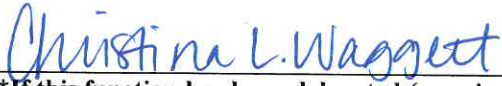


## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 09B .0116 Adoptions by Reference	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/16/2018 Link to Agency notice: 6/28/018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input checked="" type="checkbox"/> Federal regulation / cite: 21 CFR 507           </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:           </div> </div> 9B. The adoption and incorporation by reference of 21 CFR Part 507 under 02 NCAC 09B .0116 is needed to ensure parity of state standards with federal regulations and establish the current science-based preventive controls for animal food.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Tien Cheng Phone: 919-707-3244 E-Mail: <a href="mailto:tien.cheng@ncagr.gov">tien.cheng@ncagr.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em; margin-top: 10px;">Christina L. Waggett</div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 DEC 20 PM 3:22  
 OFFICE OF ADMIN HEARINGS

## SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: North Carolina Board of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 09B .0135 Current Good Manufacturing Practices for Retail Food Establishments	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/16/2018 Link to Agency notice: 6/28/018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Federal regulation / cite: 21 CFR 117 <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: 21 CFR Part 110 is set to expire in January 2020. 02 NCAC 08B .0135 is being adopted to make applicable Subpart B of 21 CFR Part 117, the updated Current Good Manufacturing Practices for Human Food, to retail establishments to ensure continuity and oversight by the Food and Drug Protection Division.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Tien Cheng Phone: 919-707-3244 E-Mail: <a href="mailto:tien.cheng@ncagr.gov">tien.cheng@ncagr.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: North Carolina Board of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 37 .0203 Nematode Advisory Service	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/16/2018 Link to Agency notice: 6/28/018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input checked="" type="checkbox"/> Yes Agency submitted request for consultation on: 12/20/18 Consultation not required. Cite authority: <input type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;">           9A. What prompted this action? Check all that apply:  <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite: 21 CFR 507         </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. The amendments clarify that out-of-state samples should be charged an out-of-state fee in addition to the routine assay fee. The increase in the cost of rapid nematode identification brings the fee more in-line with what other state laboratories charge.</p>	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.2em; color: blue;">Christina L. Waggett</div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Commissioner of Agriculture	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 58 .0105 Evaluation of Applications	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 16, 2018 Link to Agency notice: 6/28/2018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rules Review Process         </div> </div> <b>9B. Explain:</b> 02 NCAC 58 .0105 was classified as necessary with substantive public interest and is now going through the readoption process. The amendments update the rule to reduce the number of copies for each grant application and allows for online/electronic submissions.	
<b>10. Rule-making Coordinator:</b> Christina L. Waggett <b>Address:</b> 1001 Mail Service Center Raleigh, NC 27699-1001 <b>Phone:</b> 919-707-3008 <b>E-Mail:</b> <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <b>Typed Name:</b> Christina L. Waggett <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commissioner of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 58 .0106 Grant Agreement	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 16, 2018 Link to Agency notice: 6/28/2018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rules Review Process         </div> </div> 9B. Explain: 02 NCAC 58 .0106 was classified as necessary with substantive public interest and is now going through the readoption process. The amendments provide additional clarification in the grant agreement pertaining to the restriction of funds during the contract period and notice to grantees that they must abide by ADFPTF Monitoring Policies and Guidelines.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

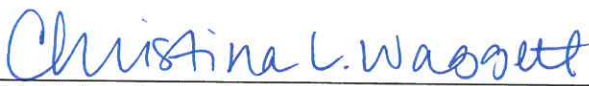
1. Rule-Making Agency: Commissioner of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 58 .0107 Reporting	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 16, 2018 Link to Agency notice: 6/28/2018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rules Review Process         </div> </div> 9B. Explain: 02 NCAC 58 .0107 was classified as necessary with substantive public interest and is now going through the readoption process. The amendments define the reporting requirements for use of grant funding based on the amount of the grant.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE

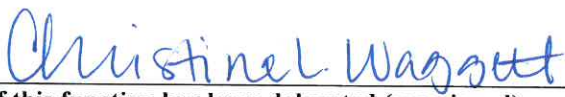
1. Rule-Making Agency: Commissioner of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 58 .0108 Records	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 16, 2018 Link to Agency notice: 6/28/2018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rules Review Process         </div> </div> 9B. Explain: 02 NCAC 58 .0107 was classified as necessary with substantive public interest and is now going through the readoption process. The amendments modify the length of time grantees are required to keep certain information. It directs ADFPTF to follow state retention policies and schedules.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Christina L. Waggett</div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Soil and Water Conservation Commission	
2. Rule citation & name (name not required for repeal): 02 NCAC 59D .0101 Purpose	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div>	
9B. Explain: The proposed rules were classified as "necessary with substantive public interest" during the periodic review and expiration of existing rules process and are now being readopted. The rules in 59H are being repealed and being combined with the rules in 59D to streamline the rules and to have all the rules for the Soil and Water Conservation Cost Share Programs in one place. The new adoptions of 59D .0109 and .0110 are necessary as part of combining these two subchapters. The rules in 59D layout the requirements for the cost-share programs.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:   *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

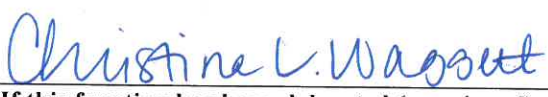


## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0102 Definitions	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div> <b>9B. Explain:</b> The proposed rules were classified as "necessary with substantive public interest" during the periodic review and expiration of existing rules process and are now being readopted. The rules in 59H are being repealed and being combined with the rules in 59D to streamline the rules and to have all the rules for the Soil and Water Conservation Cost Share Programs in one place. The new adoptions of 59D .0109 and .0110 are necessary as part of combining these two subchapters. The rules in 59D layout the requirements for the cost-share programs.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0103 Agriculture Cost Share Program Financial Assistance Allocation Guidelines and Procedures	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div> <b>9B. Explain:</b> The proposed rules were classified as "necessary with substantive public interest" during the periodic review and expiration of existing rules process and are now being readopted. The rules in 59H are being repealed and being combined with the rules in 59D to streamline the rules and to have all the rules for the Soil and Water Conservation Cost Share Programs in one place. The new adoptions of 59D .0109 and .0110 are necessary as part of combining these two subchapters. The rules in 59D layout the requirements for the cost-share programs.	
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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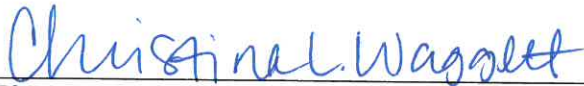


## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0104 Community Conservation Assistance Program Allocation Guidelines and Procedures	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0105 Agricultural Water Resources Assistance Program Financial Assistance Allocation Guidelines and Procedures	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div> <b>9B. Explain:</b> The proposed rules were classified as "necessary with substantive public interest" during the periodic review and expiration of existing rules process and are now being readopted. The rules in 59H are being repealed and being combined with the rules in 59D to streamline the rules and to have all the rules for the Soil and Water Conservation Cost Share Programs in one place. The new adoptions of 59D .0109 and .0110 are necessary as part of combining these two subchapters. The rules in 59D layout the requirements for the cost-share programs.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 40%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 55%; text-align: right; padding-top: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">             RECEIVED DEC 14 2018           </div> </div> </div>	



## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0106 Best Management Practices Eligible for Cost Share Payments	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div> <b>9B. Explain:</b> The proposed rules were classified as "necessary with substantive public interest" during the periodic review and expiration of existing rules process and are now being readopted. The rules in 59H are being repealed and being combined with the rules in 59D to streamline the rules and to have all the rules for the Soil and Water Conservation Cost Share Programs in one place. The new adoptions of 59D .0109 and .0110 are necessary as part of combining these two subchapters. The rules in 59D layout the requirements for the cost-share programs.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

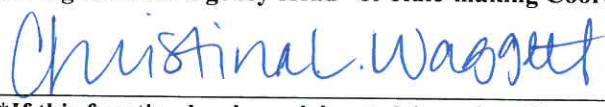
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## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0107 Cost Share and Incentive Payments	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 45%; text-align: right; font-size: 1.2em; font-weight: bold;">RECEIVED DEC 14 2018</div> </div>	



## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Soil and Water Conservation Commission	
2. Rule citation & name (name not required for repeal): 02 NCAC 59D .0108 Technical Assistance Funds	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 45%; text-align: right;">           RECEIVED DEC 14 2018         </div> </div>	


Original 12/13/18

## SUBMISSION FOR PERMANENT RULE

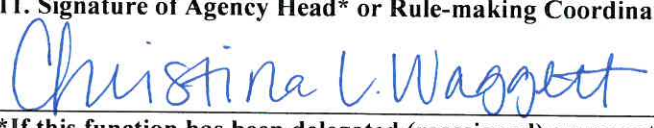
<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59D .0109 Cost Share Agreement	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READoption</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div>	
<b>9B. Explain:</b> The rules in 59D and H were classified as necessary with substantive public interest during the HB 74 review process. 59D .0110 is being moved from 59H to 59D in effort to streamline the rules and have all the rules for the Soil and Water Conservation Cost Share Programs in one place. 59 D .0109 defines the cost share agreement.	
<b>10. Rule-making Coordinator:</b> Christina L. Waggett <b>Address:</b> 1001 Mail Service Center Raleigh, NC 27699-1001 <b>Phone:</b> 919-707-3008 <b>E-Mail:</b> <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; font-size: 1.2em; color: blue;">Christina L. Waggett</div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Christina L. Waggett <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 35%; text-align: center;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">RECEIVED DEC 14 2018</div> </div> </div>	



## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Soil and Water Conservation Commission	
2. Rule citation & name (name not required for repeal): 02 NCAC 59D .0110 District Program Operation	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div> 9B. Explain: The rules in 59D and H were classified as necessary with substantive public interest during the HB 74 review process. 59D .0110 is being moved from 59H to 59D in effort to streamline the rules and have all the rules for the Soil and Water Conservation Cost Share Programs in one place. 59 D .0110 lays out the district program operations.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 50%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-2deg);">RECEIVED DEC 14 2018</div> </div> </div>	

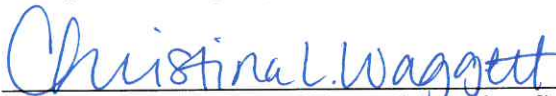
## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Soil and Water Conservation Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 02 NCAC 59H .0101 - .0108	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: 11/1/2017 Link to Agency notice: 10/24/2017; <a href="https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">https://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/14/2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> Other: HB 74 Rule Review Process         </div> </div>	
<b>9B. Explain:</b> These rules were identified as necessary with substantive public interest during the review process and during the readoption process have been merged into 02 NCAC 59D and are no longer necessary.	
<b>10. Rule-making Coordinator:</b> Christina L. Waggett <b>Address:</b> 1001 Mail Service Center Raleigh, NC 27699-1001 <b>Phone:</b> 919-707-3008 <b>E-Mail:</b> <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Christina L. Waggett <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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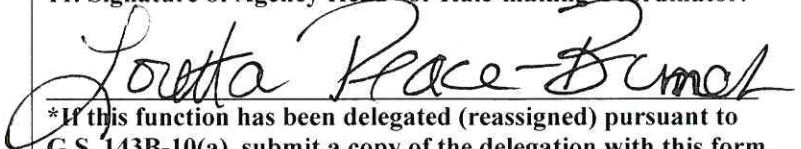


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Agriculture	
2. Rule citation & name (name not required for repeal): 02 NCAC 60B .0701 Administration of Program	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/16/2018 Link to Agency notice: 6/28/018, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by Agency on: 11/27/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite: 21 CFR 507           </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:           </div> </div> 9B. The amendments to 60B .0701 are necessary to improve the NCFS's ability to manage applicant requests and ensure effective allocation of limited funds. This change will ensure more equity.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.2em; color: blue;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Christina L. Waggett Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 DEC 20 PM 3:18  
OFFICE OF ADMIN HEARINGS

**SUBMISSION FOR PERMANENT RULE**

<b>1. Rule-Making Agency:</b> North Carolina Department of Insurance	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 11 NCAC 20 .0101 Scope and Definitions	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 4, 2018 Link to Agency notice: <a href="http://www.ncdoi.com/LS/Rules.aspx">http://www.ncdoi.com/LS/Rules.aspx</a> Hearing on: October 9, 2018 Adoption by Agency on: November 27, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: <b>9B. Explain:</b> This rule is being submitted to reflect changes enacted in SL 2018-120, Part 4, Section 4.6(a). S.L. 2018-120 amends G.S. 58-50-56(a)(2) to allow preferred providers to receive reimbursement on an other than fee-for-services basis. As a result, it is necessary to amend 11 NCAC 20 .0101 to reflect this change.	
<b>10. Rule-making Coordinator:</b> Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina Phone: 919-807-6004 E-Mail: <a href="mailto:loretta.peace-bunch@ncdoi.gov">loretta.peace-bunch@ncdoi.gov</a>  Agency Contact, if any: John Hoomani Phone: 919-807-6093 E-Mail: <a href="mailto:john.hoomani@ncdoi.gov">john.hoomani@ncdoi.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Loretta Peace-Bunch Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

