

## NORTH DAKOTA LEGISLATIVE COUNCIL

### Tentative Agenda

## **ADMINISTRATIVE RULES COMMITTEE**

Tuesday, August 29, 2000  
Roughrider Room, State Capitol  
Bismarck, North Dakota

- 9:00 a.m. Call to order  
Roll call  
Consideration of minutes of previous meeting
- 9:05 a.m. Review by the Legislative Council staff of activity regarding rules voided or amended by committee action at the May meeting
- 9:10 a.m. Comments of interested persons in attendance regarding amendments to rules of the Superintendent of Public Instruction and Board of Animal Health made with committee approval at the May meeting
- 9:15 a.m. Comments by a representative of the Department of Human Services regarding rules carried over for consideration from the May meeting relating to the definition of "medically necessary" under North Dakota Administrative Code (NDAC) Section 75-02-02-03.2 and medically necessary ambulance and emergency room services under subdivisions h and i of subsection 2 of NDAC Section 75-02-02-08
- 9:30 a.m. Comments of interested persons in attendance regarding Department of Human Services rules carried over from the May meeting
- 9:40 a.m. Review by the Legislative Council staff of a bill draft to revise the Administrative Agencies Practice Act, North Dakota Century Code Chapter 28-32
- 9:45 a.m. Comments of interested persons in attendance regarding the bill draft to revise the Administrative Agencies Practice Act
- 9:50 a.m. Review by the Legislative Council staff of bill drafts to require agencies to establish procedures to inform interested parties concerning when the Administrative Rules Committee will review rules and to require filing of comments received on rules when those rules are filed for publication
- 10:00 a.m. Comments of interested persons in attendance
- 10:05 a.m. Presentation by the Legislative Council staff of a bill draft to require prior authorization by the Administrative Rules Committee for emergency rulemaking
- 10:10 a.m. Report by the Legislative Council staff on activity pursuant to a committee request for preparation of a bill draft to require specific statutory rulemaking authority outside North Dakota Century Code (NDCC) Chapter 28-32
- 10:15 a.m. Coffee break
- 10:30 a.m. Presentation by a representative of the Agriculture Commissioner regarding August 2000 rules of the commissioner (pages 1-18)
- 10:45 a.m. Presentation by a representative of the Attorney General regarding June 2000 rules of the Attorney General (pages 19-34)

- 11:00 a.m. Presentation by a representative of the Board of Cosmetology regarding July 2000 rules of the board (pages 35-50)
- 11:15 a.m. Presentation by a representative of the State Department of Health regarding August 2000 rules of the department (pages 51-94)
- 11:40 a.m. Presentation by a representative of the Department of Transportation regarding July 2000 rules of the department (pages 95-100)
- 12:00 noon Luncheon recess
- 1:00 p.m. Presentation by a representative of the Board for Indian Scholarships regarding August 2000 rules of the board (pages 101-108)
- 1:15 p.m. Presentation by a representative of the Industrial Commission regarding September 2000 rules of the commission (pages 109-154)
- 1:35 p.m. Consideration of a request by a representative of the Insurance Commissioner to carry over consideration of August 2000 rules of the commissioner until the next committee meeting (pages 155-190)
- 1:40 p.m. Presentation by a representative of the Milk Marketing Board regarding July 2000 rules of the board (pages 191-218)
- 2:00 p.m. Presentation by a representative of the Pesticide Control Board regarding August 2000 rules of the board (pages 219-226)
- 2:20 p.m. Presentation by a representative of the Board of Psychologist Examiners regarding September 2000 rules of the board (pages 227-250)
- 2:40 p.m. Coffee break
- 3:00 p.m. Presentation by a representative of the Public Service Commission regarding August 2000 rules of the commission (pages 251-260)
- 3:20 p.m. Presentation by a representative of the Retirement Board regarding July 2000 rules of the board (pages 260-290)
- 3:40 p.m. Presentation by a representative of the Department of Human Services regarding June 2000 rules of the department (pages 291-308)
- 4:00 p.m. Presentation by a representative of the Workers Compensation Bureau regarding June 2000 rules of the bureau (pages 309-372)
- 4:20 p.m. Presentation by a representative of the State Gaming Commission regarding July 2000 rules of the commission (pages 373-521)
- 4:50 p.m. Committee discussion and directives
- 5:00 p.m. Adjourn

#### **Committee Members**

Representatives William R. Devlin (Chairman), LeRoy G. Bernstein, Rex R. Byerly, Duane DeKrey, Mary Ekstrom, Bette Grande, Pam Gulleon, George J. Keiser, Kim Koppelman, Stacey L. Mickelson, Jon O. Nelson, Darrell D. Nottestad, Sally M. Sandvig, Blair Thoreson  
 Senators John Andrist, Tom Fischer, Jerry Klein, Deb Mathern, Bob Stenehjem, Rich Wardner