

## RRC STAFF OPINION

### **PERIODIC REVIEW AND EXPIRATION OF EXISTING RULES REPORT**

*PLEASE NOTE: THIS COMMUNICATION IS EITHER 1) ONLY THE RECOMMENDATION OF AN RRC STAFF ATTORNEY AS TO ACTION THAT THE ATTORNEY BELIEVES THE COMMISSION SHOULD TAKE ON THE CITED REPORT AT ITS NEXT MEETING, OR 2) AN OPINION OF THAT ATTORNEY AS TO SOME MATTER CONCERNING THAT REPORT. THE AGENCY AND MEMBERS OF THE PUBLIC ARE INVITED TO SUBMIT THEIR OWN COMMENTS AND RECOMMENDATIONS (ACCORDING TO RRC RULES) TO THE COMMISSION.*

AGENCY: Marine Industrial Park Authority

REPORT: 04 NCAC, Chapter 17

**RECOMMENDED ACTION:**

- X Note staff's comment
- X Find that the agency did not complete the required review, and that the rules in the Chapter expire on September 18, 2014 pursuant to G.S. 150B-21.3A.

**COMMENT:**

*The review of the existing rule report of the Marine Industrial Park Authority (Authority) is scheduled to occur at the Commission's September 18, 2014 meeting. As such, the completed report with the agency's final classification of each rule was required to be filed at the Office of Administrative Hearings by August 15, 2014.*

*A report for the Authority's five rules was filed on June 16, 2014 for publication on the OAH website. That report stated that the agency initially classified four of the five rules as "necessary with substantive public interest." The report was posted to the OAH webpage on June 24, and the comment period was set for June 26 through August 25, 2014. G.S. 150B-21.3A requires a 60 day comment period, and the Authority could not file the completed report prior to the close of the comment period.*

*Because the filing deadline for Commission review at the September meeting was August 15, the Authority needed to request an extension of time to file the report in order to have the report reviewed at the September meeting (or a later meeting). The agency could have filed that extension request and asked for the request to be considered at the September meeting, along with the completed report. Had the Commission granted the extension, it could have reviewed the completed report at the September meeting.*

*On August 22, 2014, staff sent the Chairman of the Authority and its rulemaking coordinator correspondence stating that unless the Authority requested and was granted an extension, the Authority's rules would expire as of September 18, 2014. (That letter is attached.)*

*In response, the Authority sent a letter dated August 25, 2014. (That letter is also attached.) That letter stated that after careful consideration, the Authority voted at its quarterly meeting on August 20, 2014 to allow the rules to "lapse." The letter states that as written, the rules no longer apply to the current management of the Authority and that, "if and when administrative rules are necessary in the future, the Authority will go through the appropriate process at that time to promulgate new ones."*

*Staff believes that since the Authority decided it would let the rules lapse and stopped the existing rules review process without making the final determinations and submitting the report by the August 15, 2014 deadline, or submitting a request for an extension, the five rules of the Authority shall expire at the September meeting, pursuant to G.S. 150B-21.3A(b), which states:*

- (b) Automatic Expiration. – Except as provided in subsection (e) of this section, any rule for which the agency that adopted the rule has not conducted a review in accordance with this section shall expire on the date set in the schedule established by the Commission pursuant to subsection (d) of this section.

*Staff notes that the review process began with the filing of the report with the initial determinations and posting it for a 60 day comment period. However, G.S. 150B-21.3A(c)(1) sets out the entire process of “agency review” as the following:*

- (1) Step 1: The agency shall conduct an analysis of each existing rule and make an initial determination as to whether the rule is (i) necessary with substantive public interest, (ii) necessary without substantive public interest, or (iii) unnecessary. The agency shall then post the results of the initial determination on its Web site and invite the public to comment on the rules and the agency's initial determination. The agency shall also submit the results of the initial determination to the Office of Administrative Hearings for posting on its Web site. The agency shall accept public comment for no less than 60 days following the posting. The agency shall review the public comments and prepare a brief response addressing the merits of each comment. After completing this process, the agency shall submit a report to the Commission. The report shall include the following items:
  - a. The agency's initial determination.
  - b. All public comments received in response to the agency's initial determination.
  - c. The agency's response to the public comments.

