

**21 NCAC 50 .1305            DEFINITION**

For purposes of Rule .1304 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be deemed to be "in effect": until the statute or rule interpreted by the declaratory ruling is amended, altered or repealed; until the Board changes the declaratory ruling prospectively; or until the court sets aside the ruling in litigation between the Board and the party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. 87-18; 150B-12; 150B-17;  
                         Eff. February 1, 1991;  
                         Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,  
                         2015.*