

Burgos, Alexander N

From: Ascher, Seth M
Sent: Friday, May 12, 2023 2:42 PM
To: Ziko, Thomas; eric.davis
Cc: Martin, Lou; Burgos, Alexander N; Truitt, Catherine; Pitre-Martin, Maria; Schafer, Allison
Subject: RE: [External] RE: Objection Letter: 16 NCAC 06G .0601

Mr. Ziko,

Thank you. I will inform the RRC at their next meeting.

Seth Ascher

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

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From: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>
Sent: Friday, May 12, 2023 2:37 PM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>; eric.davis <eric.davis@dpi.nc.gov>
Cc: Martin, Lou <lou.martin@dpi.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Truitt, Catherine <Catherine.Truitt@dpi.nc.gov>; Pitre-Martin, Maria <Maria.Pitre-Martin@dpi.nc.gov>; Schafer, Allison <allison.schafer@dpi.nc.gov>
Subject: [External] RE: Objection Letter: 16 NCAC 06G .0601

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Mr. Ascher,

I've attached a letter stating the SBE will not file an additional statement in response to the RRC's decision to deny the request for a waiver of the 210-day-requirement for temporary rules. The RRC can return the temporary rule to the SBE. I file the proposed text for the permanent rule shortly.

Thomas J. Ziko
Legal Specialist
Rules Coordinator
State Board of Education

From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Friday, May 12, 2023 11:29 AM
To: Eric Davis <Eric.Davis@dpi.nc.gov>
Cc: Thomas Ziko <Thomas.Ziko@dpi.nc.gov>; Lou Martin <lou.martin@dpi.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: Objection Letter: 16 NCAC 06G .0601

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Chair Davis,

This matter and objection are still pending before the RRC. Has the Board decided how to respond yet?

Seth Ascher

Counsel to the North Carolina Rules Review Commission
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(984) 236-1934

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From: Ascher, Seth M
Sent: Thursday, April 20, 2023 2:06 PM
To: eric.davis@dpi.nc.gov
Cc: Ziko, Thomas; Martin, Lou; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Objection Letter: 16 NCAC 06G .0601

Chair Davis,

Attached is a letter memorializing the Rules Review Commission's objection to temporary rule 16 NCAC 06G .0601. Note that per G.S. 150B-21.1(b1) and (b2), the rule will remain on RRC's agenda until the Board asks for it to be returned, or until the Board notifies the Commission that the Board does not intend to provide additional findings or submit a new statement of need. It is sufficient to notify the Commission via email to their counsel (me).

Please let me know if you have any questions.

Seth Ascher

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

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