

April 24, 2006

The Honorable Wayne Stenehjem  
Attorney General  
State Capitol  
600 East Boulevard Avenue  
Bismarck, North Dakota 58505-0040

Re: Administrative Rule Making  
Case Nos. PU-05-364, PU-05-575, RC-05-591 and PU-05-602

Dear Attorney General Stenehjem:

Enclosed please find the proposed new and amendments to N.D. Admin. Code articles 69-05.2, 69-06 and 69-09 by the North Dakota Public Service Commission. The proposed rules have been approved by the Public Service Commission. In accordance with N.D.C.C. § 28-32-14, Public Service Commission requests your examination of these rules as to their legality so they may be considered for formal adoption and publication in the North Dakota Administrative Code. In the case of Reclamation rule changes, as a requirement of the Federal program under which we operate, we also request that the opinion include a statement indicating that the rules do not conflict with any provisions of existing state law or rules. The time for review of these rules should be recorded under 03-31 and 03-106.

Copies of the following Commission documents are enclosed to assist your review:

1. Copy of Order Submitting Rules to Attorney General dated April 12, 2006. This order includes a discussion of the comments and the Commission's consideration of the comments;
2. Copy of proposed rules;
3. Copy of takings assessments, summaries and regulatory analyses, as applicable, and written comments;
4. Commission's Notice of Intent to Amend Administrative Rules and Notice of Public Hearing dated November 17, 2005, and abbreviated notice of intent to adopt;
5. Commission's Amended Notice of Intent to Amend Administrative Rules and Notice of Public Hearing dated November 22, 2005, and abbreviated notice of intent to adopt;
6. Proof of publication; and
7. Proof of filing with Legislative Council;

If you have any questions, do not hesitate to contact us.

Thank you.

Sincerely,

Illona A. Jeffcoat-Sacco  
Executive Secretary