



NOTICE OF TEXT

[Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

- Notice **with** a scheduled hearing
 Notice without a scheduled hearing
 Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 14. If a hearing is scheduled, complete block 5.
Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources

2. Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncdcr.gov/request-public-comments>

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

ADOPTION:

AMENDMENT: 07 NCAC 13C .0102; 07 NCAC 13C .0406

REPEAL:

READOPTION **with** substantive changes: 07 NCAC 13C .0201; 07 NCAC 13C .0202; 07 NCAC 13C .0301; 07 NCAC 13C .0303; 07 NCAC 13C .0307; 07 NCAC 13C .0315; 07 NCAC 13C .0407

READOPTION **without** substantive changes:

REPEAL through READOPTION: 07 NCAC 13C .0105; 07 NCAC 13C .0203; 07 NCAC 13C .0302; 07 NCAC 13C .0304; 07 NCAC 13C .0305; 07 NCAC 13C .0306; 07 NCAC 13C .0309; 07 NCAC 13C .0310; 07 NCAC 13C .0311; 07 NCAC 13C .0312; 07 NCAC 13C .0313; 07 NCAC 13C .0314; 07 NCAC 13C .0408

4. Proposed effective date: February 01, 2023

5. Is a public hearing planned? Yes No

If yes: Public Hearing date: December 6, 2022

Public Hearing time: 1:00PM – 2:00PM

Public Hearing location: This public hearing will be held by teleconference at (919) 814-6771 (no access code needed)

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing: N/A

7. Explain Reason For Proposed Rule(s):

The following rules are being amended to reflect current operating procedures of the managing state agency: 07 NCAC 13C .0102; 07 NCAC 13C .0406. The following rules are being readopted pursuant to the required rules review process and updated to reflect current Division of Park and Recreation operations: 07 NCAC 13C .0201; 07 NCAC 13C .0202; 07 NCAC 13C .0301; 07 NCAC 13C .0303; 07 NCAC 13C .0307; 07 NCAC 13C .0315; 07 NCAC 13C .0407. The following rules are being repealed because they are no longer necessary because of proposed changes in the readopted rules: 07 NCAC 13C .0105; 07 NCAC 13C .0203; 07 NCAC 13C .0302; 07 NCAC 13C .0304; 07 NCAC 13C .0305; 07 NCAC 13C .0306; 07 NCAC 13C .0309; 07 NCAC 13C .0310; 07 NCAC 13C .0311; 07 NCAC 13C .0312; 07 NCAC 13C .0313; 07 NCAC 13C .0314; 07 NCAC 13C .0408.

8. Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or email. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 984-236-1850.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

9. The person to whom written comments may be submitted on the proposed rule(s):

Name: Jonathan Avery

Address: 4601 Mail Service Center

Raleigh, NC 27699-4601

Phone (optional): 919-814-6771

Fax (optional):

E-Mail (optional): jonathan.avery@ncdcr.gov

10. Comment Period Ends: December 16, 2022

11. Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (≥\$1,000,000)
- Approved by OSBM
- No fiscal note required

12. Rule-making Coordinator: Jonathan Avery

Phone: 919-814-6771

E-Mail: jonathan.avery@ncdcr.gov

Additional agency contact, if any: Phil Feagan


Phone: 919-814-6763

E-mail: phil.feagan@ncdcr.gov

13. The Agency formally proposed the text of this rule(s) on

Date: September 22, 2022

14. Signature of Agency Head* or Rule-making Coordinator:



Typed Name: Jonathan Avery

Title: Assistant General Counsel/Rules Coordinator

**If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.*