

Sixty-third
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1054

Introduced by

Agriculture Committee

(At the request of the Agriculture Commissioner)

1 A BILL for an Act to amend and reenact ~~subsections 2 and 3 of~~ section 4.1-14-01 of the North
2 Dakota Century Code, relating to forage certification; and to declare an emergency.

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

4 ~~SECTION 1. AMENDMENT. Subsections 2 and 3 of section 4.1-14-01 of the North Dakota~~
5 ~~Century Code are amended and reenacted as follows:~~

6 ~~2. Upon receiving the request, the agriculture commissioner shall:~~

7 ~~a. Inspect the forage acreage within ten days before harvest to verify that weeds~~
8 ~~prohibited according to the standards of the North American weed management~~
9 ~~association are not present and producing viable seeds; and~~

10 ~~b. (1) Ascertain that the scheduled harvest has occurred;~~

11 ~~(2) Determine the number of bales for which certification tags or~~
12 ~~department-approved twine, or both, must be issued; and~~

13 ~~(3) Verify that the baled forage is stored or will be stored only in an area where~~
14 ~~weeds prohibited according to the standards of the North American weed~~
15 ~~management association are not present and producing viable seeds.~~

16 ~~3. If the agriculture commissioner determines that the conditions of subsection 2 have~~
17 ~~been met, the commissioner shall either issue and affix or cause to be affixed on each~~
18 ~~bale of forage one dated certification tag or authorize the use of department-approved~~
19 ~~twine to bale the forage.~~

20 **SECTION 1. AMENDMENT.** Section 4.1-14-01 of the North Dakota Century Code is
21 amended and reenacted as follows:

22 **4.1-14-01. Certification of forage - Compliance with other standards.**

23 1. To obtain certification that weeds prohibited according to the standards of the North
24 American ~~weed~~invasive species management association are not cut when producing

- 1 viable seeds and included in baled forage, the owner of the forage shall request that
2 the agriculture commissioner conduct a certification inspection.
- 3 2. Upon receiving the request, the agriculture commissioner shall:
- 4 a. Inspect the forage acreage within ten days before harvest to verify that weeds
5 prohibited according to the standards of the North American ~~weed~~invasive
6 species management association are not present and producing viable seeds;
7 and
- 8 b. (1) Ascertain that the scheduled harvest has occurred;
9 (2) Determine the number of bales for which certification tags or
10 department-approved twine, or both, must be issued; and
- 11 (3) Verify that the baled forage is stored or will be stored only in an area where
12 weeds prohibited according to the standards of the North American
13 ~~weed~~invasive species management association are not present and
14 producing viable seeds.
- 15 3. If the agriculture commissioner determines that the conditions of subsection 2 have
16 been met, the commissioner shall issue and affix or cause to be affixed on each bale
17 of forage one dated certification tag or shall authorize the use of department-approved
18 twine to bale the forage.

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