

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1200

Introduced by

Representatives Rennerfeldt, Kempenich, Nichols

Senators Kinnoin, Lyson

1 A BILL for an Act relating to the unauthorized removal or possession of purple coneflowers,
2 Echinacea purpurea or Echinacea angustifolia; to provide a penalty; and to declare an
3 emergency.

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

5 **SECTION 1. Purple coneflowers (Echinacea purpurea or Echinacea angustifolia) -**
6 **Unauthorized removal - Penalty.**

- 7 1. A person is guilty of a class A misdemeanor, is subject to court-ordered restitution
8 to the landowner, and also is subject to a civil penalty of up to ten thousand dollars
9 if that person willfully enters upon land owned by another and, without the express
10 written consent of the owner, removes or attempts to remove a purple coneflower,
11 Echinacea purpurea or Echinacea angustifolia, from the land.
- 12 2. A person is guilty of a class A misdemeanor, is subject to court-ordered restitution
13 to the state, and is subject to a civil penalty of up to ten thousand dollars if that
14 person willfully removes or attempts to remove a purple coneflower, Echinacea
15 purpurea or Echinacea angustifolia, from state-owned land.
- 16 3. A person is guilty of a class A misdemeanor and also is subject to a civil penalty of
17 up to ten thousand dollars if that person willfully possesses a purple coneflower
18 removed from land in violation of this section.
- 19 4. Any vehicle used to transport a purple coneflower removed or possessed in
20 violation of this section is forfeitable property under chapter 29-31.1.

21 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.