

Fifty-ninth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1421

Introduced by

Representatives Bernstein, Grande, Koppelman, Skarphol

Senators Andrist, Wardner

1 A BILL for an Act to amend and reenact subsection 2 of section 28-32-15 of the North Dakota
2 Century Code, relating to the effective date of administrative rules; and to provide an effective
3 date.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 28-32-15 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 2. Nonemergency rules approved by the attorney general as to legality, adopted by
8 an administrative agency, and filed with the office of the legislative council become
9 effective the first day of the month after the month ~~of publication as provided for in~~
10 section 28-32-19 in which the administrative rules committee has considered the
11 rules and has no further authority under section 28-32-18, except that if a later date
12 is required by statute, specified in the rule, or provided under section 28-32-18, the
13 later date is the effective date. A rule found to be void by the administrative rules
14 committee is void from the time provided under section 28-32-18. If publication is
15 delayed due to technological problems or lack of funds, nonemergency rules,
16 unless otherwise provided, become effective on the first day of the month after the
17 month publication would have occurred but for the delay.

18 **SECTION 2. EFFECTIVE DATE.** This Act is effective for administrative rules filed for
19 publication with the office of the legislative council after July 31, 2005.