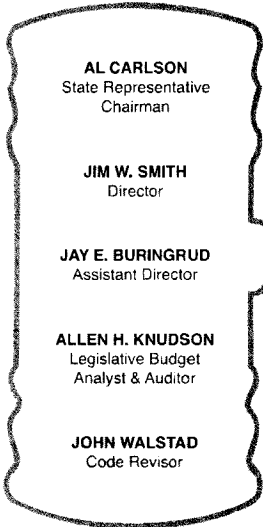




North Dakota Legislative Council

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JOHN WALSTAD
Code Revisor

December 16, 2009

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PUBLIC SERVICE COMMISSION

Ms. Ilona A. Jeffcoat-Sacco
Executive Secretary
Public Service Commission
State Capitol
Bismarck, ND 58505-

Dear Ms. Jeffcoat-Sacco:

We have completed preparation of the North Dakota Administrative Code rules changes you recently submitted to our office for publication. Enclosed are copies of two different versions of those rules.

The first enclosed copy shows revised North Dakota Administrative Code sections as they will be published in the next supplement of the North Dakota Administrative Code. There is an instruction sheet for replacement of obsolete pages with these updated pages to be used if your agency maintains a full-sized set of your rules. If you maintain the published North Dakota Administrative Code in reduced size binders, the reduced size replacement pages will be sent to you soon.

The other enclosed copy shows our editorial changes to the rules as submitted. Please observe the style and grammar changes we have made.

Please contact this office if you have any questions regarding these rules. If these rules will be reviewed by the Administrative Rules Committee, we will contact you when the meeting is scheduled.

Sincerely,

John Walstad
Code Revisor

JW/CS
Encs.

7 **LI-61-2** Filed: 12/16/2009 Pages: 4
Letter Indicating Completion of Publication Copy

30 **GS-09-67** Filed: 12/16/2009 Pages: 4
Letter Indicating Completion of Publication Copy

Legislative Council
John Walstad, Code Revisor

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NORTH DAKOTA ADMINISTRATIVE CODE

Supplement 335

January 1, 2010

The North Dakota Administrative Code Supplement is published each month following the month that rules are filed with the Legislative Council office. A historical source note immediately follows an affected section and indicates the effective date of any amendment, creation, or repeal. A supplement change without any historical source note corrects a nonsubstantive error in the section.

This supplement instruction page should be retained and placed behind your "supplement instruction sheets" divider in Volume 1. **Before inserting any supplement into the code be sure the previous supplement has been inserted.** For those codes purchased after August 1, 1996, the first supplement is Supplement 207.

Instructions for integrating this supplement into the Administrative Code are as follows:

	Pages to be Removed	Pages to be Inserted
Table of Contents	1 - 24	1 - 24
Article 33-17 (Chapter 33-17-01)	1 - 39	1 - 39
Article 40-01 (Chapter 40-01-01)	1 - 5	1
Title 46	1	1
Article 46-05 (Chapter 46-05-01)	-	1 - 7
Article 50-02 (Chapter 50-02-01)	1	1
Chapter 50-02-07	1	1
Chapter 50-02-07.1	-	1
Chapter 50-02-14	-	1
Article 50-03 (Chapter 50-03-01)	1 - 8	1 - 8
Chapter 50-03-04	1 - 10	1 - 10
Article 61-01 (Chapter 61-01-01)	1	1 - 2
Chapter 61-02-07.1	1 - 7	1 - 7
Chapter 61-03-04	1 - 3	1 - 3
Title 67	1 - 2	1 - 2
Article 67-09 (Chapter 67-09-01)	1 - 10	1 - 9
Article 67-10 (Chapter 67-10-01)	1 - 5	1 - 4
Chapter 67-11-04	1 - 5	1 - 6
Chapter 67-11-05	1 - 7	1 - 6
Article 67-19 (Chapter 67-19-01)	1 - 29	1 - 31
Article 67-20 (Chapter 67-20-01)	1 - 3	1 - 3
Article 67-24 (Chapter 67-24-01)	1 - 3	1 - 4
Chapter 69-09-03	1	1
Chapter 75-02-02	1 - 43	1 - 44
Chapter 75-02-02.1	1 - 122	1 - 123
Chapter 75-02-02.2	1 - 18	1 - 18
Chapter 75-02-06	1 - 75	1 - 76
Chapter 75-02-07.1	53 - 56	53 - 56
Chapter 89-03-03	1 - 2	1 - 2
Chapter 96-02-09	1	1 - 2
Chapter 96-02-10	1 - 3	1 - 3

**CHAPTER 69-09-03
GAS PIPELINE SAFETY**

Section

69-09-03-01

Safety

69-09-03-02

Adoption of Regulations

69-09-03-01. Safety. Gas pipeline facilities used for the intrastate distribution and transmission of gas shall be designed, constructed, and operated to meet the safety standards set forth in regulations of the United States department of transportation adopted in section 69-09-03-02. The commission may require such proof of compliance as it deems necessary.

History: Amended effective July 1, 1986; January 1, 1988.

General Authority: NDCC 28-32-02, 49-02-04

Law Implemented: NDCC 49-02-01.2, 49-02-04

69-09-03-02. Adoption of regulations. The following parts of title 49, Code of Federal Regulations in effect as of August 1, 2009, are adopted by reference:

1. Part 190 - Department of Transportation Pipeline Safety Enforcement Procedures.
2. Part 191 - Department of Transportation Regulations for Transportation of Natural Gas by Pipeline; Reports of Leaks.
3. Part 192 - Transportation of Natural and Other Gas by Pipeline: Minimum Safety Standards.
4. Part 199 - Control of Drug Use in Natural Gas, Liquefied Natural Gas, and Hazardous Liquids Pipelines.

Copies of these regulations may be obtained from:

Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

History: Effective June 1, 1984; amended effective July 1, 1986; January 1, 1988; March 1, 1990; February 1, 1992; August 1, 1993; August 1, 1994; February 1, 1996; July 1, 1997; July 1, 1998; September 1, 1999; August 1, 2000; January 1, 2002; November 1, 2003; May 1, 2005; July 1, 2006; April 1, 2008; January 1, 2010.

General Authority: NDCC 28-32-02

Law Implemented: NDCC 49-02-01.2

**CHAPTER 69-09-03
GAS PIPELINE SAFETY**

*add
Effective date
January 1 2010
to history*

69-09-03-02. Adoption of regulations. The following parts of title 49, Code of Federal Regulations in effect as of ~~December 31, 2006~~ August 1, 2009, are adopted by reference:

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General Authority: NDCC 28-32-02

Law Implemented: NDCC 49-02-01.2