

2 VAC 5-320, ~~RULES AND REGULATIONS FOR THE ENFORCEMENT OF THE
ENDANGERED PLANT AND INSECT SPECIES ACT~~

Statutory Authority: § 3.1-1025 of the Code of Virginia (1950), as amended

Preamble

This regulation supersedes “Rules and Regulations for the Enforcement of the Endangered Plant and Insect Species Act” adopted May 17, 1989.

~~2VAC5-320-10. Protection of endangered plant and insect species.~~ Listing of Endangered and Threatened Plant and Insect Species.

~~§ 1. Under authority of the Endangered Plant and Insect Species Act (§§ 3.1-1020 through 3.1-1030 of the Code of Virginia), the~~ A. The Board of Agriculture and Consumer Services hereby adopts the following regulation in order to protect designated plant and insect species that exist in this Commonwealth. All designated species are subject to all sections of the Virginia Endangered Plant and Insect Species Act. (§§ 3.1-1020 through 3.1-1030 of the Code of Virginia).

B. The following plant and insect species are hereby declared an endangered species as defined in § 3.1-1021 of the Virginia Endangered Plant and Insect Species Act:

~~[1. Arabis serotina, shale barren rock cress.]~~

~~Bacopa stragula, mat forming water hyssop.~~

~~Buckleya distichophylla, piratebush.~~

~~Carex polymorpha, variable sedge.~~

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- ~~[2. 1.]~~ Cardamine micranthera, small-anthered bittercress.]
- ~~[2.]~~ Carex juniperorum, juniper sedge.]
- ~~[3.]~~ Corallorhiza bentley, Bentley's coralroot.]
- ~~[3. 4.]~~ Fimbristylis perpusilla, harper's Harper's fimbristylis.
- ~~[4. 5.]~~ Helenium virginicum, ~~virginia~~ Virginia sneezeweed.
- ~~[5. 6.]~~ Helonias bullata, swamp-pink.
- ~~[6. 7.]~~ Ilex collina, long-stalked holly.
- ~~[7. 8.]~~ Iliamna corei, ~~peter's~~ Peter's mountain mallow.
- ~~[8. 9.]~~ Isotria medeoloides, small whorled pogonia.
- ~~[10.]~~ Neonympha mitchellii, Mitchell's satyr butterfly.]
- ~~[9. 11.]~~ Nestronia umbellula, nestronia.
- ~~[12.]~~ Ptilimnium nodosum, harperella.]
- ~~[10. 13.]~~ Puto kosztarabi, Buffalo Mountain mealybug.
- ~~[11. 14.]~~ Pseudanophthalmus holsingeri, Holsinger's cave beetle.
- ~~[12. 15.]~~ Scirpus ancistrochaetus, ~~northeastern~~ Northeastern bulrush.
- ~~[13. 16.]~~ Sigara depressa, Virginia Piedmont water boatman.
- ~~[14. 17.]~~ Spiraea virginiana, ~~virginia~~ Virginia spiraea.
- ~~[15. 18.]~~ Trifolium calcaricum, running glade clover.

C. The following plant and insect species are hereby declared a threatened species:

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1. Aeschynomene virginica, sensitive-joint vetch.
- [2. Amaranthus pumilus, seabeach amaranth.]
- [3. Arabis serotina, shale barren rock cress.]
- [~~2.~~ 4.] Cicindela dorsalis dorsalis, Northeastern beach tiger beetle.
- [~~3.~~ 5.] Echinacea laevigata, smooth coneflower.
- [4. 6.] Juncus caesariensis, New Jersey rush.
- [~~5.~~ 7.] Lycopodiella margueritiae, Northern prostrate clubmoss.
- [~~6.~~ Neonympha mitchellii, Mitchell's satyr butterfly.]
- [7. 8.] Nuphar sagittifolia, narrow-leaved spatterdock.
- [~~8.~~ 9.] Platanthera leucophaea, Eastern prairie fringed orchid.
- [9. 10.] Pyrgus wyandot, Appalachian grizzled skipper.
- [~~10.~~ 11.] Rhus michauxii, Michaux's sumac.
- [~~11.~~ 12.] Scirpus flaccidifolius, reclining bulrush.