Periodic Review and Expiration of Existing Rules

**STEP 1**  
**[G.S. 150B-21.3A(c)(1)]**

**Agency Reviews Existing Rules "Step 1(a)"**
- Agency’s rulemaking coordinator receives the report (an Excel spreadsheet) from RRC Staff by email.
- Rulemaking coordinator has 10 business days to respond regarding any errors or missing rules.

**Agency Reviews Existing Rules "Step 1(b)"**
- First agency meeting to make determination classifying each rule in the report for public comment.
- Classifications are: (1) unnecessary; (2) necessary without substantive public interest; or (3) necessary with public interest.

**Agency Accepts Public Comments for 60 Days "Step 1(c)"**

**Agency Posts Report on Agency’s Website "Step 1(c)"**
See 26 NCAC 05 .0206

**Agency Provides Report to RRC to be Posted on RRC’s Website "Step 1(c)"**
See 26 NCAC 05 .0206

**Agency Must Notify Interested Persons "Step 1(c)"**
See 26 NCAC 05 .0207

**Agency Reviews and Responds to Public Comments "Step 1(d)"**
- Second agency meeting to review comments received. Responses should be provided by the agency to comments that are objecting to a Rule.
- Agency to make determination classifying each rule in the report after consideration of the public comments.
- Classifications are: (1) unnecessary; (2) necessary without substantive public interest; or (3) necessary with public interest.

**Agency Submits Report, Written Comments, and Classifications to RRC "Step 1(e)"**
- 26 NCAC 05 .0211 sets the RRC review date. The date contained within the Rule is not the date the Agency files the report with the RRC.
- Agency must file the complete Report with the RRC on the 15th of the month prior to the month and year set forth in 26 NCAC 05 .0211.

**STEP 2**  
**[G.S. 150B-21.3A(c)(2)]**

**RRC reviews report and written comments**

**RRC submits report to APO**

**STEP 3**  
**[G.S. 150B-21.3A(c)(3)]**

**Committee recommends new review**

**Rule remains in Code**

**Agency initiates readoption of rule through the permanent rulemaking process**

**Unnecessary rule expires**

**RRC determination effective**

**No review by agency**

**Rule expires**

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