STATE OF NORTH CAROLINA
OFFICE OF ADMINISTRATIVE HEARINGS

November 9, 2026

Sarah N. Tackett, Assistant Attorney General, North Carolina Department of Justice
Cheryl Johnson, Rulemaking Coordinator, Division of Child Development and Early Education
The North Carolina Department of Health and Human Services
Sent via email to stackett@ncdoj.gov and cheryl.johnson@dhhs.nc.gov

Re: Return of Amended Rule 10A NCAC 09 .2102

Dear Ms. Tackett and Ms. Johnson:

At its May and August 2026 meetings, the Rules Review Commission objected to the above captioned rule finding that the rule did not satisfy G.S. 150B-21.9(a). Statements of objection were sent to you both on May 29 and August 27, 2026, pursuant to G.S. 150B-21.12(a).

On November 6, 2026, Ms. Tackett responded in accordance with the provisions of G.S. 150B-21.12(a)(2) stating that the Child Care Commission has decided not to change the rule. In accordance with G.S. 150B-21.12(d), the above captioned rule is being returned pursuant to this letter.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

/s/ Christopher S. Miller
Christopher S. Miller
Commission Counsel

Cc: Brian Liebman, Codifier of Rules

Melissa Owens Lassiter, Director
Chief Administrative Law Judge

Lawrence R. Duke
Senior Administrative Law Judge