

HOUSE BILL NO. 1154

Introduced by

Representatives D. Ruby, Bellew, Cory, Kasper, Kempenich, Koppelman, Strinden, Tveit

Senators Clemens, Davison, Myrdal, Wobbema

1 A BILL for an Act to amend and reenact section 28-32-22 of the North Dakota Century Code,
2 relating to the informal disposition of an administrative proceeding.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 28-32-22 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **28-32-22. Informal disposition.**

7 Unless otherwise prohibited by specific statute or rule, informal disposition may be made of
8 any adjudicative proceeding, or any part or issue thereof, by written stipulation, settlement,
9 waiver of hearing, ~~consent order~~, default, or alternative dispute resolution, ~~or other informal~~
10 ~~disposition~~, subject to agency approval. Any administrative agency may adopt rules of practice
11 or procedure for informal disposition if such rules do not substantially prejudice the rights of any
12 party. ~~Such~~An administrative agency rule that allows the granting of summary judgment must
13 require all parties agree in writing there are no genuine issue of material fact. The rules may
14 establish procedures for converting an administrative matter from one type of proceeding to
15 another type of proceeding.