



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

September 22, 2023

Michelle Schilling, Deputy Director
North Carolina Department of Justice, Criminal Justice Standards Division

Sent via email only to: MSchilling@ncdoj.gov

Re: Extension of the Period of Review for 12 NCAC 02J .0201.

Dear Ms. Schilling:

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 rule 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 this rule 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 rule 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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