

RBR SEP 17 34 / . A2 / 1967

RECEIVED

SEP 2 1988

LAW LIBRARY

The **NORTH CAROLINA REGISTER**

IN THIS ISSUE

EXECUTIVE ORDERS

FINAL DECISION LETTER

PROPOSED RULES

Housing Finance

NRCD

State Treasurer



ISSUE DATE: SEPTEMBER 1, 1988

Volume 3 • Issue 11 • Pages 508-523

NORTH CAROLINA REGISTER

The *North Carolina Register* is published bi-monthly and contains information relating to agency, executive, legislative and judicial actions required by or affecting Chapter 150B of the General Statutes. All proposed, administrative rules and amendments filed under Chapter 150B must be published in the Register. The Register will typically comprise approximately fifty pages per issue of legal text.

State law requires that a copy of each issue be provided free of charge to each county in the state and to various state officials and institutions. The *North Carolina Register* is available by yearly subscription at a cost of ninety-five dollars (\$95.00) for 24 issues.

Requests for subscriptions to the *North Carolina Register* should be directed to the Office of Administrative Hearings, P. O. Drawer 11666, Raleigh, N. C. 27604, Attn: *Subscriptions*.

ADOPTION, AMENDMENT, AND REPEAL OF RULES

An agency intending to adopt, amend, or repeal a rule must first publish notice of the proposed action in the *North Carolina Register*. The notice must include the time and place of the public hearing; a statement of how public comments may be submitted to the agency either at the hearing or otherwise; the text of the proposed rule or amendment; a reference to the Statutory Authority for the action and the proposed effective date.

The Director of the Office of Administrative Hearings has authority to publish a summary, rather than the full text, of any **amendment** which is considered to be too lengthy. In such case, the full text of the rule containing the proposed amendment will be available for public inspection at the Rules Division of the Office of Administrative Hearings and at the office of the promulgating agency.

Unless a specific statute provides otherwise, at least 30 days must elapse following publication of the proposal in the *North Carolina Register* before the agency may conduct the required public hearing and take action on the proposed adoption, amendment or repeal.

When final action is taken, the promulgating agency must file any adopted or amended rule for approval by the Administrative Rules Review Commission. Upon approval of ARRC, the adopted or amended rule must be filed with the Office of Administrative Hearings. If it differs substantially from the proposed form published as part of the public notice, upon request by the agency, the adopted version will again be published in the *North Carolina Register*.

A rule, or amended rule cannot become effective earlier than the first day of the second calendar month after the adoption is filed with the Office of Administrative Hearings for publication in the NCAC.

Proposed action on rules may be withdrawn by the promulgating agency at any time before final action is taken by the agency.

TEMPORARY RULES

Under certain conditions of an emergency nature, some agencies may issue temporary rules. A temporary rule becomes effective when adopted and remains in

effect for the period specified in the rule or 180 days whichever is less. An agency adopting a temporary rule must begin normal rule-making procedures on the permanent rule at the same time the temporary rule adopted.

NORTH CAROLINA ADMINISTRATIVE CODE

The North Carolina Administrative Code (NCAC) is a compilation and index of the administrative rules of 25 state agencies and 38 occupational licensing boards. The NCAC comprises approximately 15,000 letter single spaced pages of material of which approximately 35% is changed annually. Compilation and publication of the NCAC is mandated by G.S. 150B-63(b).

The Code is divided into Titles and Chapters. Each state agency is assigned a separate title which is further broken down by chapters. Title 21 is designated for occupational licensing boards.

The NCAC is available in two formats.

- (1) Single pages may be obtained at a minimum cost of two dollars and 50 cents (\$2.50) for pages or less, plus fifteen cents (\$0.15) per additional page.
- (2) The full publication consists of 52 volumes totaling in excess of 15,000 pages. It is supplemented monthly with replacement pages. One year subscription to the full publication including supplements can be purchased for seven hundred and fifty dollars (\$750.00). Individual volumes may also be purchased with supplement service. Renewal subscriptions for supplements to the initial publication available.

Requests for pages of rules or volumes of the NCAC should be directed to the Office of Administrative Hearings.

NOTE

The foregoing is a generalized statement of the procedures to be followed. For specific statutory language it is suggested that Articles 2 and 5 of Chapter 150B of the General Statutes be examined carefully.

CITATION TO THE NORTH CAROLINA REGISTER

The *North Carolina Register* is cited by volume, issue number and date. **1:1 NCR 101-201, April 1, 1980** refers to Volume 1, Issue 1, pages 101 through 201 of the *North Carolina Register* issued on April 1, 1980.

North Carolina Register. Published bi-monthly by the Office of Administrative Hearings, P.O. Drawer 11666, Raleigh, North Carolina 27604, pursuant to Chapter 150B of the General Statutes. Subscriptions ninety-five dollars (\$95.00) per year.

North Carolina Administrative Code. Published in looseleaf notebooks with supplement service by the Office of Administrative Hearings, P.O. Drawer 11666, Raleigh, North Carolina 27604, pursuant to Chapter 150B of the General Statutes. Subscriptions seven hundred and fifty dollars (\$750.00). Individual volumes available.

NORTH CAROLINA REGISTER



*Office of Administrative Hearings
P. O. Drawer 11666
Raleigh, NC 27604
(919) 733 - 2678*

Robert A. Melott,
Director
James R. Scarcella Sr.,
Deputy Director
Molly Mason,
Director APA Services

Staff:
Ruby Creech,
Publications Coordinator
Teresa Kilpatrick,
Editorial Assistant
Jean Shirley,
Editorial Assistant

ISSUE CONTENTS

I. EXECUTIVE ORDERS

Executive Orders 74-75508

II. FINAL DECISION LETTER

Voting Rights Act.....511

III. PROPOSED RULES

Independent Agencies

N.C. Housing Finance.....518

NRCD

Wildlife Resources

Commission.....513

State Treasurer

Retirement Systems.....513

IV. CUMULATIVE INDEX.....521

NORTH CAROLINA REGISTER
Publication Deadlines and Schedules
(September 1988 - March 1989)

Issue Date	Last Day for Filing	Last Day for Electronic Filing	Earliest Date for Public Hearing & Adoption by Agency	* Earliest Effective Date
*****	*****	*****	*****	*****
09/01/88	08/11/88	08/18/88	10/01/88	01/01/89
09/15/88	08/26/88	09/02/88	10/15/88	01/01/89
10/03/88	09/12/88	09/19/88	11/02/88	02/01/89
10/14/88	09/26/88	10/03/88	11/13/88	02/01/89
11/01/88	10/11/88	10/18/88	12/01/88	03/01/89
11/15/88	10/26/88	11/02/88	12/15/88	03/01/89
12/01/88	11/07/88	11/15/88	12/31/88	04/01/89
12/15/88	11/23/88	12/02/88	01/14/89	04/01/89
01/02/89	12/08/88	12/15/88	02/01/89	05/01/89
01/16/89	12/27/88	01/03/89	02/15/89	05/01/89
02/01/89	01/10/89	01/17/89	03/03/89	06/01/89
02/15/89	01/26/89	02/02/89	03/17/89	06/01/89
03/01/89	02/08/89	02/15/89	03/31/89	07/01/89
03/15/89	02/21/89	03/02/89	04/14/89	07/01/89

* The "Earliest Effective Date" is computed assuming that the public hearing and adoption occur in the calendar month immediately following the "Issue Date", that the agency files the rule with The Administrative Rules Review Commission by the 20th of the same calendar month and that ARRC approves the rule at the next calendar month meeting.

EXECUTIVE ORDER NUMBER 74

**AN EXECUTIVE ORDER ESTABLISHING
ADDITIONAL CRITERIA FOR ELIGIBILITY OF
CERTAIN MEMBERS OF THE
ENVIRONMENTAL MANAGEMENT
COMMISSION**

WHEREAS N.C.G.S. 143B-283 directs that nine of the members appointed by the Governor to the Environmental Management Commission shall be persons who do not derive any significant portion of their income from persons subject to permits or enforcement orders under that chapter; and,

WHEREAS that statute directs the Governor, by executive order, to promulgate criteria regarding conflicts of interest and disclosure thereof for determining the eligibility of persons under that section;

NOW, THEREFOR, pursuant to the authority vested in me by the Constitution of this State and N.C.G.S. 143B-283(c), IT IS HEREBY ORDERED:

Section 1.

At least nine of the members of the Environmental Management Commission appointed by the Governor shall be persons who do not receive during their period of service on the Commission a significant portion of their income from persons subject to permits or enforcement orders granted or entered by the Environmental Management Commission.

(a) For the purposes of this section, the term "significant portion of his income" shall mean ten percent of gross personal income for a calendar year, except that it shall mean fifty percent of gross personal income for a calendar year if the recipient is over sixty years of age and is receiving such portion pursuant to retirement, pension, or similar arrangement.

(b) For the purposes of this section, the term "persons subject to permits or enforcement orders" shall not include any department or agency of State government.

(c) For the purposes of this section, the term "income" includes retirement benefits, consultant fees and stock dividends.

(d) For the purposes of this section, income is not derived from persons subject to permits or enforcement orders where it is derived from mutual fund payments, or other diversified investments of which the recipient does not know the identity of the primary sources of income.

Section 2.

The Board of Ethics established pursuant to Executive Order Number 1 dated January 31,

1985 is hereby directed to prepare in conjunction with the Governor's Office a suitable disclosure form to be completed by prospective Governor's appointees under N.C.G.S. 143B-283 and to be used by the Governor's Office in determining eligibility under Section 1. These completed forms shall be kept on file and open to public inspection by both the Board of Ethics and the Environmental Management Commission.

Section 3.

This executive order shall become effective immediately.

This the 27th day of April, 1988.

**EXECUTIVE ORDER NO. 75
CONCERNING THE RESPONSIBILITIES
OF THE MEMBERS AND PERSONNEL
OF THE NORTH CAROLINA WILDLIFE
RESOURCES COMMISSION**

Questions have arisen as to whether and to what extent members of the North Carolina Wildlife Commission are charged with responsibility for Commission personnel decisions.

This Executive Order is published to put an end to the questions and to establish the perimeters within which Commission members and Commission personnel are to work in carrying out their respective responsibilities.

I

In response to my inquiry, the Attorney General has opined:

"We believe that the Executive Director has the authority to employ persons to fill positions on the Commission's staff without obtaining either the prior or subsequent approval of the Commission. The duties of the Executive Director are set out in G.S. §143-246 as follows:

"The Executive Director shall be charged with the supervision of all activities under the jurisdiction of the Commission and shall serve as the chief administrative officer of the said Commission. Subject to the approval of the Commission and the Director of the Budget, he is hereby authorized to employ such clerical and other assistants as may be deemed necessary."

"We construe the language of the second sentence quoted above to authorize the Director to

employ persons to fill such positions as have been approved by the Commission and the Director of the Budget as necessary to carry out the programs of the Commission.

"... The view that we have taken is most strongly supported ... by the language of G.S. §143-243. That statute, in pertinent part, outlines specific responsibilities which the Commission is to fulfill in carrying out the functions and duties set forth in G.S. §143-239. The role of the Commission is to act in the broad area of policy and procedure in carrying out its program responsibilities, including the responsibility for 'organizing the personnel of the Commission.'

"... Thus, the General Assembly has directed the Commission to establish and structure the staff which is to carry out the Commission's programs, policies, and procedures under the supervision of the Executive Director. In establishing and structuring its staff, the Commission must determine what types of positions are necessary for the task. The requirement of G.S. §143-243 is totally consistent, therefore, with our construction of the disputed language of G.S. §143-246."

II

Based upon the foregoing opinion and to carry out my constitutional duty to take care that the laws be faithfully executed, it is hereby ORDERED:

1. As stated in N.C.G.S. §143-239, the function, purpose and duty of the North Carolina Wildlife Resources Commission is to manage, restore, develop, cultivate, conserve, protect and regulate the wildlife resources of the State of North Carolina and to administer the laws relating to game, game and fresh water fishes and other wildlife resources enacted by the General Assembly, to the end that there may be provided a sound, constructive, comprehensive, continuing and economical game, game fish and wildlife program directed by qualified, competent and representative citizens who shall have knowledge of or training in the protection, restoration, proper use and management of wildlife resources. These functions, purposes and duties shall be the guideline against which the appropriateness of all Commission actions are to be measured.