*The Authority did not complete the highlighted portions of the review required by the statute. As such, staff does not believe the agency completed the review, and G.S. 150B-21.3(b) controls. Staff believes the statute requires the Commission to find that the review was not completed by the agency and the five rules expire on September 18, 2014.*

*Staff notes that the initial posting of the report represented to the Authority's regulated public that at least four of its five rules were “necessary with substantive public interest.” Therefore, the Authority was committed to reviewing and possibly revising the rules in the readoption process. Staff does not know if the Authority received any comments during the public comment period for the existing rule review. However, as G.S. 150B-21.3A relies upon involving the public in this review and subsequent readoption process, the decision to stop the review without public input seems to contradict the intent of the statute.*

*Staff also notes that G.S. 113, Article 23C, establishes the Authority. That statute speaks to the ability of the Authority to establish rules and assess fees. The current rules (also attached) speak to the assessment of fees and use of the facility. Staff is not aware of any law that gives the Authority to do this outside of rulemaking. Staff further notes that if the rules as currently written are outdated, the rules could be amended through the rulemaking process by the agency.*

## **Selected Statutes from G.S. 113, Article 23C**

### **§ 113-315.28. Purposes of Authority.**

Through the Authority created by this Article, the State of North Carolina may engage in promoting, developing, constructing, equipping, maintaining and operating one or more marine industrial parks within the State, or within the jurisdiction of the State, and works of internal improvements related to the purposes set forth in this section, including the acquisition or construction, maintenance and operation of watercraft and facilities located at the parks or essential for the proper operation of the parks. The Authority is created as an instrumentality of the State of North Carolina for the accomplishment of the following general purposes:

- (1) To develop and improve the Wanchese Marine Industrial Park, and such other marine industrial parks, including inland ports and facilities, as may be deemed feasible for a more expeditious and efficient handling of marine commerce from and to any place or places in the State of North Carolina and other states and foreign countries;
- (2) To acquire, construct, equip, maintain, develop and improve the port facilities at the parks and to maintain, develop, and improve the navigability of waterways in or adjacent to the parks and those waterways connecting the parks with the channels of commerce of the Atlantic Ocean;
- (3) To foster and stimulate the growth of marine-related industries in the State of North Carolina;
- (4) Repealed by Session Laws 2013-211, s. 1, effective June 26, 2013.
- (5) To accept funds from any counties or cities containing a marine industrial park and to use the same in such manner, within the purposes of said Authority, as shall be stipulated by the funding county or city, and to act as agent or instrumentality of any funding counties or cities in any matter coming within the general purposes of said Authority;
- (5a) To encourage and develop the general maritime and marine-related industries and activities at or in the vicinity of the marine industrial parks;
- (6) And in general to do and perform any act or function which may tend to be useful toward the development and improvement of marine industrial parks in the State of North Carolina, and to increase the movement of waterborne marine commerce, foreign and domestic, to, through, and from the marine industrial parks.

The enumeration of the above purposes shall not limit or circumscribe the broad objective of developing to the utmost the marine industry possibilities of the State of North Carolina. (1979, c. 459, s. 4; 1993, c. 278, s. 1; 1998-212, s. 15.5(a); 2013-211, s. 1.)

