

Jack Dalrymple, Governor
Maggie D. Anderson, Executive Director

June 18, 2015

Vonette Richter, Assistant Code Revisor
North Dakota Legislative Council
State Capitol
600 East Boulevard Avenue
Bismarck, ND 58505

RE: Emergency Rule Making for Proposed Creation of N.D. Admin. Code Chapter
75-01-04 – Human Services Grant Program

Dear Ms. Richter:

Attached for filing in the office of the Legislative Council are the following:

1. Notice of Intent to Create Administrative Rules concerning the above proposed rules as required by N.D.C.C. § 28-32-02;
2. Finding and Statement of reason of Maggie D. Anderson, Executive Director of the North Dakota Department of Human Services, with respect to the declaration of the proposed creation of N.D.A.C. Chapter 75-01-04;
3. Interim final rules effective June 19, 2015; and
4. The June 16, 2015, letter from Governor Dalrymple approving the request for emergency rulemaking.

Ms. Anderson has declared that the proposed amendments require emergency rulemaking. Accordingly, Ms. Anderson has declared these proposed amendments to be interim final rules effective June 19, 2015.

The department has determined that appropriate measures to make the proposed interim final rules known to every person who may be affected by them consist of mailing a copy of the proposed rules to each county social service board office, to each regional human service center, and to persons or entities who have expressed an interest in receiving notice of such rulemaking; furnishing this notice to the Legislative Council; and publishing notice of the proposed rulemaking once in each county newspaper of general circulation published in the state of North Dakota.

Vonette Richter, Assistant Code Revisor
Emergency Rule Making for Proposed Amendments
June 18, 2015
Page 2

If you have any questions or concerns, please contact me at 328-2311. Thank you.

Sincerely,



Julie Leer
Legal Advisory Unit

JL/rs



Jack Dalrymple, Governor
Maggie D. Anderson, Executive Director

NOTICE OF INTENT TO CREATE
ADMINISTRATIVE RULES RELATING TO
N.D.A.C. CHAPTER 75-01-04
HUMAN SERVICES GRANT PROGRAM

TAKE NOTICE that the North Dakota Department of Human Services will hold a public hearing to address the proposed creation of N.D. Admin. Code chapter 75-01-04 at 10:00 a.m. on Monday, July 27, 2015, in Bismarck, N.D. in Room 212, located on the second floor of the Judicial Wing of the State Capitol. The proposed rules are effective June 19, 2015, as interim final rules under North Dakota Century Code Section 28-32-03; North Dakota Century Code section 50-06-20.1 allows for emergency rulemaking for the Human Services Grant Program.

The proposed creation of N.D. Admin. Code chapter 75-01-04, Human Services Grant Program, is necessary to comply with Section 6 of 2015 Senate Bill No. 2206.

The proposed changes are as follows:

Chapter 75-01-04, is created to facilitate the Human Services Grant Program and contains three sections. The first section sets forth definitions relevant to the Human Services Grant Program, the second explains when applications for grants are due, and the third explains how a county is verified as eligible for a grant and is approved to receive a grant.

The proposed amendments are not anticipated to have an impact on the regulated community in excess of \$50,000. No taking of real property is involved in this rulemaking action.

Copies of the proposed rules are available for review at county social services offices and at human service centers. Copies of the proposed rules and the regulatory analysis relating to these rules may be requested by telephoning (701) 328-2311. Written or oral data, views, or arguments may be entered at the hearing or sent to: Rules Administrator, North Dakota Department of Human Services, State Capitol - Judicial Wing, 600 E. Boulevard Ave., Dept. 325, Bismarck, ND 58505-0250. Written data, views, or arguments on the proposed rules must be received no later than 5:00 p.m. on Thursday, August 6, 2015.

ATTENTION PERSONS WITH DISABILITIES: If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the Department of Human Services at the above telephone number or address at least two weeks prior to the hearing.

Dated this 18th day of June, 2015.



