Burgos, Alexander N

From: Ascher, Seth M
Sent: Tuesday, October 27, 2026 4:04 PM
To: Heuser, Kyle
Cc: Starling, Joseph; Bill Thunberg; Sorensen, Nicholas B; Burgos, Alexander N
Subject: RE: 11 NCAC 08 .0500, .0600, .0700, .0800 - Necessary
Attachments: Staff Opinion-Readoption Deadlines October 2026.docx

Kyle,

Thanks for your prompt response on this. I will go ahead and recommend this deadline at the meeting coming up this Thursday, starting at 10:00 AM.

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

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From: Heuser, Kyle <kyle.heuser@ncdoi.gov>
Sent: Tuesday, October 27, 2026 3:56 PM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>
Cc: Starling, Joseph <joseph.starling@ncdoi.gov>; Bill Thunberg <billthunberg@gmail.com>; Sorensen, Nicholas B <nsorensen@ncdoj.gov>
Subject: RE: 11 NCAC 08 .0500, .0600, .0700, .0800 - Necessary

Good afternoon, Seth,

Thank you for reaching out. The Code Officials Qualification Board accepts your recommended readoption deadline of April 1, 2031. Pursuant to 26 NCAC 05 .0212, the Board anticipates the following schedule:

- January – April 2030: Review existing rules, prepare proposed changes, obtain any required fiscal notes, and formally propose rules for readoption.
- April 2030: Publish Notice of Text in the North Carolina Register, send notice to interested parties, and post notice on agency website.
- April – July 2030: Conduct public comment period and public hearing.
- July – October 2030: Review comments and determine whether those comments should result in changes to the rules and if those changes are substantive revisions that warrant republication.
- November 2030: Republish proposed rules, if necessary.
- December 2030–January 2031: Conduct additional public comment period and hearing, if necessary.
- January/February 2031: Board votes to readopt rules and submits them to OAH for review by the RRC by February 20.
- March 2031: RRC reviews readopted rules.

Please let me know if you need anything further.

Thanks,
Kyle

Kyle Heuser
Assistant General Counsel

North Carolina
Office of State Fire Marshal
1202 Mail Service Center
Raleigh, NC 27699-1202
919.647.0100

From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Tuesday, October 20, 2026 6:27 PM
To: svc_OSFM.Rulemaking <OSFM.Rulemaking@ncdoi.gov>
Subject: Re: 11 NCAC 08 .0500, .0600, .0700, .0800 - Necessary

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 December 21, 2026. As a starting point and given the size of this ruleset, I would recommend a April 1, 2031, 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, August 20, 2026 6:51 AM
To: svc_OSFM.Rulemaking <OSFM.Rulemaking@ncdoi.gov>
Cc: Ascher, Seth M <seth.ascher@oah.nc.gov>
Subject: 11 NCAC 08 .0500, .0600, .0700, .0800 - Necessary

Good afternoon,

The determinations in the attached periodic review report for 11 NCAC 08 .0500, .0600, .0700, .0800 were effective June 29, 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

Julie B. Eddins
Publications Coordinator
NC Office of Administrative Hearings
Phone 984-236-1937 (direct)
julie.eddins@oah.nc.gov

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