2. As provided in N.C.G.S. §143-243 and N.C.G.S. §143-246, the Commission members responsibilities are to:

- (a) Select and appoint an Executive Director and, if after appointing him the Exec-

utive Director ceases to please the Commission, to remove him from office.

- (b) Organize the personnel of the Commission.
- (c) Set the statewide policy of the Commission.
- (d) Budget and plan the use of the Wildlife and Motorboat Funds, subject to the approval of the General Assembly and the Director of the Budget.
- (e) When deemed appropriate hold public hearings where there is discussed matters of public concern regarding the wildlife resources of the State of North Carolina.
- (f) Adopt rules as authorized by law.
- (g) Recommend the budgetary and legislative needs of the Commission to the Governor through the Secretary of the Department of Natural Resources and Community Development.
- (h) Make such reports to the Governor as are required by him or by law through the Secretary of the Department of Natural Resources and Community Development.
- (i) Do all such other things as are required by law.

While under N.C.G.S. §143-240, nine of the thirteen members of the Commission are appointed from the geographical districts described in N.C.G.S. §143-240 and the other four members are appointed at large, all thirteen members of the Commission serve the State as a whole and without regard to the districts from which they may have been appointed. To the end that there may be uniformity of participation by each Commission member within each district, Commission members shall refrain from interfering with or otherwise being involved in the administration of the affairs of the Commission within the districts from which they are appointed or any other district. Commission members shall restrict their official activities regarding the administration of the affairs of the Commission to such matters as are brought before them through or by the Chairman while they sit as a body, or as brought before them through or by a committee or subcommittee chairman while sitting as a committee or subcommittee. If there are matters that any one or more members of the Commission feel are being inappropriately handled by the Chairman, those matters should be directed to the attention of the Governor through the Secretary of the Department of Natural Resources and Community Development.

3. As provided in and subject to the provisions of N.C.G.S. §143-243, the Chairman of the Commission shall guide and coordinate the official actions and official activities of the Commis-

sion in fulfilling its function, purpose and duty. In that connection and subject to the provisions of N.C.G.S. §143-243, the Chairman shall:

- (a) Organize the Commission into such committees and subcommittees as are appropriate and appoint the chairman, vice-chairman and members thereof.
 - (b) Call, set the agenda for and preside at all regular and special meetings of the Commission.
 - (c) Act as the liaison between the Commission and the Executive Director of the Commission.
 - (d) Meet with and/or make reports to the Secretary of the Department of Natural Resources and Community Development and the Governor when and as requested by them.
 - (e) Do all such other things as are required by law.
- The Vice-chairman shall act in the absence of the Chairman.
4. As provided in N.C.G.S. §143-246, the Executive Director selected and appointed by the Commission shall be the chief administrative officer of the Commission. He shall:
- (a) Without interference by the Chairman or other member of the Commission, select, appoint, promote, demote, transfer, remove and pass upon the grievances of such persons as he deems appropriate to fill the several positions approved by the Commission to carry out the Commission's function, purposes and duties.
 - (b) Direct and supervise the activities of the persons selected and appointed by him to fill such positions.
 - (c) Act as the liaison between Commission personnel and the Chairman of the Commission.

- (d) Except when excused by the Commission, attend all Commission meetings and speak to the same as called upon by the Chairman.
- (e) Make such reports to the Commission and the Chairman when, as often and in such detail as the Commission and Chairman shall require.
- (f) Act as the official spokesperson for the Commission.
- (g) Do all such other things as are required by law or as are appropriate to carry out the Commission's function, purpose and duty.

III

1. Copies of this Executive Order shall be distributed as provided by law. In addition copies shall be furnished to the Chairman and members of the North Carolina Wildlife Resources Commission, the Executive Director of the Commission, all Commission personnel, all persons deemed by the Executive Director to have an interest in Commission affairs and members of the public who request the same.

2. If any members of the Commission or the Executive Director of the Commission, now or hereafter feel that they cannot wholly support and carry out the letter and spirit of this Executive Order, it would be appropriate for them to resign from their positions.

3. Violation of this Executive Order shall be justification for the removal of the Executive Director or any person serving as Commission personnel under the Executive Director.

Done in Raleigh, North Carolina this 12th day of August, 1988.

[G.S. 120-30.9H, effective July 16, 1986, requires that all letters and other documents issued by the Attorney General of the United States in which a final decision is made concerning a "change affecting voting" under Section 5 of the Voting Rights Act of 1965 be published in the North Carolina Register.]

U.S. Department of Justice
Civil Rights Division

Voting Section
P.O. Box 66128
Washington, D.C. 20036-6128

August 1, 1988

Michael Crowell, Esq.
Tharrington, Smith & Hargrove
P.O. Box 1151
Raleigh, North Carolina 27602

Dear Mr. Crowell:

This refers to the change from at-large to single-member district elections, the districting plan, and the election schedule for the board of education in Granville County, North Carolina, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act of 1965, as amended, 42 U.S.C. 1973c. We received the information to complete your submission on June 2, 1988.

We have examined carefully the information which you have provided, as well as information provided by other interested parties. With respect to the school board's proposed transition from at-large to single-member district elections and the proposed districting plan, we note that these changes are essentially identical to the single-member district plan proposed by the Granville County Commission which the United States District Court found to violate Section 2 of the Voting Rights Act, 42 U.S.C. 1973, as amended, in McGhee v. Granville County, North Carolina, No. 87-29-CIV-5 (E.D. N.C. February 5, 1988). We are unable to find any significant differences, in terms of the opportunities presented to minority voters, between the county commission plan and the school board plan. I must therefore conclude at this time that the findings of the District Court in the McGhee decision are applicable equally to the present submission pertaining to the Granville County Board of Education. I should note, however, that the referenced district court decision is currently pending on appeal in the Fourth Circuit Court of Appeals. Should the appeal result in reversal of the McGhee decision, reconsideration and withdrawal of the instant objection may well be warranted. See also 28 C.F.R. 51.45.

