

## Burgos, Alexander N

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**Subject:** FW: May 2025 RRC Meeting

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**From:** McDonald, Margaret (CCPS) <margaret.mcdonald@ncdps.gov>  
**Sent:** Monday, May 19, 2025 11:37 AM  
**To:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: May 2025 RRC Meeting

Thank you, Travis. I will complete the steps to submit the rule, as outlined below.

**Margaret T. McDonald**

Chief Deputy General Counsel  
NC Department of Public Safety  
Office of the General Counsel  
Mail Service Center 4201  
Raleigh, NC 27699-4201  
Office: (919) 825-2743  
[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)  
[www.ncdps.gov](http://www.ncdps.gov)



North Carolina Department of  
PUBLIC SAFETY

## Burgos, Alexander N

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**Subject:** FW: May 2025 RRC Meeting

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**From:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>  
**Sent:** Monday, May 19, 2025 10:40 AM  
**To:** McDonald, Margaret (CCPS) <margaret.mcdonald@ncdps.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: May 2025 RRC Meeting

I'm satisfied with your changes. Please submit the final revised rule via email to [oah.rules@oah.nc.gov](mailto:oah.rules@oah.nc.gov) no later than 5pm on May 23, 2025. The electronic copy must be saved as the official rule name (XX NCAC XXXX). Please include me on the email.

Thank you.

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929  
Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

## Burgos, Alexander N

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**Subject:** FW: May 2025 RRC Meeting  
**Attachments:** 14B NCAC 05B .0203- Amendment - Adopted 14 April 2025- Revised based on technical change feedback from RRC - 15May2025.docx; 05.2025 DPS 14B NCAC 05B .0203- Request for Technical Changes - Department Responses (002) 19 May 2025.docx

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**From:** McDonald, Margaret (CCPS) <margaret.mcdonald@ncdps.gov>  
**Sent:** Monday, May 19, 2025 9:11 AM  
**To:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: May 2025 RRC Meeting

Travis- Please see attached.

Thank you,

**Margaret T. McDonald**  
Chief Deputy General Counsel  
NC Department of Public Safety  
Office of the General Counsel  
Mail Service Center 4201  
Raleigh, NC 27699-4201  
Office: (919) 825-2743  
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[www.ncdps.gov](http://www.ncdps.gov)



North Carolina Department of  
PUBLIC SAFETY

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Department of Public Safety

RULE CITATION: 14B NCAC 05B .0203

**DEADLINE FOR RECEIPT: May 9, 2025**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may email the reviewing attorney to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following changes be made:

*In (a), lines 4-5, consider moving “upon completion of the selection process” to the beginning of the second sentence. The sentence would start, “Upon completion of the selection process, all applicants...”*

*Edit complete. See lines 4-5.*

*Line 5, spell out “GMS” since it’s the first time used in this Rule. Also, consider replacing “that” with “whether.”*

*Edits complete. See lines 5-6.*

*In (b), line 7, and elsewhere in this Rule, please specify whether you intend for the number of days to be calendar or business days (e.g., 30 “business” days).*

*Calendar days. Please see edits to lines 8, 9, 22, and 25.*

*Lines 12-13, “certification” by whom is required? Also, what does “non-supplanting” mean in this context? Is this term defined in a rule or law?*

*After further review, the requirements listed in lines 14-15 and 17-19 are no longer applicable. See the edit to line 14 in response to this feedback from RRC counsel.*

*Line 13, consider deleting “of.” What is the definition of an “equal employment opportunity program” and where is it found?*

*After further review, the requirements listed in lines 14-15 and 17-19 are no longer applicable. See the edit to line 15 in response to this feedback from RRC counsel.*

*Line 15, add “the” before “implementing.”*

Travis Wiggs  
Commission Counsel

Date submitted to agency: April 25, 2025

*After further review, the requirements listed in lines 14-15 and 17-19 are no longer applicable. See the edit to line 17 in response to this feedback from RRC counsel.*

*Line 17, add a space after “(6)” to align the beginning of each subparagraph. Also, who will conduct the “annual audit of the program?”*

*After further review, the requirements listed in lines 14-15 and 17-19 are no longer applicable. See the edit to line 19 in response to this feedback from RRC counsel.*

