



**APPENDIX C**  
**CODE CHANGE PROPOSAL**  
**NORTH CAROLINA**  
**BUILDING CODE COUNCIL**

**B-4**

1429 Rock Quarry Road, Suite 105  
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 david.rittlinger@ncdoi.gov

Granted by BCC \_\_\_\_\_ Petition for Rule Making Item Number \_\_\_\_\_  
 Denied by BCC \_\_\_\_\_ Adopted by BCC \_\_\_\_\_ Approved by RRC \_\_\_\_\_  
 Disapproved by BCC \_\_\_\_\_ Objection by RRC \_\_\_\_\_

PROPONENT: David B. Rittlinger PHONE: (919) 647-0008  
 REPRESENTING: NC Office of State Fire Marshal: Codes and Interpretations Section  
 ADDRESS: 1429 Rock Quarry Road, Suite 105  
 CITY: Raleigh STATE: NC ZIP: 27610  
 E-MAIL: david.rittlinger@ncdoi.gov FAX: ( \_\_\_\_\_ ) \_\_\_\_\_ - \_\_\_\_\_

2024 NC Administrative Code and Policies: Table 202.5.5 and Appendix C

**CHECK ONE:**  Revise section to read as follows:  Delete section and substitute the following:  
 Add new section to read as follows:  Delete section without substitution:

LINE THROUGH MATERIAL TO BE DELETED                      UNDERLINE MATERIAL TO BE ADDED

Please type. Continue proposal or reason on plain paper attached to this form. See reverse side for instructions.

Table 202.5.5 is edited as follows:

**Table 202.5.5**  
**Typical Timeline Example for Adopted Rules**

Rule Petition Received:	February 1
Standing Committee <del>First</del> Review:	February – <del>March</del> <u>June</u>
Rule Petition Granted for Public <del>Hearing</del> : <u>Hearing (B-items):</u>	March BCC meeting
Notice of Hearing Published:	April NC Register
Hearing <del>Held</del> : <u>Held (C-items):</u>	June BCC public hearing
Standing Committee Final Review:	June – <del>September</del> <u>BCC Standing Committee meeting</u>
Final Rule <del>Adoption</del> : <u>Adoption (D-items):</u>	<del>September</del> <u>June</u> BCC meeting
Rules Review Meeting:	<del>November</del> <u>July or August</u> RRC meeting
Effective:	First day of the month following the month the adopted rule is approved by RRC or a delayed effective date approved by the BCC.

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Appendix C is edited as follows:

Typical Timeline Example for Adopted Rules	
Rule Petition Received:	February 1
Standing Committee <del>First</del> Review	February - <del>March</del> <u>June</u>
Rule Petition Granted for Public <del>Hearing</del> <u>Hearing (B-items)</u> :	March BCC meeting
Notice of Hearing Published:	April NC Register
Hearing <del>Held</del> <u>Held (C-items)</u> :	June BCC public hearing
Standing Committee Final Review	June - <del>September</del> <u>BCC Standing Committee meeting</u>
Final Rule <del>Adoption</del> <u>Adoption (D-items)</u> :	<del>September</del> <u>June</u> BCC meeting
Rules Review Meeting:	<del>November</del> <u>July or August</u> RRC meeting
Effective:	First day of the month following the month the adopted rule is approved by RRC or a delayed effective date approved by the BCC.

Will this proposal change the cost of construction? Decrease  Increase  No   
 Will this proposal increase to the cost of a dwelling by \$80 or more? Yes  No   
 Will this proposal affect the Local or State funds? Local  State  No   
 Will this proposal cause a substantial economic impact ( $\geq$ \$1,000,000)? Yes  No

- Non-Substantial – Provide an economic analysis including benefit/cost estimates.
- Substantial – The economic analysis must also include 2-alternatives, time value of money and risk analysis.
- Pursuant to §143-138(a1)(2) a cost-benefit analysis is required for all proposed amendments to the NC Energy Conservation Code. The Building Code Council shall also require same for the NC Residential Code, Chapter 11.

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**REASON:** NC OSFM Code and Intepretations staff has repeatedly heard from stakeholders in the built environment that the code adoption process takes too much time as it seems that petitions sit for long periods of time between NCBCC meetings without any action on them. This petition aims to make the code adoption process more efficient to meet the demands of all stakeholders by speeding up the code adoption time by 90 days without adding additional NCBCC quarterly meetings.

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BCC CODE CHANGES

Signature: David B. Rittlinger Date: 1/31/24 FORM 11/26/19

## INSTRUCTIONS

**Each proposed Code change request shall comply with the following policies:**

**Rule 1:** The Original and twenty-two (22) copies of the proposed Petition for Rule-Making along with supporting documentation shall be filed with the Building Code Council Secretary. Submit one (1) electronic copy via email.

**Rule 2:** The filing shall be received by the first day of the month prior to the quarterly scheduled meeting date. Example: A December meeting date will require filing by November 1 prior to the meeting.

**Rule 3:** Each request shall be typewritten on this form and shall contain the following:

- (1) The proposed rule change must be set forth in full and contain explicit reference to the affected section or sections of the Code.
- (2) The request shall state the reasons for the proposed rule change with supporting documentation.
- (3) The proposed rule change shall comply with the standards set forth in GS 143-138(c) and reference to the particular standards shall be set forth in the request for the amendment.
- (4) The proposed rule change shall contain an economic impact analysis as required by GS 143-138(a).
- (5) A proposed rule change to the NC Energy Conservation Code shall have an accompanying cost-benefit analysis as required by GS 143-138(a1)(2).

**Rule 4:** When a request is improperly filed or not in accordance with all the rules listed above, the BCC Secretary shall reject the submittal and notify the applicant of the proper procedure to follow.

**Rule 5:** Upon the proper filing of a request, the BCC Secretary shall forward one copy of said request to each council member prior to the scheduled meeting date. Persons filing proposed petitions are hereby notified of the place and time of the scheduled hearings. The BCC Secretary shall cause to be published the notice of public hearing as specified in GS 143-138(a).

**Rule 6:** The Council shall either Grant or Deny the proposed Petition for Rulemaking at the meeting following receipt of the proposed rule change. The Council will take no further action on items that are Denied. Granted items may be referred to Committee for review.

**Rule 7:** The Council will hold a public hearing on Granted items at the next quarterly scheduled meeting. The Council will take final action on Granted items at the next quarterly scheduled meeting after the public hearing.

**Timeline Example**

<b>Petition received:</b>	<b>February 1</b>
<b>Petition Granted:</b>	<b>March BCC meeting</b>
<b>Notice of Hearing published:</b>	<b>April NC Register</b>
<b>Committee review:</b>	<b>May - June</b>
<b>Hearing held:</b>	<b>June BCC meeting</b>
<b>Final Adoption:</b>	<b>September BCC meeting</b>
<b>Rules Review Meeting:</b>	<b>November RRC meeting</b>
<b>Approved:</b>	<b>December 1</b>