

1 19A NCAC 02D .0403 is proposed for readoption without substantive changes as follows:

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3 **19A NCAC 02D .0403 USE OF DUST ALLAYING MATERIALS**

4 (a) Requests for calcium chloride dust treatments shall be addressed to the County Maintenance Yard having  
5 jurisdiction in the county where the work is proposed.

6 (b) Placement and Materials.—Calcium chloride and bituminous dust treatments may shall only be placed on state  
7 State highway system roads and streets provided:

8 (1) ~~Bituminous materials are furnished and placed by the person requesting the treatment;~~

9 (2) ~~Prior approval is obtained from the division engineer~~ Division Engineer or the Division  
10 Engineer's authorized designee having jurisdiction in the county where the work dust treatment is  
11 proposed; and

12 ~~(3) Calcium chloride is furnished by the person requesting the dust treatment and placed by the~~  
13 ~~Department of Transportation or its agents.~~

14 (c) The Division Engineer or the Division Engineer's authorized designee shall approve requests for calcium chloride  
15 dust treatments unless conditions are wet, rendering the dust treatment ineffective, and if the dust treatment would  
16 worsen road surface conditions.

17 (d) The Division Engineer or the Division Engineer's authorized designee will inform the person requesting the dust  
18 treatment where to purchase and deliver the calcium chloride in order for the Department to perform the treatment.

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20 *History Note: Authority G.S. 136-18(1); 136-18(27); 143B-346; ~~143B-350(f); 143B-350(g);~~*  
21 *Eff. July 1, 1978;*  
22 *Amended Eff. November 1, 1993.*