*In (c), line 18, consider replacing “conveyed” with “disbursed.”*

*The grantee is awarded or reimbursed funds. Based on a review of this language, the Department has edited the word “conveyed” to “awarded” in line 20.*

*In (d), line 21, consider beginning the sentence with, “The length of the grant period...”*

*Edit complete. See line 23.*

*In (e), line 23, is “may” or “shall” intended?*

*See the revision to “shall” in line 25.*

*Line 24, consider deleting the comma after “system”, add “and”, and change “providing” to “provide.”*

*Edit complete. See lines 26-27.*

*Where is the grant “application” found? By what rule are the substantive requirements adopted? See G.S. 150B-2(8a) d.*

*See 14B NCAC 05B .0201(b), (c), and (d), below:*

*14B NCAC 05B .0201 APPLICATIONS FOR GRANTS*

*(a) Funding priorities, as determined by the Commission, shall be listed on the Commission's website prior to the opening of an application period.*

*(b) Grant application submission dates shall be announced on the Commission website, <https://www.ncdps.gov/about-dps/boards-and-commissions/governors-crime-commission/grant-process> before the application is due.*

*(c) Grant applications shall be electronically submitted to the Commission through the Grants Management System (GMS) on or before the date announced on the Commission website.*

*(d) To be considered for funding, applicants shall complete the grant application, which shall include the following information:*

*(1) names, mailing addresses, and telephone numbers of the applicant;*

*(2) project information, including the following:*

*(A) a description of the project, its goals and objectives, and outcomes;*

Travis Wiggs  
Commission Counsel

Date submitted to agency: April 25, 2025

- (B) the issues or problems addressed by the project; and*
- (C) a sustainability plan;*
- (3) a proposed budget;*
- (4) a project time line; and*
- (5) any other information required by these Rules or requested by the Department in order to make a decision on the grant proposal.*
- (e) Applicants seeking funding for a two-year project shall submit two one-year budgets.*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

1 14B NCAC 05B .0203 is adopted as follows:

2  
3 **14B NCAC 05B .0203 ADMINISTRATION OF GRANTS**

4 (a) The Commission staff shall administer grants as funds are available. Upon completion of the selection process,  
5 ~~All~~all applicants shall be notified in writing or electronic communication through the Grant Management System  
6 ~~(GMS)GMS system upon completion of the selection process that whether~~ the application has been approved or  
7 denied.

8 (b) Within 30 calendar days of receipt of award notification, the applicant shall submit the grant compliance and  
9 modification information. An applicant may request an extension of no more than 60 calendar days to submit the  
10 information. An applicant who does not provide the required information shall be ineligible for grant funding. For  
11 the purposes of this Rule, grant compliance and modification information includes the following:

12 (1) a list of grant conditions that were agreed to by an authorizing official of the ~~applicant;~~ applicant;  
13 and

14 ~~(2) a certification of non-supplanting;~~

15 ~~(3) a certification of filing of an equal employment opportunity program;~~

16 ~~(4)~~(2) a memorandum of agreement or contract with any cooperating government agencies;

17 ~~(5) an original signature of all authorizing officials, implementing project director, and the applicant's~~  
18 ~~chief financial officer; and~~

19 ~~(6) a signed agreement to submit to an annual audit of the program.~~

20 (c) Funds shall be ~~conveyed~~awarded to grantees through Grant Award Contracts. The Grant Award Contract shall  
21 bear the original signature of the grantee's authorizing official and the Executive Director of the Commission. The  
22 Grant Award Contract shall be signed and returned to the Department within 30 calendar days.

23 (d) ~~The grant period for the project shall be for a period of up to two years. The~~ length of the grant period shall  
24 ~~coincide with the start and close of the federal fiscal year, if possible.~~ guidance provided by the granting entity.

25 (e) Requests for adjustments to approved applications ~~may~~shall be made at any time up to 90 calendar days before  
26 the project's scheduled termination date. These requests shall be made through the ~~GMS system,~~ providing system  
27 and provide an explanation for proposed ~~amendments~~ adjustments.

