STATE OF NORTH DAKOTA

BEFORE THE INSURANCE COMMISSIONER

In the Matter of the Promulgation of Proposed Rules Regarding: Boilers.	))))	**NOTICE OF PROPOSED RULEMAKING** **FILE NO. RU-13-411**

NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES AND NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the North Dakota Insurance Department will hold a public hearing to address the proposed amendments to the following chapters of the North Dakota Administrative Code relating to boilers:

45-12-01	Definitions
45-12-02	Administration
45-12-03	General Requirements
45-12-05	Power Boilers – Existing Installations
45-12-09	Heating, Low Pressure, and Hot Water Supply Boilers – Existing Installations
45-12-10	Unfired Pressure Vessels

The hearing will be held at 10:00 a.m. central time, on September 4, 2013, in the Sakakawea Room, State Capitol, Bismarck, North Dakota.

The purpose of the proposed amendments is to adopt the latest American Society of Mechanical Engineers (ASME) Code and National Board Inspection Code, to correct incorrect wording in the current rule, to add "Repairs and Alterations" to shop inspections and shop reviews, to allow backflow preventers approved by the State Plumbing Board instead of the State Plumbing Code, to change to 4 from 4.5 for the factor of safety for nonstandard boilers, and to update the ASME Code and National Board Inspection Code to the 2013 edition for unfired pressure vessels.

The proposed amendments are not expected to have an impact on the regulated community in excess of $50,000.

The proposed amendments may be reviewed at the North Dakota Insurance Department, 600 East Boulevard Avenue, Dept. 401, Bismarck, ND 58505. A copy of

the proposed amendments and/or a regulatory analysis may be reviewed on the Department's website at www.nd.gov/ndins or may be requested by calling (701) 328-2440. Written or oral comments on the proposed amendments sent to the above address and received by September 16, 2013, will be fully considered.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Insurance Department at the above telephone number or address at least seven days prior to the public hearing.

DATED this 18th day of July, 2013.

Jeff Ubben
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