


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: NC Building Code Council</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2024 North Carolina Existing Building Code (221213 Item B-5)	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTION</b> <input type="checkbox"/> <b>REPEAL through READOPTION</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> <b>Yes. Cite authority:</b> <input checked="" type="checkbox"/> <b>No</b>	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> <b>Yes. Cite authority:</b> <input checked="" type="checkbox"/> <b>No</b>
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> February 15, 2023 <b>Link to Agency notice:</b> <a href="https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice">https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice</a> <b>Hearing on:</b> March 14, 2023 <b>Adoption by Agency on:</b> June 13, 2023 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input checked="" type="checkbox"/> <b>No</b>	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> <b>This Rule was part of a combined analysis.</b> <input type="checkbox"/> <b>State funds affected</b> <input type="checkbox"/> <b>Local funds affected</b> <input type="checkbox"/> <b>Substantial economic impact (<math>\geq</math>\$1,000,000)</b> <input type="checkbox"/> <b>Approved by OSBM</b> <input checked="" type="checkbox"/> <b>No fiscal note required</b>
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <input type="checkbox"/> <b>Agency</b> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b> <input type="checkbox"/> <b>Court order / cite:</b> <b>Cite Session Law:</b> <input type="checkbox"/> <b>Federal statute / cite:</b> <input checked="" type="checkbox"/> <b>Petition for rule-making</b> <input type="checkbox"/> <b>Federal regulation / cite:</b> <input type="checkbox"/> <b>Other:</b>	
<b>9B. Explain:</b> This amendment is proposed to protect the public by updating the code to current standards of practice.  The delayed effective date of this Rule is January 1, 2025. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rulemaking Coordinator: David Bruce Rittlinger</b> David B. Rittlinger Phone: (919)647-0008 E-Mail: david.rittlinger@ncdoi.gov  Additional agency contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b> Typed Name: David Bruce Rittlinger Title: (Interim) Deputy Commissioner of Engineering & Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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The 2018 North Carolina Existing Building Code is replaced by the 2021 International Existing Building Code by reference citing the application North Carolina General Statutes 150B-21.6. Incorporating material in a rule by reference.

The 2021 International Existing Building Code can be viewed for free at the following link:

<https://codes.iccsafe.org/content/IEBC2021P2>

Errata to the 2021 International Existing Building Code can be viewed for free at the following link:

[https://www.iccsafe.org/wp-content/uploads/errata\\_central/2021-International-Existing-Building-Code-Errata-Complete.pdf](https://www.iccsafe.org/wp-content/uploads/errata_central/2021-International-Existing-Building-Code-Errata-Complete.pdf)

The attached document contains proposed North Carolina amendments to the 2021 edition of the International Existing Building Code (IEBC) for the purpose of establishing the 2024 edition of the North Carolina Existing Building Code (NCEBC).

Underlined text indicates North Carolina proposed amendments to the 2021 International Existing Building Code (IEBC) for the 2024 North Carolina Existing Building Code.

~~Struckthrough~~ text indicates 2021 International Existing Building Code text that is proposed to be removed from the 2024 North Carolina Existing Building Code (NCEBC).

\*Of note, publishing edits to the Cover page, North Carolina Building Code Council members and committees lists, North Carolina Department of Insurance contact information, Preface, Table of Contents and Index are not included as those are publishing edits that do not contain permanent rule content. These publishing edits contain NCBC and NCDOI contact information, instructions on how to use the code, and guidance on where to find information in the code for the public-at-large. Coordination of the correct page numbers tied to the Table of Contents and Index cannot be accurately completed until the first draft of publishing is completed for NCDOI-OSFM Engineering & Codes staff review prior to completion of publishing by the International Code Council. NCDOI-OSFM Engineering & Codes staff will be coordinating the publication of all these publishing edits with the International Code Council once the proposed 2024 North Carolina Existing Building Code is approved.