



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

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July 18, 2013

Jeffrey P. Gray  
NC Private Protective Services Board  
PO Box 1351  
Raleigh, NC 27602

Re: Rules 12 NCAC 07D .0104, .0115, .0203, .0301, .0302, .0401, .0501, .0601, .0807, .0901, and .0909.

Dear Mr. Gray:

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

The Commission objected to Rules .0104, .0115, .0203 and .0807 based on failure to complete the technical corrections as requested to ensure compliance with the Administrative Procedure Act and clarify ambiguous language.

The Commission objected Rules .0301, .0302, .0401, .0501, .0601, .0807, .0901 and .0909, finding the Board lacks statutory authority to abrogate the statute by requiring military spouses to have a license or experience, when both are required by G.S. 93B-15.1(b).

Further, the Commission found the Board lacks statutory authority to require military spouses to have military training to qualify for licensure pursuant to G.S. 93B-15.1(b), as set forth in Rules .0301, .0401, .0901 and .0909.

The Commission objected to Rules .0501, .0601, .0901 and .0909 finding the Board lacks statutory authority to set higher licensure requirements for military trained applicants than those required for other applicants.

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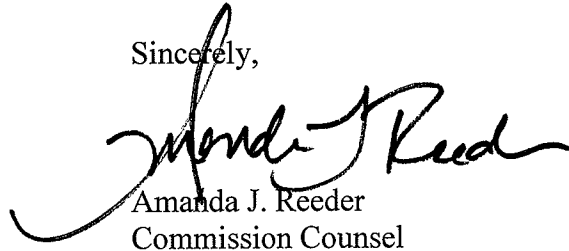
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Please respond to this letter in accordance with the provisions of G.S. 150B-21.12. If you have any questions regarding the Commission's action, please let me know.

Sincerely,



Amanda J. Reeder  
Commission Counsel

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