

State Auditor, Office of the
Title 03
Tim Hoegemeyer, Rulemaking Coordinator
20601 Mail Service Center
Raleigh, NC 27699-0601
p 919.807.7670
tim_hoegemeyer@ncauditor.net

July 13, 2021

Re: Rule-Making Petition pursuant to N.C.G.S. § 150B-20

Dear Mr. Hoegemeyer:

As of the date of this petition, the NC Office of the State Auditor has no rules in the NC Administrative Code. Pursuant to N.C.G.S. § 150B-20, Kinetic Minds Inspire LLC hereby petitions the North Carolina Office of the State Auditor to adopt as a permanent rule the text in italics below:

Audit or investigative reports containing one or more findings, recommendations or conclusions that pertain to fiscal activities or financial statements of any person or entity who is not a state agency shall include notice of the right, the procedure, and the time limit to file a contested case petition pursuant to N.C.G.S. § 150B-23.

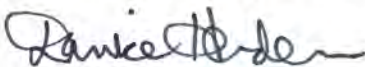
The proposed name of the above rule is **“Due Process Notice.”** This permanent rule is necessary to serve the public interest. It ensures due process protections for persons whose fiscal activities or financial statements are audited or investigated by the NC Office of State Auditor.

This Rule-Making Petition is **#1 of 4 petitions** submitted to the NC Office of State Auditor on Tuesday, July 13, 2021.

Sincerely,



Eskabonna Henderson
Kinetic Minds Inspire LLC



Danice Henderson
Kinetic Minds Inspire LLC

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As of the date of this petition, the NC Office of the State Auditor has no rules in the NC Administrative Code. Pursuant to N.C.G.S. § 150B-20, Kinetic Minds Inspire LLC hereby petitions the North Carolina Office of the State Auditor to adopt as a permanent rule the text in italics below:

An audit or investigation conducted pursuant to N.C.G.S. § 147-64.6 or § 147-64.6B will be named for the State agency or agencies or funds which are the subject of the audit or investigation. An audit or investigation shall not be entitled as the name of any person or entity who is not a state agency. Any reference within an audit or investigative report to fiscal activities or financial statements of any person or entity who is not a state agency will be made by the person or entity's unit number (not name) as assigned by the state agency who is the subject of the audit or investigation. Any reference to any declarations or statements made by a person or entity who is not a state agency will be made by the person or entity's unit number (not name) as assigned by the state agency who is the subject of the audit or investigation.

The proposed name of the above rule is "**Naming of Audits and Investigations.**" This permanent rule is necessary to serve the public interest. It ensures due process protections for persons whose fiscal activities or financial statements are audited or investigated by the NC Office of State Auditor. It prevents the NC Office of State Auditor from committing libel against a person by publishing findings, recommendations or conclusions that the person has not had the opportunity to contest through appeal, due process or hearing.

This Rule-Making Petition is **#2 of 4 petitions** submitted to the NC Office of State Auditor on Tuesday, July 13, 2021.

Sincerely,




Eskabonna Henderson

Danice Henderson

Kinetic Minds Inspire LLC

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July 13, 2021

Re: Rule-Making Petition pursuant to N.C.G.S. § 150B-20

Dear Mr. Hoegemeyer:

As of the date of this petition, the NC Office of the State Auditor has no rules in the NC Administrative Code. Pursuant to N.C.G.S. § 150B-20, Kinetic Minds Inspire LLC hereby petitions the North Carolina Office of the State Auditor to adopt as a permanent rule the text in italics below:

Audits or investigative reports that contain findings, recommendations or conclusions which recommend that a state agency recover or suspend funding of a person or entity who is not a state agency will advise the state agency to seek recovery or suspension of funding in accordance with 09 NCAC 03M .0801, all provisions of the Uniform Administration of State Awards of Financial Assistance and all provisions of the State Budget Act. Copies of audit or investigative reports that contain findings, recommendations or conclusions which recommend that a state agency recover or suspend funding of a person or entity who is not a state agency will be provided to the Office of State Budget and Management.

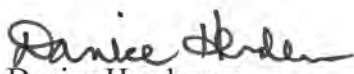
The proposed name of the above rule is **“Compliance with the State Budget Act.”** This rule is necessary to protect the State’s interest.

This Rule-Making Petition is **#3 of 4 petitions** submitted to the NC Office of State Auditor on Tuesday, July 13, 2021.

Sincerely,



Eskabonna Henderson
Kinetic Minds Inspire LLC



Danice Henderson
Kinetic Minds Inspire LLC

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July 13, 2021

Re: Rule-Making Petition pursuant to N.C.G.S. § 150B-20

Dear Mr. Hoegemeyer:

As of the date of this petition, the NC Office of the State Auditor has no rules in the NC Administrative Code. Pursuant to N.C.G.S. § 150B-20, Kinetic Minds Inspire LLC hereby petitions the North Carolina Office of the State Auditor to adopt as a permanent rule the text in italics below:

Audit or investigative reports that allege violations of federal or state law or regulations will cite the specific federal or state law or regulations allegedly violated. Audit or investigative reports that allege violations of federal or state guidance documents, policy manuals, procedures or other printed federal or state standards will contain an appendix that includes copies of the allegedly violated federal or state agency guidance documents, policy manuals, procedures or other printed federal or state standards. Specific provisions allegedly violated will be highlighted in bold print.

The proposed name of the above rule is **“Citation of Violations.”** This rule is necessary to protect the public interest. It provides state agencies and auditees with information necessary to substantiate or invalidate the findings, recommendations or conclusions in an audit or investigative report.

This Rule-Making Petition is **#4 of 4 petitions** submitted to the NC Office of State Auditor on Tuesday, July 13, 2021.

Sincerely,



Eskabonna Henderson
Kinetic Minds Inspire LLC



Danice Henderson
Kinetic Minds Inspire LLC