



STATE OF NORTH CAROLINA  
OFFICE OF STATE BUDGET AND MANAGEMENT



JOSH STEIN  
GOVERNOR

KRISTIN WALKER  
STATE BUDGET DIRECTOR

September 18, 2025

MEMORANDUM

**To:** Seth Ascher, Counsel to the North Carolina Rules Review Commission, OAH

**From:** Loretta Peace-Bunch, Rulemaking Coordinator, OSBM

**Subject:** Consultation Information for Setting Readoption Deadline – 09 NCAC 03M

In response to your request for consultation, OSBM is providing the following information as required by 26 NCAC 05 .0212. Our anticipated timeline ensures that we can readopt the rules before the proposed deadline of **November 1, 2027**.

**1. Planned timeline for readoption of rules in 09 NCAC 03M**

Dec 2026	Prepare fiscal note, if needed
Feb 1, 2027	Publish Notice of Text in the NC Register
Feb 1 - Apr 2, 2027	Public comment period
Apr 3 - May 31, 2027	Consider comments
June 1, 2027	Adopt rules
By July 1, 2027 <i>*No later than 30 days after adoption</i>	Submit adopted rules to RRC
Aug 1, 2027	Earliest possible effective date

- 2. Rulemaking priorities.** OSBM does not anticipate any rulemaking priorities that would be relevant to the readoption timeline.

## Burgos, Alexander N

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**Subject:** FW: Periodic Review 09 NCAC 03

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**From:** Peace-Bunch, Loretta Y <loretta.peace.bunch@osbm.nc.gov>

**Sent:** Thursday, September 18, 2025 3:13 PM

**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>

**Cc:** Julie B. Eddins <julie.eddins@oah.nc.gov>; Ventaloro, Julie W <julie.ventaloro@osbm.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>

**Subject:** RE: Periodic Review 09 NCAC 03

Seth,

Yes, they were identical, and September 25<sup>th</sup> is fine. Thank you.

Loretta

**Loretta Peace-Bunch**

**NC Office of State Budget and Management**

[loretta.peace.bunch@osbm.nc.gov](mailto:loretta.peace.bunch@osbm.nc.gov)

**Office Phone:** 984-236-0681

[www.osbm.nc.gov](http://www.osbm.nc.gov)



## Burgos, Alexander N

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**From:** Ascher, Seth M  
**Sent:** Thursday, September 18, 2025 3:00 PM  
**To:** Peace-Bunch, Loretta Y  
**Cc:** Julie B. Eddins; Ventaloro, Julie W; Burgos, Alexander N  
**Subject:** Re: Periodic Review 09 NCAC 03

Loretta,

This looks fine to me. I can go ahead and put it on the September 25<sup>th</sup> agenda for approval, unless you see a problem with that.

Also, it appears you sent me the memo twice, the second time to include Julie. Just to make sure I am using the correct one, I used the more recent one, although they appear identical.

### Seth Ascher

Counsel to the North Carolina Rules Review Commission

Office of Administrative Hearings

(984) 236-1934

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**From:** Peace-Bunch, Loretta Y <loretta.peace.bunch@osbm.nc.gov>  
**Sent:** Thursday, September 18, 2025 2:29 PM  
**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Cc:** Julie B. Eddins <julie.eddins@oah.nc.gov>; Ventaloro, Julie W <julie.ventaloro@osbm.nc.gov>  
**Subject:** Periodic Review 09 NCAC 03

Seth,

Please see the attached memo relating to OSBM's readoption of 09 NCAC 03. Please let us know if you have any questions. Thank you.

Loretta

**Loretta Peace-Bunch**  
**Program Support Specialist**  
**NC Office of State Budget and Management**  
[loretta.peace.bunch@osbm.nc.gov](mailto:loretta.peace.bunch@osbm.nc.gov)  
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**From:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>  
**Sent:** Thursday, August 14, 2025 1:26 PM  
**To:** Julie B. Eddins <[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)>; Peace-Bunch, Loretta Y <[loretta.peace.bunch@osbm.nc.gov](mailto:loretta.peace.bunch@osbm.nc.gov)>  
**Subject:** Re: Periodic Review 09 NCAC 03

Good afternoon,

The attached periodic review reports have been finalized. The next step is to set a deadline for the readoption of these rules. Pursuant to G.S. 150B-21.3A and 26 NCAC 05 .0212, the RRC sets this deadline after consultation with the agency, and this email serves as the RRC's request for that consultation. Please review 26 NCAC 05 .0212 for the information required to be submitted to the RRC, and the deadlines for doing so.

It appears that the deadline for your agency to provide this information is October 13, 2025. As a starting point, I would recommend a November 1, 2027 readoption deadline, but I am open to considering a different recommendation based on the needs of your agency.

**Seth Ascher**  
Counsel to the North Carolina Rules Review Commission  
Office of Administrative Hearings  
(984) 236-1934

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**From:** Julie B. Eddins <[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)>  
**Sent:** Wednesday, May 21, 2025 3:32 PM  
**To:** Peace-Bunch, Loretta Y <[loretta.peace.bunch@osbm.nc.gov](mailto:loretta.peace.bunch@osbm.nc.gov)>  
**Cc:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>  
**Subject:** Periodic Review 09 NCAC 03

Good afternoon,

The determinations in the attached periodic review reports for 09 NCAC 03 were effective April 30, 2025. Commission Counsel Seth Ascher will reach out to you to discuss setting the readoption date for the rules in the report designated necessary.

The rules designated, as unnecessary expired effective May 1, 2025.

Let me know if you have any questions.

***Julie B. Eddins***

*Publications Coordinator*

*NC Office of Administrative Hearings*

*Phone 984-236-1937 (direct) – **new number effective March 14, 2025***

[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)



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