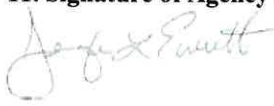


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15A .0102 Location and Address	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input type="checkbox"/> Notice Required Notice of Text published on: Link to Agency notice: www.abc.nc.gov Hearing on: Adoption by Agency on: <input checked="" type="checkbox"/> Notice not required under G.S.: G.S. 150B-21.5(a)(4) Adoption by Agency on: December 12, 2018	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>9A. What prompted this action? Check all that apply:</p> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 50%;"><input type="checkbox"/> Agency</div> <div style="width: 50%;"><input type="checkbox"/> Legislation enacted by the General Assembly</div> <div style="width: 50%;"><input type="checkbox"/> Court order / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Cite Session Law:</div> <div style="width: 50%;"><input type="checkbox"/> Federal statute / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Petition for rule-making</div> <div style="width: 50%;"><input type="checkbox"/> Federal regulation / cite:</div> <div style="width: 50%;"><input checked="" type="checkbox"/> Other: Change of email address</div> </div> </div> <div style="width: 50%;"> <p>9B. Explain: The website address for the ABC Commission has been changed and is incorrectly referenced in this rule. This change is needed to conform the rule to the actual website address and the website address published on the ABC Commission's website and various publications.</p> </div> </div>	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Walker Reagan</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Walker Reagan Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="display: flex; flex-wrap: wrap;"> <div style="width: 50%;"><input type="checkbox"/> RRC extended period of review:</div> <div style="width: 50%;"><input type="checkbox"/> RRC determined substantial changes:</div> <div style="width: 50%;"><input type="checkbox"/> Withdrawn by agency</div> <div style="width: 50%;"><input type="checkbox"/> Subject to Legislative Review</div> <div style="width: 50%;"><input type="checkbox"/> Other:</div> </div>	

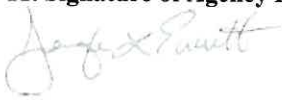
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 2018 DEC 13 AM 10:03  
 OFFICE OF ADMIN HEARINGS

**SUBMISSION FOR PERMANENT RULE**


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03I .0120 POSSESSION OR TRANSPORTATION LIMITS THROUGH STATE WATERS; SALE OF NATIVE SPECIES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> The agency proposes 41 rules for readoption in accordance with G.S. 150B-21.3A for the Periodic Review and Expiration of Existing Rules. This is the first of four packages of rules in 15A NCAC 03 for readoption over a four-year period. Proposed text shows conforming and minor technical changes to the rules. Additional changes are proposed to 15A NCAC 03O .0501 and .0503 to alphabetize permits and delete two obsolete permits (Albemarle Sound Management Area for River Herring Dealer Permit; Permit to Waive the Requirement to use Turtle Excluder Devices in the Atlantic Ocean). Also, additional changes are proposed to 15A NCAC 03O .0112 to comply with G.S. 113-174.3 as amended by Session Law 2013-360. Conforming changes include eliminating references to the previously-repealed For-Hire Permit and a prior blanket license and replacing them with references to the current Blanket For-Hire Captain's Coastal Recreational Fishing License (CRFL), Blanket For-Hire Vessel CRFL, and Non-Blanket For-Hire Vessel License, as provided in statute. The proposed amendments also clarify requirements for for-hire licenses. No changes are proposed to 15A NCAC 03J .0209, 03K .0503, or 03M .0521; however, the agency opted to publish the text of all rules proposed for readoption to minimize confusion and increase transparency for regulated stakeholders.</p>	
<b>10. Rule-making Coordinator:</b> JENNIFER EVERETT <b>Address:</b> 1601 MAIL SERVICE CENTER RALEIGH, NC 27699-1601 <b>Phone:</b> 919-707-8614 <b>E-Mail:</b> JENNIFER.EVERETT@NCDENR.GOV  <b>Agency Contact, if any:</b> CATHERINE BLUM <b>Phone:</b> 252-808-8014 <b>E-Mail:</b> CATHERINE.BLUM@NCDENR.GOV	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> JENNIFER EVERETT <b>Title:</b> RULEMAKING COORDINATOR
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



**SUBMISSION FOR PERMANENT RULE**

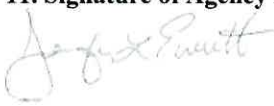
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0102 NETS OR NET STAKES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

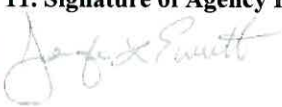
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0108 NETS PULLED BY MORE THAN ONE VESSEL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0203 CHOWAN RIVER AND MEHERRIN RIVER	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0204 CURRITUCK SOUND AND ITS TRIBUTARIES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



**SUBMISSION FOR PERMANENT RULE**

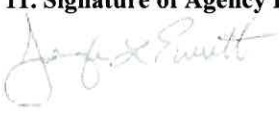
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0206 SOUTHPORT BOAT HARBOR	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0207 NUCLEAR PLANT INTAKE CANAL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



**SUBMISSION FOR PERMANENT RULE**


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0209 ALBEMARLE SOUND AND CHOWAN RIVER RIVER HERRING MANAGEMENT AREAS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

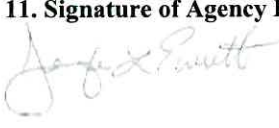
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0303 DREDGES AND MECHANICAL METHODS PROHIBITED	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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## SUBMISSION FOR PERMANENT RULE

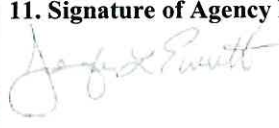
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0304 ELECTRICAL FISHING DEVICE IN CAPE FEAR RIVER	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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**SUBMISSION FOR PERMANENT RULE**


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03J .0306 HOOK AND LINE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0402 SIZE AND HARVEST LIMITS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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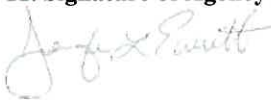
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0403 DISPOSITION OF MEATS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b>              <b>Cite Session Law:</b>  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div> <p><b>9B. Explain:</b> The agency proposes 41 rules for readoption in accordance with G.S. 150B-21.3A for the Periodic Review and Expiration of Existing Rules. This is the first of four packages of rules in 15A NCAC 03 for readoption over a four-year period. Proposed text shows conforming and minor technical changes to the rules. Additional changes are proposed to 15A NCAC 03O .0501 and .0503 to alphabetize permits and delete two obsolete permits (Albemarle Sound Management Area for River Herring Dealer Permit; Permit to Waive the Requirement to use Turtle Excluder Devices in the Atlantic Ocean). Also, additional changes are proposed to 15A NCAC 03O .0112 to comply with G.S. 113-174.3 as amended by Session Law 2013-360. Conforming changes include eliminating references to the previously-repealed For-Hire Permit and a prior blanket license and replacing them with references to the current Blanket For-Hire Captain's Coastal Recreational Fishing License (CRFL), Blanket For-Hire Vessel CRFL, and Non-Blanket For-Hire Vessel License, as provided in statute. The proposed amendments also clarify requirements for for-hire licenses. No changes are proposed to 15A NCAC 03J .0209, 03K .0503, or 03M .0521; however, the agency opted to publish the text of all rules proposed for readoption to minimize confusion and increase transparency for regulated stakeholders.</p>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE

