

Introduced by

Representatives Heilman, Toman, VanWinkle, D. Johnston

Senators Van Oosting, Paulson, Magrum

1 A BILL for an Act to create and enact a new section to chapter 61-28.1 of the North Dakota
2 Century Code, relating to the prohibition on water fluoridation; to provide a penalty; and to
3 provide an effective date.

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

5 **SECTION 1.** A new section to chapter 61-28.1 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Fluoride introduction prohibited - Penalty.**

8 1. For purposes of this section:

9 a. "Fluoride" means any chemical compound containing the fluoride ion, including
10 sodium fluoride, hydrofluoric acid, sodium silicofluoride, and fluorosilicic acid.

11 b. "Public water supply" means a water system that provides water for human
12 consumption through pipes or other constructed conveyances to at least fifteen
13 service connections or serves an average of at least twenty-five people for at
14 least sixty days a year.

15 2. A person may not add or cause to be added any form of fluoride to any public water
16 supply for the purpose of fluoridation, regardless of the intended concentration.

17 3. This section does not apply to any water treatment process where fluoride is naturally
18 occurring in a water source or the use of fluoride for an industrial or manufacturing
19 process not related to public water treatment.

20 4. A person in violation of this section is subject to a fine of five hundred dollars, and
21 subject to a fine of one thousand dollars for a subsequent violation.

22 5. The department of environmental quality shall enforce this section.

23 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective on August 1, 2026.