



CHAPTER 150B  
ARTICLE 2A - RULES

N.C.G.S. § 150B-19.

# Restrictions on what can be adopted as a rule.

| SOURCE                                                                   | LAST AMENDMENT IN THIS TEXT                       | RETRIEVED                    | SOURCE FINGERPRINT                                                     |
|--------------------------------------------------------------------------|---------------------------------------------------|------------------------------|------------------------------------------------------------------------|
| General Statutes of North Carolina, as published by the General Assembly | S.L. 2011-398, s. 61.2 — sixth act in the lineage | 21 September 2026, 04:03 UTC | 651f73c7ed8af8ba453827d8 - 087a817f116057f501f8a955 - 3b46542689c0e695 |

An agency may not adopt a rule that does one or more of the following:

Implements or interprets a law unless that law or another law specifically authorizes the agency to do so.

Enlarges the scope of a profession, occupation, or field of endeavor for which an occupational license is required.

Imposes criminal liability or a civil penalty for an act or omission, including the violation of a rule, unless a law specifically authorizes the agency to do so or a law declares that violation of the rule is a criminal offense or is grounds for a civil penalty.

Repeats the content of a law, a rule, or a federal regulation. A brief statement that informs the public of a requirement imposed by law does not violate this subdivision and satisfies the "reasonably necessary" standard of review set in G.S. 150B-21.9(a)(3).

Establishes a fee or other charge for providing a service in fulfillment of a duty unless a law specifically authorizes the agency to do so or the fee or other charge is for one of the following:

- a.A service to a State, federal, or local governmental unit.
- b.A copy of part or all of a State publication or other document, the cost of mailing a document, or both.
- c.A transcript of a public hearing.
- d.A conference, workshop, or course.
- e.Data processing services.

Allows the agency to waive or modify a requirement set in a rule unless a rule establishes specific guidelines the agency must follow in determining whether to waive or modify the requirement.

Repealed by Session Laws 2011-398, s. 61.2, effective July 25, 2011.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
6 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1973

1992

2011

TICK HEIGHT = ACTS IN THAT YEAR      DASHED = RECODIFICATION, NOT AMENDMENT

| Nº | YEAR | ACT                              | CHARACTER |
|----|------|----------------------------------|-----------|
| 01 | 1973 | c. 1331, s. 1                    | ENACTED   |
| 02 | 1985 | c. 746, s. 1                     | AMENDED   |
| 03 | 1991 | c. 418, s. 1                     | AMENDED   |
| 04 | 1996 | 2nd Ex. Sess., c. 18, s. 7.10(a) | AMENDED   |
| 05 | 2011 | S.L. 2011-13, s. 1               | AMENDED   |
| 06 | 2011 | S.L. 2011-398, s. 61.2           | AMENDED   |

APPARATUS II  
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE            | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION     |
|----------------------|------------|----------------------------------------|
| G.S. 150B-21.9(a)(3) | (null)(4)  | "necessary" standard of review set in" |

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 150B-19 (2011).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1973, c. 1331, s. 1; 1985, c. 746, s. 1; 1991, c. 418, s. 1; 1996, 2nd Ex. Sess., c. 18, s. 7.10(a); 2011-13, s. 1; 2011-398, s. 61.2.)

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