28  
29 *History Note: Authority G.S. 143B-602(8); 143B-1103; 143B-1104;*

30 *Eff. March 1, 2019;*

31 *Amended Eff. April 1, ~~2023~~-2023;*

32 *Amended Eff. June 1, 2025.*

## Burgos, Alexander N

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**Subject:** FW: May 2025 RRC Meeting

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**From:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>  
**Sent:** Monday, May 19, 2025 8:35 AM  
**To:** McDonald, Margaret (CCPS) <margaret.mcdonald@ncdps.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: May 2025 RRC Meeting

Please send this to me asap today.

Thanks,

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929  
Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

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**From:** McDonald, Margaret (CCPS) <[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)>  
**Sent:** Friday, May 16, 2025 3:35 PM  
**To:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: May 2025 RRC Meeting

Hello Travis- DPS reviewed the feedback and made edits to the rule that will hopefully resolve all of the questions/comments. The approving authority for the final revised version is on leave today but will be back on Monday. Would it be possible to extend our deadline to Monday for the agency's response?

**Margaret T. McDonald**  
Chief Deputy General Counsel  
NC Department of Public Safety  
Office of the General Counsel  
Mail Service Center 4201  
Raleigh, NC 27699-4201  
Office: (919) 825-2743  
[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)  
[www.ncdps.gov](http://www.ncdps.gov)





North Carolina Department of  
PUBLIC SAFETY

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**From:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>  
**Sent:** Friday, May 16, 2025 3:30 PM  
**To:** McDonald, Margaret (CCPS) <[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: May 2025 RRC Meeting

Good afternoon,

Does your agency intend to comply with the deadline to reply by 5pm today?

Thanks,

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929  
Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

## Burgos, Alexander N

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**From:** McDonald, Margaret (CCPS)  
**Sent:** Friday, April 25, 2025 10:28 AM  
**To:** Wiggs, Travis C  
**Cc:** Burgos, Alexander N  
**Subject:** RE: May 2025 RRC Meeting

Thank you for your approval of the extension.

Sincerely,

**Margaret T. McDonald**  
Chief Deputy General Counsel  
NC Department of Public Safety  
Office of the General Counsel  
Mail Service Center 4201  
Raleigh, NC 27699-4201  
Office: (919) 825-2743  
[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)  
[www.ncdps.gov](http://www.ncdps.gov)



North Carolina Department of  
**PUBLIC SAFETY**

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**From:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>  
**Sent:** Friday, April 25, 2025 9:59 AM  
**To:** McDonald, Margaret (CCPS) <[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: May 2025 RRC Meeting

May 16 is fine.

Thanks,

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929  
Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

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**From:** McDonald, Margaret (CCPS) <[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)>  
**Sent:** Friday, April 25, 2025 9:57 AM

**To:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: May 2025 RRC Meeting

Hello Travis- Thank you for your feedback. DPS will review and respond with edits, as appropriate. I will be traveling out of country during the period of April 30 to May 8. Would it be possible to extend our deadline to May 16?

**Margaret T. McDonald**

Chief Deputy General Counsel  
NC Department of Public Safety  
Office of the General Counsel  
Mail Service Center 4201  
Raleigh, NC 27699-4201  
Office: (919) 825-2743  
[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)  
[www.ncdps.gov](http://www.ncdps.gov)



North Carolina Department of  
**PUBLIC SAFETY**

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**From:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>  
**Sent:** Friday, April 25, 2025 9:48 AM  
**To:** McDonald, Margaret (CCPS) <[margaret.mcdonald@ncdps.gov](mailto:margaret.mcdonald@ncdps.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** May 2025 RRC Meeting

Good morning,

I'm the attorney who reviewed the rules submitted by the Department of Public Safety for the May 2025 RRC meeting. The RRC will formally review these rules at its meeting on Thursday, May 29, 2025, at 10:00 a.m. The meeting will be a hybrid of in-person and WebEx attendance, and an invite should be sent to you as we get close to the meeting. If there are any other representatives from your agency who want to attend virtually, please let me know prior to the meeting, and we will get invites out to them as well.

Attached is the Request for Changes Pursuant to G.S. 150B-21.10. Please submit the revised rules to me via email, no later than 5 p.m. on May 9, 2025. Let me know if you have any questions.

Thanks,

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929

Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

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