



Public Service Commission

State of North Dakota

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14 September 2010

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Honorable Jerry Klein, Chairman
Administrative Rules Committee
600 East Boulevard, 2nd Floor
Bismarck, ND 58505-0360

Re: N.D.C.C. section 28-32-07 – extension of time frame

Dear Senator Klein:

This letter is to request a further extension of time frame imposed on agencies by N.D.C.C. section 28-32-07 for our proposed rules implementing 2009 Senate Bill 2140.

Our rules hearing was a year ago and we have received the Attorney General's approval on the rules. However, reclamation rules need to be approved by the federal Office of Surface Mining prior to final adoption. It is our understanding that the proposed rule has been approved by the Office of Surface Mining's regional office in Denver and that the rule is now before the central Office of Surface Mining for approval. We are hoping that this review and approval does not take more than a couple months.

We respectfully request a further extension of the statutory time frame for this rules package. Thank you for your consideration of this request.

Best regards,

Illona A. Jeffcoat-Sacco
General Counsel