

CHAPTER 69-02-07 RULES

Section

69-02-07-01 Generally

69-02-07-02 Notice

69-02-07-01. Generally.

An application for the amendment, repeal, or adoption of any commission rule shall state the precise wording of the proposed rule and shall state briefly the reasons for amendment, repeal, or adoption. The commission may, at any time, propose adoption, amendment, or repeal of any rule. Hearings will be held on all proposed substantive rules and may also be held on proposed procedural rules.

History: Amended effective December 1, 1990; September 1, 1992.

General Authority: NDCC 28-32-02

Law Implemented: NDCC 49-01-07

69-02-07-02. Notice.

1. The commission will issue a notice that the rules are proposed and set for hearing which will include:
 - a. A short, specific explanation of the proposed rule;
 - b. A brief explanation of the purpose of the proposed rule;
 - c. A determination of whether the proposal impacts the regulated community in excess of fifty thousand dollars;
 - d. A location where the text of the proposed rule may be reviewed;
 - e. Notice to interested persons of the opportunity to submit written comments and to appear and testify at the hearing to offer oral testimony;
 - f. The address to which written comments may be sent;
 - g. The address and telephone number at which a copy of the proposed rules and regulation analysis may be requested; and
 - h. The date, time, and place of the hearing.
2. The commission will publish an abbreviated newspaper notice in each official county newspaper in the state.
3. The commission will file the notice of hearing and a copy of the proposed rules with the legislative council.
4. The public comment period on the proposed adoption, amendment, or repeal of any rule under this article will close ten days after conclusion of the public hearing, unless extended by the commission.
5. The commission will consider all written comments and oral testimony received before adoption, amendment, or repeal of any rule under this article and make a written record of its consideration.

History: Effective December 1, 1990; amended effective January 1, 2001; October 1, 2017.

General Authority: NDCC 28-32-02

Law Implemented: NDCC 28-32-02, 49-01-07