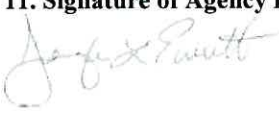
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0404 DREDGES AND MECHANICAL METHODS PROHIBITED AND OPEN SEASON	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

**SUBMISSION FOR PERMANENT RULE**

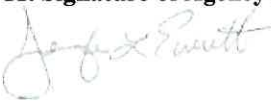
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0405 OYSTERS, HARD CLAMS, OR MUSSELS PROHIBITED	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE

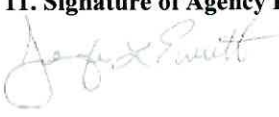
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0501 BAY SCALLOP HARVEST MANAGEMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0502 TAKING BAY SCALLOPS AT NIGHT AND ON WEEKENDS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



**SUBMISSION FOR PERMANENT RULE**


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0503 BAY SCALLOP DREDGE PROHIBITED	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0504 CALICO SCALLOP HARVEST MANAGEMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE

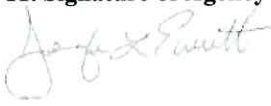
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0507 MARKETING SCALLOPS TAKEN FROM SHELLFISH LEASES OR FRANCHISES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03K .0508 SCALLOP AQUACULTURE HARVEST EXEMPTIONS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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**SUBMISSION FOR PERMANENT RULE**

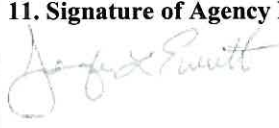
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03L .0208 STONE CRABS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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## SUBMISSION FOR PERMANENT RULE

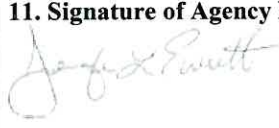
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0101 MUTILATED FINFISH	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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**SUBMISSION FOR PERMANENT RULE**


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0102 UNMARKETABLE FINFISH	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> AUG. 1, 2018 <b>Link to Agency notice:</b> <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> <b>Hearing on:</b> AUG. 22, 2018 <b>Adoption by Agency on:</b> NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

**SUBMISSION FOR PERMANENT RULE**

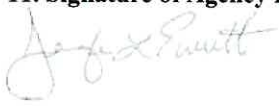
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0103 MINIMUM SIZE LIMITS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



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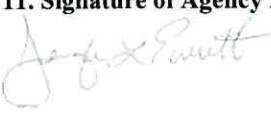
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0501 RED DRUM	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

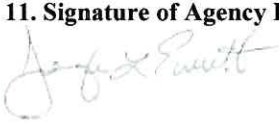
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0502 MULLET	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



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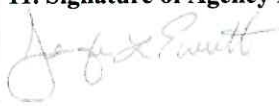
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<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0506 SNAPPER GROUPER COMPLEX	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0507 BILLFISH	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0510 AMERICAN EEL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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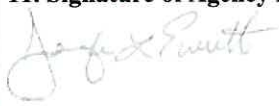
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0513 RIVER HERRING	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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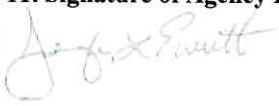
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0515 DOLPHIN	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0517 WAHOO	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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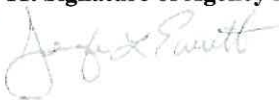
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0518 KINGFISHES (SEA MULLET)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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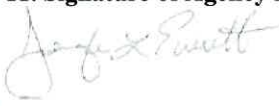
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0520 TUNA	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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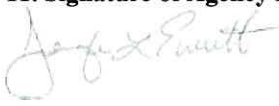
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03M .0521 SHEEPSHEAD	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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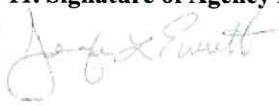
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03O .0106 DISPLAY OF LICENSES AND REGISTRATIONS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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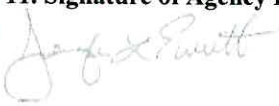
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03O .0112 FOR-HIRE LICENSE REQUIREMENTS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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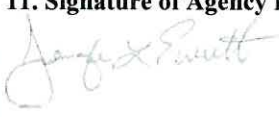
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03O .0501 PROCEDURES AND REQUIREMENTS TO OBTAIN PERMITS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE

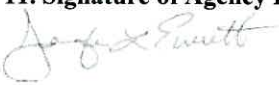
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 030 .0503 PERMIT CONDITIONS; SPECIFIC	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: AUG. 1, 2018 Link to Agency notice: <a href="http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links">http://portal.ncdenr.org/web/mf/mfc-proposed-rules-links</a> Hearing on: AUG. 22, 2018 Adoption by Agency on: NOV. 16, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

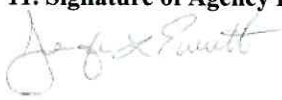
<b>1. Rule-Making Agency:</b> N.C. MARINE FISHERIES COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 03R .0112 ATTENDED GILL NET AREAS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



**SUBMISSION FOR PERMANENT RULE**

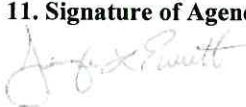
<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07B .0802 Public Hearing and Local Adoption Requirements	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: March 15, 2018 Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> Hearing on: April 11, 2018 Adoption by Agency on: November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
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<b>9B. Explain:</b> Amendments will allow the CRC or a qualified employee of the Department to certify land use plans and plan amendments. These amendments are in response to Session Law 2017-209, which added a new subdivision to CAMA giving the CRC authority to delegate the power to approve land use plans.	
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

**SUBMISSION FOR PERMANENT RULE**

<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07B .0803 Certification and Use of the Plan	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> March 15, 2018 <b>Link to Agency notice:</b> <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> <b>Hearing on:</b> April 11, 2018 <b>Adoption by Agency on:</b> November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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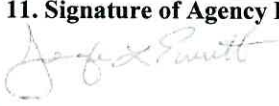


## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07H .0209 Coastal Shorelines	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>9B. Explain:</b> 7H .0209 describes the Coastal Shorelines category of Areas of Environmental Concern (AECs) and includes use standards for development within the Coastal Shorelines AEC. Amendments are needed to resolve a conflict between the CRC's standards and the Environmental Management Commission's standards.	
<b>10. Rule-making Coordinator:</b> Jennifer Everett <b>Address:</b> 1601 MSC Raleigh, NC 27699-1601 <b>Phone:</b> (919) 707-8614 <b>E-Mail:</b> Jennifer.Everett@ncdenr.gov  <b>Agency Contact, if any:</b> Tancred Miller <b>Phone:</b> (252) 808-2808 <b>E-Mail:</b> Tancred.Miller@ncdenr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Jennifer Everett <b>Title:</b> DEQ Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 DEC 18 PM 2:20  
 OFFICE OF ADMIN HEARINGS

