

August 1, 2025

Ms. Liz Fordahl
Assistant Code Revisor
North Dakota Legislative Council
State Capitol
600 East Boulevard, 2nd Floor
Bismarck, ND 58505-0360

Dear Ms. Fordahl:

The Notice of Intent to Amend Administrative Rules and a copy of the proposed emergency rules are enclosed as required by N.D.C.C. § 28-32-10(1), along with a letter from Governor Armstrong approving the emergency rules. The notice and proposed emergency rules has also been sent to the Chairman of the Administrative Rules Committee as required by N.D.C.C. § 28-32-03(5) and to all sponsors and co-sponsors of SB 2267 as required by N.D.C.C. § 28-32-10(2).

Sincerely,



L. David Glatt, P.E.

Director, Department of Environmental Quality

Enclosures

**FULL NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES
RELATING TO LICENSING OF ONSITE WASTEWATER SYSTEM INSTALLERS**

TAKE NOTICE that the North Dakota Department of Environmental Quality ("Department") will hold a public hearing to address proposed amendments to North Dakota Administrative Code (N.D. Admin. Code) chapter 33.1-21-01 at the following time and location:

2nd Floor Conference Room
North Dakota Department of Environmental Quality
4201 Normandy St, Bismarck, ND 58503-1324
September 5, 2025
1:00 PM CST

The purpose of the proposed amendment is to adopt rules for licensing of current and future onsite wastewater treatment system installers.

The proposed amendment is not expected to have an impact on the regulated community in excess of \$50,000.

The proposed rulemaking implements bill number 2267, enacted during the most recent legislative session, concerning onsite wastewater treatment systems and installations.

These rules are emergency rules with an effective date of August 1, 2025.

The proposed rules may be reviewed at the Department's office located at 4201 Normandy St, Bismarck, ND 58503-1324 or on the Department's website at: <https://deq.nd.gov/PublicNotice.aspx>. A copy of the proposed rule amendments may be requested by writing to the North Dakota Department of Environmental Quality, Deputy Director, at the above address or calling (701) 328-5210. Written comments on the proposed rule amendments sent to the above mailing address and received by September 16, 2025, 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 Department at the above address or telephone number below at least two days prior to the public hearing. The NDDEQ will consider every request for reasonable accommodation to provide an accessible meeting facility or other accommodation for people with disabilities, language interpretation for people with limited English proficiency (LEP), and translations of written material necessary to access programs and information. Language assistance services are available free of charge to you. To request accommodations or language assistance, contact the NDDEQ Non-discrimination/EJ Coordinator at (701) 328-5150 or deqEJ@nd.gov. TTY users may use Relay North Dakota at 711 or 1-800-366-6888

There will be real time public streaming of the public hearing through a Microsoft Teams meeting. No testimony will be accepted through the Microsoft Teams meeting. Information concerning listening access by telephone or through Microsoft Teams can be obtained by calling (701) 328-5210 or can be found on the Department's website at: <https://deq.nd.gov/PublicNotice.aspx>.

Dated this 31st day of July, 2025.

A handwritten signature in blue ink, appearing to read 'L. David Glatt', with a stylized flourish at the end.

L. David Glatt, P. E.

Director

Department of Environmental Quality



July 30, 2025

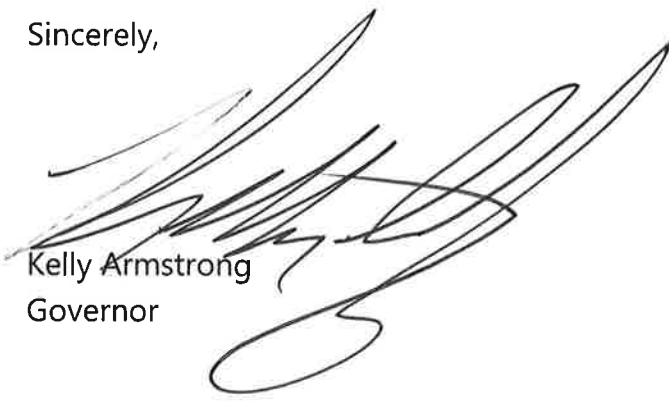
L. David Glatt, P.E.
Director
Department of Environmental Quality
4201 Normandy St.
Bismarck, ND 58503

Dear Director Glatt,

On July 28, 2025, my office received your request on behalf of the North Dakota Department of Environmental Quality (NDDEQ) for approval of emergency rulemaking to amend N.D. Admin. Code. chapter 33.1-21-01 regarding licensing of onsite wastewater treatment system installers. This amendment is necessary to address an immediate gap and uncertainty in the licensing law as NDDEQ promulgates its full regulations of onsite wastewater treatment systems.

My administration has reviewed the request pursuant to North Dakota Century Code § 28-32-03, received and reviewed information from NDDEQ, and agrees that emergency effectiveness is necessary to prevent an imminent danger to public health. Therefore, your request is granted.

Sincerely,


Kelly Armstrong
Governor