

**21 NCAC 48H .0704 DECLARATORY RULINGS**

(a) All requests for a declaratory ruling shall be in writing and submitted to the Board=s Executive Director and must include the following information:

- (1) name and address of person requesting declaratory ruling;
- (2) statute or rule to which request relates;
- (3) statement of the manner in which the person requesting declaratory ruling is aggrieved by the rule or statute or its potential application; and
- (4) the consequences of a failure to issue a declaratory ruling.

(b) Whenever the Board for good cause finds that issuance of a declaratory ruling is undesirable, it may refuse to issue one. The person requesting the declaratory ruling shall be furnished with a full and complete statement from the Board as to why the request is being denied.

*History Note: Authority G.S. 90-270.92; 150B-4;  
Eff. October 1, 1995;  
Amended Eff. August 1, 1998;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 1, 2018.*