



North Dakota State
NDSSD
Seed Department

DEC 18 2009

1313 18th St. N.,
P.O. Box 5257
Fargo, ND 58105-5257
Phone: (701) 231-5400
Fax: (701) 231-5401
Web: ndseed.com

Kenneth J. Bertsch
State Seed Commissioner

December 17, 2009

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

Sincerely,

Ken Bertsch
ND State Seed Commissioner

Enclosures

NOTICE OF INTENT TO
ADOPT AND AMEND ADMINISTRATIVE RULES

TAKE NOTICE that the North Dakota State Seed Department will hold a public hearing to address proposed amendments to N.D. Admin. Code title 74, article 74-01; chapter 74-04-01 (Organization of Commission), article 74-03 (Seed Certification Standards); chapters 74-03-00.1 (Definitions), 74-03-01 (General Seed Certification Requirements), 74-03-02 (Specific Crop Requirements-Small Grains and Flax), 74-03-07 (Specific Crop Requirements-Grasses), 74-03-07.1 (Specific Crop Requirements-Buckwheat), 74-03-08 (Specific Crop Requirements-Millet), 74-03-12 (Specific Crop Requirements-Soybeans, Chickpeas and Lentils), 74-03-13 (Specific Crop Requirements-Dry Field Beans); article 74-04 (Seed Potato Certification Standards), chapter 74-04-01 (Seed Potato Certification Standards) and to adopt a new chapter, 74-03-12.1 (Specific crop requirements-Field Peas) at 10:00 am on January 25th, 2010 at the North Dakota State Seed Department, 1313 18th St. N., Fargo, ND 58105. The purpose of the proposed amendments is to implement statute and revise outdated rules. The proposed adoption addresses implementation of a new crop specific chapter. The proposed amendment is not expected to have an impact on the regulated community in excess of \$50,000.

The proposed rules may be reviewed at the office of the ND State Seed Department, 1313 18th St. N., Fargo, ND 58105. A copy of the proposed rules may be requested by writing the above address or calling 701-231-5400. The proposed rules may also be viewed on the State Seed Department web page, ndseed.com. Written or oral comments on the proposed rules sent to the above address or telephone number and received by February 8th, 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 ND State Seed Department at the above telephone number or address at least 5 days prior to the public hearing.

Dated this 18th day of December, 2009.

Kenneth J. Bertsch
North Dakota State Seed Commissioner