Lieutenant Governor.

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SCOTT E. ENRIGHT  
Chairperson  
Board of Agriculture

APPROVED AS TO FORM:

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Deputy Attorney General