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Memo To: John Walstad, Legislative Council
From: Doug Prchal
Date: November 19, 2007
Re: Admin Rules Committee questions

DAP

Following is our response regarding survey questions dated November 8, 2007

1. Yes—The North Dakota Parks and Recreation Department requests that it remain exempt from administrative rulemaking procedures. The department is not a regulatory agency.
2. Yes—The only rules the department makes are its Park Use Rules (ND Administrative Code 58-02-08), which govern public behavior and use of state parks. Although the department is not an administrative agency, it does follow all administrative rulemaking procedures, including public notices, hearings and attorney general review, when drafting changes to this section of the administrative code.
3. No—The department has not received any requests for hearings.
4. We would like the administrative rulemaking exemption for our department to continue unchanged.

Thank you for the opportunity to respond.