

Burgos, Alexander N

Subject: FW: [External] Re: Periodic Review - 21 NCAC 07

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Friday, November 7, 2025 11:05 AM
To: Gantt Stephens <stephens@nccemetery.org>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; cutler@nccemetery.org
Subject: RE: [External] Re: Periodic Review - 21 NCAC 07

Good afternoon,

I'm satisfied with the proposed readoption timeline submitted by your agency. The RRC will plan to vote on the agreed readoption deadline of **September 1, 2028** at its next meeting on November 20, 2025 at 10am.

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

Burgos, Alexander N

Subject: FW: [External] Re: Periodic Review - 21 NCAC 07
Attachments: NCCC Rules adoption schedule-2025-11-04.pdf

From: Gantt Stephens <stephens@nccemetery.org>
Sent: Thursday, November 6, 2025 2:10 PM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; cutler@nccemetery.org
Subject: Re: [External] Re: Periodic Review - 21 NCAC 07

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Good afternoon.

Thank you for providing the example.

Please find this information attached.

Gantt



State of North Carolina Cemetery Commission

Josh Stein
Governor

William Gaffney
President, N.C. Cemetery Commission

MEMORANDUM

TO: Mr. Travis Wiggs, Rules Review Commission Counsel

FROM: Gantt Stephens, NCCC Rulemaking Coordinator

SUBJECT: Readoption schedule: 21 NCAC 07

The following is submitted as required to Mr. Travis Wiggs, for rules under the Cemetery Commission, whose periodic review reports were approved by the Rules Review Commission at the August 2025 meeting.

This timeline is a proposed readoption schedule for the above-mentioned rules. The dates noted on the timeline refer to a deadline, and not a specific date, as the meeting dates for the Cemetery Commission for 2027 and 2028 have not yet been established. The timeline is based on previous meeting dates typical of the Cemetery Commission's schedule.

Cemetery Commission: 21 NCAC 07

Completed on or before:

Presentation of rules at NCCC meeting:

October 2027 (4th quarter)

Publication of Notice of Text:

November 2027
*(immediately following initial
approval by Board)*

Public Hearing:

January 2028

Public Comment Period:

November 2027 – March 2028

Cemetery Commission meeting for final adoption:

April 2028

Submission of rules to OAH for RRC consideration:

May 2028

Rules Review Commission review:

No later than August 2028

Earliest Effective Date of Rules:

September 1, 2028

Burgos, Alexander N

From: Wiggs, Travis C
Sent: Friday, October 24, 2025 9:14 AM
To: Gantt Stephens
Cc: Burgos, Alexander N
Subject: RE: [External] Re: Periodic Review - 21 NCAC 07
Attachments: 24 NCAC 02 readoption schedule_Aug 2025.pdf

Good morning,

Please review 26 NCAC 05 .0212 for the information required to be submitted to the RRC. The Rule essentially requires every agency to submit a general timeline of when your agency intends to complete each step in the permanent rulemaking process. Most agencies have done the consultation via email but I'm happy to have a call to discuss further.

There are several factors your agency should consider when setting the readoption deadline. Please be mindful of 26 NCAC 05.0212(c)(2) that requires agencies to file rules with the RRC within 30 days of adoption. Remember to consider whether your agency will need to prepare any fiscal notes as required by G.S. 150B-21.4. Also, please account for whether your agency will want to amend any rules after the public comment period and rulemaking hearing that may constitute a substantial change under 150B-21.2(g).

Please see an attached example timeline and submit the required information to me by 5pm on November 12, 2025 (as requested in the email below). Please let me know if you have any questions or concerns.

Thanks,

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

From: Gantt Stephens <stephens@nccemetery.org>
Sent: Thursday, October 23, 2025 4:34 PM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Subject: [External] Re: Periodic Review - 21 NCAC 07

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Good afternoon.

We would like to proceed with your readoption deadline of 9/1/2028. Does this email suffice? Or, do you need something on a letterhead?

Thank you.

