

Burgos, Alexander N

Subject: FW: Request for Return of Rules 01 NCAC 05E .0103, 01 NCAC 05E .0104, 01 NCAC 05E .0105
Attachments: 01.2023 DOA Rule Return 01 NCAC 05E .0103.pdf

From: Peaslee, William W
Sent: Wednesday, January 18, 2023 2:24 PM
To: Strong, Donya M <donya.strong@doa.nc.gov>
Cc: Snyder, Ashley B <ashley.snyder@oah.nc.gov>
Subject: RE: Request for Return of Rules 01 NCAC 05E .0103, 01 NCAC 05E .0104, 01 NCAC 05E .0105

Good afternoon,

Attached please find the letter returning the above captioned rules to the agency per request..

As always, if you have any questions or concerns, please do not hesitate to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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

January 18, 2023

Donya Strong, General Counsel
North Carolina Department of Administration
Sent via email to donya.strong@doa.nc.gov

Re: Return of 01 NCAC 05E .0103, .0104, & .0105

Dear Ms. Strong:

At its December 15, 2022 meeting, the Rules Review Commission objected to the adoption of the above captioned Rules in accordance with G.S. 150B-21.9(a).

The Department of Administration responded in accordance with the provisions of G.S. 150B-21.12(a)(2) & (d) on January 18, 2023. The agency stated that the agency will not be submitting revised rules to satisfy the Commission's objections and requested return of the Rules. In accordance with G.S. 150B-21.12(d), the Rules are being returned pursuant to this letter. No further action will be taken by the Rules Review Commission on these Rules.

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

Sincerely,

/s/ William W. Peaslee
William W. Peaslee
Commission Counsel

Donald Robert van der Vaart, Director
Chief Administrative Law Judge

Fred G. Morrison, Jr.
Senior Administrative Law Judge

An Equal Employment Opportunity Employer
1711 New Hope Church Road, Raleigh, NC 27609
Telephone: (984) 236-1850 | Facsimile: (984) 236-1871
www.oah.nc.gov