

**21 NCAC 39 .0904            WAIVER OR EXTENSION**

The Board may waive or extend any rule in this Chapter that is not statutorily required if a certificate holder submits to the Board a written request. Factors the Board shall use in determining whether to grant the waiver or extension are:

- (1) degree of disruption to the Board;
- (2) cost to the Board;
- (3) degree of benefit to the public;
- (4) whether the requesting party had control over the circumstances that required the requested waiver or extension;
- (5) notice to and opposition by the public;
- (6) need for the waiver or extension; and
- (7) previous requests for waivers or extensions submitted from the requesting party.

*History Note:    Authority G.S. 90A-74; 150B-19(6);  
Emergency Adoption Eff. May 20, 2020;  
Temporary Adoption Eff. July 24, 2020;  
Eff. June 1, 2021;  
Readopted Eff. November 1, 2025.*