



STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL
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Drew H. Wrigley
ATTORNEY GENERAL

April 20, 2022

Ms. Jill Grossman
Counsel for Administrative Rules Committee
North Dakota Legislative Council
State Capitol
600 East Boulevard, 2nd Floor
Bismarck, ND 58505-0360

Dear Ms. Grossman:

The Notice of Intent to Amend Administrative Rules and a copy of the proposed rules are enclosed as required by N.D.C.C. § 28-32-10(1).

Sincerely,

A handwritten signature in blue ink, appearing to read "Karlei K. Neufeld".

Karlei K. Neufeld
Assistant Attorney General
(701) 328-2210
kkneufeld@nd.gov

Enclosures

FULL NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES

TAKE NOTICE that the Office of Attorney General will hold a public hearing to address proposed amendments to N.D.A.C. art. 10-11, Detection of Deception Examiners. The purpose of the new and amended rules is to comply with recently amended state law and to help streamline the licensure process for detection of deception examiners. The proposed rulemaking implements House Bill No. 1345 enacted during the most recent legislative session and it is not expected to have an impact on the regulated community in excess of \$50,000. The proposed amendments address application processes and procedures, licensing and reciprocity, and professional conduct relating to the detection of deception examiners.

10-11-01-01. Definitions.

The purpose of the amendment is to remove the definition of "board" and "license examination." A board is no longer necessary to facilitate licensure for detection of deception examiners. Additionally, license examinations are no longer required.

10-11-02-01. Application.

The purpose of the amendment is to clarify the application and licensure process. Specifically, the amendment outlines the responsibilities taken by the representative from the Bureau of Criminal Investigation, the Licensing Division of the Office of Attorney General, and the Attorney General.

10-11-02-02. Application Fee.

The purpose of the amendment is to lower the cost of licensure from fifty dollars to thirty-five dollars.

10-11-02-03. Qualifications for License.

The purpose of the amendment is to remove qualifications for licensure that are duplicative with statute.

10-11-02-04. Reciprocity.

The purpose of the amendment is to update reciprocity requirements.

10-11-02-05. License Examinations.

The purpose of the amendment is to remove the requirement that applicants submit to a state license examination administered by a board.

10-11-03-01. Detection of Deception Examination Procedures.

The purpose of the amendment is to remove out of date procedures.

10-11-04-01. Internship License.

The purpose of the amendment is to require an application fee, lower the number of examination records that must be reviewed by the supervising examiner, clarify the responsibilities that are required of the supervising examiner and the Attorney General, and update the term for which internship licenses are valid.

10-11-04-02. Reciprocity.

The purpose of the amendment is to remove the separate reciprocity requirements for internship licenses and allow them to be governed by the general reciprocity requirements outlined in section 10-11-02-04.

The hearing will be held at 9:00am, on Tuesday, May 31, 2022, in the Red River Room of the North Dakota State Capitol, located at 600 E. Boulevard Ave, Bismarck, ND 58505.

The proposed rules may be reviewed at North Dakota Office of Attorney General, 600 E. Boulevard Ave, Dept. 125, Bismarck, ND 58505. A copy of the proposed rules and/or a regulatory analysis may be requested by writing the above address, emailing kkneufeld@nd.gov or calling (701)328-2210. Written or oral comments on the proposed rules sent to the above address or telephone number and received by Monday, June 13, 2022 will be fully considered.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the Office of Attorney General, at the above telephone number or address at least 2 business days prior to the public hearing.

Dated this 21st day of April, 2022.

Karlei K. Neufeld
Assistant Attorney General
Office of Attorney General