

TITLE 14B – DEPARTMENT OF PUBLIC SAFETY

Notice is hereby given in accordance with G.S. 150B-21.2 and G.S. 150B-21.3A(c)(2)g. that the Department of Public Safety intends to readopt without substantive changes the rules cited as 14B NCAC 01C .0401, .0402; 07A .0104-.0116, .0118, .0119; 07C .0101 and .0102.

Pursuant to G.S. 150B-21.2(c)(1), the text of the rule(s) proposed for readoption without substantive changes are not required to be published. The text of the rules are available on the OAH website: <http://reports.oah.state.nc.us/ncac.asp>.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncdps.gov/administrative-rules>

Proposed Effective Date: November 1, 2018

Instructions on How to Demand a Public Hearing: *(must be requested in writing within 15 days of notice): A request for a public hearing must be made within 15 days of notice. Email Rulemaking Coordinator Margaret McDonald at Margaret.mcdonald@ncdps.gov to request a public hearing.*

Reason for Proposed Action: *The Agency designated the above listed rules from Chapters 01C, 07A, and 07C of Title 14B of the North Carolina Administrative Code as "Necessary with Substantive Public Interest" during the Periodic Rule Review. These rules must now be readopted pursuant to G.S. 150B-21.3A.*

Comments may be submitted to: *Margaret McDonald, Department of Public Safety, 4201 Mail Service Center, Raleigh, NC 27699-4201*

Comment period ends: August 31, 2018

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 after the adoption of the Rule. If the Rules Review Commission receives written and signed objections after the adoption of the Rule 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 facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

Fiscal impact (check all that apply).

- State funds affected
- Environmental permitting of DOT affected
Analysis submitted to Board of Transportation
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required by G.S. 150B-21.4
- No fiscal note required by G.S. 150B-21.3A(d)(2)

CHAPTER 01 - DEPARTMENT RULES

SUBCHAPTER 01C - STATE LAW ENFORCEMENT ASSISTANCE DURING LABOR DISPUTE

SECTION .0400 - COSTS

14B NCAC 01C .0401 AGREEMENT TO PAY COSTS (READOPTION WITHOUT SUBSTANTIVE CHANGES)

14B NCAC 01C .0402 STATEMENT OF COSTS (READOPTION WITHOUT SUBSTANTIVE CHANGES)

CHAPTER 07 - STATE HIGHWAY PATROL

SUBCHAPTER 07A – ENFORCEMENT REGULATIONS

SECTION .0100 – ENFORCEMENT REGULATIONS

14B NCAC 07A .0104 VEHICLE REMOVAL PROCEDURES (READOPTION WITHOUT SUBSTANTIVE CHANGES)

- 14B NCAC 07A .0105 SECURING VEHICLES WHEN OPERATOR IS ARRESTED (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0106 VEHICLES TRANSPORTED AND STORED OVER OBJECTION OF OWNER (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0107 PARKING VEHICLES OFF THE ROADWAY (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0108 TRANSPORTING AND STORING VEHICLES (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0109 NOTIFICATION (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0110 RELEASE OF VEHICLES (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0111 VEHICLE INVENTORY (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0112 REIMBURSEMENT OF WRECKER OPERATORS (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0113 FINANCIAL INTEREST (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0114 IMPARTIAL USE OF SERVICES (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0115 ROTATION, ZONE, CONTRACT, AND DEVIATION FROM SYSTEM (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0116 ROTATION WRECKER SERVICE REGULATIONS (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0118 SANCTIONS FOR VIOLATIONS (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07A .0119 HEARING PROCEDURES (READOPTION WITHOUT SUBSTANTIVE CHANGES)**

SUBCHAPTER 07C – MOTOR CARRIER SAFETY REGULATIONS

SECTION .0100 – SAFETY RULES AND REGULATIONS

- 14B NCAC 07C .0101 SAFETY OF OPERATION AND EQUIPMENT (READOPTION WITHOUT SUBSTANTIVE CHANGES)**
- 14B NCAC 07C .0102 HAZARDOUS MATERIALS (READOPTION WITHOUT SUBSTANTIVE CHANGES)**