### **§ 113-315.29. Powers of Authority.**

In order to enable it to carry out the purposes of this Article, the Authority shall:

- (1) Have the powers of a body corporate, including the power to sue and be sued, to make contracts, and to adopt and use a common seal and to alter the same as may be deemed expedient;
- (2) Have the authority to make all necessary contracts and arrangements with other marine industrial park or port authorities of this and other states for the interchange of business, and for such other purposes as will facilitate and increase the marine industries;

- (3) Be authorized and empowered to rent, lease, buy, own, acquire, mortgage, otherwise encumber, and dispose of such property, real or personal, as said Authority may deem proper to carry out the purposes and provisions of this Article, all or any of them;
- (4) Be authorized and empowered to acquire, construct, maintain, equip and operate any wharves, docks, piers, quays, elevators, compresses, refrigeration storage plants, warehouses and other structures, and any and all facilities needful for the convenient use of the same in the aid of commerce, including the dredging of approaches to port facilities at the parks and improving the navigability of those waterways connecting the parks with the channels of commerce of the Atlantic Ocean;
- (5) Be authorized and empowered to pay all necessary costs and expenses involved and incident to the formation and organization of the Authority, and incident to its administration and operation, and to pay all other costs and expenses reasonably necessary or expedient in carrying out and accomplishing the purposes of this Article;
- (6) Be authorized and empowered to apply for and accept loans and grants of money from any federal agency or the State of North Carolina and its political subdivisions or from any public or private sources available for any and all of the purposes authorized in this Article, and to expend these funds in accordance with the directions and requirements of the granting or loaning authority, or imposed on the loans and grants by any federal agency, the State of North Carolina and its political subdivisions, or any public or private lender or donor, and to give such evidences of indebtedness as shall be required, provided, however, that no indebtedness of any kind incurred or created by the Authority shall constitute an indebtedness of the State of North Carolina, or any of its political subdivisions, and no such indebtedness shall involve or be secured by the faith, credit or taxing power of the State of North Carolina, or any of its political subdivisions;
- (7) Be authorized and empowered to act as agent for the United States of America, or any of its agencies, departments, corporations, or instrumentalities in any matter coming within the purposes or powers of the Authority;
- (8) Have power to adopt, alter or repeal bylaws and rules governing the manner in which its business may be transacted and in which the power granted to it may be enjoyed, and may provide for the appointment of any committees as the Authority may deem necessary or expedient in facilitating its business;
- (8a) Have the authority to assess and collect fees for its services or for the use of its facilities;
- (9) Be authorized and empowered to do any and all other acts and things in this Article authorized or required to be done, whether or not included in the general powers in this section mentioned; and
- (10) Be authorized and empowered to do any and all things necessary to accomplish the purposes of this Article. (1979, c. 459, s. 5; 1987, c. 827, s. 108; 1993, c. 323, s. 1; 2013-211, s. 1.)

**§ 113-315.34. Jurisdiction of the Authority; application of Chapter 20; appointment and authority of special police.**

- (a) The jurisdiction of the Authority in any of the parks shall extend to all properties owned by or under control of the Authority and shall also extend over the waters and shores within the parks and over that part of all tributary streams flowing into the parks in which the tide ebbs and flows, and shall extend to the outer edge of the outer bar situated at the approach to the port of any park.

(b) All the provisions of Chapter 20 of the General Statutes relating to the use of the highways of the State and the operation of motor vehicles thereon are hereby made applicable to the streets, alleys and driveways on the properties owned by or under the control of the North Carolina Marine Industrial Park Authority. Any person violating any of the provisions of said Chapter in or on such streets, alleys or driveways shall, upon conviction thereof, be punished as therein prescribed. Nothing herein contained shall be construed as in any way interfering with the ownership and control of such streets, alleys and driveways on the properties of said Authority as is now vested by law in the said Authority.

(c) The Authority shall post copies of rules concerning traffic and parking at appropriate places on property of the Authority. Violation of a rule concerning traffic or parking on property of the Authority is a Class 3 misdemeanor.

