

1 **10A NCAC 68 .0104 HEARINGS**

2 (a) Any person desiring to present data, views, or arguments orally on the proposed rule may file a request with:

3 ~~Special Assistant to the Director~~  
4 Division of Social Services  
5 Department of Health and Human Resources  
6 2401 Mail Service Center  
7 Raleigh, North Carolina 27699-2401

8 Any person desiring to make an oral presentation may submit a written copy of the presentation to the ~~Special~~  
9 ~~Assistant Director~~ prior to the hearing, or at the hearing.

10 (b) A request to make an oral presentation may contain a brief summary of the requesting person's views with respect  
11 to the subject matter, and a statement of the length of time the person intends to speak.

12 (c) The ~~Special Assistant~~ Director shall promptly acknowledge receipt of a request to make an oral presentation and  
13 shall inform the requesting person of any limitations deemed necessary to the end of a full and effective public hearing  
14 on the proposed rule.

15 (d) Any person may file a written submission containing data, comments, or arguments after publication of a  
16 rulemaking notice up to and including the day of the hearing, unless a longer period is stated in the particular notice  
17 or an extension of time is granted for good cause. A submission must clearly state the rule or proposed rule to which  
18 the comments are addressed and must also include the name and address of the person submitting it. Written  
19 submissions must be sent to:

20 ~~Special Assistant to the Director~~  
21 Division of Social Services  
22 Department of Health and Human Services  
23 2401 Mail Service Center  
24 Raleigh, North Carolina 27699-2401

25 The ~~Special Assistant~~ Director will promptly acknowledge receipt of all written submissions.

26 (e) The presiding officer at the hearing shall have complete control over the proceedings, including:

- 27 (1) the responsibility of having a record made of the proceedings,  
28 (2) extension of any time allotments,  
29 (3) recognition of speakers,  
30 (4) prevention of repetitious presentations, and  
31 (5) general management of the hearing.

32 The presiding hearing officer shall assure that each person at the hearing is given a fair opportunity to present views,  
33 data, and comments.  
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35 *History Note: Authority G.S. 143B-153; ~~150B-12~~;*  
36 *Eff. February 1, 1976;*  
37 *Readopted Eff. October 31, 1977;*  
38 *Amended Eff. March 1, ~~1990-1990~~;*  
39 *Readopted Eff. July 1, 2019.*  
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