

**NOTICE OF INTENT  
TO AMEND ADMINISTRATIVE RULES**

TAKE NOTICE that the North Dakota Insurance Department will hold a public hearing to address proposed amendments to Title 45 of the North Dakota Administrative Code at 9:30 a.m. on Monday, September 19, 2005, in the Peace Garden Room of the State Capitol, Bismarck, North Dakota. The proposed rules are not expected to have an impact on the regulated community in excess of \$50,000. The proposed amendments are summarized as follows:


<u>Cite</u>	<u>Title</u>	<u>Description</u>
45-02-03	Licensing of Administrators	Adopts the changes provided for in Senate Bill No. 2187 relating to increasing fees and repeals the request for waiver procedure.
45-02-04	Producer Continuing Education Requirements	Implements House Bill No. 1113, which revised and reduced the number of continuing education hours required for insurance producers from 30 hours to 24 hours every two years, of which 3 must be in ethics.
45-03-15-01 45-03-15-02	Accounting Practices and Procedures	Updates references to the NAIC Accounting Practices and Procedures Manual to reflect the March 2005 version of the manual.
45-05-08	Automobile No-Fault Insurance	Repeals N.D. Admin. Code Chapter 45-05-08 to eliminate binding arbitration in settling disputes between no-fault carriers as provided for in Senate Bill No. 2047.
45-04-10-07(2)	Insurance Company Advertising Certification	Repeals the rule that requires that a life or annuity company must annually certify to the Insurance Department that it has complied with North Dakota's advertising rules.
45-08	Coordination of Benefits	Updates existing health and accident coordination of benefit rules to adopt the updated NAIC model. The updated model more clearly identifies the circumstances under which a health or accident company is primary, the circumstances when it is secondary, and describes the manner in which benefits must be paid if a company is secondary.

<u>Cite</u>	<u>Title</u>	<u>Description</u>
45-12	Boiler Inspections	<p>These rules:</p> <ul style="list-style-type: none"> <li>• Allow for the appointment of additional special boiler inspectors to implement the law change in House Bill No. 1116.</li> <li>• Update existing rules to adopt the most current provisions of ASME, the National Board of Boiler Inspectors, and national building codes relating to the installation, maintenance, and repair of boilers.</li> <li>• Reduce the effective period for a certificate of inspection for a steam engine boiler from 24 months to 12 months to implement the law change in House Bill No. 1116.</li> </ul>

The proposed rules may be reviewed at the North Dakota Insurance Department, 600 East Boulevard, Bismarck, ND 58505 or on the Department's website at [www.state.nd.us/ndins](http://www.state.nd.us/ndins). A copy of the proposed rules may be requested by writing the above address or calling (701) 328-2440. Written or oral comments on the proposed rules sent to the above address or telephone number and received by October 19, 2005, 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 27<sup>th</sup> day of July, 2005.


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