Under section 5 of the Voting Rights Act, a submitted change may not be precleared if we find that the plan clearly violates Section 2 of the Voting Rights Act, as amended, 42 U.S.C. 1973; S. Rep. No. 97-417, 97th Cong., 2d.Sess. 12 n.31 (1982). Accordingly, given the McGhee decision, I cannot conclude, as I must under Section 5, that the proposed changes meet the Act's preclearance requirements. Therefore, on behalf of the Attorney General, I must object to the proposed change from at-large to single-member district elections and the proposed single-member district plan. The Attorney General will make no determination on the proposed election schedule at this time.

Of course, as provided by Section 5 of the Voting Rights Act, you have the right to seek a declaratory judgement from the United States District Court for the District of Columbia that this change has neither the purpose nor will have the effect of denying or abridging the right to vote on account of race or color. However, until the objection is withdrawn or a judgement from the District

of Columbia Court is obtained, the effect of the objection by the Attorney General is to make the proposed single-member district plan legally unenforceable. 28 C.F.R. 51.10.

To enable this Department to meet its responsibility to enforce the Voting Rights Act, please inform us of the course of action the Granville County Board of Education plans to take with respect to this matter. If you have any questions, feel free to call Sandra S. Coleman (202-724-6718), Director of the Section 5 Unit of the Voting Section.

Sincerely,

Wm. Bradford Reynolds
Assistant Attorney General
Civil Rights Division

By:

Gerald W. Jones
Chief, Voting Section

**TITLE 15 - WILDLIFE RESOURCES
COMMISSION**

Notice is hereby given in accordance with G.S. 150B-12 that the Wildlife Resources Commission intends to adopt rule(s) cited as 15 NCAC 10F .0357.

The proposed effective date of this action is January 1, 1989.

The public hearing will be conducted at 9:00 a.m. on October 3, 1988 at Room 386, Archdale Building, 512 North Salisbury Street, Raleigh, North Carolina.

Comment Procedures: Interested persons may present their views either orally or in writing at the hearing. In addition, the record of hearing will be open for receipt of written comments from September 20 to October 17, 1988. Such written comments must be delivered or mailed to the Wildlife Resources Commission, 512 N. Salisbury Street, Raleigh, NC 27611.

**CHAPTER 10 - WILDLIFE RESOURCES AND
WATER SAFETY**

**SUBCHAPTER 10F - MOTORBOATS AND
WATER SAFETY**

**SECTION .0300 - LOCAL WATER SAFETY
REGULATIONS**

.0357 NASH COUNTY

(a) **Regulated Area.** That area of the Tar River Reservoir at the boat launching ramp and bridge located on State Road 1745 (bend of the River Road) and both bridges and ramps on State Road 1603, near the city of Rocky Mount in Nash County.

(b) **Speed Limit.** It is unlawful to operate any motorboat or vessel at greater than no-wake speed within any of the regulated areas described in Paragraph (a) of this Rule.

(c) **Placement and Maintenance of Markers.** The City of Rocky Mount is designated a suitable agency for the placement and maintenance of markers implementing this Rule.

Statutory Authority G.S. 75A-3; 75A-15.

**TITLE 20 - DEPARTMENT OF STATE
TREASURER**

Notice is hereby given in accordance with G.S. 150B-12 that the Teachers' and State Employees

Retirement System and Local Governmental Employees Retirement System intends to adopt rule(s) cited as 20 NCAC 2M .0100 - .0300.

The proposed effective date of this action is February 1, 1989.

The public hearing will be conducted at 10:00 a.m. on October 19, 1988 at Conference Room, Room 100, Albermarle Building, 325 N. Salisbury Street, Raleigh, North Carolina.

Comment Procedures: A written copy of the comments will be required of all persons wishing to speak at the public hearing. The hearing record will remain open for written comments from September 15, 1988 to October 20, 1988. Written comments should be sent to the APA Coordinator at the address above.

CHAPTER 2 - RETIREMENT SYSTEMS

**SUBCHAPTER 2M - CONTRIBUTORY DEATH
BENEFIT FOR RETIRED MEMBERS**

**SECTION .0100 - DEFINITIONS AND
GENERAL PROVISIONS**

.0101 DEFINITIONS

The following definitions apply to the Contributory Death Benefit for Retired Members:

- (1) "Retired member" shall mean a former teacher, employee or official in receipt of a monthly retirement allowance or who has a terminated retirement allowance resulting from reemployment or an optional payment selection (Option 4) from the Teachers' and State Employees' Retirement System, Local Governmental Employees' Retirement System, Consolidated Judicial Retirement System, Legislative Retirement System or Legislative Retirement Fund; however, retired member shall not mean any beneficiary in receipt of a monthly retirement allowance by reason of the death of a retired member or former teacher, employee or official.
- (2) "Member" shall mean a retired member of the Teachers' and State Employees' Retirement System, Local Governmental Employees' Retirement System, Consolidated Judicial Retirement System, Legislative Retirement System or Legislative Retirement Fund who has elected coverage and who makes continuous contributions under the Contributory Death Benefit for Retired Members.

- (3) "Surviving spouse" shall mean a living person who is legally married to a member covered under the Contributory Death Benefit for Retired Members at the date of death of the member.
- (4) "Legal representative" shall mean the administrator or executor of the estate of a member or the collector of funds for the estate of the member.
- (5) "Retirement system" shall mean the Teachers' and State Employees' Retirement System, Local Governmental Employees' Retirement System, Consolidated Judicial Retirement System, Legislative Retirement System or Legislative Retirement Fund.
- (6) "Board of Trustees" of the Contributory Death Benefit for Retired Members shall mean the Board of Trustees of the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0102 AGENCY AND AUTHORITY OF DIRECTOR

(a) The agency acting on behalf of the Board of Trustees of the Contributory Death Benefit for Retired Members is the Department of State Treasurer, Retirement Systems Division, 325 North Salisbury Street, Raleigh, North Carolina 27611.

