

HOUSE BILL NO. 1256

Introduced by

Representatives Monson, D. Johnson, Nichols

Senators Heitkamp, Sand, Thane

1 A BILL for an Act to create and enact a new section to chapter 63-01.1 of the North Dakota
2 Century Code, relating to the designation of industrial hemp as a noxious weed; and to amend
3 and reenact subsection 13 of section 4-09-01 of the North Dakota Century Code, relating to the
4 definition of noxious weed seeds.

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

6 **SECTION 1. AMENDMENT.** Subsection 13 of section 4-09-01 of the 1997 Supplement
7 to the North Dakota Century Code is amended and reenacted as follows:

- 8 13. "Noxious weed seeds" means the seeds of either of the following classifications:
- 9 a. "Prohibited noxious weed seeds" means the seeds of perennial weeds which
10 reproduce by seed or spread by underground roots, stems, and other
11 reproductive parts and which, when established, are highly destructive and
12 difficult to control by ordinary good cultural practice including the seeds of
13 leafy spurge (*euphorbia esula* 1.), field bindweed (*convolvulus arvensis* 1.),
14 Canada thistle (*cirsium arvense* 1.), perennial sow thistle (*sonchus arvensis*
15 1.), Russian knapweed (*centaurea picris* pall), absinth wormwood (*artemisia*
16 *absinthim*), ~~hemp (*cannabis sativa*)~~, musk thistle (*carduus nutans*), spotted
17 knapweed (*centaurea maculosalam*), and hoary cress (*cardaria draba* 1.).
 - 18 b. "Restricted noxious weed seeds" means the seeds of weeds which are highly
19 objectionable in fields, lawns, and gardens, but which can be controlled by
20 good cultural practices or other means, including the seeds of dodder
21 (*cuscuta* species), hedge bindweed (*convolvulus sepium*), wild oats (*avena*
22 *fatua*), and quackgrass (*agropyron repens* 1. beauv.).

23 **SECTION 2.** A new section to chapter 63-01.1 of the North Dakota Century Code is
24 created and enacted as follows:

- 1 **Noxious weed lists - Cannabis sativa.** Neither the commissioner nor a county weed
- 2 board may include hemp, cannabis sativa having not more than three tenths of one percent
- 3 tetrahydracannabinol, on the state list of noxious weeds or on any county list of noxious weeds.