

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011**

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**SENATE BILL 22**

Short Title:   APA Rules: Increasing Costs Prohibition. (Public)

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Sponsors:    Senators Brown, Rouzer; Apodaca, Blake, Brock, Brunstetter, Daniel, East,  
                  Goolsby, Gunn, Harrington, Hise, Hunt, Jackson, Meredith, Newton, Preston,  
                  Rabon, Rucho, Soucek, Tillman, and Tucker.

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Referred to:  Agriculture/Environment/Natural Resources.

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February 2, 2011

A BILL TO BE ENTITLED  
AN ACT TO LIMIT NEW AGENCY REGULATORY REQUIREMENTS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 150B-19 is amended by adding a new subdivision to read:

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

...

(7) Results in additional costs on persons subject to the rule unless adoption of the rule is required to respond to at least one of the following:

- a. A serious and unforeseen threat to the public health, safety, or welfare.
- b. An act of the General Assembly or United States Congress.
- c. A change in federal or State budgetary policy.
- d. A federal regulation.
- e. A court order."

**SECTION 2.** This act is effective when it becomes law and applies to rules adopted by an agency on or after that date.

