



March 25, 2010

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

Sincerely,

Terry L. O'Clair, P.E.
Director
Division of Air Quality

TLO/DEH:saj

NOTICE OF INTENT TO
AMEND ADMINISTRATIVE RULES

TAKE NOTICE that the North Dakota Department of Health will hold a public hearing to address proposed amendments to N.D. Admin. Code Article 33-10 at 10 a.m. on Thursday, April 29, 2010, at 918 East Divide Avenue. The proposed amendments address a legislative mandate to provide training requirements for limited scope X-ray operators and adopt the applicable Nuclear Regulatory Commission rules by reference. The X-ray rules reflect all X-ray registrants and service providers. The adopted Nuclear Regulatory Commission rules affect all state radioactive material licensees and those Nuclear Regulatory Commission and Agreement State licensees entering North Dakota under reciprocity. The proposed amendments are expected to have an impact on the regulated community in excess of \$50,000 over the six-year period.

The proposed rules may be reviewed at the office of the Department of Health, 918 East Divided Avenue, 2nd Floor, Bismarck, North Dakota. A copy of the proposed rules and/or a regulatory analysis may be requested by writing the above address or calling (701)328-5188. Written comments on the proposed rules sent to the above address or by email (ram@nd.gov) and received by May 10, 2010 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 Health at the above telephone number or address at least three (3) working days prior to the public hearing.

Dated this 25th day of March, 2010

Terry L. O'Clair, P.E.
Director
Division of Air Quality