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07H .0308 Specific Use Standards for Ocean Hazard Areas	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: March 15, 2018 and July 16, 2018 Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> Hearing on: April 11, 2018 and August 2, 2018 Adoption by Agency on: November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly          Cite Session Law: 2015-241  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Two sets of amendments are incorporated in this submission. The CRC initiated the rulemaking process for dune amendments with notice published on March 15, 2018. Within this same rule, amendments were made to the sandbag rules with notice published on July 16, 2018. The Commission did not meet to take any action on this rule until November 28, 2018, where it adopted both sets of amendments. (see attached)	
<b>10. Rule-making Coordinator:</b> Jennifer Everett <b>Address:</b> 1601 MSC Raleigh, NC 27699-1601 <b>Phone:</b> (919) 707-8614 <b>E-Mail:</b> Jennifer.Everett@ncdenr.gov  <b>Agency Contact, if any:</b> Mike Lopazanski <b>Phone:</b> (252) 808-2808 <b>E-Mail:</b> Mike.Lopazanski@ncdenr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Jennifer Everett <b>Title:</b> DEQ Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



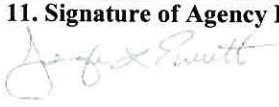
**9B. Explain (continued)**

7H .0308 contains guidelines for dune establishment and stabilization and the construction of structural accessways in the Ocean Hazard Area of Environmental Concern (AEC). Amendments will give necessary and beneficial flexibility to the ways that oceanfront sand dunes are maintained and managed and that structural beach accessways are constructed. These amendments were published in 32:18 NCR 1759-1764 and public hearing was held on April 11, 2018, with the comment period ending May 14, 2018.

The Coastal Resources Commission (CRC) is amending its administrative rules in order to comply with a recent legislative mandate (S.L. 2015-241) related to the management to temporary erosion control structures (sandbags) along oceanfront and estuarine shorelines. The amendments also include changes requested by local government and agency stakeholders and recommended by the CRC and Coastal Resources Advisory Council. These amendments will provide uniformity in administration of the sandbag rules while still serving to protect life and property from the hazardous forces indigenous to the Atlantic shoreline. These amendments were published in 33:02 NCR 97-102 and a public hearing was held on August 2, 2018, with the comment period ending September 14, 2018.


The CRC adopted both of these amendments on November 28, 2018.

## SUBMISSION FOR PERMANENT RULE

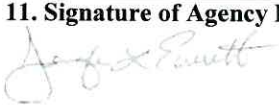
<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07H .1704 General Conditions	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: July 16, 2018 Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> Hearing on: August 2, 2018 Adoption by Agency on: November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly          Cite Session Law: 2015-241  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> The Coastal Resources Commission (CRC) is amending its administrative rules in order to comply with a recent legislative mandate (S.L. 2015-241) related to the management to temporary erosion control structures (Sandbags) along oceanfront and estuarine shorelines. The amendments also include changes requested by local government and agency stakeholders and recommended by the CRC and Coastal Resources Advisory Council. These amendments will provide uniformity in administration of the sandbag rules while still serving to protect life and property from the hazardous forces indigenous to the Atlantic shoreline.	
<b>10. Rule-making Coordinator:</b> Jennifer Everett <b>Address:</b> 1601 MSC Raleigh, NC 27699-1601 <b>Phone:</b> (919) 707-8614 <b>E-Mail:</b> Jennifer.Everett@ncdenr.gov  <b>Agency Contact, if any:</b> Mike Lopazanski <b>Phone:</b> (252) 808-2808 <b>E-Mail:</b> Mike.Lopazanski@ncdenr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Jennifer Everett <b>Title:</b> DEQ Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07H .1705 Specific Conditions	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: July 16, 2018 Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> Hearing on: August 2, 2018 Adoption by Agency on: November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly          Cite Session Law: 2015-241  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> The Coastal Resources Commission (CRC) is amending its administrative rules in order to comply with a recent legislative mandate (S.L. 2015-241) related to the management to temporary erosion control structures (Sandbags) along oceanfront and estuarine shorelines. The amendments also include changes requested by local government and agency stakeholders and recommended by the CRC and Coastal Resources Advisory Council. These amendments will provide uniformity in administration of the sandbag rules while still serving to protect life and property from the hazardous forces indigenous to the Atlantic shoreline.	
<b>10. Rule-making Coordinator:</b> Jennifer Everett <b>Address:</b> 1601 MSC Raleigh, NC 27699-1601 <b>Phone:</b> (919) 707-8614 <b>E-Mail:</b> Jennifer.Everett@ncdenr.gov  <b>Agency Contact, if any:</b> Mike Lopazanski <b>Phone:</b> (252) 808-2808 <b>E-Mail:</b> Mike.Lopazanski@ncdenr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Jennifer Everett <b>Title:</b> DEQ Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07K .0103 Maintenance and Repair	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: March 15, 2018 Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> Hearing on: April 11, 2018 Adoption by Agency on: November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> 7K .0103 codifies activities under G.S. 113A-103(5)(b)(5) as exempt from the permitting requirements of CAMA. The amendments will give necessary and beneficial flexibility to the ways that oceanfront sand dunes are maintained and managed and that structural beach accessways are constructed..	
<b>10. Rule-making Coordinator:</b> Jennifer Everett <b>Address:</b> 1601 MSC Raleigh, NC 27699-1601 <b>Phone:</b> (919) 707-8614 <b>E-Mail:</b> Jennifer.Everett@ncdenr.gov  <b>Agency Contact, if any:</b> Mike Lopazanski <b>Phone:</b> (252) 808-2808 <b>E-Mail:</b> Mike.Lopazanski@ncdenr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Jennifer Everett <b>Title:</b> DEQ Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	




## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Coastal Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 07K .0208 Single-Family Residences Exempted	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: March 15, 2018 Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a> Hearing on: April 11, 2018 Adoption by Agency on: November 28, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ( $\geq \$1,000,000$ ) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> 7K .0208 allows for the construction of single-family residences within the Coastal Shorelines AEC. The amendments will allow Local Permit Officers the ability to authorize this exemption. These amendments will also remove the prohibition of stormwater collection systems within Outstanding Resource Waters Coastal Shorelines, consistent with Environmental Management Commission standards.	
<b>10. Rule-making Coordinator:</b> Jennifer Everett <b>Address:</b> 1601 MSC Raleigh, NC 27699-1601 <b>Phone:</b> (919) 707-8614 <b>E-Mail:</b> Jennifer.Everett@ncdenr.gov  <b>Agency Contact, if any:</b> Mike Lopazanski <b>Phone:</b> (252) 808-2808 <b>E-Mail:</b> Mike.Lopazanski@ncdenr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Jennifer Everett <b>Title:</b> DEQ Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0143, .0145, .0202, .0208, .0240 and .0316	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as "Necessary With Substantive Public Interest" thus necessitating readoption. Upon review for the readoption process, the agency deemed the rules to be unnecessary and is repealing them.</p>	
<b>10. Rule-making Coordinator:</b> Helen Landi <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Agency Contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-size: 1.2em;">  </div> <hr/> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Helen Landi  <b>Title:</b> Interagency Director/Rulemaking Coordinator</p>
RRC AND OAH USE ONLY	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	



