



**NORTH DAKOTA**  
DEPARTMENT of HEALTH

ENVIRONMENTAL HEALTH SECTION  
Gold Seal Center, 918 E. Divide Ave.  
Bismarck, ND 58501-1947  
701.328.5200 (fax)  
www.ndhealth.gov



October 14, 2009

OCT 16 2009

Mr. John Walstad  
Code Revisor  
North Dakota Legislative Council  
State Capitol  
600 East Boulevard, 2<sup>nd</sup> Floor  
Bismarck, ND 58505

Dear Mr. Walstad:

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

Sincerely,

L. David Glatt, P.E. Chief  
Environmental Health Section  
ND Dept. of Health

Enclosures

Environmental Health  
Section Chief's Office  
701.328.5150

Division of  
Air Quality  
701.328.5188

Division of  
Municipal Facilities  
701.328.5211

Division of  
Waste Management  
701.328.5166

Division of  
Water Quality  
701.328.5210

AMENDED NOTICE OF INTENT TO  
ADOPT ADMINISTRATIVE RULE

TAKE NOTICE that the North Dakota Department of Health has extended the period for submitting public comment until November 6, 2009, on the proposed adoption of a rule to the Standards of Quality for Waters of the State, N.D. Admin Code ch. 33-16-02.1.

The purpose of the proposed rule is to change the maximum limit of sulfate in a segment of the Sheyenne River. The rule will change the maximum level of sulfate from 450 to 750 milligrams per liter in the segment of the Sheyenne River that runs from its headwaters to 0.1 mile downstream of the Baldhill Dam, including Lake Ashtabula. The proposed rule is not expected to have an impact on the regulated community in excess of \$50,000, so a regulatory analysis was not required.

The proposed rule may be reviewed at the ND Dept. of Health, 918 East Divide Ave., Bismarck, ND, or on the department's website at [www.ndhealth.gov](http://www.ndhealth.gov). A copy of the proposed rule may be requested by writing the above address or calling 701-328-5210. Written or oral comments on the proposed rule sent to the above mailing address or telephone number and received by November 6, 2009 will be fully considered.

Dated this 13th day of October, 2009.

  
\_\_\_\_\_  
L. David Glatt  
Environmental Chief