

Burgos, Alexander N

From: Black, Shanah
Sent: Friday, June 12, 2026 3:14 PM
To: Ascher, Seth M
Cc: Burgos, Alexander N
Subject: Re: Periodic Review - 10A NCAC 13P

Understood, thanks!

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From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Friday, 12 June 2026 14:53:59
To: Black, Shanah <shanah.black@dhhs.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 13P

Shanah,

That's fine.

If you have rules that you need to change for substantive reasons, please do that on the timeline the agency needs. We understand that will come up and RRC will continue to handle it in the ordinary course of business. Those substantive changes can "count" for readoption (as readoptions with amendment) so long as they happen between the adoption of deadline and the deadline.

What we are especially interested in coordinating is large sets of rules that are being submitted just for readoption, when moving the submission a couple of months might not matter to the agency but would substantially smooth our workload.

Seth Ascher

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

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From: Black, Shanah <shanah.black@dhhs.nc.gov>
Sent: Friday, June 12, 2026 2:13 PM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 13P

Hey Seth, I guarantee this will be done sooner than 4 years. The OEMS section has been heavily hit with comments from numerous agencies about amendments, etc. The flooding that happened in Asheville and surrounding areas has prompted a lot of interest in these rules. I can keep you updated on our “true” timeline of that helps...

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From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Friday, 12 June 2026 14:07:14
To: Black, Shanah <shanah.black@dhhs.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 13P

Shanah,

This timeline works and I will propose the May 1, 2030, readoption deadline at the upcoming RRC meeting on Thursday, June 25, 2026, at 10:00 AM.

When we get closer (i.e. in 2030) please reach out to staff attorneys before you submit earlier than May. We are trying to manage spreading out larger rulesets as best we can, but it is difficult to predict what will be going on in 4 years.

Seth Ascher

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

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From: Black, Shanah <shanah.black@dhhs.nc.gov>
Sent: Tuesday, June 9, 2026 1:30 PM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>
Subject: RE: Periodic Review - 10A NCAC 13P

Good afternoon,

Hope you are having a good week. This is the timeline for the readoption of 10A NCAC 13P:

Now– June 2028 – work with advisory committees, working groups of agencies and stakeholders to amend rules, finalize amendments

July 2028 – December 2028 – work with OSBM to complete fiscal note and get it approved

February 2029 – approval by Medical Care Commission to initiate rulemaking

March 2029 – May 2029 – submit rules to OAH to publish in Register, notice to interested parties sent, and 60-day comment period

May 2029 – October 2029 – address public comments, time to republish if necessary

November 2029 – Medical Care Commission approval to send rules to RRC

Jan 2030 – submit rules to RRC

Feb 2030 RRC Meeting

May 1, 2030 eff. date

Thanks

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

Sent: Monday, June 1, 2026 3:37 PM

To: Black, Shanah <shanah.black@dhhs.nc.gov>

Subject: Re: Periodic Review - 10A NCAC 13P

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 July 31, 2026. As a starting point and given the size of this ruleset, I would recommend a May 1, 2030, 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>

Sent: Thursday, April 16, 2026 7:51 AM

To: Black, Shanah <shanah.black@dhhs.nc.gov>

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

Subject: Periodic Review - 10A NCAC 13P

Good afternoon,

The determinations in the attached periodic review report for 10A NCAC 13P were effective April 1, 2026. Commission Counsel Seth Ascher will reach out to you to discuss setting the readoption date.

Please Note: pursuant to 26 NCAC 05 .0212 your agency's 60-day timeline does not begin until you receive communication from a staff attorney.

Let me know if you have any questions.

Julie B. Eddins

Publications Coordinator

NC Office of Administrative Hearings

Phone 984-236-1937 (direct)

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



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