

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO. 2026

Introduced by

Legislative Council

(Administrative Rules Committee)

1 A BILL for an Act to amend and reenact section 28-32-15 of the North Dakota Century Code,
2 relating to filing dates for administrative rules; and to provide an effective date.

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

4 **SECTION 1. AMENDMENT.** Section 28-32-15 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **28-32-15. Filing of rules for publication - Effective date of rules.**

7 1. A copy of each rule adopted by an administrative agency, a copy of each written
8 comment and a written summary of each oral comment on the rule, and the
9 attorney general's opinion on the rule must be filed by the adopting agency with the
10 office of the legislative council for publication of the rule in the North Dakota
11 Administrative Code.

12 2. a. Nonemergency rules approved by the attorney general as to legality, adopted
13 by an administrative agency, and filed with the office of the legislative council
14 and not voided or held for consideration by the administrative rules committee
15 become effective according to the following schedule:

16 (1) Rules filed with the legislative council from August ~~sixteenth~~ second
17 through November ~~fifteenth~~ first become effective on the immediately
18 succeeding January first.

19 (2) Rules filed with the legislative council from November ~~sixteenth~~ second
20 through February ~~fifteenth~~ first become effective on the immediately
21 succeeding April first.

22 (3) Rules filed with the legislative council from February ~~sixteenth~~ second
23 through May ~~fifteenth~~ first become effective on the immediately
24 succeeding July first.

- 1 (4) Rules filed with the legislative council from May ~~sixteenth~~ second
2 through August ~~fifteenth~~ first become effective on the immediately
3 succeeding October first.
- 4 b. If publication is delayed for any reason other than action of the administrative
5 rules committee, nonemergency rules, unless otherwise provided, become
6 effective when publication would have occurred but for the delay.
- 7 c. A rule held for consideration by the administrative rules committee becomes
8 effective on the first effective date of rules under the schedule in subdivision a
9 following the meeting at which that rule is reconsidered by the committee.
- 10 **SECTION 2. EFFECTIVE DATE.** This Act is effective for rules filed with the legislative
11 council after July 31, 2009.