

Fifty-fifth Legislative Assembly, State of North Dakota, begun in the Capitol in the City of Bismarck, on Monday, the sixth day of January, one thousand nine hundred and ninety-seven

HOUSE BILL NO. 1436
(Representatives Nicholas, Axtman, Gorder)
(Senators Nething, Tallackson, Wanzek)

AN ACT to create and enact two new sections to chapter 4-10 of the North Dakota Century Code, relating to quality standards and planting records for seed potatoes.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

Seed potatoes - Certification requirement. A person may not plant seed potatoes in lots of one acre [.405 hectare] or more, for the purpose of selling the crop to be harvested, unless the seed potatoes have been certified by the commissioner as meeting the standards of this chapter, have been certified by another state or province having a similar seed potato quality assurance program, or have been field-inspected and approved by the commissioner. However, the commissioner shall permit North Dakota growers to plant uncertified potatoes grown by them, if the growers are within twelve months of having their own certified parent seed potatoes. If the commissioner has reason to believe that seed potatoes meeting the requirements of this section are not available in sufficient quantities to fulfill planting needs, the commissioner may permit the planting of seed potatoes with a higher disease content, provided that bacterial ring rot is not present and that a serious disease threat is not posed.

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

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1436.

House Vote: Yeas 83 Nays 13 Absent 1

Senate Vote: Yeas 47 Nays 0 Absent 2

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1997.

Approved at _____ M. on _____, 1997.

Governor

Filed in this office this _____ day of _____, 1997,

at _____ o'clock _____ M.

Secretary of State