



**JOHN R. KASICH**  
GOVERNOR  
STATE OF OHIO

### **Executive Order 2011-11K**

The Emergency Adoption of Rules 901:5-57-01, 901:5-57-02, 901:5-57-03, and 901:5-57-04 of the Ohio Administrative Code by the Ohio Department of Agriculture

**WHEREAS**, the Asian Longhorn Beetle has been discovered in the State of Ohio.

**WHEREAS**, this non indigenous insect poses the potential to destroy Ohio's hardwood trees creating a devastating environmental and economic impact.

**WHEREAS**, an immediate response is necessary.

**WHEREAS**, Section 927.71 of the Ohio Revised Code authorizes the Ohio Department of Agriculture (ODA) to promulgate rules relating to such pest.

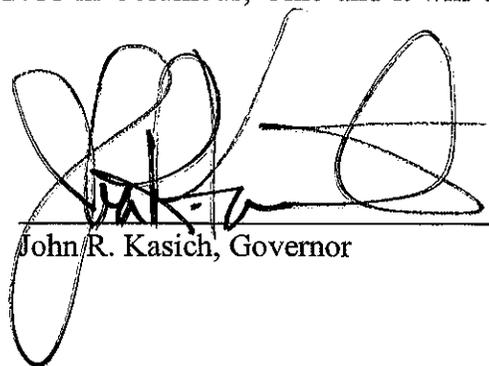
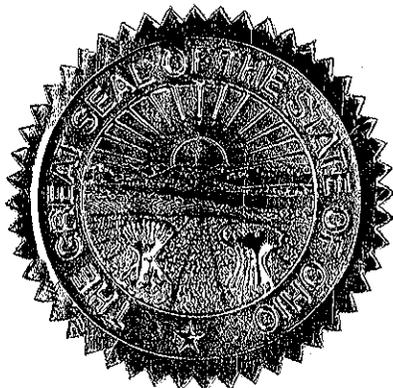
**WHEREAS**, Section 119.03(F) of the Ohio Revised Code authorizes the Governor, upon the request of a state agency, to determine that an emergency exists necessitating the immediate adoption, amendment, or rescission of an agency rule.

**WHEREAS**, ODA has requested a determination whether an emergency exists that requires the immediate adoption of Rules 901:5-57-01, 901:5-57-02, 901:5-57-03, and 901:5-57-04 of the Ohio Administrative Code in order for ODA, pursuant to Section 927.71 of the Ohio Revised Code, to implement rules relating to this devastating pest.

**NOW THEREFORE**, I, John R. Kasich, Governor of the State of Ohio, have determined, upon the request of ODA, that an emergency exists requiring the immediate adoption of Rules 901:5-57-01, 901:5-57-02, 901:5-57-03, and 901:5-57-04 of the Ohio Administrative Code by ODA. Further, I hereby order that the procedure prescribed by Section 119.03 of the Ohio Revised Code with respect to the adoption of such specified rules be suspended and ODA be permitted to immediately adopt these rules by electronically filing them with the Secretary of State, the Director of the Legislative Service Commission, and the Joint Committee on Agency Rule Review.

Further, I hereby order that this Executive Order be filed in electronic form with ODA, the Secretary of State, the Director of the Legislative Service Commission, and the Joint Committee on Agency Rule Review.

I signed this Executive Order on June 20, 2011 in Columbus, Ohio and it will expire at the end of the ninetieth day it is in effect.



John R. Kasich, Governor

ATTEST:

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Jon Husted, Secretary of State