



# Public Service Commission

## State of North Dakota

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18 July, 2013

John Walstad, Code Revisor  
North Dakota Legislative Council  
600 East Boulevard Avenue  
Bismarck, ND 58505  
[jwalstad@nd.gov](mailto:jwalstad@nd.gov)

*Via e-mail only*

Dear Mr. Walstad:

I am writing to inform you of a legislative change affecting the need for an existing rule. N.D. Admin. Code Chapter 69-06-03, which covers letters of intent in siting cases, implements N.D.C.C. § 49-22-07.1. North Dakota's 63rd Legislative Assembly passed House Bill No. 1147, an act that, amongst other things, repealed section 49-22-07.1 relating to letters of intent.

Because the law implemented by N.D. Admin Code Chapter 69-06-03 has now been repealed we request that the Legislative Council repeal N.D. Admin. Code Chapter 69-06-03. Under N.D.C.C. § 28-32-06, the statute authorizing the Public Service Commission to implement the state's siting laws no longer includes any reference to letters of intent, the rule is no longer warranted.

If you have any questions, or our understanding is incorrect, please contact me. Thank you for your attention to this request.

Best regards,

Illona A Jeffcoat-Sacco  
General Counsel