#### **CHAPTER 2 - MODEL RULES OF ADMINISTRATIVE PROCEDURES (REPEALED)**

#### **SUBCHAPTER 2A - GENERAL INFORMATION**

22 NCAC 02A .0101	FUNCTION OF CHAPTER 2
22 NCAC 02A .0102	<b>RESPONSIBILITY FOR CONTENT</b>
22 NCAC 02A .0103	PETITION FOR RULE-MAKING
22 NCAC 02A .0104	PROCEDURE FOR ADOPTION BY REFERENCE
22 NCAC 02A .0105	DEFINITIONS

History Note: Authority G.S. 114-2(2); 150B-2; 150B-9; 150B-11; 150B-14; 150B-16; Eff. September 29, 1980; Amended Eff. February 1, 1986; Repealed Eff. October 1, 1987.

#### SUBCHAPTER 2B - RULE-MAKING PROCEDURES

#### **SECTION .0100 - GENERAL INFORMATION**

### 22 NCAC 02B .0101PURPOSE22 NCAC 02B .0102ORGANIZATION OF CHAPTER

History Note: Authority G.S. 150B-9; 150B-11; 150B-17; Eff. September 29, 1980; Amended Eff. February 1, 1986; Repealed Eff. October 1, 1987.

#### SECTION .0200 - PETITION FOR RULE-MAKING

22 NCAC 02B .0201	NATURE OF THE PETITION
22 NCAC 02B .0202	SUBMITTING THE PETITION
22 NCAC 02B .0203	CONTENTS OF THE PETITION
22 NCAC 02B .0204	AGENCY RESPONSE TO THE PETITION
22 NCAC 02B .0205	<b>RECOURSE TO DENIAL OF THE PETITION</b>

History Note: Authority G.S. 150B-11; 150B-16; 150B-45; Eff. September 29, 1980; Amended Eff. October 21, 1980; Repealed Eff. October 1, 1987.

#### SECTION .0300 - NOTICE AND ADVICE ON POTENTIAL RULE-MAKING TOPICS

### 22 NCAC 02B .0301SOLICITING PUBLIC COMMENT22 NCAC 02B .0302APPOINTMENT OF COMMITTEES

History Note: Authority G.S. 150B-11; 150B-12; Eff. September 29, 1980; Amended Eff. October 21, 1980; Repealed Eff. October 1, 1987.

#### SECTION .0400 - NOTICE OF RULE-MAKING

22 NCAC 02B .0401	TIMING OF NOTICE
22 NCAC 02B .0402	MANNER OF NOTICE-NORTH CAROLINA REGISTER
22 NCAC 02B .0403	SUBMITTING A REQUEST TO BE PLACED ON MAILING LIST

#### 22 NCAC 02B .0404 OBTAINING ADDITIONAL INFORMATION ON PROPOSED RULES

History Note: Authority G.S. 150B-11; 150B-12; Eff. September 29, 1980; Amended Eff. February 1, 1986; October 21, 1980; Repealed Eff. October 1, 1987.

#### SECTION .0500 - RULE-MAKING HEARINGS

## 22 NCAC 02B .0501REQUEST TO PARTICIPATE IN HEARING22 NCAC 02B .0502AGENCY RESPONSE TO THE REQUEST TO PARTICIPATE22 NCAC 02B .0503PRESENTATION OF ORAL COMMENT22 NCAC 0SB .0504POWERS AND DUTIES OF THE PRESIDING OFFICER

History Note: Authority G.S. 150B-12; Eff. September 29, 1980; Amended Eff. February 1, 1986; October 21, 1980; Repealed Eff. October 1, 1987.

#### SECTION .0600 - PUBLIC ACCESS TO AGENCY RULE-MAKING

## 22 NCAC 02B .0601FILING WRITTEN COMMENTS ON PROPOSED RULES22 NCAC 02B .0602STATEMENT OF REASONS FOR THE AGENCY DECISION22 NCAC 02B .0603PUBLIC ACCESS TO THE RULE-MAKING RECORD

History Note:	Authority G.S. 132-6; 150B-12;
	Eff. September 29, 1980;
	Amended Eff. February 1, 1986; October 21, 1980;
	Repealed Eff. October 1, 1987.

