



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

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October 23, 2012

Abigail Hammond  
Industrial Commission  
4336 Mail Service Center  
Raleigh, NC 27699-4336

Re: 04 NCAC 10F .0105, .0108

Dear Ms. Hammond:

At its October 18, 2012 meeting the Rules Review Commission objected to the above-captioned rules in accordance with G.S. 150B-21.10.

The Commission objected to Rule .0105 due to ambiguity. In (a)(1)(C), it is not clear what is meant by "support methods." In (a)(2)(D), it is not clear what is meant by "process." In (b)(4)(F), it is not clear what this "companion guide" is or who publishes it.

The Commission objected to Rule .0108 due to lack of statutory authority. There is no authority cited for the agency to impose sanctions for violations of every rule in this Subchapter.

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,

Robert A. Bryan, Jr.  
Commission Counsel

RAB:tdc

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