

## **PETITION FOR PROMULGATION OF REGULATION**

*Code* **BCBMA**

*Issued* **7/10/80**

*Revised* **4/8/92:6/1406**

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### **Constitutional and Statutory Provisions:**

An interested person may petition the Board in writing requesting the promulgation, amendment, or repeal of a regulation. Within thirty (30) days after submission of such petition, the Board shall either deny the petition in writing (stating its reasons for the denial) or shall initiate the action in such petition. (See §1-23-126, South Carolina Code.)

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### **State Board Rule:**

A petition requesting the promulgation, amendment, or repeal of a Board regulation shall be addressed to or forwarded to the Chair of the Board.

The Chair shall review the petition and has the following options:

1. Prepare a recommendation for consideration by the Board.
2. Refer the petition to a committee and request its recommendation.
3. Request assistance from State Department staff in preparing a recommendation.

The recommendation shall be either to deny the petition, stating the reasons for denial, or to initiate the process of promulgation, amendment, or repeal of the regulation as requested in the petition.

The recommendation shall be considered at the next meeting of the Board following receipt of the petition and be approved or revised by the full Board. The decision of the Board should be made at this meeting, as the petition must be responded to within thirty (30) days after receipt.

The Chair shall notify the petitioner, in writing, of the final decision of the Board.