

## HOUSE BILL NO. 1178

Introduced by

Representative Koppelman

1 A BILL for an Act to amend and reenact subsection 1 of section 28-32-10 of the North Dakota  
2 Century Code, relating to the contents of a notice of administrative rulemaking; and to provide  
3 an effective date.

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

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 28-32-10 of the North Dakota  
6 Century Code is amended and reenacted as follows:

- 7 1. An agency shall prepare a full notice and an abbreviated notice of rulemaking.
- 8 a. The agency's full notice of the proposed adoption, amendment, or repeal of a  
9 rule must include a short, specific explanation of the proposed rule and the  
10 purpose of the proposed rule, a determination of whether the proposed  
11 rulemaking is expected to have an impact on the regulated community in  
12 excess of fifty thousand dollars, identify at least one location where interested  
13 persons may review the text of the proposed rule, provide the address to  
14 which written ~~data, views, or arguments~~ comments concerning the proposed  
15 rule may be sent, provide the deadline for submission of written comments,  
16 provide a telephone number at which a copy of the rules and regulatory  
17 analysis may be requested, and, in the case of a substantive rule, provide the  
18 time and place set for each oral hearing. The agency's full notice must be  
19 filed with the office of the legislative council, and the agency shall request  
20 publication of an abbreviated newspaper publication notice at least once in  
21 each official county newspaper published in this state. The notice filed with  
22 the office of the legislative council must be accompanied by a copy of the  
23 proposed rules.

- 1                   b.    The abbreviated newspaper publication of notice must be in a display-type  
2                       format with a minimum width of one column of approximately two inches  
3                       [5.08 centimeters] and a depth of from three inches [7.62 centimeters] to four  
4                       inches [10.16 centimeters] with a headline describing the general topic of the  
5                       proposed rules. The notice must also include the ~~address and~~ telephone  
6                       number or address to use to obtain a copy of the proposed rules ~~or, the~~  
7                       address to use and the deadline to submit written comments, and the  
8                       location, date, and time of the public hearing on the rules.

9                   **SECTION 2. EFFECTIVE DATE.** This Act is effective for rulemaking notices filed with  
10 the legislative council after July 31, 2003.