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0579-0054/0088/0129/
0198/0257/0310/0317/
0322/0337/0346/0363/
0369

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE
PLANT PROTECTION AND QUARANTINE

COMPLIANCE AGREEMENT

1. NAME AND MAILING ADDRESS OF PERSON OR FIRM

Name
Business Name
Full Address
Phone#
Fax#
e-mail

2. LOCATION

Full Address

[or enter "Same" if mailing address is the same]

3. REGULATED ARTICLE(S)

Bulk Shipments of PEI potatoes (*Solanum tuberosum*) for processing, packaging or repackaging.

4. APPLICABLE FEDERAL QUARANTINE(S) OR REGULATIONS

Plant Protection Act 2000 and APHIS Federal Order (FO) DA-2026-28 issued August 21, 2026, for import requirements for potatoes (*Solanum tuberosum*) from Prince Edward Island (PEI), Canada to prevent introduction of *Synchytrium endobioticum*, the causal agent of potato wart (PW).

5. I/WE AGREE TO THE FOLLOWING:

I. Transfer and Noncompliance

A. This agreement may be immediately cancelled, revoked, or activities suspended for noncompliance.

B. This compliance agreement is non-transferable.

C. The Plant Protection Act (PPA) (7 U.S.C. §§ 7701 *et seq.*) and the Animal Health Protection Act (AHPA) (7 U.S.C. §§ 8301 *et seq.*) authorize APHIS to issue civil penalties for violating the Acts (7 U.S.C. § 7734(b) and 7 U.S.C. § 8313(b)). The PPA and the AHPA allow for the prosecution and collection of criminal penalties for knowingly violating the Acts (7 U.S.C. § 7734(a) and 7 U.S.C. § 8313(a)).

II. Procedures, protocols, and limitations established in 'General Conditions' (attached).

6. SIGNATURE

[Agreement Holder]

7. TITLE

[Agreement Title]

8. DATE SIGNED

[xx/xx/xxxx]

The affixing of the signatures below will validate this agreement which shall remain in effect until cancelled, but may be revised as necessary or revoked for noncompliance.

9. AGREEMENT NO.
locally generated

10. DATE OF AGREEMENT

[xx/xx/xxxx]

11. PPQ/CBP OFFICIAL (NAME AND TITLE)

PPQO- (SPHD or designee)

12. ADDRESS

SPHD Office or Local PPQ Office Address,
Phone Number, Email Address

13. SIGNATURE

PPQO- (SPHD or designee)

14. U.S. GOVERNMENT/STATE AGENCY OFFICIAL (NAME AND TITLE) SPRO (or designee)	15. ADDRESS SPRO Office Address, Phone Number, Email Address
16. SIGNATURE SPRO (or designee)	

PPQ FORM 519
SEP 2012

Previous editions before 2010 are obsolete.

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE
PLANT PROTECTION AND QUARANTINE PROGRAMS

Compliance Agreement

Authorization: (Off-site Disposal)

This Compliance Agreement (CA) authorizes [ESTABLISHMENT NAME AND SHIPPING ADDRESS] facilities for potato waste management derived from bulk shipments of Potatoes imported from PEI, Canada for processing, packaging or repackaging. By signing this compliance agreement, you agree to adhere to the conditions stipulated to receive PPQ regulated article.

NOTE: This CA does not cover the disposal of garbage regulated under 7 CFR 330.400-403. Regulated garbage disposal requires a Regulated Garbage CA. If you are interested in entering into a CA to transport and dispose of Regulated Garbage, contact your local State Plant Health Director.

NOTE: Sub-contracting material devitalization or disposal is prohibited under this CA. If the CA-holder has an equipment or other malfunction that is unlikely to be able to be corrected for an extended period of time, regulated material on-hand may be moved to another CA-holder or other PPQ authorized facility to dispose the relevant type of material and notify PPQ. If an extended outage is anticipated, no new material should be accepted until operations are restored.

General Conditions

The Plant Protection Act and the Animal Health Protection Act provides authority to USDA to assess penalties for violations of regulations (7 USC § 7734 and 7 USC § 8313). Any person who knowingly violates the Plant Protection Act (PPA) (7 USC § 7701 et seq) and/or Animal Health Protection Act (AHPA) (7 USC § 8301 et seq), may be criminally prosecuted and found guilty of a misdemeanor which can result in penalties, or a one-year prison term, or both. Additionally, any person violating the PPA and/or the AHPA may be assessed civil penalties of up to \$594,129 per violation or twice the gross loss or gain, resulting from the violation, whichever is greater.

