

January 9, 2024

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 Full Notice of Intent to Amend Administrative Rules and a copy of the proposed rule are enclosed as required by N.D.C.C. § 28-32-10(1).

Sincerely yours,

Duane Sandvick

Duane Sandvick
Program Manager
Petroleum Tank Release Compensation Fund
North Dakota Department of Environmental Quality

Attachments

**FULL NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES
RELATING TO THE PETROLEUM TANK RELEASE COMPENSATION FUND**

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 § 33.1-12-01-04 at the following time and location:

2nd Floor Conference Room
North Dakota Department of Environmental Quality
4201 Normandy St, Bismarck, ND 58503-1324
March 20, 2024
2:00 pm CDT

The purpose of the proposed amendments is to implement statutory changes made by the 68th Legislative Session in Senate Bill No. 2075 to North Dakota Century Code Chapter 23.1-12 for the Petroleum Tank Release Compensation Fund. The proposed amendments to the rule in N.D. Admin. Code § 33.1-12-01-04 address the requirement for claim acceptance conditions for consideration by the Petroleum Tank Release Compensation Fund referenced in North Dakota Century Code § 23.1-12-18 (1)(a).

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


The proposed rulemaking implements Senate Bill number 2075 enacted during the most recent legislative session, concerning the requirement for claim acceptance conditions for consideration by the Petroleum Tank Release Compensation Fund.

The proposed rule 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://deg.nd.gov/PublicNotice.aspx>. A copy of the proposed rule amendments and/or regulatory analysis may be requested by writing the Petroleum Tank Release Compensation Fund at the above address, emailing degptrcf@nd.gov, or calling (701) 328-5191. Written or oral comments on the proposed rule amendments sent to the above mailing address, email address, or telephone number and received by April 3, 2024 will be fully considered.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability or need language interpretation for limited English proficiency, please contact the Department at the above address or telephone number at least two days prior to the public hearing.

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)328-5191 or can be found on the Department's website at <https://deg.nd.gov/PublicNotice.aspx>.

Dated this 8th day of January, 2024.

A handwritten signature in blue ink, appearing to read "L. David Glatt". The signature is fluid and cursive, with the first letter of each word being capitalized and prominent.

L. David Glatt, P. E.
Director
Department of Environmental Quality