

Burgos, Alexander N

From: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Sent: Monday, December 16, 2024 10:56 AM
To: Ascher, Seth M; McGhee, Dana
Cc: Collins, Ryan; Burgos, Alexander N
Subject: RE: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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I think that's a good idea. I'll attend the meeting in case there are questions.

From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Monday, December 16, 2024 10:46 AM
To: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>; McGhee, Dana <dana.McGhee@oah.nc.gov>
Cc: Ryan Collins <Ryan.Collins@dpi.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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Tom,

I have reviewed these temporary rules and anticipate recommending approval of them as filed at December's meeting. Note that I plan to notify the Commission about the circumstances of the court order, since that grounds for temporary rulemaking is not one they commonly see.

I appreciate you and Ryan keeping me up to date on this so we can handle everything smoothly.

Seth Ascher

Counsel to the North Carolina Rules Review Commission

Office of Administrative Hearings

(984) 236-1934

From: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Sent: Wednesday, December 11, 2024 10:56 AM
To: McGhee, Dana <dana.McGhee@oah.nc.gov>
Cc: Ascher, Seth M <seth.ascher@oah.nc.gov>; Collins, Ryan <Ryan.Collins@dpi.nc.gov>
Subject: RE: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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Dana,

I have attached copies of the proposed temporary rules in Word format. I've also attached the required forms and the court order so that all the submissions will be in one email. Thank you for your assistance.

Tom

From: McGhee, Dana <dana.McGhee@oah.nc.gov>
Sent: Wednesday, December 11, 2024 10:48 AM
To: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Cc: Ascher, Seth M <seth.ascher@oah.nc.gov>; Ryan Collins <Ryan.Collins@dpi.nc.gov>
Subject: RE: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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Hi Tom,

Please submit the 3 rules in Word to complete the filing.

Dana McGhee
Publications Coordinator
Office of Administrative Hearings
984-236-1937
dana.mcghee@oah.nc.gov

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

From: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Sent: Wednesday, December 11, 2024 10:42 AM
To: McGhee, Dana <dana.McGhee@oah.nc.gov>
Cc: Ascher, Seth M <seth.ascher@oah.nc.gov>; Collins, Ryan <Ryan.Collins@dpi.nc.gov>
Subject: FW: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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Dana,

While Ryan is on vacation, I am handling the submission of these proposed temporary rules. Seth brought to my attention the fact that Ryan's submission did not include a completed Form 500 -- TEMPORARY RULE-MAKING FINDINGS OF NEED. I have attached a completed Form 500 for these proposed rules signed by the Chair. Please let me know if you need anything else from the SBE to process these requests.

Tom Ziko

From: Ryan Collins <Ryan.Collins@dpi.nc.gov>
Sent: Wednesday, November 13, 2024 10:43 AM
To: McGhee, Dana <dana.McGhee@oah.nc.gov>; Matthews-Thayer, Cathy <cathy.thayer@oah.nc.gov>; Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Subject: Re: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

Thanks, Dana. Disregard my edit then. Everything looks good.

From: McGhee, Dana <dana.McGhee@oah.nc.gov>
Sent: Wednesday, November 13, 2024 10:41 AM
To: Ryan Collins <Ryan.Collins@dpi.nc.gov>; Matthews-Thayer, Cathy <cathy.thayer@oah.nc.gov>; Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Subject: RE: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

CAUTION: External email. Do not click links or open attachments unless verified. Send all suspicious email as an attachment to [Report Spam](#).

Hi Ryan,

The court order will be attached to the bottom of the notice for posting.

Dana McGhee
Publications Coordinator
Office of Administrative Hearings
984-236-1937
dana.mcghee@oah.nc.gov

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

From: Ryan Collins <Ryan.Collins@dpi.nc.gov>
Sent: Wednesday, November 13, 2024 10:40 AM
To: Matthews-Thayer, Cathy <cathy.thayer@oah.nc.gov>; Ziko, Thomas <Thomas.Ziko@dpi.nc.gov>
Cc: McGhee, Dana <dana.McGhee@oah.nc.gov>
Subject: [External] Re: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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Hi Cathy,

Does OAH intend to publish a copy of the court order with the notice? This is our first time doing a temporary rule based on a court order so I'm not sure what is customary. If the court order will not be posted, you can delete the following sentence from the "Reason for Proposed Action" section:

A copy of the order is included with this form.

Otherwise, everything looks good.

Thank you,

Ryan

Ryan M. Collins, J.D., M.Ed.

Assistant General Counsel

North Carolina State Board of Education

ryan.collins@dpi.nc.gov

984.236.2255 (o)



NORTH CAROLINA
State Board of Education
Department of Public Instruction

From: Matthews-Thayer, Cathy <cathy.thayer@oah.nc.gov>
Sent: Tuesday, November 12, 2024 2:22 PM
To: Ryan Collins <Ryan.Collins@dpi.nc.gov>; Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Cc: McGhee, Dana <dana.McGhee@oah.nc.gov>
Subject: Proposed Temporary Rule Notice 16 NCAC 06E .0201, .0208, .0211

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Good Afternoon,

Please review the attached Proposed Temporary Rule Notice for **16 NCAC 06E .0201, .0208, .0211** and respond with any corrections as soon as possible. OAH has 5 business days from the submission date to publish the Notice on the OAH website.

Note: The rule(s) contained in the attached notice has been formatted by OAH for publication on the OAH website. The Rules Division recommends that you use the attached OAH electronic formatted copy of the

rule(s) for preparing the temporary rule for submission to RRC and entry into the NC Administrative Code. The attached rule(s) may have been revised from your submission to conform to formatting requirements set out in G.S. 150B and 26 NCAC 02C.

Please acknowledge receipt of this email!

Cathy Matthews-Thayer
Editorial Assistant
State of North Carolina
Office of Administrative Hearings
6714 Mail Service Center
Raleigh, NC 27699-6700
984-236-1901 After May 1, 2020

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