

Burgos, Alexander N

Subject: FW: adult care rules

From: Black, Shanah <shanah.black@dhhs.nc.gov>
Sent: Tuesday, January 28, 2025 11:00 AM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>; Liebman, Brian R <brian.liebman@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: adult care rules

Thanks for all of your assistance.

The adult care and construction groups want the extension. They would like to proceed with having RRC rule on the Group C rules this week, 10A NCAC 13F .1601 - .1605, and 10A NCAC 13G .1601 - .1605.

They would like to know when you would need the responses to them that you requested yesterday.

Thanks

From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Tuesday, January 28, 2025 10:49 AM
To: Black, Shanah <shanah.black@dhhs.nc.gov>; Liebman, Brian R <brian.liebman@oah.nc.gov>
Subject: Re: adult care rules

Yes, that's fine with me. I will get the 13F rules up shortly.

Seth Ascher

Counsel to the North Carolina Rules Review Commission

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From: Black, Shanah <shanah.black@dhhs.nc.gov>
Sent: Tuesday, January 28, 2025 10:18 AM
To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Ascher, Seth M <seth.ascher@oah.nc.gov>
Subject: RE: adult care rules

No, there would be no interconnectivity with the other rules. Seth, would this be ok with the 13F rules?

Thanks

From: Liebman, Brian R <brian.liebman@oah.nc.gov>
Sent: Tuesday, January 28, 2025 8:40 AM
To: Black, Shanah <shanah.black@dhhs.nc.gov>; Ascher, Seth M <seth.ascher@oah.nc.gov>
Subject: Re: adult care rules

I don't want to speak for Seth, but I don't see a problem with that for my 13G rules. Would there be any interconnectivity issues between the star rating rules and the other rules you would potentially take an extension on?

Brian Liebman

Counsel to the North Carolina Rules Review Commission

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From: Black, Shanah <shanah.black@dhhs.nc.gov>
Sent: Tuesday, January 28, 2025 8:27:20 AM
To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Ascher, Seth M <seth.ascher@oah.nc.gov>
Subject: RE: adult care rules

One more question from the team:

Could we go ahead and send the star rating rules to RRC for approval since there were no issues with those? This would be 13F .1601-.1605 and 13G .1601-.1605.

These rules will require an update of our database system and we need to get these rules approved so our IT team can develop the program and have it ready by the effective date of the rules. This is a time-sensitive project.

Thanks

From: Liebman, Brian R <brian.liebman@oah.nc.gov>
Sent: Tuesday, January 28, 2025 8:16 AM
To: Black, Shanah <shanah.black@dhhs.nc.gov>; Ascher, Seth M <seth.ascher@oah.nc.gov>
Subject: Re: adult care rules

Shanah,

In general, yes, before RRC approves them, you can specify a later effective date for your rules. However, once RRC reviews and approves the effective date, you would need to go through rulemaking again to change it.

Thanks,
Brian

Brian Liebman

Counsel to the North Carolina Rules Review Commission

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From: Black, Shanah <shanah.black@dhhs.nc.gov>
Sent: Tuesday, January 28, 2025 8:02:34 AM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>; Liebman, Brian R <brian.liebman@oah.nc.gov>
Subject: adult care rules

Good morning,

The Adult Care section and the Construction section wanted me to pass this message along. We have a scheduled meeting at 10, but this will effect the outcome.

Thanks,

Thank you for working with us on this extensive rule package and we appreciate your additional feedback. Due to the time constraints, we are considering requesting an extension, but have a question about the effective dates. Would we be able to change the effective date of the rules? This would also include an

amendment to update the reference to the effective date of the rule in rule 13F .1304 Special Care Unit Physical Environment Requirements. Will it be okay to update the dates in this rule?

Shanah Black
Rule-making Coordinator
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