May 18, 2012

Teresa Marrella

Criminal Justice Standards Division

PO Drawer 149

Raleigh, NC 27602

Re: 12 NCAC 09E.0102

Dear Ms. Marrella:

At its May 17th, 2012 meeting the Rules Review Commission objected to the above-captioned rule in accordance with G.S. 150B-21.10.

The Commission objected to this rule based on lack of necessity. This rule is entirely replicated in 09E .0105(a) and one of the two rules is unnecessary. Rule 09E .0102 should be repealed since there is other content in Rule 09E .0105.

Please respond to this letter in accordance with the provisions of G.S. 150B-21.12. If you have any questions regarding the Commission’s action, please let me know.

Sincerely,

Joseph J. DeLuca, Jr.

Commission Counsel

JJD:jbe