

1-103. Waiver policy.

(1) Purpose. There may be circumstances that justify noncompliance with a standard issued by the commission. This policy authorizes the Technical Panel, upon a determination of good cause shown, to issue waivers relating to the commission's technical standards.

(2) Request. An agency may request a waiver by submitting the following information to the Technical Panel:

- (a) The specific section(s) at issue;
- (b) A description of the problem and justification for the waiver; and
- (c) A description of the agency's preferred solution.

Requests may be submitted by email to: ocio.nitc@nebraska.gov.

(3) Review. The Technical Panel will consider the request at their next regularly scheduled meeting. The panel may ask for additional information from the submitting agency and may postpone their decision for one meeting. After reviewing the request, and any comments received, the panel may approve the request, approve the request with conditions, or deny the request.

(4) Appeal. A denial or an approval with conditions by the Technical Panel may be appealed to the commission.

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History: Adopted on March 4, 2008. Amended on July 12, 2018.

URL: <http://nitc.nebraska.gov/standards/1-103.pdf>