

NOV 10 2016



OFFICE OF STATE HEALTH OFFICER  
600 East Boulevard Avenue, Dept. 301  
Bismarck, N.D. 58505-0200  
www.ndhealth.gov



November 8, 2015

Vonette J. Richter  
Assistant Code Revisor  
North Dakota Legislative Council  
600 East Boulevard Avenue  
Bismarck, ND 58505-0360

Dear Ms. Richter:

The Notice of Intent to Amend and Repeal Administrative Rules and a copy of the proposed amendments is enclosed as required by N.D.C.C. subsection 28-32-10(1).

The Department also plans to repeal chapter 33-33-04, Food Code, and adopt by reference the Food and Drug Administration's 2013 Model Food Code, which can be found at the following link:

<http://www.fda.gov/Food/GuidanceRegulation/RetailFoodProtection/FoodCode/ucm374275.htm>

Sincerely,

A handwritten signature in blue ink, appearing to read "Terry L. Dwelle".

Terry L. Dwelle, MD, MPHTM, FAAP, CPH  
State Health Officer

TLD:irr

Enc.

cc: Darleen Bartz  
Bridget Weidner  
Kenan Bullinger

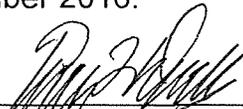
NOTICE OF INTENT TO AMEND AND REPEAL ADMINISTRATIVE RULES

**TAKE NOTICE** that the North Dakota Department of Health will hold a public hearing to address proposed amendments to N.D. Administrative Code chapters 33-07-01.1 and 33-33-04 at 2:00 p.m. on Tuesday, December 20, 2016, in Room 212, Judicial Wing, 600 East Boulevard Avenue, Bismarck, ND. The purpose of the proposed amendments concern outpatient birth services in hospitals. The Department also plans to repeal chapter 33-33-04, Food Code, and adopt by reference the Food and Drug Administration's 2013 Model Food Code. The rules may impact the regulated community in excess of \$50,000.

The proposed rules may be reviewed at the Health Resources Section, 600 East Boulevard Avenue, Bismarck, ND 58505-0200. A copy of the proposed amendments may be requested by writing the above address or calling 701-328-2352. Written or oral comments on the proposed rules sent to the above address or phone number and received by January 3, 2017 will be fully considered.

If you plan to attend the public hearing and will need specific facilities or assistance relating to a disability, please contact the Health Department at the above phone number or address at least three days prior to the public hearing.

DATED this 8<sup>th</sup> day of November 2016.



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Terry L. Dwellé, MD, State Health Officer  
North Dakota Department of Health