

**26 NCAC 05 .0104**

**SUBMISSION OF WRITTEN COMMENTS CONCERNING TEMPORARY  
RULES TO THE RRC**

- (a) Written comments submitted by any person concerning a temporary rule shall be received by the RRC staff by 5:00 p.m. the business day prior to the RRC meeting at which the temporary rule is to be reviewed. If comments are submitted electronically, the comments shall be sent to [rrc.comments@oah.nc.gov](mailto:rrc.comments@oah.nc.gov).
- (b) Written comments shall state how a rule either complies with or fails to comply with the statutory grounds for the RRC's review set out in G.S. 150B-21.1 and G.S. 150B-21.9.
- (c) Persons submitting comments shall also submit a copy of the comments at the same time and in the same manner to the agency's rulemaking coordinator. Rulemaking coordinator contact information is located at [www.ncoah.com/rules](http://www.ncoah.com/rules).
- (d) A person or agency may submit rebuttal comments concerning temporary rules. An agency may submit rebuttal comments at the RRC meeting.
- (e) Any person submitting written comments or rebuttal comments at an RRC meeting shall submit sufficient copies for each of the Commissioners, commission counsel, agency rulemaking coordinator, and the permanent record, a total of 16 copies.
- (f) The Chair may waive the requirements of this Rule based on the factors in Rule .0112 of this Chapter.
- (g) Written comments not submitted in accordance with this Rule are subject to being excluded from the record by the Commission.

*History Note:* Authority G.S. 143B-30.1;  
Eff. August 1, 2008;  
Amended Eff. May 1, 2016.