

NOV 29 2013

COMMISSIONER
DOUG GOEHRING



ndda@nd.gov
www.nd.gov/ndda

NORTH DAKOTA
DEPARTMENT OF AGRICULTURE

STATE CAPITOL
600 E. BOULEVARD AVE. - DEPT. 602
BISMARCK, ND 58505-0020

November 26, 2013

Mr. John Walstad
Code Revisor
North Dakota Legislative Council
State Capitol
600 East Boulevard, 2nd Floor
Bismarck, ND 58505-0360

Dear Mr. Walstad:

The Notice of intent to create 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 that reads "Jim Gray".

Jim Gray
Division Director

Enclosures

ABBREVIATED NOTICE OF INTENT TO CREATE ADMINISTRATIVE RULES RELATING
TO FERTILIZER USE AND CONTAINMENT

TAKE NOTICE that the North Dakota Department of Agriculture will hold a public hearing to address proposed changes to the N.D. Admin. Code at 1pm P.M. on Monday, February 3, 2014, at 600 East Boulevard Avenue, Bismarck, ND 58505 in the Brynhild-Haugland Room in the State Capitol Building.

A copy of the proposed rules may be obtained by writing the North Dakota Department of Agriculture, 600 E Blvd. Ave., Dept. 602, Bismarck, ND 58505 or calling 701-328-1508. A copy of the proposed rules can also be obtained through the North Dakota Ag Department web site, <http://www.nd.gov/ndda/>, which also gives directions on how to comment through email. Also, written comments may be submitted to the above address until February 13, 2014. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Department of Agriculture at the above telephone number or address at least 10 days prior to the public hearing.

Dated this 5th day of December, 2013.

Jim Gray, Division Director

NOTICE OF INTENT TO CREATE ADMINISTRATIVE RULES

TAKE NOTICE that the North Dakota Department of Agriculture will hold a public hearing to address proposed new N.D. Admin. Code article 7-15, Fertilizer Rules, at 1:00 P.M. on Monday, February 3, 2014 at 600 East Boulevard Avenue, Bismarck, ND 58505 in the Brynhild-Haugland Room in the State Capitol Building. The purpose of the proposed rules is to establish investigational allowances for fertilizer deficiencies, establish minimum concentrations for labeling of micronutrients, set requirements for the primary and secondary containment of liquid fertilizer to prevent accidental discharges and the adverse consequences that an accidental discharge would create, set requirements for operational containment for areas where liquid fertilizer is being handled, set inspection and record keeping requirements, and set accidental release reporting requirements. The proposed amendments may have an impact on the regulated community in excess of \$50,000.

The proposed rules may be reviewed at the office of the Agriculture Commissioner, 600 E Blvd Ave., Dept. 602, Bismarck, ND 58505. A copy of the proposed rules and/or a regulatory analysis may be requested by writing the above address or by e-mailing the request to delzer@nd.gov or calling 701-328-1508. A copy of the proposed rules can also be obtained through the North Dakota Ag Department web site, <http://www.nd.gov/ndda/>, which also gives directions on how to comment through email. Written or oral comments on the proposed rules sent to the above address or telephone number and received by 10 days after the public hearing 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 North Dakota Department of Agriculture at the above telephone number or address at least 10 days prior to the public hearing.

Dated this 5th day of December, 2013.

Jim Gray, Division Director