

**21 NCAC 40 .0409            RIGHT TO HEARING**

When the Board acts or proposes to act, other than in rulemaking or declaratory ruling proceedings, in a manner which will affect the rights, duties, or privileges of a specific, identifiable person, such person has the right to an administrative hearing. When the Board proposes to act in such a manner, it shall give all such affected persons notice of their right to a hearing by mailing to them, by certified mail, at their last known address a notice of the proposed action and a notice of a right to a hearing.

*History Note:     Authority G.S. 90-239; 150B-11; 150B-38;  
                         Eff. May 1, 1989;  
                         Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December  
                         22, 2018.*