

NORTH DAKOTA

SUMMARY OF PLANT PROTECTION REGULATIONS Updated March 2021

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<https://www.nd.gov/ndda/plant-industries>

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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 emailed to doa-phytos@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.

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. All nursery stock deemed non-hardy in North Dakota must bear a label that states "Nonhardy in North Dakota". Full list of nonhardy nursery stock can be found on our website at the below link.

Additional nursery information: <https://www.nd.gov/ndda/program/nursery-program>

NOXIOUS WEEDS

<i>Centaurea 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</i> ssp. <i>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</i> spp	Saltcedar
<i>Amaranthus palmeri</i>	Palmer amaranth
<i>Cynoglossum officinale</i>	Houndstongue

COUNTY OPTION NOXIOUS WEEDS:

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

<https://www.nd.gov/ndda/general-resource/local-government/local-government/county-and-city-listed-noxious-weeds>

QUARANTINES OR ADDITIONAL REQUIREMENTS

MOSS BALLS/ZEBRA MUSSELS QUARANTINE

[Moss Ball Zebra Mussel Quarantine effective 03192021 \(002\).pdf \(nd.gov\)](#)

PESTS: Zebra mussels, *Dreissena polymorpha*

STATES REGULATED: ALL

MATERIALS REGULATED: The aquatic plant known as *Aegagropila linnaei* ("Moss ball"); Any other aquatic species found to be infested with *Dreissena polymorpha* ("Zebra mussel").

BLACK STEM RUST QUARANTINE

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**.

EMERALD ASH BORER QUARANTINE

<https://www.legis.nd.gov/information/acdata/pdf/7-04-04.pdf>

PESTS: Emerald ash borer, *Agrilus plannipennis*

STATES REGULATED: All areas known to have emerald ash borer. Regulated areas are identified on the department's website: www.nd.gov/ndda.

MATERIALS REGULATED: Emerald ash borer in any life stage, firewood of all hardwood (non-coniferous) species, entire ash trees, untreated ash limbs, branches, logs stumps and roots capable of harboring emerald ash borer, ash nursery stock, ash chips and ash bark chips, and any article or means of conveyance that could present the risk of emerald ash borer.

SEED POTATOES

<http://www.legis.nd.gov/information/acdata/pdf/74-04-01.pdf>

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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; 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)

SEED LAWS

<https://www.legis.nd.gov/cencode/t04-1c53.pdf#nameddest=4p1-53-01>