# SUBMISSION FOR PERMANENT RULE

**ORIGINAL**

12-18-18

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02B .0432 Relocation Assistance	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. Explain: Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: Rulemaking@ncdot.gov  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: hjernigan@ncdot.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 35%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; transform: rotate(180deg); font-weight: bold;">OFFICE OF ADMIN HEARINGS</div> <div style="border: 1px solid black; padding: 5px; transform: rotate(180deg); font-weight: bold;">2018 DEC 18 PM 2:33</div> <div style="border: 1px solid black; padding: 5px; transform: rotate(180deg); font-weight: bold;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0433 Applicability	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
<b>10. Rule-making Coordinator: Helen Landi</b> <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Agency Contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; font-family: cursive; font-size: 1.5em; margin-top: 20px;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p><b>Typed Name:</b> Helen Landi  <b>Title:</b> Interagency Director/Rulemaking Coordinator       </p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

OFFICE OF ADMIN HEARINGS

2018 DEC 18 PM 2:33

FILED



# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0507 Execution of Utility Agreement	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
<b>10. Rule-making Coordinator: Helen Landi</b> <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Agency Contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p><b>Typed Name:</b> Helen Landi  <b>Title:</b> Interagency Director/Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

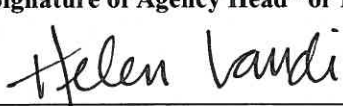
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# SUBMISSION FOR PERMANENT RULE

ORIGINAL  
12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0102 Minimum Size of Surface Drainage Pipeline	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 50%; text-align: center;"> <div style="border: 1px solid black; padding: 5px; margin: 10px auto; width: 80%;">             OFFICE OF ADMIN HEARINGS              2018 DEC 18 PM 2:33              FILED           </div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0104 Guidelines – Curb Cuts and Ramps	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly          Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

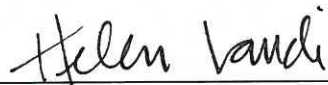
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# SUBMISSION FOR PERMANENT RULE

ORIGINAL  
12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0408 Temporary Bridge Weight Limits and Closings	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

ORIGINAL  
12-18-18

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02D .0415	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: Rulemaking@ncdot.gov  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: hjernigan@ncdot.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
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Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 45%; text-align: center;"> <div style="transform: rotate(180deg); font-family: sans-serif; font-weight: bold; color: blue; font-size: 0.8em;">OFFICE OF ADMIN HEARINGS</div> <div style="font-family: sans-serif; font-weight: bold; color: blue; font-size: 0.8em;">2018 DEC 18 PM 2:34</div> <div style="font-family: sans-serif; font-weight: bold; color: blue; font-size: 0.8em;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0412 Aircraft Landing and Taking Off on Highways	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>10. Rule-making Coordinator:</b> Helen Landi <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Agency Contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; font-family: cursive; font-size: 1.5em; margin-top: 20px;">Helen Landi</div> <hr/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p><b>Typed Name:</b> Helen Landi  <b>Title:</b> Interagency Director/Rulemaking Coordinator</p>
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 DEC 18 PM 2:34

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# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0413 Parades on Highway System Roads	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
<b>10. Rule-making Coordinator: Helen Landi</b> Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: Rulemaking@ncdot.gov  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;"> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

OFFICE OF ADMIN HEARINGS

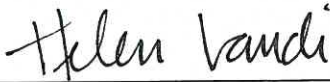
2018 DEC 18 PM 2:34

FILED

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0414 Parking Vehicle for Sale or Distribution of Goods	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                  Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:                 </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:                 </div> <div style="width: 55%; text-align: center;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">2018 DEC 18 PM 2:35</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0415 Advertising Signs within Right of Way	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

OFFICE OF ADMIN HEARINGS

2018 DEC 18 PM 2:35

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# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0416 Private Drives or Roads Intersecting Highways	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
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<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

ORIGINAL  
12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0417 Commercial Entrances Intersecting With Right of Way	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>10. Rule-making Coordinator: Helen Landi</b> Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:                 </div> <div style="width: 45%; text-align: center;"> <div style="border: 1px solid black; padding: 5px; transform: rotate(-15deg); display: inline-block;">                         OFFICE OF ADMIN HEARINGS                     </div> <div style="margin-top: 10px;">                         2018 DEC 18 PM 2:35                     </div> <div style="margin-top: 10px; font-size: 2em; font-weight: bold;">                         FILED                     </div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02E .0418 Fencing within Right of Way	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:           </div> <div style="width: 45%; text-align: center;"> <div style="color: blue; transform: rotate(180deg); font-weight: bold;">OFFICE OF ADMIN HEARINGS</div> <div style="color: blue; transform: rotate(180deg); font-weight: bold;">2018 DEC 18 PM 2:37</div> <div style="color: blue; font-weight: bold;">FILED</div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0419 Cultivating Crops and Maintaining Pastures within Right of Way	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
<b>10. Rule-making Coordinator: Helen Landi</b> <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Agency Contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.5em;">Helen Landi</div> <hr/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p><b>Typed Name:</b> Helen Landi  <b>Title:</b> Interagency Director/Rulemaking Coordinator       </p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

12-18-18

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02E .0420 Construction within Right of Way	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION  9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. Explain: Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: Rulemaking@ncdot.gov  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: hjernigan@ncdot.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0.5px solid black;"/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:         </div> <div style="width: 45%; text-align: center;"> <div style="border: 1px solid black; padding: 5px; margin: 10px auto; width: 80%;">             OFFICE OF ADMIN HEARINGS               2018 DEC 18 PM 2:38               FILED           </div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

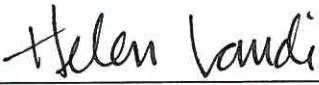
ORIGINAL  
12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0421 Utility Wires or Cables Over Highways	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
<b>10. Rule-making Coordinator: Helen Landi</b> <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Agency Contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <b>Typed Name:</b> Helen Landi <b>Title:</b> Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

OFFICE OF ADMIN HEARINGS  
2018 DEC 18 PM 2:38  
FILED

# SUBMISSION FOR PERMANENT RULE

ORIGINAL  
12-18-18

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0422 Use of Runaway Truck Ramps	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly          Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
<b>10. Rule-making Coordinator: Helen Landi</b> Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: Rulemaking@ncdot.gov  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	




# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02E .1006 Fees	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 1, 2018 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: November 8, 2018 Adoption by Agency on: December 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:           </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:           </div> </div> <p>9B. Explain: Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E, this proposed rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption.</p>	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Agency Contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> RRC extended period of review:  <input type="checkbox"/> RRC determined substantial changes:  <input type="checkbox"/> Withdrawn by agency  <input type="checkbox"/> Subject to Legislative Review  <input type="checkbox"/> Other:           </div> <div style="width: 45%; text-align: center;"> <div style="color: blue; font-weight: bold; transform: rotate(180deg); font-size: 0.8em;">OFFICE OF ADMIN HEARINGS</div> <div style="color: blue; font-weight: bold; transform: rotate(180deg); font-size: 0.8em;">2018 DEC 18 PM 2:38</div> <div style="color: blue; font-weight: bold; transform: rotate(180deg); font-size: 0.8em;">FILED</div> </div> </div>	

DEC 11 2018

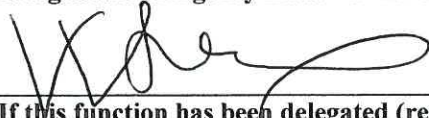
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina Board of Barber Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 06N .0101 - FEES, ACCESS TO FORMS, AND RENEWALS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="https://www.ncbarbers.com/news.html">https://www.ncbarbers.com/news.html</a> Hearing on: October 3, 2018 Adoption by Agency on: November 27, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other: </div> </div>	
<b>9B. Explain:</b> The amendment describes the circumstances under which the Board will issue refunds for examination fees and the process applicants must follow to request refunds.  The amendment also changes the process for requesting a waiver for mandatory online renewals. Under the change, waiver requests would no longer need to be notarized.	
<b>10. Rule-making Coordinator:</b> Dennis Seavers <b>Address:</b> 5809 Departure Dr Ste 102, Raleigh, NC 27616  <b>Phone:</b> 919-814-0641 <b>E-Mail:</b> dennis.seavers@nc.gov (formerly dseavers@ncbarbers.com) <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Dennis Seavers <b>Title:</b> Executive Director
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

**FILED**  
2018 DEC 11 PM 2:04  
OFFICE OF ADMINISTRATION

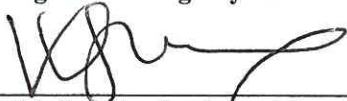


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16P .0105 ADVERTISING AS A SPECIALIST	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 4, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: This rule was identified as necessary with substantive public interest during the periodic review of existing rules. The rule is being readopted with substantive changes to clarify who may advertise as a specialist in North Carolina.	
10. Rule-making Coordinator: Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 DEC 19 AM 9:49  
 OFFICE OF ADMIN HEARINGS

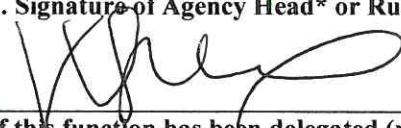
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0202 GENERAL ANESTHESIA EQUIPMENT AND CLINICAL REQUIREMENTS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:             </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                  Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:             </div> </div> <b>9B. Explain:</b> The substantive amendments to this rule establish administration of a written examination to applicants for the general anesthesia permit.	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brokerlawfirm.com">whitney@brokerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

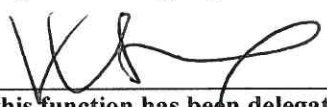


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0204 PROCEDURE FOR GENERAL ANESTHESIA EVALUATION OR INSPECTION and REINSPECTION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The amendments to this rule establish a procedure for re-examination if the general anesthesia permit applicant fails an initial written examination. The rule also establishes a twelve-month time limit to complete the general anesthesia permit application process.	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brokerlawfirm.com">whitney@brokerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0301 CREDENTIALS AND PERMITS FOR MODERATE PARENTERAL AND ENTERAL CONSCIOUS SEDATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> This rule is being amended to eliminate the 90-day limit on completing a facility inspection and evaluation for the moderate conscious sedation permit.	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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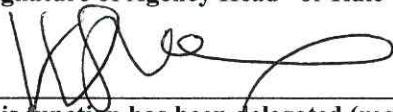


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0302 MODERATE PARENTERAL AND ENTERAL CONSCIOUS SEDATION CLINICAL REQUIREMENTS AND EQUIPMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain: The substantive amendments to this rule establish administration of a written examination to applicants for the moderate conscious sedation permit.</b>	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">   <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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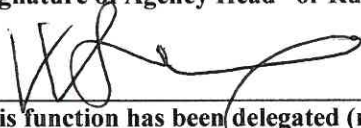
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0306 <b>PROCEDURE FOR MODERATE CONSCIOUS SEDATION EVALUATION OR INSPECTION and REINSPECTION</b>	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The amendments to this rule establish a procedure for re-examination if the moderate conscious sedation permit applicant fails an initial written examination. The rule also establishes a twelve-month time limit to complete the moderate conscious sedation permit application process.	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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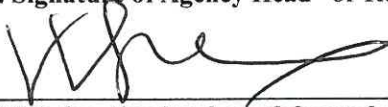


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16Q .0401 MINIMAL CONSCIOUS SEDATION CREDENTIALS, EVALUATION AND PERMIT	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input checked="" type="checkbox"/> Yes Agency submitted request for consultation on: August 24, 2018 Consultation not required. Cite authority: <input type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: The substantive amendments to this rule establish an inspection fee in connection with the application for a minimal conscious sedation permit, update the evaluation requirements in connection with the application, update the educational and professional requirements for the permit, and set forth the procedure for minimal conscious sedation permit renewal.	
10. Rule-making Coordinator: Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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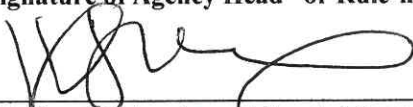
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0402 MINIMAL CONSCIOUS SEDATION PERMIT REQUIREMENTS, CLINICAL PROVISIONS AND EQUIPMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> This rule was identified as a rule “necessary with substantive interest” during the periodic review of existing rules and must therefore be readopted. The rule is readopted with changes to clarify that minimal conscious sedation is not indicated for use to achieve a “deeper level of sedation,” and to change a reference to “minor psychosedatives” to “Schedule IV agents.”	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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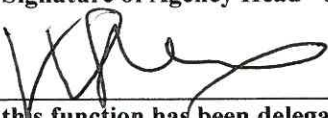


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0404 CREDENTIALS AND PERMITS FOR MODERATE PEDIATRIC CONSCIOUS SEDATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> This rule is being amended to eliminate the 90-day limit on completing a facility inspection and evaluation for the moderate pediatric conscious sedation permit.	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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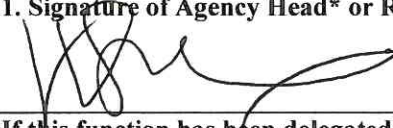
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16Q .0405 MODERATE PEDIATRIC CONSCIOUS SEDATION CLINICAL REQUIREMENTS AND EQUIPMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain: The substantive amendments to this rule establish administration of a written examination to applicants for the moderate pediatric conscious sedation permit.</b>	
<b>10. Rule-making Coordinator:</b> Whitney Waldenberg Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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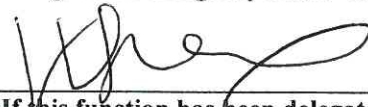