(b) The Director of the Retirement Systems Division shall make decisions administratively as it relates to the Contributory Death Benefit for Retired Members in accordance with the statutes and rules and regulations adopted by the Board of Trustees and previous decisions of the Board of Trustees. Appeals may be made from the decisions of the director under the same procedures used for contested cases.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0103 CONTRIBUTORY DEATH BENEFIT TRUST FOR RETIRED MEMBERS

(a) A trust entitled the Contributory Death Benefit Trust for Retired Members shall be established for the purpose of collecting all member contributions, investment of contributions, and payment of benefits and expenses.

(b) Funds deposited in the Contributory Death Benefit Trust Retired Members shall be invested

in accordance with law and all investment earnings shall accrue to the Contributory Death Benefit Trust for Retired Members.

(c) The funds in the Contributory Death Benefit Trust for Retired Members shall be used for the sole purpose of paying the benefits and expenses of the Contributory Death Benefit for Retired Members.

(d) Members of the Contributory Death Benefit for Retired Members do not gain any rights or interest in the earnings on the investments in the Contributory Death Benefit Trust for Retired Members nor share in any gains or losses resulting from the mortality experience for the trust beyond the benefits set forth.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0104 TIME AND DATE

"Date and time" shall be the official date and time as established for Raleigh, North Carolina, where and when it becomes necessary to establish a date and time for payment of benefits, payment or collection of contributions, effective dates of coverage and cancellation, and other matters related to the Contributory Death Benefit for Retired Members.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

SECTION .0200 ELECTION AND CANCELLATION OF COVERAGE

.0201 ELIGIBILITY TO ELECT COVERAGE

(a) A retired member in receipt of a monthly retirement allowance as a former teacher, employee or official of more than one of the retirement systems is eligible to elect coverage under each retirement system from which the member receives a retirement benefit; however, if a retired member is receiving more than one retirement benefit from the same retirement system, he may elect coverage only on the basis of one retirement benefit.

(b) A former teacher, employee or official in receipt of disability benefits from the Disability Income Plan of North Carolina is not in receipt of a retirement allowance and is not eligible to elect coverage under the Contributory Death Benefit for Retired Members until such time as the disability benefit is converted to an unreduced service retirement allowance.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0202 WHEN FIRST ELIGIBLE

A retired member's eligibility to make an election for coverage is based on the following:

- (1) If retired on or before June 1, 1988, the words "when first eligible" to make an election for coverage will mean 60 days from July 1, 1988 or no later than September 1, 1988.
- (2) If retiring on or after July 1, 1988, the words "when first eligible" to make an election for coverage will mean 60 days from the effective date of retirement under the retirement system.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0203 FORM OF ELECTION

A retired member's election must be made on a Notice of Election form as provided by the Retirement Systems Division or in lieu thereof by written notice clearly stating the election of the retired member and providing all information necessary for the determination of rates and payment of benefits.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0204 EFFECTIVE DATE OF COVERAGE

Coverage under the Contributory Death Benefit for Retired Members is not to be delayed beyond the 60 days from the effective date of retirement or if retired prior to July 1, 1988, not beyond September 1, 1988 and shall become effective:

- (1) the first of the month in which election of coverage is made provided that the election is received by the Retirement Systems Division by the 15th of a month but not earlier than July 1, 1988, or
- (2) the first of the month following the month in which the election of coverage is made if the election is received by the Retirement Systems Division after the 15th of a month but not earlier than July 1, 1988.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0205 CANCELLATION OF COVERAGE

Cancellation of coverage under the Contributory Death Benefit for Retired Members shall be:

- (1) By written notice of cancellation of coverage to the Board of Trustees with cancellation of coverage becoming effective :
 - (a) the first day of the month in which the member's written notice of cancellation is received and no contribution will be due in that month if written notice of cancellation is received in the offices of the Retirement Systems Division between the first and the tenth of a month.
 - (b) the first day of the month following the month in which written notice of cancellation is received with contributions due for the month in which written notice is received if the written notice of cancellation is received in the offices of the Retirement Systems Division after the tenth of a month.
- (2) By non-payment of monthly contributions if payment for any month is not received in the offices of the Retirement Systems Division by the 25th of the month following the month for which the contribution is due and payable with coverage to be cancelled automatically effective the first day of the month for which the contribution was due and payable.
- (3) By death of a member.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0206 REINSTATEMENT

Upon cancellation of coverage, coverage cannot be reinstated nor can a retired member reapply for coverage.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

SECTION .0300 - CONTRIBUTIONS AND BENEFITS

.0301 CONTRIBUTION RATES

(a) The monthly contribution rates shall be established by resolution of the Boards of Trustees as recommended by the consulting actuary. The consulting actuary in making a recommended schedule of monthly contribution rates shall take into consideration mortality experience, selection experience, actuarial interest rate assumption which may be different from the interest rate assumption used in the valuation of

PROPOSED RULES

the liabilities of the retirement system, administrative and investment costs, and such other factors as may be appropriate in establishing such schedule of monthly contribution rates.

(b) The schedule of monthly contribution rates established by resolution of the Boards of Trustees adopted on March 19, 1988, is as follows:

Age at Effective Date Less than 50	Monthly Rate For Life \$ 8
50	8
51	9
52	10
53	10
54	11
55	12
56	12
57	13
58	14
59	15
60	16
61	17
62	18
63	20
64	21
65	22
66	24
67	26
68	27
69	29
70	31
71	33
72	35
73	38
74	40
75	43
76	46
77	49
78	52
79	56
80	59
81	63
82	67
83	71
84	75
85	80
86	84
87	89
88	94
89	99
90	105
91	110
92	115
93	120
94	125
95	130
96	140

97	150
98	160
99	170
100 and over	200

The schedule of monthly contribution rates shall be applicable for members electing coverage effective on or after July 1, 1988 and shall remain in effect until such resolution, as duly adopted by the Boards of Trustees, revises such schedule of monthly contribution rates.

