

**SENATE BILL NO. 2134**

Introduced by

Senators Vedaa, Conley

Representatives Dockter, M. Ruby

1 A BILL for an Act to create and enact section 4.1-16-08.1 of the North Dakota Century Code,  
2 relating to the placement or location of a beehive; and to provide a penalty.

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

4 **SECTION 1.** Section 4.1-16-08.1 of the North Dakota Century Code is created and enacted  
5 as follows:

6 **4.1-16-08.1. Placement or location of a hive - Limitation.**

7 1. A beekeeper may not place or locate a hive within one-quarter mile [.40 kilometer]  
8 from the nearest edge of a roadway within the county road system as provided for in  
9 chapter 24-05, the state highway system as provided for in chapter 24-01, or a federal  
10 highway within this state.

11 2. If the commissioner receives a complaint alleging a violation of this section, the  
12 commissioner shall:

13 a. Note the date and time of the complaint;

14 b. Verify whether the placement or location cited in the complaint is in violation of  
15 subsection 1; and, if so:

16 c. (1) Contact the beekeeper, if known; and

17 (2) Direct that within forty-eight hours from the time of contact by the  
18 commissioner, the beekeeper remove from the site all colonies, all hives  
19 and their content, and all beekeeping equipment.

20 3. If the beekeeper fails to meet the requirements of paragraph 2 of subdivision c of  
21 subsection 2 or if the beekeeper is unknown, the agriculture commissioner shall  
22 confiscate all colonies, the hives and their content, and all beekeeping equipment  
23 present at the site. The colonies, the hives and their content, and all beekeeping

- 1           equipment must be disposed of pursuant to a court order or an administrative order
- 2           issued by the commissioner.
- 3        4. Any costs incurred by the agriculture commissioner in enforcing this section are the
- 4           responsibility of the beekeeper.