

10A NCAC 21A .0302 GOOD CAUSE FOR DELAYED HEARINGS

(a) A local appeal hearing under G.S. 108A-79 shall be delayed as provided in G.S. 108-79(e) for good cause.

(b) A State appeal hearing under G.S. 108A-79 may be delayed when there is good cause. The postponement shall not exceed 30 calendar days.

(c) For purposes of this Rule, good cause exists when:

- (1) there is a death in the appellant's family;
- (2) the appellant or someone in his or her family is ill;
- (3) the appellant is unable to obtain representation;
- (4) the appellant's representative has a conflict with the scheduled date;
- (5) the appellant receives a notice of action proposing a reduction or termination of assistance after the ten business day notice expires;
- (6) the appellant is unable to obtain transportation; or
- (7) the hearing officer determines that the hearing should be delayed for some other reason in the interests of justice or to promote judicial economy.

*History Note: Authority G.S. 108A-54; 108A-54.1B; 108A-79;
Eff. September 1, 1984;
Amended Eff. August 1, 1990;
Readopted Eff. July 1, 2018.*