(d) The Secretary of Commerce is authorized to appoint such number of employees of the Authority as he may think proper as special policemen, who, when so appointed, shall have within the jurisdiction of the Authority all the powers of policemen of incorporated towns. Special policemen may arrest persons who violate State law or a rule adopted by the Authority. Employees appointed as such special policemen shall take the general oath of office prescribed by G.S. 11-11. (1979, c. 459, s. 10; 1987, c. 827, s. 109; 1989, c. 751, s. 8(14); 1991 (Reg. Sess., 1992), c. 959, s. 25; 1993, c. 539, s. 869; 1994, Ex. Sess., c. 24, s. 14(c); 2013-211, s. 1.)

# **Existing Rules of the Marine Industrial Park Authority**

## **CHAPTER 17 - SEAFOOD INDUSTRIAL PARK AUTHORITY**

### **SECTION .0100 - ORGANIZATION OF SEAFOOD INDUSTRIAL PARK AUTHORITY**

#### **04 NCAC 17 .0101 IDENTIFYING INFORMATION**

The principal office of Seafood Industrial Park Authority is located at:  
Wanchese Seafood Industrial Park  
Harbor Road  
Wanchese, North Carolina 27981

*History Note:* Authority G.S. 113-315.29(8);  
Eff. March 1, 1988.

#### **04 NCAC 17 .0102 FUNCTIONS AND POWERS**

The authority is created to develop, construct, equip, maintain and operate the Seafood Industrial Parks within the state and in furtherance of that end to accomplish the purposes set out in G.S. 113-315.28. To accomplish those purposes, the authority has those powers set out in G.S. 113-315.29.

*History Note:* Authority G.S. 113-315.28; 113-315.29;  
Eff. March 1, 1988.

### **SECTION .0200 - REGULATION OF DOCKAGE**

#### **04 NCAC 17 .0201 DEFINITIONS**

*History Note:* Authority G.S. 113-315.29(10);  
ARRC Objection January 21, 1988;  
Eff. July 1, 1988;  
Repealed Eff. July 16, 1988 in accordance with G.S. 150B-59(c).

#### **04 NCAC 17 .0202 RATES: FEES AND PENALTIES**

*History Note:* Authority G.S. 113-315.29(8),(9),(10); 113-315.34;  
ARRC Objection January 21, 1988;  
Eff. July 1, 1988;  
Repealed Eff. July 16, 1988 in accordance with G.S. 150B-59(c).

#### **04 NCAC 17 .0203 GENERAL REGULATIONS FOR USE OF DOCK FACILITIES**

- (a) As necessary, United States Coast Guard and Army Corps of Engineers vessels will be given priority for dockage.
- (b) Except as set forth in Paragraph (a) of this Rule, docks are available to active commercial fishing vessels on a first come, first served basis for short-term dockage. No vessel shall remain for a continuous period of more than 14 days without special authorization from the Dockmaster or Park Administrator.
- (c) All fishing gear must be stowed inside rails of vessels to prevent chafing or damage to the dock structures or to other vessels.

- (d) The storage of fishing gear, equipment, materials or supplies will not be allowed on any wharf or property under the jurisdiction of the Park Authority without prior approval of the Park Administrator.
- (e) Yachts, tugs, barges or any other vessel not classified as a commercial fishing vessel, except as otherwise authorized, cannot dock at wharves under the jurisdiction of the Park Authority without prior approval of the Dockmaster or the Park Administrator.
- (f) Sandblasting or spray painting of any vessel berthed at the Authority's docks is prohibited.
- (g) There shall be no offloading of seafood onto any vessel, vehicle or receptacle from the docks within the Seafood Park except as such offloading relates to persons doing business with seafood dealers who are tenants of the Seafood Industrial Park.
- (h) Receptacles and containers for trash are provided for vessel debris only. Vessel owners shall be responsible for the removal of large items of discarded equipment, or other large or heavy items, including nets, cable, etc.
- (i) There shall be no hauling or marking of trawl wires utilizing the base of light fixtures or other authority structures or done in any manner which may cause damage to any property within the jurisdiction of the Park Authority.
- (j) All vehicular traffic must approach the dock front from access roadways provided.
- (k) Vehicles shall not be parked on the concrete dock front unless loading or offloading supplies or equipment or servicing vessels.
- (l) Any unattended vehicle or equipment which is impeding traffic or preventing the conduct of business alongside the wharves, or which is left on the premises for 15 days or more without authorization may be towed away or removed at the owner's expense.
- (m) All fuel trucks, ice trucks or other service vehicles shall conduct their business so as not to interfere with other users of the facilities and shall insure that oil and gasoline is prevented from escaping onto the ground, into the water, or on the docks.
- (n) Vessels will be assessed for any damages caused by them or their crews to the bulkheads or dock structures or any other property of the Park Authority.
- (o) The Seafood Industrial Park Authority shall not be responsible or liable for any theft, fire or other damage to persons, vessels or property while using the Park Authority facilities, it being the responsibility of vessel owners to secure and safeguard their vessels and property to their own satisfaction.
- (p) Vessels and their owners not complying with the rules and regulations set forth herein may be denied docking privileges at the Park Authority facilities.