1. This agreement is not active until it is signed by the agreement holder in block 6 above, the State Plant Health Director (SPHD, or designee) in block 13 above, and the State Plant Regulatory Official (or designee) from the State Department of Agriculture (USDA) in block 16 above.
2. The agreement holder must comply with all the items listed in (1-9) below. In cases where notification is required, the notification must be made to the PPQ office listed on this agreement within one business day of the event triggering the notification. Access the list of SPHDs at <https://www.aphis.usda.gov/contact/plant-health>.
 1. maintain a valid compliance agreement for as long as any portion of the regulated articles have not been treated or disposed of in accordance with this agreement.
 2. maintain an official permanent work assignment or affiliation at the address on this agreement.
 3. notify PPQ or an authorized officer of any change in the agreement holder's work assignment, place of business, or affiliation.
 4. not assign or transfer this agreement to other persons without prior PPQ authorization.
 5. notify PPQ or an authorized officer of the receipt of an unauthorized or misdirected shipment of regulated articles and hold it until further instruction from PPQ.
 6. notify PPQ or an authorized officer if the shipment includes any unusual or unexpected contents and take all prudent measures to contain them until further instruction from PPQ.
 7. notify PPQ or an authorized officer of any unauthorized or accidental release of the regulated articles and adequately mitigate the resulting environmental impacts.
 8. notify PPQ or an authorized officer if the facility or equipment is damaged, destroyed, or otherwise compromised due to severe weather events or any other incident.
 9. notify PPQ or an authorized officer 30 days in advance if you intend to let your agreement expire and you will no longer dispose of PPQ regulated articles.
3. This agreement [#####] is valid for **3 years** from the date of the final approving official signature and can potentially be renewed. This CA may be revoked for any non-compliances, and requests for future CA may be denied for not rectifying prior non-compliance.
4. The United States Department of Agriculture (USDA) and its authorized representatives will conduct an inspection prior to the issuance of any Compliance Agreement (CA) to establish a baseline understanding of facility operations and to verify that all regulatory, safeguarding, and recordkeeping requirements can be implemented.
5. The United States Department of Agriculture (USDA) and its authorized representatives reserve the right to inspect, at any time, any premises, commodities, records, conveyances, or facilities subject to the requirements outlined in Federal Order DA-2026-28. Entities regulated under FO DA-2026-28 must provide full access to USDA personnel for the purpose of verifying compliance with all applicable federal phytosanitary documentation, handling, and safeguarding requirements.
6. To support the enforcement of these federal requirements, State Departments of Agriculture and other designated state regulatory officials may act on behalf of USDA. These state authorities are

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authorized to conduct inspections, compliance verification activities, and related oversight necessary to ensure adherence to the provisions established in Federal Order DA-2026-28. Regulated parties must provide state officials with the same access, cooperation, and documentation required for USDA personnel.

7. Failure to allow inspection or to cooperate with federal or state regulatory officials may result in enforcement actions, including but not limited to suspension of authorization, revocation of compliance agreements, or other measures deemed appropriate by USDA.

Specific Conditions

This compliance agreement outlines requirements for the handling of solid waste produced during processing, packaging or repackaging of bulk shipments of PEI imported potatoes, as these materials pose a risk to introduce PW into the United States. Bulk shipments refer to potatoes held in containers with a capacity of 22.7 kg (50 lbs.) or more that are intended for processing, packing or repackaging.

The participating facilities must have procedures in place to a) Receive PEI potatoes from CBP bonded carrier b) allow for the safe handling of potato waste generated during processing, packaging or repackaging, c) safe transport of potato waste from the facility to a disposal site, d) a designated place approved by APHIS where potato waste can be permanently disposed of in a manner that prevents its contact with agricultural production areas, and d) ensure records of the operations are maintained.

An addendum to this document contains information for facilities to develop their SOPs. APHIS will evaluate the proposal of the strategies and alternate measures intended to mitigate the potential risk of introducing potato wart into agricultural production areas by recognizing that facilities may differ in the measures they apply and the capacity to meet the requirements of this compliance agreement. These measures will be evaluated and approved by PPQ or an authorized officer case-by-case.

1. Records

The facility is responsible for maintaining records related to the handling and management of PEI potato solid waste associated with all incoming shipments of PEI potatoes for processing, packaging or repackaging. The facility also must designate a compliance officer who will oversee the process and ensure the maintenance of records pertaining to equipment and vehicle cleaning procedures, as well as waste handling and disposal.

All records must be retained for three (3) years from the date of creation and must be made available for review upon request by Federal and State regulatory officials.

Facilities will need to develop standard operating procedures (SOP) pertaining to the handling, managing and disposal of waste generated during the processing, packaging or repackaging of

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potatoes originating from PEI. The SOP must describe how the facility will maintain compliance with the potato waste management CA and must be dated. The Standard Operating Procedure (SOP) must include detailed, facility specific procedures for the transport, handling, processing, storage, safeguarding, equipment cleaning, and disposal of potato waste. The SOP must remain current, be dated, and a complete copy must be maintained and readily accessible at the facility at all times, including during any APHIS inspection.

2. Traceability

Facilities that process, pack or repackage PEI potatoes must maintain the identity of each shipment. Each shipment must carry a unique identifier that provides full traceability back to the production site and packing shed of origin, and to the exporter. The unique identifier must be linked to the Canadian production identifier listed on the official Canadian certificate and must appear on all shipping units (packages).

3. Waste Disposal

Waste generated from processing, packaging or repackaging are prohibited from use as animal feed. Potato waste should not be incorporated into agricultural production fields where potatoes or other crops are grown. Grader debris, cull potatoes, and potato waste generated during the processing of the potatoes must be collected and disposed of in a manner that prevents contact with agricultural production areas. The facility must obtain APHIS or an APHIS representative approval for a waste disposal site.

4. Potato Waste transportation to disposal site

Trucks and/or equipment used in transporting and moving potato waste from the processing facility to a permanent waste disposal site must be cleaned prior to leaving the facility. Potato waste must be moved in a manner that prevents contact with agricultural production fields outside the processing facility.

5. Equipment and vehicle cleaning

Any equipment used or came in contact with PEI potato solid waste must be cleaned free of solid waste before being used in other operations or locations that are not associated with the processing facility covered by this compliance agreement.

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