

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.