



The Honorable Jeanette Doran, Chair  
North Carolina Rules Review Commission  
1711 New Hope Church Rd  
Raleigh, North Carolina 27609

August 10, 2021

RE: 2020 NC Electrical Code (201208 Item B-7)

Dear Ms. Doran:

I would like to register my objection to the above-referenced rule adopted by the North Carolina Building Code Council on June 8, 2021, and respectfully request that North Carolina Rules Review Commissions deny approval for the following reasons.

1. The Council lacks the authority to make these revisions and can only do so every six years with respect to **“residential construction, including electrical provisions”**. G.S. 143-138(d) says that “...the Council shall, following the procedure set forth in G.S. 143-136(c), revise the North Carolina State Building Code: Residential Code for One- and Two-Family Dwellings, including provisions applicable to One- and Two-Family Dwellings..., NC Electrical Code,...only every six years, to become effective the first day of January of the following year, with at least six months between adoption and effective date.”
2. According to G.S. 143-138(d) the Council lacks the authority to establish an effective date of October 1, 2021, and it must provide a transition period of at least six months from the date of final approval and the effective date.

3. The required Fiscal Note for the 2020 State Electric Code contains inaccurate information and asserts the fiscal impact of the revisions per dwelling to be less than \$80, when in fact, the impact of these revisions could easily exceed \$1,000 per dwelling for the average home being built in North Carolina. Additionally, I believe the **SUBMISSION FOR PERMANENT RULE** form, signed by Carl Martin, indicating the substantial economic impact to be less than \$1,000,000 to be incorrect and grossly understated.
4. The revision and adoption process did not follow the Council's own guidelines as outlined in the North Carolina Administrative Code and Policies 2018, Section 202.8.2, Ad Hoc Committees.

Sincerely,

A handwritten signature in black ink that reads "Dan Tingen". The signature is written in a cursive, flowing style.

Dan Tingen, Pres.  
Tingen Construction Company, Inc  
License No. 12253