

Sixty-sixth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1149

Introduced by

Representatives D. Johnson, Kempenich, Monson, Vigesaa

Senators Dotzenrod, Schaible, Wanzek

- 1 A BILL for an Act to create and enact a new section to chapter 4.1-47 of the North Dakota
2 Century Code, relating to noxious weed certification.

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

- 4 **SECTION 1.** A new section to chapter 4.1-47 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Noxious weed certification - Gravel and sand pits.**

- 7 1. The commissioner, after consulting with the county weed boards, may adopt rules for
8 certifying that gravel, scoria, topsoil, or sand surface mining operations are not
9 contaminated with noxious weeds. The rules must identify the extent to which noxious
10 weeds are allowed with certification.
11 2. A county weed board may certify gravel, scoria, topsoil, or sand surface mining
12 operations are not contaminated with noxious weeds.
13 3. The commissioner shall adopt a schedule of fees that county weed boards may
14 charge for inspecting, testing, analyzing, and certifying gravel, scoria, topsoil, or sand
15 surface mining operations.
16 4. Certification of gravel, scoria, topsoil, or sand surface mining operations as being free
17 from contamination of noxious weeds is not a warranty of any kind as to the quality of
18 the gravel, scoria, topsoil, or sand from an inspected and certified location.