

**BEFORE THE  
ADMINISTRATIVE RULES COMMITTEE  
OF THE  
NORTH DAKOTA LEGISLATIVE COUNCIL**

**Request for an Extension to Create)  
Administrative Rules regarding     )  
Transition Assistance                     )**

**DEPARTMENT OF  
HUMAN SERVICES  
September 11, 2008**

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Chairman Fischer and members of the committee, my name is Julie Leer and I am an attorney with the Department of Human Services' Legal Advisory Unit. I am here today to apologize for our failure to complete rulemaking required to create an administrative rule regarding transition assistance, necessitated by the creation of N.D.C.C. § 50-09-38 by the 2007 Legislative Assembly; I am also requesting an extension to amend N.D.A.C. chapter 75-02-01.2, pursuant to N.D.C.C. § 50-09-38.

The rule needed is a new rule under North Dakota Administrative Code chapter 75-02-01.2. The new rule is part of a set of rules amending several sections under that chapter. There was a misunderstanding of the need to extract the new section to that chapter for earlier adoption as required for rules enacted in response to a recently-enacted legislative measure. Upon receiving the draft rules and discovering that this section was included in them, it was too late to adopt the rules by April 1, 2008. For this reason, I request an extension to allow us to complete the process for creating this rule on transition assistance. These rules are set for public hearing on September 22, 2008. Our goal is to present these rules at the Administrative Rules Committee meeting scheduled for December.

Again, my apologies for the mistake. I would be happy to try and answer any questions that you may have. Thank you.

Prepared by:

Julie Leer  
March 12, 2008