*History Note:* Authority G.S. 113-315.29; 113-315.34; 113-315.37;  
 Eff. March 1, 1988;  
 Amended Eff. March 1, 1990.

#### **04 NCAC 17 .0204 DEFINITIONS**

Dockage is the charge assessed against a vessel or other water craft for berthing or making fast to any wharf, mooring device or other facility of the Authority or for mooring to a vessel so berthed.

*History Note:* Authority G.S. 113-315.29(10);  
 ARRC Objection Lodged January 19, 1989;  
 Eff. July 1, 1989.

#### **04 NCAC 17 .0205 RATES: FEES AND PENALTIES**

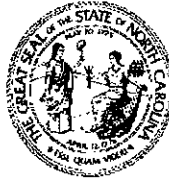
- (a) Dockage will be computed on the basis of overall length of vessel.
- (b) An annual fee of two dollars and fifty cents (\$2.50) per lineal foot or fractional part thereof shall be charged all commercial fishing vessels using the Wanchese Seafood Industrial Park docks, tie-up space alongside the concrete dock and for second or third boat abreast mooring.
- (c) A annual fee of five dollars and fifty cents (\$5.50) per lineal foot or fractional part thereof shall be charged all vessels or other water craft other than commercial fishing vessels using the Wanchese Seafood Industrial Park docks, tie-up space alongside the concrete dock and for second or third boat abreast mooring.
- (d) The fee shall be paid, in advance, on an annual or semiannual basis for docking privileges.

Amanda J. Reeder  
 Commission Counsel  
 Issued September 4, 2014

- (e) Checks should be made payable to the NC Seafood Industrial Park Authority and mailed to: Administrator, Wanchese Seafood Industrial Park, P.O. Box 549, Wanchese, N.C. 27981, or payment may be delivered to the Office of Administration, Wanchese Seafood Industrial Park, Harbor Road, Wanchese, N.C.
- (f) A permit will be issued upon payment of annual or semiannual dockage fees, and a decal will be provided which must be displayed on the vessel so as to be seen from the dock.
- (g) Payment of annual or semiannual fees shall entitle a vessel to docking privileges for normal turnaround time between trips, using any available dock space under the jurisdiction of the park authority on a first come, first served basis. Normal turnaround time shall mean not more than 14 days between trips.
- (h) Any extra time beyond 14 days must be specifically authorized by Dock Security or the park administrator and will be assessed at a per diem rate of twenty-five cents (\$0.25) per linear foot for commercial fishing vessels and fifty cents (\$0.50) per linear foot for recreational vessels and all other water craft.
- (i) A commercial fishing vessel without an annual or semiannual permit desiring to dock for any portion of a 24-hour period, or on a daily basis, will be assessed at a daily rate of twenty-five cents (\$0.25) per foot (LOA). The daily rate for all other vessels meeting authorization criteria for dockage will be fifty cents (\$0.50) per foot (LOA). Daily fees must be paid in advance upon tying up or at the earliest time that park staff is on hand to collect payment.
- (j) During periods of storm in the area or offshore, the docks may be used as a harbor of refuge. In this event, all vessels requiring refuge from the elements may dock at the facility on a first come, first served basis and no fee will be charged any vessel during such period. When the necessity for the use of the facilities as a harbor of refuge no longer exists, vessels must leave the premises within 24 hours or be subject to the normal fee provisions contained in this Section in Rule .0202.
- (k) A fee in the amount of twenty-five dollars (\$25.00) will be assessed against any vessel leaving refuse on the dock. In addition, a fine of up to fifty dollars (\$50.00) may be assessed against any vessel departing the premises and leaving behind trash, debris, equipment, or other material requiring cleanup by the park administrator.
- (l) A service fee of twenty-five dollars (\$25.00) will be charged any vessel taking on water by means of a metered fire hydrant along with charges for actual water usage according to the water rate schedule established by the authority for all users within the Seafood Park.
- (m) A fine of up to fifty dollars (\$50.00) shall be assessed against any vessel whose crew is found to have thrown trash, debris, or fish into the harbor while berthed at the authority dock.
- (n) Dockage fees shall not include payment for water, electricity or other ancillary services.

