

HOUSE BILL NO. 1280

Introduced by

Representatives Klemin, DeKrey, Wald

Senators Fischer, Hogue

1 A BILL for an Act to create and enact a new section to chapter 28-32 of the North Dakota
2 Century Code, relating to denial of authority for administrative agencies to apply standards from
3 other than federal or state law unless those standards are adopted as administrative rules.

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

5 **SECTION 1.** A new section to chapter 28-32 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Standards inapplicable unless adopted as rules.** An administrative agency may not
8 apply standards to the regulated community except provisions of federal law or regulations or
9 the laws of this state unless the agency has adopted those standards as rules in compliance
10 with this chapter. For purposes of this section, "standards" means a body of regulatory
11 provisions developed by an association, commission, or other organization which do not have
12 the force and effect of law in this state.