



North Carolina Department of Environment and Natural Resources

POLICY

Section: Administration

Subject: Confidentiality

Approved By: DENR Secretary

Effective Date: March 9, 1994

Revised: March 15, 2004

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Policy

In accordance with the goals of the Department of Environment, and Natural Resources (DENR) to promote pollution prevention and waste reduction, to improve compliance with environmental laws, facilitate innovation, and in order to further the advisory and technical assistance features of the Clean Air Act Amendments of 1990, Section 507, DENR has established the following policy on confidentiality:

1. DENR regulatory agencies will not seek to obtain information from the Division of Pollution Prevention and Environmental Assistance or the Small Business Assistance Program about the compliance status of any individual or company for the purpose of taking enforcement action.
2. The Division of Pollution Prevention and Environmental Assistance and the Small Business Assistance Program will maintain the confidentiality of information submitted to them by regulated entities to the maximum extent allowed by law, unless the dissemination of such information is necessary to abate or avoid an imminent hazard to human health or the environment.

Note: This Policy Statement is an Internal Operating Procedure pursuant to N.C.G.S. 150B-2(8) of the N. C. Administrative Procedures Act, and is not intended to be a Rule.