Jack Dalrymple, Governor
Maggie D. Anderson, Executive Director

**FINDING AND STATEMENT OF REASON
NORTH DAKOTA DEPARTMENT OF HUMAN SERVICES
REGARDING PROPOSED CREATION OF
NORTH DAKOTA ADMINISTRATIVE CODE CHAPTER 75-01-04
HUMAN SERVICES GRANT PROGRAM**

FINDING

I find that emergency rulemaking to amend N.D. Admin. Code chapter 75-01-04, Human Services Grant Program, is necessary as required under section 50-06-20.1.

STATEMENT OF REASON

Emergency rulemaking is necessary for the Department of Human Services to comply with section 50-06-20.1.

Dated this 16th day of June, 2015.

A handwritten signature in black ink that reads "Maggie D. Anderson". The signature is written in a cursive style and is positioned above a horizontal line.

Maggie D Anderson
Executive Director



— State of —
North Dakota

Office of the Governor

Jack Dalrymple
Governor

June 16, 2015

RECEIVED

JUN 16 2015

DHS - Legal

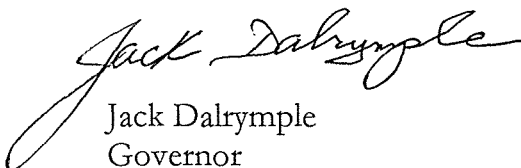
Maggie Anderson
Department of Human Services
600 East Boulevard Avenue
Bismarck, ND 58505

Dear Maggie,

On June 16, 2015, I received your request for approval of emergency rulemaking to amend North Dakota Administrative Code Chapter 75-01-04 relating to the Human Services Grant Program.

I have reviewed the request pursuant to N.D.C.C. § 28-32-03 and I find that an emergency rulemaking is reasonably necessary to comply with section 50-06-201. I therefore approve adoption of your proposed rules as interim final rules.

Sincerely,


Jack Dalrymple
Governor

37:74: 58



Jack Dalrymple, Governor
Maggie D. Anderson, Executive Director

June 18, 2015

RE: Interim Final Rules Effective June 19, 2015
N.D. Admin. Code Chapter 75-01-04
Human Services Grant Program

TO WHOM IT MAY CONCERN:

The Department of Human Services is proposing interim final rules effective June 19, 2015 regarding N.D. Admin. Code chapter 75-01-04, Human Services Grant Program. The department has adopted procedures to assure public input into the formulation of such rules prior to their final adoption.

In conformity with those procedures, we are providing you with a copy of the interim final rules and are requesting that you provide any written data, views, or arguments no later than 5:00 p.m. on August 6, 2015.

The department has scheduled an oral hearing on July 27, 2015. Further information concerning the public hearing is included in the attached notice of proposed rulemaking and public hearing.

Your participation is welcomed, as are your suggestions. Please send all written data, views, or arguments to: Rules Administrator, Department of Human Services, State Capitol - Judicial Wing, 600 E. Boulevard Ave., Bismarck, ND 58505-0250.

Sincerely,

A handwritten signature in black ink that reads "Maggie D. Anderson".

Maggie D Anderson,
Executive Director

MDA/rs

Attachments

Cc: Vonette Richter, Legislative Council



Legal Advisory Unit

(701) 328-2311
Fax (701) 328-2173
Toll Free (800) 472-2622
ND Relay TTY (800) 366-6888

Jack Dalrymple, Governor
Maggie D. Anderson, Executive Director

June 18, 2015

Representative Bill Devlin
North Dakota Legislative Assembly
Chairman of the Administrative Rules Committee
PO Box 505
Finley, ND 58230-0505

RE: Department of Human Services Emergency Rulemaking

Dear Representative Devlin:

Subsection 5 of section 28-32-03 of the North Dakota Century Code requires an agency to provide notice to the Chairman of the Administrative Rules Committee of the emergency status, declared effective date, and grounds for emergency status of emergency rules proposed by the agency.

The Department of Human Services is proposing emergency rules to take effect on June 19, 2015 to create North Dakota Administrative Code chapter 75-01-04 governing the Human Services Grant Program which was established by 2015 Senate Bill No. 2206. The new chapter includes a section containing definitions, one explaining when applications are due, and a third explaining how a county is verified as eligible and is approved to receive a grant.

Sincerely,

A handwritten signature in black ink that reads "Maggie D. Anderson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Maggie D. Anderson
Executive Director

cc: Vonette Richter, Legislative Council