

Sixty-first  
Legislative Assembly  
of North Dakota

## SENATE BILL NO. 2026

Introduced by

Legislative Council

(Administrative Rules Committee)

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

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

4 **SECTION 1. AMENDMENT.** Section 28-32-15 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **28-32-15. Filing of rules for publication - Effective date of rules.**

- 7 1. A copy of each rule adopted by an administrative agency, a copy of each written  
8 comment and a written summary of each oral comment on the rule, and the  
9 attorney general's opinion on the rule must be filed by the adopting agency with the  
10 office of the legislative council for publication of the rule in the North Dakota  
11 Administrative Code.
- 12 2. a. Nonemergency rules approved by the attorney general as to legality, adopted  
13 by an administrative agency, and filed with the office of the legislative council  
14 and not voided or held for consideration by the administrative rules committee  
15 become effective according to the following schedule:
- 16 (1) Rules filed with the legislative council from August ~~sixteenth~~ second  
17 through November ~~fifteenth~~ first become effective on the immediately  
18 succeeding January first.
- 19 (2) Rules filed with the legislative council from November ~~sixteenth~~ second  
20 through February ~~fifteenth~~ first become effective on the immediately  
21 succeeding April first.
- 22 (3) Rules filed with the legislative council from February ~~sixteenth~~ second  
23 through May ~~fifteenth~~ first become effective on the immediately  
24 succeeding July first.

- 1                   (4) Rules filed with the legislative council from May ~~sixteenth~~ second  
2                   through August ~~fifteenth~~ first become effective on the immediately  
3                   succeeding October first.
- 4                   b. If publication is delayed for any reason other than action of the administrative  
5                   rules committee, nonemergency rules, unless otherwise provided, become  
6                   effective when publication would have occurred but for the delay.
- 7                   c. A rule held for consideration by the administrative rules committee becomes  
8                   effective on the first effective date of rules under the schedule in subdivision a  
9                   following the meeting at which that rule is reconsidered by the committee.
- 10               **SECTION 2. EFFECTIVE DATE.** This Act is effective for rules filed with the legislative  
11   council after July 31, 2009.