

Note from the Codifier: The OAH website includes notices and the text of proposed temporary rules as required by G.S. 150B-21.1(a1). Prior to the agency adopting the temporary rule, the agency must hold a public hearing no less than five days after the rule and notice have been published and must accept comments for at least 15 business days. For questions, you may contact the Office of Administrative Hearings at 919.431.3000 or email oah.postmaster@oah.nc.gov.

TITLE 11 – DEPARTMENT OF INSURANCE

Notice is hereby given in accordance with G.S. 150B-21.1 that the Manufactured Housing Board intends to adopt the rule cited as 11 NCAC 08 .0913.

Codifier of Rules approved this rule as an emergency rule effective April 20, 2020 and received for publication the following notice and proposed temporary rule on April 9, 2020.

Public Hearing:

Date: April 22, 2020

Time: 10:00 a.m.

Location: 877-873-8017, Access Code-3595763

Reason for Proposed Temporary Action: A serious and unforeseen threat to the public health, safety or welfare. On March 10, 2020, the Governor of North Carolina, by issuing Executive Order No. 116, declared a state of emergency to coordinate a response and enact protective measures to help prevent the spread of COVID-19. The COVID-19 is a respiratory disease that can result in serious illness or death. The COVID-19, previously unidentified in humans, spreads easily from person to person. Once an outbreak of the COVID-19 begins, it is difficult to contain. The World Health Organization, the Center for Disease Control and Prevention, and the United States Department of Health and Human Services have declared COVID-19 a public health threat and emergency. On March 12, 2020, the Governor of North Carolina and the NC Department of Health and Human Services recommended high risk persons stay at home, that schools implement plans for distance or e-learning, that employers and employees use teleworking technologies, and that mass gatherings should cancel, postpone, and modify these events or offer online streaming services. On March 14, 2020, the Governor of North Carolina issues Executive Order No. 117 that prohibited mass gatherings, closed schools, and urged social distancing.

Comment Procedures: Comments from the public shall be directed to: Loretta Peace-Bunch, 1201 Mail Service Center, Raleigh, NC 27699. The comment period begins April 21, 2020 and ends May 12, 2020.

CHAPTER 08 - ENGINEERING AND BUILDING CODES DIVISION

SECTION .0900 - MANUFACTURED HOUSING BOARD

11 NCAC 08 .0913 EMERGENCY EXTENSION OF TEMPORARY LICENSE FOR MANUFACTURED HOUSING SALESPERSON

(a) A temporary manufactured housing salesperson's license issued by the Manufactured Housing Board which would otherwise expire pursuant to 11 NCAC 08 .0911(b) after March 1, 2020 shall not expire until 60 days after the Covid-19 "Stay at Home" order is rescinded by the Governor of North Carolina. The applicant shall take the Manufactured Salesperson's License exam in accordance with 11 NCAC 08 .0911(a) at one of the next two test dates scheduled by the North Carolina Manufactured Housing Board after the Covid-19 "Stay at Home" order is rescinded by the Governor of North Carolina.

(b) In the event an applicant who has been affected by the Covid-19 extension fails to take the exam or fails to attain a passing grade of 70 percent of a possible 100 percent at one of the next two scheduled dates after the order has been rescinded, the temporary salesperson's license shall expire.

Authority G.S. 143-143.10(b)(1)(4); 143-143.11.