(c) The Boards of Trustees may from time to time revise by resolution the schedule of monthly contribution rates as may be recommended by the consulting actuary for teachers, employees and officials retiring and electing an effective date of coverage after the effective date of the revision. Such revision may be, but is not required to be, applicable to members electing coverage prior to the effective date of the revision provided that such revised rates shall not be greater than the rates in effect at the effective date of coverage for those members electing an effective date of coverage prior to the effective date of the revision.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0302 MEMBER CONTRIBUTION

(a) The monthly contribution rate paid by a member shall be based on the member's nearest age as of the effective date of coverage and the applicable rates as of that date as set by the Boards of Trustees and will remain the same as long as the coverage is in effect.

(b) Any misstatement as to the age of the member which causes the contribution of the member to have been paid at a higher or lower rate during the period of the coverage of the member not paid or refunded prior to the death of the member will result in any underpayment of contributions being offset against the death benefit and any overpayment of contributions being paid to the surviving spouse or legal representative for the correct age of the member.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0303 PAYMENT OF CONTRIBUTION

(a) The monthly contributions of members covered under the Contributory Death Benefit for Retired Members are to be paid monthly to the Contributory Death Benefit Trust for Retired Members beginning in the month in which coverage becomes effective and shall continue each month thereafter.

(b) Payment of the monthly contributions shall be deducted from a member's net monthly retirement allowance from the retirement system if member's net monthly retirement allowance, after other required deductions, is sufficient to cover the cost of the contribution; however, if the net monthly retirement allowance from the retirement system is not sufficient to cover the cost of the contribution, the Retirement Systems Division shall provide the member a Notice of Contribution Due within ten days after the determination of insufficiency with payment of monthly contributions due not later than the 25th of the month following the determination of insufficiency, and thereafter a Notice of Contribution Due shall be provided between the first and the fifth of each month with payment due on or before the 25th of that month.

(c) The contribution due for the month in which the member's death occurs is to be paid from the final monthly retirement benefit due in the month of death, or by payment from the member's surviving spouse or legal representative; provided that, if member's death occurs during the 24-month period from the effective date of coverage, the deduction and/or payment of the contribution for the month in which death occurs may be waived.

(d) Once coverage is elected, the required monthly contribution must be paid in order to maintain coverage regardless of any condition which might occur that would terminate or diminish the retirement benefit the retired member is receiving such as reemployment and the reduction or termination of retirement benefits by reason of an optional payment plan selected by the retired member at retirement.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0304 AMOUNT OF BENEFIT PAYABLE

(a) If the member's death occurs on or after the first day of the month following the 24th month of coverage for which the member has paid the required contributions, the amount of the benefit payable shall be five thousand dollars (\$5,000.00).

(b) If the member's death occurs prior to the first day of the month following the 24th month of coverage for which the member has made the required contributions, the amount of the benefit payable shall be the total of the monthly contributions made by the member plus interest as set by the Board of Trustees.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0305 PAYMENT OF INTEREST ON BENEFIT

Interest payable on the monthly contributions of a member where member's death occurs prior to the first day of the month following the 24th month of coverage:

- (1) The annual rate of interest shall be set from time to time by resolution of the Board of Trustees and, in setting such annual rate of interest, the Board of Trustees may take into consideration the actuarial interest rate assumption, yields realized and anticipated on short-term investments, cost of investing and administration, and such other factors affecting interest rates as may be appropriate.
- (2) Such interest as set by the Board of Trustees shall be computed on each monthly payment from the end of the month in which the monthly payment is paid and on the balance of the monthly contributions and interest at the beginning of the calendar year to the end of the month in which the member dies.
- (3) The interest rate established by resolution of the Boards of Trustees, adopted on January 28, 1988, is 6 1/2 percent.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0306 PAYMENT OF BENEFIT

Upon the death of a member, a certified death certificate and such other documentation as deemed necessary in order to initiate payment of the death benefit is to be furnished by the member's spouse or legal representative if not survived by a spouse.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0307 BENEFITS PAYABLE AFTER CANCELLATION

Should death of a former member occur on or after the effective date of cancellation of coverage, benefits under the Contributory Death Benefit for Retired Members shall not be due and payable.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

.0308 REFUNDS

(a) No refund of contributions or interest shall be made if coverage is cancelled by reason of non-payment of contributions or if written notice of cancellation is received 90 or more days after the effective date of coverage.

(b) Refund of contributions without interest may be made if coverage is cancelled by written notice of cancellation received prior to 90 days after the effective date of coverage.

Statutory Authority G.S. 120-4.10; 120-4.27; 128-27(L2); 128-28(g); 135-5(L); 135-6(f); 135-64(g).

TITLE 24 - INDEPENDENT AGENCIES

Notice is hereby given in accordance with G.S. 150B-12 that the North Carolina Housing Finance Agency intends to adopt rule(s) cited as 24 NCAC 1B .0004.

The proposed effective date of this action is January 1, 1989.

The public hearing will be conducted at 9:00 a. m. on October 3, 1988 at 3300 Drake Circle, Suite 200, Raleigh, North Carolina 27607.

Comment Procedures: Written comments concerning this rule must be submitted by October 3, 1988 to the APA Coordinator, N.C. Housing Finance Agency, 3300 Drake Circle, Suite 200, Raleigh, North Carolina.

CHAPTER 1 - N.C. HOUSING FINANCE AGENCY

SUBCHAPTER 1B - RULEMAKING PROCEDURES

.0004 DECLARATORY RULINGS

Any person affected by a statute administered by the board or by a rule promulgated by the board may request a declaratory ruling as to the validity of a rule or as to the applicability to a given state of facts. All requests for declaratory rulings shall be in writing and shall contain the following information:

- (1) Name(s) and address(es) of petitioner(s);
- (2) Statute and/or rule to which the petition relates; and
- (3) Concise statement of facts and explanation of the manner in which the petitioner is injured, or thinks he may be injured, by the statute or rule as applied to him.

Statutory Authority G.S. 122A-5; 150B-17.

TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE

TITLE	DEPARTMENT
1	Administration, Department of
2	Agriculture, Department of
3	Auditor, Department of State
4	Commerce, Department of
5	Corrections, Department of
6	Council of State
7	Cultural Resources, Department of
8	Elections, State Board of
9	Governor, Office of the
10	Human Resources, Department of
11	Insurance, Department of
12	Justice, Department of
13	Labor, Department of
14A	Crime Control and Public Safety, Department of
15	Natural Resources and Community Development, Department of
16	Education, Department of
17	Revenue, Department of
18	Secretary of State, Department of
19A	Transportation, Department of
20	Treasurer, Department of State
*21	Occupational Licensing Boards
22	Administrative Procedures
23	Community Colleges, Department of
24	Housing Finance Agency
25	State Personnel, Office of
26	Administrative Hearings, Office of

NOTE: Title 21 contains the chapters of the various occupational licensing boards.

CHAPTER	LICENSING BOARDS
2	Architecture, Board of
4	Auctioneers, Commission for
6	Barber Examiners, Board of
8	Certified Public Accountant Examiners, Board of
10	Chiropractic Examiners, Board of
12	Contractors, Licensing Board for
14	Cosmetic Art Examiners, Board of
16	Dental Examiners, Board of
18	Electrical Contractors, Board of Examiners of
20	Foresters, Board of Registration for
21	Geologists, Board of
22	Hearing Aid Dealers and Fitters Board
26	Landscape Architects, Licensing Board of
28	Landscape Contractors, Registration Board of
31	Marital & Family Therapy Certification Board
32	Medical Examiners, Board of
33	Midwifery Joint Committee
34	Mortuary Science, Board of
36	Nursing, Board of
37	Nursing Home Administrators, Board of
38	Occupational Therapists, Board of
40	Opticians, Board of
42	Optometry, Board of Examiners in

44	Osteopathic Examination and Registration, Board of
46	Pharmacy, Board of
48	Physical Therapy, Examining Committee of
50	Plumbing and Heating Contractors, Board of
52	Podiatry Examiners, Board of
53	Practicing Counselors, Board of
54	Practicing Psychologists, Board of
56	Professional Engineers and Land Surveyors, Board of
58	Real Estate Commission
60	Refrigeration Examiners, Board of
62	Sanitarian Examiners, Board of
63	Social Work, Certification Board for
64	Speech and Language Pathologists and Audiologists, Board of Examiners of
66	Veterinary Medical Board

CUMULATIVE INDEX

CUMULATIVE INDEX (April 1988 - March 1989)

1988 - 1989

Pages	Issue
1 - 25.....	1 - April
26 - 108.....	2 - April
109 - 118.....	3 - May
119 - 145.....	4 - May
146 - 184.....	5 - June
185 - 266.....	6 - June
267 - 294.....	7 - July
295 - 347.....	8 - July
348 - 400.....	9 - August
401 - 507.....	10 - August
508 - 523.....	11 - September

AO - Administrative Order
AG - Attorney General's Opinions
C - Correction
E - Errata
EO - Executive Order
FDL - Final Decision Letters
FR - Final Rule
GS - General Statute
JO - Judicial Orders or Decision
LRA - List of Rules Affected
M - Miscellaneous
NP - Notice of Petitions
PR - Proposed Rule
SO - Statements of Organization
TR - Temporary Rule

ADMINISTRATION

Administrative Analysis Division, 447 PR
Auxiliary Services, 270 PR
Departmental Rules, 270 PR
State Construction, 187 PR
Youth Advocacy and Involvement Office, 148 PR

ADMINISTRATIVE HEARINGS

Hearings Division, 76 PR

ADMINISTRATIVE ORDER

Administrative Order, 369 AO

AGRICULTURE

Food and Drug Protection Division, 271 PR
N.C. State Fair, 451 PR

Plant Industry, 453 PR
Standards Division, 452 PR
Structural Pest Control Committee, 296 PR

COMMERCE

Alcoholic Beverage Control Commission, 276 PR
Milk Commission, 120 PR, 190 PR

COMMUNITY COLLEGES

Community Colleges, 287 PR

CORRECTION

Division of Prisons, 490 FR

CRIME CONTROL AND PUBLIC SAFETY

Alcohol Law Enforcement, 47 PR

ELECTIONS

State Board of Elections, 120 PR

EXECUTIVE ORDERS

Executive Orders 68 - 71, 1 EO
 72, 119 EO
 73, 146 EO
 74 - 75, 508 EO

FINAL DECISION LETTERS

Voting Rights Act, 5 FDL, 26 FDL, 185 FDL, 267 FDL, 295 FDL, 370 FDL, 401 FDL, 511 FDL

GENERAL STATUTES

Chapter 7A, 348 GS
Chapter 143B, 350 GS
Chapter 150B, 352 GS

HUMAN RESOURCES

Division of Aging, 229 PR
Drug Commission, 113 FR
Facility Services, 455 PR
Health Services, 7 PR, 220 PR, 296 PR
Medical Assistance, 7 PR, 30 PR, 109 PR, 121 PR, 237 PR, 303 PR, 461 PR
Mental Health General, 457 PR
Mental Health Hospitals, 459 PR
Office of the Secretary, 31 PR
Social Services Commission, 27 PR
Vocational Rehabilitation Services, 371 PR

INDEPENDENT AGENCIES

Housing Finance, 21 PR, 134 PR, 255 PR, 518 PR

INSURANCE

Agent Services, 238 PR
Company Operations Division, 470 PR
Fire and Casualty Division, 32 PR, 461 PR
Fire and Rescue Services Division, 122 PR, 149 PR

JUSTICE

Criminal Justice Education and Training Standards, 304 PR
Private Protective Services, 303 PR

LICENSING BOARDS

Cosmetic Art Examiners, 283 PR, 473 PR
CPA, 73 PR, 472 PR
Examiners of Electrical Contractors, 151 PR
Hearing Aid Dealers, 77 FR
Nursing, 376 PR, 477 PR
Podiatry Examiners, 377 PR

LIST OF RULES AFFECTED

April 1, 1988, 102 LRA
May 1, 1988, 137 LRA
June 1, 1988, 260 LRA
July 1, 1988, 335 LRA
August 1, 1988, 496 LRA

