

SENATE BILL NO. 2228

Introduced by

Senators Miller, Luick, Oehlke

Representatives Larson, Schreiber Beck, Trottier

1 A BILL for an Act to create and enact a new section to chapter 4-12.1 of the North Dakota
2 Century Code or in the alternative to create and enact section 4.1-16-08.1 of the North Dakota
3 Century Code, relating to the required movement or confinement of bees if pesticide is being
4 applied in the area; and to provide for the applicability of a penalty.

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

6 **SECTION 1.** If Senate Bill No. 2025 does not become effective, a new section to chapter
7 4-12.2 of the North Dakota Century Code is created and enacted as follows:

8 **Confinement or relocation of bees - Applicator - Notice.**

- 9 1. As a condition of licensure, a beekeeper must sign a statement agreeing to confine or
10 relocate bees within twenty-four hours, if notified by a pesticide applicator that
11 spraying will occur within two miles of the apiary.
12 2. If an applicator is unable to contact a beekeeper or if the beekeeper is unable or
13 unwilling to confine or relocate bees, as required by this section, the applicator shall
14 notify the agriculture commissioner.
15 3. The agriculture commissioner may contract for the relocation or confinement of the
16 bees. The beekeeper shall reimburse the commissioner for any costs incurred by the
17 commissioner in contracting for the relocation or confinement of the bees under this
18 subsection.

19 **SECTION 2.** If Senate Bill No. 2025 becomes effective, section 4.1-16-08.1 of the North
20 Dakota Century Code is created and enacted as follows:

21 **4.1-16-08.1. Confinement or relocation of bees - Applicator - Notice.**

- 22 1. As a condition of licensure, a beekeeper must sign a statement agreeing to confine or
23 relocate bees within twenty-four hours, if notified by a pesticide applicator that
24 spraying will occur within two miles of the apiary.

- 1 2. If an applicator is unable to contact a beekeeper or if the beekeeper is unable or
- 2 unwilling to confine or relocate bees, as required by this section, the applicator shall
- 3 notify the agriculture commissioner.
- 4 3. The agriculture commissioner may contract for the relocation or confinement of the
- 5 bees. The beekeeper shall reimburse the commissioner for any costs incurred by the
- 6 commissioner in contracting for the relocation or confinement of the bees under this
- 7 subsection.