

**G.S. 150B-21.3A Report for 02 NCAC 09B, RULES AND STANDARDS ADOPTED BY REFERENCE**

Agency - Board of Agriculture

Comment Period - July 26, 2024 - September 24, 2024

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
SUBCHAPTER 9B - RULES AND STANDARDS ADOPTED BY REFERENCE		02 NCAC 09B .0116	ADOPTIONS BY REFERENCE	Amended Eff. February 1, 2019	Necessary	Yes If yes, include the citation to the federal law	Code of Federal Regulations, Title 21, Chapter I Section 1.1 - 740	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		02 NCAC 09B .0133	DOCUMENT AVAILABILITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 22,	Necessary	No	n/a	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		02 NCAC 09B .0134	DEFINING ESTABLISHMENT	Eff. May 1, 2018	Necessary	No	n/a	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		02 NCAC 09B .0135	CURRENT GOOD MANUFACTURING PRACTICES FOR RETAIL FOOD ESTABLISHMENTS	Eff. February 1, 2019	Necessary	No	n/a	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt