

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1026

Introduced by

Legislative Management

(Administrative Rules Committee)

1 A BILL for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code,
2 relating to authority of administrative agencies to adopt an organizational rule.

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

4 **SECTION 1. AMENDMENT.** Section 28-32-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **28-32-02. Rulemaking power of agency - Organizational rule.**

- 7 1. The authority of an administrative agency to adopt administrative rules is authority
8 delegated by the legislative assembly. As part of that delegation, the legislative
9 assembly reserves to itself the authority to determine when and if rules of
10 administrative agencies are effective. Every administrative agency may adopt, amend,
11 or repeal reasonable rules in conformity with this chapter and any statute administered
12 or enforced by the agency.
- 13 2. In addition to other rulemaking requirements imposed by law, each agency ~~shall~~may
14 include in its rules a description of that portion of its organization and functions subject
15 to this chapter, ~~stating~~ and may include a statement of the general course and method
16 of its operations and how the public may obtain information or make submissions or
17 requests.