

December 01, 2023

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, adopt, and repeal Administrative Rules and a copy of the proposed rules are enclosed as required by N.D.C.C. § 28-32-10(1).

Sincerely,



Andrea Travnicek, PhD
Director—Department of Water Resources

FULL NOTICE OF INTENT TO ADOPT, AMEND, AND REPEAL ADMINISTRATIVE RULES

TAKE NOTICE that the Department of Water Resources will hold a public hearing to address proposed amendments to N.D. Admin. Code chapters 89-07-02 (Weather Modification Operations), 89-08-01 (Definitions), 89-08-02 (Construction Permits), 89-08-04 (Operation and Maintenance), 89-10-01 (Sovereign Lands), 89-14-01 (Stream Crossing Design), and proposed new article 89-15 (Watercourses).

The purpose of the proposed rules, amendments, and rule repeal is to implement statute as enacted during the 2023 legislative session through House Bills 1072, 1073, and 1076. Additional changes are proposed to clarify existing code provisions and update regulatory processes.

The hearing will be held at 9:30am on January 26, 2024, at 1200 Memorial Highway, Bismarck ND 58504. The Department will provide a link at www.dwr.nd.gov for online participation.

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

The proposed rules may be reviewed at the Department of Water Resources at 1200 Memorial Highway, Bismarck ND 58504. A copy of the proposed rules and a regulatory analysis may be requested by writing the above address, calling 701-328-2795, or online at www.dwr.nd.gov. Written or oral comments on the proposed rules sent to the above address or via email to asebach@nd.gov with the subject "Administrative Code Comments," received by 5 pm February 5, 2024, will be fully considered.

If any accommodations are needed related to this rule update or the public hearing attendance including translation services or special facilities, please contact the Department's Civil Rights Compliance Coordinator, Chris Kadrmas, at 701-328-1956 or

ckadmas@nd.gov at least 24-hours prior to the public hearing. More information about accommodations and the Department's Title VI Nondiscrimination Policy can be found on the Department's website at dwr.nd.gov.

Dated this 1st day of December, 2023.

A handwritten signature in black ink, appearing to read 'A. Travnicek', with a stylized flourish at the end.

Andrea Travnicek, PhD

Director—Department of Water Resources