

**04 NCAC 01B .0204      DEFINITION**

For purposes of Rule .0203 of this Section, a declaratory ruling shall be deemed to be "in effect": until the statute or rule interpreted by the declaratory ruling is amended, altered or repealed; until the Department of Commerce changes the declaratory ruling prospectively for good reasons; or until any court sets aside the ruling in litigation between the Department of Commerce and the party requesting the rule; or until any court of the Appellate Division of the General Court of Justice shall construe the statute or rule which is the subject of the declaratory ruling in a manner plainly irreconcilable with the declaratory ruling.

*History Note:*      *Authority G.S. 150B-12; 150B-17;*  
                          *Eff. February 1, 1976;*  
                          *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September*  
                          *6, 2016.*