#### **SECTION .0700 - DECLARATORY RULINGS**

## 22 NCAC 02B .0701NATURE OF THE DECLARATORY RULING22 NCAC 02B .0702SUBMITTING A REQUEST FOR DECLARATORY RULING22 NCAC 02B .0703AGENCY RESPONSE TO THE REQUEST22 NCAC 02B .0704RECORD OF DECLARATORY RULING

History Note: Authority G.S. 132-6; 150B-11; 150B-17; Eff. September 29, 1980; Amended Eff. February 1, 1986; October 21, 1980; Repealed Eff. October 1, 1987.

#### SUBCHAPTER 2C – AMINISTRATIVE HEARING PROCEDURES

#### **SECTION .0100 - GENERAL INFORMATION**

# 22 NCAC 02C .0101PURPOSE22 NCAC 02C .0102AVAILABILITY OF ADMINISTRATIVE HEARING22 NCAC 02C .0103SEPARATION OF FUNCTIONS22 NCAC 02C .0104PLEADINGS: BRIEFS: MOTIONS: SERVICE

History Note: Authority G.S. 150B-11; 150B-23; 150B-32; 150B-33; Eff. September 29, 1980; Amended Eff. February 1, 1986; Repealed Eff. October 1, 1987.

#### SECTION .0200 - INITIATION OF ADMINISTRATIVE HEARING PROCEDURES

### 22 NCAC 02C .0201AGENCY INITIATED ADMINISTRATIVE HEARING PROCEDURES22 NCAC 02C .0202REQUEST FOR ADMINISTRATIVE HEARING

History Note: Authority G.S. 150B-11; 150B-23; Eff. September 29, 1980; Repealed Eff. October 1, 1987.

#### **SECTION .0300 - PRE-HEARING PROCEDURES**

22 NCAC 02C .0301	HEARING OFFICER OF ADMINISTRATIVE HEARING
22 NCAC 02C .0302	NOTICE OF HEARING
22 NCAC 02C .0303	WRITTEN ANSWERS TO THE NOTICE OF HEARING
22 NCAC 02C .0304	INTERVENTION
22 NCAC 02C .0305	CHANGE OF VENUE OF HEARING
22 NCAC 02C .0306	PRE-HEARING CONFERENCE
22 NCAC 02C .0307	DISCOVERY: STIPULATIONS
22 NCAC 02C .0308	SUBPOENAS

History Note: Authority G.S. 150B-11; 150B-23; 150B-24; 150B-25; 150B-27; 150B-28; 150B-31; 150B-32; 150B-33; 1A-1, Rule 24; Eff. September 29, 1980; Amended Eff. February 1, 1986; October 21, 1980; Repealed Eff. October 1, 1987.

#### **SECTION .0400 - PROCEDURES FOR CONDUCTING THE HEARING**

## 22 NCAC 02C .0401CONDUCT OF THE HEARING22 NCAC 02C .0402USE OF DEPOSITIONS22 NCAC 02C .0403FAILURE OF PARTY TO APPEAR AT HEARING

History Note: Authority G.S. 150B-23; 150B-25; 150B-28; 150B-29; 150B-33; Eff. September 29, 1980; Amended Eff. February 1, 1986; October 21, 1980; Repealed Eff. October 1, 1987.

#### SECTION .0500 - POST-HEARING PROCEDURES

# 22 NCAC 02C .0501PROPOSAL FOR DECISION22 NCAC 02C .0502PREPARATION AND SUBMISSION OF THE RECORD22 NCAC 02C .0503EXCEPTIONS TO PROPOSAL FOR DECISION22 NCAC 02C .0504FINAL AGENCY DECISION IN ADMINISTRATIVE PROCEEDINGS

History Note: Authority G.S. 132-6; 150B-34; 150B-36; 150B-37; Eff. September 29, 1980; Amended Eff. February 1, 1986; October 21, 1980; Repealed Eff. October 1, 1987.