*History Note: Authority G.S. 113-315.29(8),(9),(10); 113-315.34;  
ARRC Objection Lodged January 19, 1989;  
Eff. July 1, 1989.*





Correspondence from the  
Marine Industrial Park  
Authority to RRC staff

**North Carolina  
Department of Commerce  
Wanchese Marine Industrial Park**

**Pat McCrory, Governor  
Sharon Allred Decker, Secretary**

**Bob Peele, Director**

August 25, 2014

Ms. Amanda J. Reeder  
Commission Counsel  
North Carolina Office of Administrative Hearings  
6714 Mail Service Center  
Raleigh, NC 27609-6714

Re: Periodic Review and Expiration of Existing Rules  
Title 04, Chapter 17

FILED  
2014 SEP -2 AM 11:03  
OFFICE OF  
ADMIN HEARINGS

Dear Ms. Reeder:

Thank you for the correspondence of August 22, 2014 in which you offer an explanation of the rulemaking procedures under the North Carolina Administrative Procedure Act.

The North Carolina Marine Industrial Park Authority held a quarterly meeting on August 20, 2014 in which the current rules were discussed. It was the consensus of the Authority that the current rules as written are outdated and apply to the management in the Wanchese Marine Industrial Park in 1981 when it first opened. The rules no longer apply very well to current management procedures in the Wanchese facility.

It was the strong consensus of the Authority to allow the rules to lapse. If and when administrative rules are necessary in the future, the Authority will go through the appropriate process at that time to promulgate new ones.

If you have any questions, feel free to give me a call at any time.

Sincerely,

CARL WORSLEY  
Chairman  
NC Marine Industrial Park Authority

**North Carolina. A Better Place To Be**  
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Tel: (252) 473-5867 • Fax: (252) 473-6139  
[bpeele@nccommerce.com](mailto:bpeele@nccommerce.com), [cwalker@nccommerce.com](mailto:cwalker@nccommerce.com)  
An Equal Opportunity/Affirmative Action Employer



Correspondence from RRC  
staff to the Marine Industrial  
Park Authority

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

Mailing address:  
6714 Mail Service Center  
Raleigh, NC 27699-6714

Street address:  
1711 New Hope Church Rd  
Raleigh, NC 27609-6285

August 22, 2014

Carl Worsley, Chairman  
North Carolina Seafood Industrial Authority Park Authority  
633 Harbor Road  
Wanchese, NC 27981  
pogiew@obxcwa.com

Re: Periodic Review and Expiration of Existing Rules  
Title 04, Chapter 17

Dear Chairman Worsley,

At the Rules Review Commission's August meeting, it was noted that the North Carolina Seafood Industrial Authority Park Authority did not file the existing rules report as required by G.S. 150B-21.3A and Rule 26 NCAC 05 .0203(c) for review by the Rules Review Commission (RRC) at its September 18, 2014 meeting.

