

Burgos, Alexander N

Subject: FW: Periodic Review - 10A NCAC 26E,26F

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Wednesday, June 17, 2026 10:52 AM
To: Baker, Denise <Denise.Baker@dhhs.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 26E,26F

Thank you, Ms. Baker.

I will recommend that the RRC approve our agreed upon readoption deadline of **July 1, 2029** at the RRC meeting on June 25, 2026.

Please let me know if you have any questions.

Thanks,

Travis C. Wiggs
Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

From: Baker, Denise <Denise.Baker@dhhs.nc.gov>
Sent: Wednesday, June 17, 2026 10:44 AM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 26E,26F

Please see below.

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From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Wednesday, June 17, 2026 9:51 AM
To: Baker, Denise <Denise.Baker@dhhs.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 26E,26F

Thank you. Can you add projected timeframes of when each step in the process will be taken by your agency? Please be as specific as possible with dates, but I realize circumstances may change and unforeseeable events may arise.

Travis C. Wiggs

Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

From: Baker, Denise <Denise.Baker@dhhs.nc.gov>
Sent: Wednesday, June 17, 2026 9:47 AM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 26E,26F

Good morning:

Please consider the following in reviewing the proposed readoption date for these rules.

Readoption Date:

I respectfully request that the readoption date for the rules in 10A NCAC Subchapter 26E and 26F be set as July 1, 2029. These rules govern distributors, dispensers, and researchers of controlled substances as well as the scheduling of substances within the State. While the Commission is permitted to adopt these rules without substantive changes, the date proposed will allow time for coordination with leadership and staff of the Division of the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services to ensure alignment federal laws implicated in these procedures.

Rulemaking Priorities

1. Currently, the community mental health, developmental disabilities, and substance abuse service delivery system is in a period of transition as we implement a Tailored Plan approach for the delivery of State-funded services. This will, by necessity, require revisions to the existing rules governing the system's operation. While the Commission is permitted to readopt the rules without substantive changes, its goal is to incorporate any essential changes in a single rulemaking initiative and avoid have to again amend readopted rules within a short period of time.
2. Implementation of the Centers for Medicare and Medicaid Services 1115 Substance Use Disorders Demonstration Waiver which will require additional consultation to ensure compliance with the same. This, too, is expected to require changes that may require further amendment of readopted rules.
3. The Commission anticipates this timeframe, in light of the timeframe allotted for readoption of the rules referenced above, will help facilitate review of federal changes impacting, or necessitating changes to, the rules in Subchapters 26E and 26F.

Readoption plan –

1. Engage staff of the Division of Mental Health, Developmental Disabilities and Substance Abuse Services as these rules directly impact and/or govern their respective areas of work. This is already underway.
2. Identify which rules, if any, could be readopted without substantive changes. August 2026 - August 2027.

3. Identify which rules will require substantive changes in content, scope, and implementation. August 2026 - August 2027
4. Draft rules for reoption. September 2027 - May 2028
5. Consult with the Office of State Budget Management regarding development and its approval of fiscal notes where applicable. September 2027 - May 2028
6. Publication of the Rules to ensure notice to those whose work is impacted by these rules September 2028 - April 2029
7. Final Approval of the Rules by the Commission May 2029
8. Submission to RRC for Review June 2029

The timeframes provided are subject to change based upon the work involved and the review / reoption of other rules subject to the Commission's authority.

Thank you for your consideration of this request. Please let me know if you have questions or if additional information is required.

Denise Baker

W. Denise Baker, M.A., L.P.A., J.D.

Team Leader, Legislative and Regulatory Affairs

Division of MH/DD/SAS

[NC Department of Health and Human Services](#)

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From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Wednesday, June 17, 2026 9:14 AM
To: Baker, Denise <Denise.Baker@dhhs.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 26E,26F

Good morning,

When should I expect to receive the information required to be submitted to the RRC pursuant to 26 NCAC 05 .0212? Once received, I will review the readoption timeline and add it to the agenda for a vote on the July 1, 2029 deadline.

Thanks,

Travis C. Wiggs

Rules Review Commission Counsel

Office of Administrative Hearings

Telephone: 984-236-1929

Email: travis.wiggs@oah.nc.gov

From: Baker, Denise <Denise.Baker@dhhs.nc.gov>
Sent: Wednesday, June 17, 2026 7:49 AM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: Periodic Review - 10A NCAC 26E,26F

Good morning Mr. Wiggs

Yes, we think the July 1, 2029 date is feasible.

Take care,
Denise

W. Denise Baker, M.A., L.P.A., J.D.

Team Leader, Legislative and Regulatory Affairs

Division of MH/DD/SAS

[NC Department of Health and Human Services](#)

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From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>

Sent: Tuesday, June 16, 2026 9:26 AM

To: Baker, Denise <Denise.Baker@dhhs.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: Re: Periodic Review - 10A NCAC 26E,26F

Good morning, Ms. Baker,

Just a reminder that the deadline for the readoption deadline information is tomorrow (June 17). Has your agency decided on one of the deadlines below? Please advise.

Thanks,

Travis C. Wiggs

Rules Review Commission Counsel

Office of Administrative Hearings

Telephone: 984-236-1929

Email: travis.wiggs@oah.nc.gov

From: Baker, Denise <Denise.Baker@dhhs.nc.gov>

Sent: Friday, April 24, 2026 10:48 AM

To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: RE: Periodic Review - 10A NCAC 26E,26F

Hi Travis –

I'll confer with staff and let you know.

Take care.

Denise

W. Denise Baker, M.A., L.P.A., J.D.

Team Leader, Legislative and Regulatory Affairs

Division of MH/DD/SAS

[NC Department of Health and Human Services](#)

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From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>

Sent: Thursday, April 16, 2026 3:20 PM

To: Julie B. Eddins <julie.eddins@oah.nc.gov>; Baker, Denise <Denise.Baker@dhhs.nc.gov>

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: RE: Periodic Review - 10A NCAC 26E,26F

Good afternoon,

The attached periodic review report has been finalized. The next step is to set a deadline for the readoption of the “Necessary” 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.

The deadline for your agency to provide this information is **June 17, 2026**. As a starting point, I’m proposing a few readoption deadlines options for your consideration: **November 1, 2028 or July 1, 2029**. I am open to considering

a different readoption deadline based on the needs of your agency.

Please reply to confirm receipt of this email. Let me know if you have any questions.

Thank you.

Travis C. Wiggs

Rules Review Commission Counsel

Office of Administrative Hearings

Telephone: 984-236-1929

Email: travis.wiggs@oah.nc.gov

From: Julie B. Eddins <julie.eddins@oah.nc.gov>

Sent: Thursday, April 16, 2026 8:29 AM

To: Baker, Denise <Denise.Baker@dhhs.nc.gov>

Cc: Wiggs, Travis C <travis.wiggs@oah.nc.gov>

Subject: Periodic Review - 10A NCAC 26E,26F

Good afternoon,

The determinations in the attached periodic review report for 10A NCAC 26E, 26F were effective April 1, 2026. Commission Counsel Travis Wiggs 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

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