



STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL
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Drew H. Wrigley
ATTORNEY GENERAL

OPINION

April 29, 2022

Mr. John Schuh
Public Service Commission
600 E. Boulevard Ave Dept 408
Bismarck, ND 58505

Dear Mr. Schuh,

The Office of Attorney General has examined the proposed amendments to N.D.A.C. §§ 69-09-03-02, 69-05.2-05-06, 69-05.2-16-03, 06-05.2-16-20, 69-05.2-20-01, and ch. 69-05.2-16, concerning pipeline safety and surface coal mining and reclamation operations, along with the notice of the proposed rules, the publication of that notice, and the filing of that notice with the Legislative Council. This office has also determined that 1) a written record of the agency's consideration of any comments to the proposed rules was made, 2) a regulatory analysis was issued, 3) a takings assessment was prepared, 4) a small entity regulatory analysis and an economic impact statement were prepared, and 5) the proposed rules are within the agency's statutory authority.

These administrative rules are in compliance with N.D.C.C. ch. 28-32 and are hereby approved as to their legality. Upon final adoption, these rules may be filed with the Legislative Council.

Sincerely,

A handwritten signature in blue ink, appearing to read "Drew H. Wrigley".

Drew H. Wrigley
Attorney General

amj
copy Jill Grossman, Legislative Council

- 23 RC-22-28 Filed 04/29/2022 Pages: 1
Opinion - Rules are in Compliance and Approved as to Legality
North Dakota Attorney General
The Honorable Drew Wrigley
- 20 GS-21-442 Filed 04/29/2022 Pages: 1
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