



NORTH CAROLINA  
Environmental Quality

ROY COOPER  
Governor  
MICHAEL S. REGAN  
Secretary  
BRAXTON C. DAVIS  
Director

CRC-20-01

January 13, 2020

**MEMORANDUM**

**TO:** Coastal Resources Commission  
**FROM:** Mike Lopazanski  
**SUBJECT:** Periodic Review of Existing Rules - Re-adoption

For the past three years the Division has been working towards compliance with G.S. § 150B-21.3A of the NC Administrative Procedures Act, which requires agencies to review all of their rules every 10 years under a process and schedule established by the Rules Review Commission. This review was established by the General Assembly in 2013 (Session Law 2013-413). If an agency does not conduct the review, its rules will expire and be removed from the Administrative Code, unless the rule is required to implement or conform to federal law.

The Division has completed the public comment phase of the review for 15A NCAC 7A, 7H, 7I, 7J, 7K, 7L and 7M rules, having held 20 public hearings since October, 2019. No public comments were received. As a reminder, 19 rules were classified as unnecessary due to the rules being old, no longer applicable, containing only introductory language, reiterating statute or being generally superfluous. The majority of the rules (226 of 267) are designated as *Necessary With Substantive Public Interest* as they contain a directive, requirement or impose a standard. The remainder (22) have been designated as *Necessary Without Substantive Public Interest* as they contain management objectives, significance statements, minor procedures or contact information.

Having completed the Periodic Review process, your rules are now eligible for re-adoption. I will review the details of this process at our upcoming meeting in Beaufort.



North Carolina Department of Environmental Quality | Division of Coastal Management  
Morehead City Office | 400 Commerce Avenue | Morehead City, North Carolina 28557  
252.808.2808