NATURAL RESOURCES AND COMMUNITY DEVELOPMENT

Coastal Management, 11 PR, 67 PR, 254 PR, 281 PR
Community Assistance, 69 PR
Environmental Management, 241 PR, 278 PR
Forest Resources, 68 PR
Marine Fisheries, 62 PR
Soil and Water Conservation, 111 PR
Wildlife Resources and Water Safety, 111 PR, 282 PR, 470 PR, 513 PR

REVENUE

License and Excise Tax, 113 FR
Motor Fuels Tax, 258 FR
Sales and Use Taxes, 386 FR

SECRETARY OF STATE

Securities Division, 125 PR

STATE PERSONNEL

State Personnel Commission, 135 PR, 333 PR

STATE TREASURER

Escheats and Abandoned Property, 328 PR
Local Government Commission, 18 PR
Retirement Systems, 513 PR

STATEMENTS OF ORGANIZATION

Statements of Organization, 403 SO

TRANSPORTATION

Division of Motor Vehicles, 172 FR, 258 FR

NOW AVAILABLE

NORTH CAROLINA ADMINISTRATIVE CODE

The full publication consists of 52 volumes, totaling in excess of 15,000 pages. It is supplemented monthly with replacement pages. A one year subscription to the full publication including supplements can be purchased for seven hundred and fifty dollars (\$750.00). Individual volumes may also be purchased with supplement service. Renewal subscriptions for supplements to the initial publication available starting October 1988.

PRICE LIST FOR THE 1987-88 SUBSCRIPTION YEAR

Volume	Title	Chapter	Subject	New Subscription*	Quantity	Total Price
1 - 52	Full Code		All titles	\$750.00		
1	1	1 - 36	Administration	90.00		
2	2	1 - 24	Agriculture	75.00		
3	2	25 - 52	Agriculture	75.00		
4	3	1 - 4	Auditor	10.00		
5	4	1 - 2	Commerce (includes ABC)	45.00		
6	4	3 - 16	Commerce	90.00		
7	5	1 - 2	Corrections	60.00		
8	5	3 - 4	Corrections	30.00		
9	6	1 - 4	Council of State			
	7	1 - 11	Cultural Resources	60.00		
10	8	1 - 8	Elections	10.00		
11	9	1 - 4	Governor	45.00		
12	10	1 - 2	Human Resources	30.00		
13	10	3A - 3K	Human Resources	90.00		
14	10	3L - 3R	Human Resources (includes CON)	45.00		
15	10	3S - 3U	Human Resources	30.00		
16	10	4 - 6	Human Resources	30.00		
17	10	7	Human Resources (includes Breathalyzer)	30.00		
18	10	8 - 9	Human Resources	60.00		
19	10	10	Human Resources	90.00		
20	10	11 - 14	Human Resources	60.00		
21	10	15 - 17	Human Resources	45.00		
22	10	18	Human Resources	75.00		
23	10	19 - 30	Human Resources	90.00		
24	10	31 - 33	Human Resources	30.00		
25	10	34 - 41	Human Resources	60.00		
26	10	42	Human Resources	45.00		
27	10	43 - 50	Human Resources	90.00		
28	11	1 - 15	Insurance	90.00		

Continued

Volume	Title	Chapter	Subject	New Subscription*	Quantity	Total Price
29	12	1 - 12	Justice	90.00	_____	_____
30	13	1 - 6	Labor	30.00	_____	_____
31	13	7	OSHA	45.00	_____	_____
32	13	8 - 15	Labor	45.00	_____	_____
33	14A	1 - 11	Crime Control and Public Safety	45.00	_____	_____
34	15	1 - 2	NRCD (includes EMC)	90.00	_____	_____
35	15	3 - 6	NRCD	45.00	_____	_____
36	15	7	Coastal Management	45.00	_____	_____
37	15	8 - 9	NRCD	30.00	_____	_____
38	15	10	Wildlife	45.00	_____	_____
39	15	11 - 22	NRCD	60.00	_____	_____
40	16	1 - 6	Education	30.00	_____	_____
41	17	1 - 6	Revenue	75.00	_____	_____
42	17	7 - 11	Revenue	60.00	_____	_____
43	18	1 - 7	Secretary of State	30.00	_____	_____
44	19	1 - 6	Transportation	90.00	_____	_____
45	20	1 - 9	Treasurer	45.00	_____	_____
46	21	1 - 16	Licensing Boards	75.00	_____	_____
47	21	17 - 37	Licensing Boards	75.00	_____	_____
48	21	38 - 70	Licensing Boards		_____	_____
	22	1 - 2	Administrative Procedures	75.00	_____	_____
49	23	1 - 2	Community Colleges	10.00	_____	_____
50	24	1	Housing Finance	10.00	_____	_____
51	25	1	State Personnel	60.00	_____	_____
52	26	1 - 4	Administrative Hearings	10.00	_____	_____
				Total	_____	_____

(Make checks payable to Office of Administrative Hearings.)

* This price includes the title in its current form plus supplementation for the subscription year.

Subscription years are October 1 through September 30.

MAIL TO:

OFFICE OF ADMINISTRATIVE HEARINGS
POST OFFICE DRAWER 11666
RALEIGH, NORTH CAROLINA 27604

Office of Administrative Hearings
P. O. Drawer 11666
Raleigh, North Carolina 27604

PLA
STA
HEI

FOLD HERE

NORTH CAROLINA REGISTER ORDER FORM

Please enter my subscription for the *North Carolina Register* to start with the _____ issue.
(\$95.00)/year subscription)

Renew *North Carolina Register*

Check Enclosed ☐ Please bill me

Please make checks payable to Office of Administrative Hearings

NAME _____ ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____

Return to Office of Administrative Hearings - fold at line, staple at bottom and affix postage.)

CHANGE OF ADDRESS:

1. Present Address

NAME

ADDRESS

CITY

STATE

ZIP

2. New Address

NAME

ADDRESS

CITY

STATE

ZIP

Office of Administrative Hearings

P. O. Drawer 11666

Raleigh, North Carolina 27604

FIRST CLASS

585
UNIV. OF NORTH CAROLINA
LAW LIBRARY
VAN HECKE-WETTACH 064-A
CHAPEL HILL

NC 27514