

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

NOTICE OF MEETING ON REPEAL OF OBSOLETE RULE
July 30, 2013

Public Service Commission
Siting - Letter of Intent - Repeal
Rulemaking

Case No. PU-13-683

In 2013, North Dakota's 63rd Legislative Assembly passed House Bill No. 1147, an act that, amongst other things, repealed North Dakota Century Code (N.D.C.C.) Section 49-22-07.1 relating to letters of intent. An existing Commission rule, N.D. Admin. Code Chapter 69-06-03, covers letters of intent in siting cases and implements N.D.C.C. § 49-22-07.1.

Because the law implemented by N.D. Admin Code Chapter 69-06-03 has now been repealed the North Dakota Public Service Commission requested that the Legislative Council repeal N.D. Admin. Code Chapter 69-06-03 under the procedure specified in N.D.C.C. § 28-32-18.1. 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Service Commission to implement the state's siting laws no longer includes any reference to letters of intent, the rule is obsolete. Consequently, and because repeal of the rule would not work a detriment to the regulated community, the Commission requested repeal of N.D. Admin Code Chapter 69-06-03 under the N.D.C.C. § 28-32-18.1.

The Administrative Rules Committee will consider the PSC's request at a meeting on **September 12, 2013** in the **Roughrider Room**, State Capitol, Bismarck North Dakota 58505. An agenda for the meeting has not yet been finalized. Please refer to the website for the North Dakota Legislative Branch for agenda details when they become final, www.legis.nd.gov.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or 877-245-6685 (toll free in North Dakota), or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

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