



**STATE OF NORTH CAROLINA
OFFICE OF ADMINISTRATIVE HEARINGS**

June 15, 2023

North Carolina Environmental Management Commission
Jennifer Everett, Rulemaking Coordinator
217 West Jones Street, Raleigh, North Carolina 27603
Sent via email only to: Jennifer.Everett@ncdenr.gov

Re: Extension of the Period of Review for 15A NCAC 02D .0103, .0501, .0546, .0605, .1903, .1904, .1905, .2203; 02Q .0104, .0105, .0206, .0304, .0305, .0307, .0505, .0507, .0508, .0710

Dear Ms. Everett:

At its June meeting today, the Rules Review Commission extended the period of review for the above-captioned rules in accordance with G.S. 150B-21.10. It did so in response to a request from the Environmental Management Commission to extend the period of review to allow additional time to address requested changes to these rules. Pursuant to G.S. 150B-21.13, when the Rules Review Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days.

Moreover, pursuant to 26 NCAC 05 .0115(b), any rule subject to extension “shall be reviewed at the second regularly scheduled meeting following the extension” unless the agency submits notice of its intent that the rules be reviewed at the first meeting following the extension and submits written responses to requests for changes not later than 10 business days prior to that meeting. If the Environmental Management Commission intends for these rules to be reviewed at the July meeting, its notice and responses are due not later than July 6, 2023. Otherwise, its responses shall be due on August 3, 2023, and the rules will be reviewed at the August 2023 meeting.

If you have any questions regarding the Rules Review Commission’s actions, please let me know.

Sincerely,

Lawrence R. Duke
Commission Counsel

Donald R. van der Vaart, Director
Chief Administrative Law Judge

Fred G. Morrison, Jr.
Senior Administrative Law Judge

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