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Dear CVS Pharmacy Direct Import Supplier:

## **The Lacey Act**

In May 2008, the United States Congress passed landmark legislation to address the U.S. market's role in the global illegal logging crisis, becoming the first country in the world to ban the import of illegally harvested wood and wood products. The Lacey Act Amendments, 16 U.S.C. §§ 3371–3378, protect both plants and wildlife by creating civil and criminal penalties for a wide array of violations. It is unlawful to trade, receive or acquire plants taken, harvested, possessed, transported, sold or exported in violation of underlying laws in a foreign country or in the U.S.

## **Requirements**

The Lacey Act identifies a list of products and the associated Harmonized Tariff Schedule (HTS) chapter or heading, as to which the requirement for the Plant Product Declaration Form (PPQ 505) is required. The declaration must contain the scientific name of any plant (including the genus and species), the value of the importation, the quantity (in metric unit of measure) of the plant and the name of the country from which the plant was harvested.

## **Violations**

The Lacey Act makes it unlawful to make or submit any false record, account or label for, or any false identification of, any plant. Violations of the Lacey Act provisions may be prosecuted through either civil or criminal enforcement actions.

## **Phase VII**

On May 30, 2024, the U.S. Department of Agriculture's Animal and Plant Health Inspection Service (APHIS) announced Phase VII of the Lacey Act provisions for certain imported plant and wood products. In this phase, Lacey Act declarations will be required for all remaining plant product HTS codes that are not 100% composite materials. That means a wide array of imported products — such as furniture, additional essential oils and cork — that have never before needed Lacey Act declarations will now need them.

Implementation of Phase VII will begin December 1, 2024. You can view the products included in Phase VII in the Federal Register notice online at <https://www.federalregister.gov/public-inspection/2024-11901/implementation-of-revised-lacey-act-provisions>.



## Documentation to be provided

Listed below are two formats that are acceptable for all items that fall within the scope of the Lacey Act:

1: Fill out one PPQ Form 505 for each item per shipment that requires a declaration and submit it with the commercial documents.

2: List the following information on the commercial invoice by item:

- The scientific name, genus and species of all trees and wild plants. Additional information may be found at <https://www.aphis.usda.gov/trade/imports/plant-and-plant-product-imports/about-lacey-act-and-aphis/filing-lacey-act/scientific>
- Name of the country in which the plant was harvested
- Quantity of the plant material and standardized metric units of measure (e.g., kg, m, m<sup>2</sup>, m<sup>3</sup>)
- For paper and paperboard products with recycled content, if the percentage of recycled material varies enter the average percentage of recycled material used in the product

More information on the Lacey Act may be found at: <https://www.aphis.usda.gov/plant-imports/lacey-act>.

**Suppliers are expected to submit the declaration for items sold to CVS Pharmacy that fall within the scope of the Lacey Act. Suppliers will be liable for any costs associated with holds and/or violations of the shipment related to the declaration of these goods.**

Sincerely,

David Prata  
Senior Manager, Customs Compliance