



**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

September 22, 2023

Anna Hayworth, Rulemaking Coordinator  
North Carolina Department of Agriculture and Consumer Services

**Sent via email only to: [anna.hayworth@ncagr.gov](mailto:anna.hayworth@ncagr.gov)**

Re: Extension of the Period of Review for 02 NCAC 52B .0214, 02 NCAC 52J .0901, .0902, .0903, and .0904.

Dear Ms. Hayworth:

At yesterday's meeting, in response to your agency's request to extend the period of review in order to allow additional time to address change requests, the Rules Review Commission extended the period of review for the above-captioned rules in accordance with G.S. 150B-21.10.

Pursuant to G.S. 150B-21.13, when the Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days. Moreover, pursuant to 26 NCAC 05 .0115(b), any rule subject to extension "shall be reviewed at the second regularly scheduled meeting following the extension" unless (1) the agency submits written notice to RRC staff of the agency's intent that the rule be reviewed at the first regularly scheduled meeting following the extension, and (2) the agency submits written responses to all requests for changes no later than 10 business days prior to the first meeting following the extension.

If you intend for these rules to be reviewed at the October 19, 2023 meeting, your notice and responses are due no later than October 4, 2023. Otherwise, your responses will be due on November 1, 2023, and the rules will be reviewed at the November 16, 2023 meeting.

If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

/s/Brian Liebman  
Brian Liebman  
Commission Counsel

**Donald R. van der Vaart**, Director  
Chief Administrative Law Judge

**Fred G. Morrison, Jr.**  
Senior Administrative Law Judge

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