

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1280

Introduced by

Representatives Klemin, DeKrey, Wald

Senators Fischer, Hogue

1 A BILL for an Act to require a legislative council study of application by administrative agencies
2 of standards from other than state or federal law which have not been adopted as
3 administrative rules.

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

5 **SECTION 1. LEGISLATIVE COUNCIL STUDY.** The legislative council shall study
6 application by administrative agencies of standards from other than state or federal law which
7 have not been adopted as administrative rules. The legislative council shall obtain information
8 from each agency with administrative rulemaking authority regarding any standards applied by
9 the agency to the regulated community which have not been adopted as administrative rules
10 and the reason why the agency has not used its rulemaking authority to adopt the standards as
11 administrative rules and the reason why the agency has not used its agency bill introduction
12 privilege for legislative consideration of the standards. For purposes of this study, "standards"
13 means a body of regulatory provisions developed by an association, commission, or other
14 organization which do not have the force and effect of law in this state or in federal law or
15 regulations. The legislative council shall report its findings and recommendations, together with
16 any legislation necessary to implement the recommendations, to the sixty-second legislative
17 assembly.