

# NORTH DAKOTA

## SUMMARY OF PLANT PROTECTION REGULATIONS

Updated January 2017

### North Dakota Department of Agriculture

600 East Boulevard  
Bismarck, ND 58505-0020  
[www.nd.gov/ndda](http://www.nd.gov/ndda)

Charles Elhard..... Acting State Plant Regulatory Officer  
..... Nursery Lead/Export Lead/CAPS Coordinator  
Telephone: 701-220-0485  
Email: [celhard@nd.gov](mailto:celhard@nd.gov)

### North Dakota State Seed Department

<http://www.nd.gov/seed/>

Ken Bertsch..... State Seed Commissioner (Seed Regulations)  
..... Telephone: 701-231-5400; Fax: 701-231-5401  
..... Email: [kbertsch@ndseed.ndsu.edu](mailto:kbertsch@ndseed.ndsu.edu)

Kent Sather ..... Director Potato Program  
..... 701 231-5435  
..... Email: [ksather@ndseed.ndsu.edu](mailto:ksather@ndseed.ndsu.edu)

**The information, as provided, is for informational purposes only and should not be interpreted as complete, nor should it be considered legally binding. Coordination with both your state and the destination state plant regulatory agency listed above may be necessary to stay up-to-date on revised requirements.**

### Notification of Nursery Stock Shipments

Notification of nursery stock shipments, when required, should be faxed to 701 231-8557 or emailed to [celhard@nd.gov](mailto:celhard@nd.gov).

### NURSERY STOCK DEFINITION

NURSERY STOCK means all trees, shrubs, and woody vines and parts thereof which are capable of propagation or growth except seed. Only those plants that are intended for outdoor planting are considered nursery stock. All *Clematis*, *Rosa* and *Yucca* species are exempt.

## GENERAL SHIPPING REQUIREMENTS

All plants and plant parts defined as nursery stock must be from an inspected and certified source from the state of origin where the plants were grown. A copy of the current valid certificate of inspection from the state of origin must accompany all commercial shipments of nursery stock into the state. The certificate does not need to be filed with the Department of Agriculture. No permits or fees are required to ship into the state. Any out-of-state person who sells nursery stock from a vehicle or other place of business within the state must have a North Dakota nursery license.

## NOXIOUS WEEDS

<i>Acroptilon repens</i> .....	Russian Knapweed
<i>Artemisia absinthium</i> .....	Absinth wormwood
<i>Cirsium arvense</i> .....	Canada thistle
<i>Euphorbia esula</i> .....	Leafy spurge
<i>Carduus nutans</i> .....	Musk thistle
<i>Centaurea diffusa</i> .....	Diffuse knapweed
<i>Centaurea maculosa</i> .....	Spotted knapweed
<i>Linaria genistifolia ssp. dalmatica</i> .....	Dalmatian toadflax
<i>Linaria vulgaris</i> .....	...Yellow toadflax
<i>Lythrum salicaria</i> , <i>L. virgatum</i> , and all <i>Lythrum</i> cultivars .....	Purple loosestrife
<i>Tamarix ramosissima</i> including <i>T. chinensis</i> and <i>T. parviflora</i> .....	Saltcedar

### COUNTY OPTION NOXIOUS WEEDS:

Counties can add additional weeds to the list at the county level

## QUARANTINES OR ADDITIONAL REQUIREMENTS

### BLACK STEM RUST QUARANTINE

[www.legis.nd.gov/information/acdata/pdf/7-04-01.pdf](http://www.legis.nd.gov/information/acdata/pdf/7-04-01.pdf)

PESTS: Black stem rust, *Puccinia graminis*

STATES REGULATED: ALL

MATERIALS REGULATED: Black Stem Rust spores in any living stage. All plants, seeds, fruits and other parts of plants which are capable of propagation and belong to the genera *Berberis*, *Mahoberberis*, or *Mahonia*, except *Mahonia* cuttings for decorative purposes. **See Federal Black Stem Rust Quarantine.**

## SEED POTATOES

All seed potatoes imported into this state for planting purposes by any person from any state, territory, or country must be accompanied by an official grade certificate describing the grade of the potatoes or a health certificate to certify that the lot of seed potatoes was field inspected by an official certifying agency and is similar to the standards established by NDCC 4-10 for seed

potatoes (<http://www.legis.nd.gov/information/acdata/pdf/74-04-01.pdf>) ; and any other document or certificate required for the importation of seed potatoes by the state, province, territory, or country of origin, including test results issued by a laboratory approved by the united States department of agriculture's animal and plant health inspection service (NDCC 4-10-06.3)