

Fifty-seventh  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1287

Introduced by

Representatives Brandenburg, Kempenich, Lemieux, Nicholas

Senators Nichols, Wanzek

1 A BILL for an Act to create and enact a new section to chapter 4-35 of the North Dakota  
2 Century Code, relating to the presence of pesticides in agricultural products; and to provide a  
3 penalty.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 4-35 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **Agricultural products - Certification - Penalty.**

- 8 1. It is a class B misdemeanor for any person to transport any agricultural product  
9 into this state from another country or to pass through this state with an agricultural  
10 product from another country unless the product is accompanied by a certificate  
11 stating:
- 12 a. The agricultural product does not contain any pesticide levels in excess of  
13 established maximum residue limits, as specified in title 40, Code of Federal  
14 Regulations, part 180;
- 15 b. The agricultural product shows no pesticide for which a maximum residue  
16 limit has not been established; and
- 17 c. The agricultural product shows no pesticide not approved for use on that  
18 agricultural product in this country.
- 19 2. For purposes of this section, "agricultural product" means crops, crop products, or  
20 plants intended for human consumption or as feed for animals intended for human  
21 consumption but does not include products for the sole consumption of the  
22 transporter or the transporter's family.