

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO.

Introduced by

Representative Klemin

1 A BILL for an Act to create and enact a new section to chapter 28-32 of the North Dakota
2 Century Code, relating to denial of authority for administrative agencies to apply standards from
3 other than federal or state law unless those standards are adopted as administrative rules.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 28-32 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Standards inapplicable unless adopted as rules.** An administrative agency may not
8 apply standards to the regulated community except those standards required by federal law or
9 regulations or the laws of this state unless the agency has adopted those standards as rules in
10 compliance with this chapter. For purposes of this section, "standards" means a body of
11 recommended regulatory provisions developed by an association, commission, or other
12 organization which do not have the force and effect of law in this state.