

**30 NCAC 02 .0103            RIGHT TO CONTEST RECOMMENDATION**

(a) If Commission staff recommends that the entity be designated a "board" pursuant to G.S. 138A-3(1c), that entity may contest the staff's recommendation. If the board elects to contest the staff's recommendation, the board shall respond in writing and submit any materials in support of the board's position within 45 days of receipt of the initial recommendation. If the board has timely responded to the initial notice, the board has the right to be heard at the Commission meeting at which the matter will be considered.

(b) The Executive Director may extend the deadline in Paragraph (a) of this Rule upon good cause shown.

*History Note:     Authority G.S. 138A-3(1c); 138A-10(a)(2); 138A-10(a)(10);  
                         Eff. January 1, 2011.*