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: North Carolina State Board of Dental Examiners</b>	
<b>2. Rule citation &amp; name (name not required for repeal): 21 NCAC 16Q .0408 PROCEDURE FOR MODERATE PEDIATRIC SEDATION EVALUATION OR INSPECTION and REINSPECTION</b>	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain: The amendments to this rule establish a procedure for re-examination if the moderate pediatric sedation permit applicant fails an initial written examination. The rule also establishes a twelve-month time limit to complete the moderate pediatric sedation permit application process.</b>	
<b>10. Rule-making Coordinator: Whitney Waldenberg</b> Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: North Carolina State Board of Dental Examiners</b>	
<b>2. Rule citation &amp; name (name not required for repeal): 21 NCAC 16Q .0501 ANNUAL RENEWAL REQUIRED</b>	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 17, 2018 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: October 11, 2018 Adoption by Agency on: December 7, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>10. Rule-making Coordinator: Whitney Waldenberg</b> Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: 919-610-0573 E-Mail: <a href="mailto:whitney@brockerlawfirm.com">whitney@brockerlawfirm.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">   <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Whitney Waldenberg Title: Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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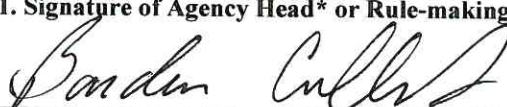
# SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS	
2. Rule citation & name (name not required for repeal): 21 NCAC 18B .0201 REQUIREMENTS FOR ALL EXAMINATION APPLICANTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2018 Link to Agency notice: <a href="http://www.ncbecc.org">http://www.ncbecc.org</a> Hearing on: September 13, 2018 at 8:30 a.m. Adoption by Agency on: December 13, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: The Board proposes to respond to shortages and demographic challenges to the industry by adjusting the amount of experience required for class of license. Experience for other classes of license were reduced in a prior rulemaking.	
10. Rule-making Coordinator: John N. Fountain Address: Young, Moore and Henderson, P.A. P.O. Box 27612, Raleigh, NC 27612 Phone: 919-782-6860 E-Mail: <a href="mailto:jnf@youngmoorelaw.com">jnf@youngmoorelaw.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;"> </div> <div style="font-size: 0.8em; margin-top: 5px;">       *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.     </div> <div style="margin-top: 10px;">       Typed Name:        Title:     </div>
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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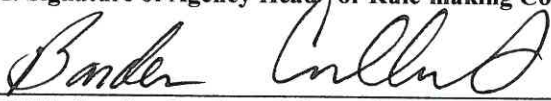
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0203 DESIGNATION AS SUBSTANCE ABUSE COUNSELOR INTERN	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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<b>10. Rule-making Coordinator:</b> Barden Culbreth <b>Address:</b> PO Box 10126 Raleigh, NC 27605 <b>Phone:</b> 919-832-5975 <b>E-Mail:</b> barden@ncsappb.org <b>Agency Contact, if any:</b> SAME <b>Phone:</b> SAME <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barden Culbreth <b>Title:</b> Executive Director
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0205 CERTIFIED SUBSTANCE ABUSE COUNSELOR CERTIFICATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              <b>Cite Session Law:</b>  <input type="checkbox"/> Petition for rule-making  <input checked="" type="checkbox"/> <b>Other:</b> Readoption as part of Periodic Rules Review         </div> </div> <b>9B. Explain:</b> Updates terminology, increases fees	
<b>10. Rule-making Coordinator:</b> Barden Culbreth <b>Address:</b> PO Box 10126 Raleigh, NC 27605 <b>Phone:</b> 919-832-5975 <b>E-Mail:</b> barden@ncsappb.org <b>Agency Contact, if any: SAME</b> <b>Phone: SAME</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barden Culbreth <b>Title:</b> Executive Director
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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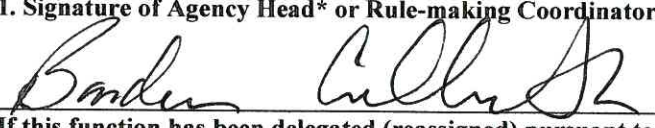
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0206 PROCESS FOR PREVENTION CONSULTANT CERTIFICATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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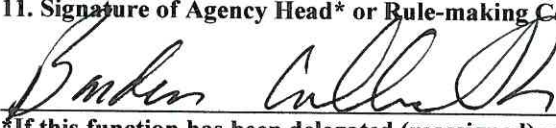


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0207 CERTIFICATION OR LICENSURE PERIOD	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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<b>10. Rule-making Coordinator:</b> Barden Culbreth <b>Address:</b> PO Box 10126 Raleigh, NC 27605 <b>Phone:</b> 919-832-5975 <b>E-Mail:</b> barden@ncsappb.org <b>Agency Contact, if any:</b> SAME <b>Phone:</b> SAME <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Barden Culbreth <b>Title:</b> Executive Director
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0208 RENEWAL REQUIREMENTS FOR COUNSELOR, CRIMINAL JUSTICE ADDICTIONS PROFESSIONAL AND ...	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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<b>10. Rule-making Coordinator:</b> Barden Culbreth <b>Address:</b> PO Box 10126 Raleigh, NC 27605 <b>Phone:</b> 919-832-5975 <b>E-Mail:</b> barden@ncsappb.org <b>Agency Contact, if any: SAME</b> <b>Phone: SAME</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Barden Culbreth <b>Title:</b> Executive Director
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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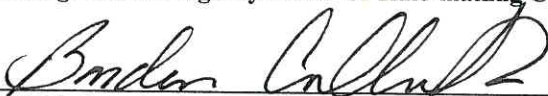


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0211 PROCESS FOR CLINICAL SUPERVISOR CERTIFICATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0212 PROCESS FOR RESIDENTIAL FACILITY DIRECTOR CERTIFICATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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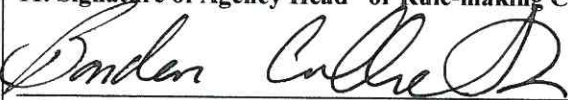


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0305 LICENSURE REQUIREMENTS FOR INDIVIDUAL APPLICANTS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NCSAPPB (21 NCAC 68)	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 68 .0306 RENEWAL OF INDIVIDUAL LICENSURE AS CLINICAL ADDICTIONS SPECIALIST	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> October 15th, 2018 <b>Link to Agency notice:</b> <a href="https://www.ncsappb.org/rules/">https://www.ncsappb.org/rules/</a> <b>Hearing on:</b> 8:30am, December 14th, 2018 <b>Adoption by Agency on:</b> 5:30pm, December 14th, 2018 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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