

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1436

Introduced by

Representatives Nicholas, Axtman, Gorder

Senators Nething, Tallackson, Wanzek

1 A BILL for an Act to create and enact three new sections to chapter 4-10 of the North Dakota
2 Century Code, relating to quality standards and planting records for seed potatoes.

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

4 **SECTION 1.** Three new sections to chapter 4-10 of the North Dakota Century Code are
5 created and enacted as follows:

6 **Seed potatoes - Certification requirement.** A person may not plant seed potatoes in
7 lots of one acre [.405 hectare] or more, for the purpose of selling the crop to be harvested,
8 unless the seed potatoes have been certified by the commissioner as meeting the standards of
9 this chapter, have been certified by another state or province having a similar seed potato
10 quality assurance program, or have been field-inspected and approved by the commissioner. If
11 the commissioner has reason to believe that seed potatoes meeting the requirements of this
12 section are not available in sufficient quantities to fulfill planting needs, the commissioner may
13 permit the planting of seed potatoes with a higher disease content, provided that bacterial ring
14 rot is not present and that a serious disease threat is not posed.

15 **Cull Piles.** Any person growing potatoes must destroy all cull piles to prevent the
16 spread of disease.

17 **Records.** Every person who plants potatoes on more than one acre [.405 hectare] shall
18 maintain records indicating the acreage [hectarage], varieties, and source of all seed potatoes
19 planted. The records must be available for inspection by the commissioner for a period of two
20 years.