Gantt

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Thursday, September 11, 2025 11:27 AM
To: Gantt Stephens <stephens@nccemetery.org>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: Periodic Review - 21 NCAC 07

Good morning,

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 **November 12, 2025**. As a starting point, I would recommend a readoption deadline of **September 1, 2028**, but I am open to considering a different recommendation 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, September 11, 2025 9:15 AM
To: stephens@nccemetery.org
Cc: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Subject: Periodic Review - 21 NCAC 07

Good afternoon,

The determinations in the attached periodic review reports for 21 NCAC 07 were effective August 27, 2025. Commission Counsel Travis Wiggs 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 September 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



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Burgos, Alexander N

From: Wiggs, Travis C
Sent: Thursday, September 11, 2025 12:08 PM
To: Gantt Stephens
Cc: Burgos, Alexander N; cutler@nccemetery.org
Subject: RE: [External] Re: Periodic Review - 21 NCAC 07

The deadline to provide the consultation information is **November 12, 2025**, pursuant to below:

26 NCAC 05 .0212 READOPTIONS (a) When setting a readoption deadline pursuant to G.S. 150B-21.3A(d)(2), an agency that is not a board or commission shall, within 60 days of receipt of the Commission's consultation request, submit to the Commission: (1) written documentation of the agency's planned timeline for readoption, providing planned dates for all steps required by G.S. 150B-21.2; and (2) written documentation of any of the agency's rulemaking priorities that the agency determines to be relevant to the timeline for readoption. (b) A board or commission shall take the actions specified in Subparagraphs (a)(1) and (a)(2) of this Rule within 60 days of receipt of the Commission's consultation request, or within 10 days after the board or commission's next regularly scheduled meeting after receipt of the Commission's consultation request, whichever comes later. (c) To meet the readoption deadline established pursuant to G.S. 150B-21.3A(d)(2) and Paragraphs (a) or (b) of this Rule, an agency, board, or commission shall: (1) adopt the rule, as defined in G.S. 150B-2(1a), by the date established pursuant to G.S. 150B-21.3A(d)(2) and Paragraph (a) or (b) of this Rule; and (2) file the rule with the Commission within 30 days of adoption

You can obviously submit the information prior to the deadline if you so choose.

Thanks,

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

From: Gantt Stephens <stephens@nccemetery.org>
Sent: Thursday, September 11, 2025 12:02 PM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; cutler@nccemetery.org
Subject: [External] Re: Periodic Review - 21 NCAC 07

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Hello Travis.

Our next quarterly meeting is scheduled for 10/15/2025. Please set 10/22/2025 as our deadline for readoption.

Thank you.

Gantt

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Thursday, September 11, 2025 11:27 AM
To: Gantt Stephens <stephens@nccemetery.org>
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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, September 11, 2025 9:15 AM
To: stephens@nccemetery.org

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

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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



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RRC DETERMINATION
PERIODIC RULE REVIEW
June 26, 2025
APO Review: August 27, 2025
Cemetery Commission
Total: 32

RRC Determination: Necessary

21 NCAC 07A .0101
21 NCAC 07A .0106
21 NCAC 07A .0107
21 NCAC 07B .0101
21 NCAC 07B .0103
21 NCAC 07B .0104
21 NCAC 07B .0105
21 NCAC 07C .0101
21 NCAC 07C .0102
21 NCAC 07C .0103
21 NCAC 07C .0104
21 NCAC 07C .0105
21 NCAC 07C .0201
21 NCAC 07C .0202
21 NCAC 07C .0301
21 NCAC 07C .0303
21 NCAC 07C .0304
21 NCAC 07C .0305
21 NCAC 07C .0306
21 NCAC 07C .0307
21 NCAC 07C .0308
21 NCAC 07D .0101
21 NCAC 07D .0102
21 NCAC 07D .0103
21 NCAC 07D .0104
21 NCAC 07D .0105
21 NCAC 07D .0106
21 NCAC 07D .0107
21 NCAC 07D .0108
21 NCAC 07D .0201
21 NCAC 07D .0202
21 NCAC 07D .0203