Pursuant to G.S. 150B-21.3A, all agencies subject to rulemaking under Article 2A of the North Carolina Administrative Procedure Act are required to review all existing rules in the North Carolina Administrative Code. This agency is subject to rulemaking under Article 2A. The RRC was given authority by the General Assembly to set the schedule for each agency to conduct the review. That schedule was adopted by the RRC effective April 1, 2014, and is contained in Rule 26 NCAC 05 .0211.

The rules of the Seafood Industrial Authority Park Authority are scheduled for review by the RRC at the September 2014 meeting. The deadline for filing the report was August 15, 2014. The agency did not file the report by the deadline. Unless the agency seeks a waiver of the filing deadline pursuant to Rule 26 NCAC 05 .0204, and that request is granted by the Commission, the above-referenced rules will expire on September 18, 2014 pursuant to G.S. 150B-21.3A(b), and they will be deemed repealed as of that date. The Codifier of Rules will remove the rules from the North Carolina Administrative Code.

Administration  
919/431-3000  
fax: 919/431-3100

Rules Division  
919/431-3000  
fax: 919/431-3104

Judges and  
Assistants  
919/431-3000  
fax: 919/431-3100

Clerk's Office  
919/431-3000  
fax: 919/431-3100


Rules Review  
Commission  
919/431-3000  
fax: 919/431-3104

Civil Rights  
Division  
919/431-3036  
fax: 919/431-3103

Should your agency wish to seek an extension for filing the report, please refer to Rule 26 NCAC 05 .0204. I encourage you to file the request as soon as possible.

If you have any questions regarding the Rules Review Commission's actions, please contact staff.

Sincerely,



Amanda J. Reeder  
Commission Counsel

cc: Sen. Fletcher Hartsell, Co-Chair, Joint Legislative Administrative Procedure Oversight Committee  
Rep. Tim Moffitt, Co-Chair, Joint Legislative Administrative Procedure Oversight Committee  
Karen Cochrane- Brown, Staff, Joint Legislative Administrative Procedure Oversight Committee  
Bob Peele, Rulemaking Coordinator  
John Hoomani, General Counsel, Department of Commerce

G.S. 150B-21.3A Report for 04 NCAC 17, DEPARTMENT OF COMMERCE, SEAFOOD INDUSTRIAL PARK AUTHORITY							
Agency - North Carolina Department of Commerce, Seafood Industrial Park Authority							
Comment Period - June 26, 2014 through August 25, 2014							
Date Submitted to APO - Filled in by RRC staff							
Subchapter or Blank	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation
SUBCHAPTER 17 - SEAFOOD INDUSTRIAL PARK AUTHORITY	Section .0100 - Organization of Seafood Industrial Park Authority	04 NCAC 17 .0101	IDENTIFYING INFORMATION	Eff. March 1, 1988	Necessary without substantive public interest	No	
	Section .0100 - Organization of Seafood Industrial Park Authority	04 NCAC 17 .0102	FUNCTIONS AND POWERS	Eff. March 1, 1988	Necessary with substantive public interest	No	
	Section .0200 - Regulation of Dockage	04 NCAC 17 .0203	GENERAL REGULATIONS FOR USE OF DOCK FACILITIES	Eff. March 1, 1990	Necessary with substantive public interest	No	
	Section .0200 - Regulation of Dockage	04 NCAC 17 .0204	DEFINITIONS	Eff. July 1, 1989	Necessary with substantive public interest	No	
	Section .0200 - Regulation of Dockage	04 NCAC 17 .0205	RATES: FEES AND PENALTIES	Eff. July 1, 1989	Necessary with substantive public interest	No	
					Select One	Select One	