

07 NCAC 02H .0303 is amended **with changes** as published in 36:14 NCR 1198 as follows:

07 NCAC 02H .0303 APPLICATION

(a) To obtain services from **the Library for the Blind and Physically Handicapped, Accessible Books and Library Services**, users shall submit an application to the Library, 1841 Capital Boulevard, Raleigh, North Carolina 27635.

Applications shall be submitted on a form prepared by the Library and include the user's:

- (1) ~~name, address, and telephone number;~~
- (2) ~~county of residence;~~
- (3) ~~date of birth;~~
- (4) ~~gender; applicant's basic facts, such as applicant name and contact information;~~
- (5)(2)** name, address, and telephone number of a friend or relative; ~~an alternative contact;~~
- (6)(3)** status as an honorably discharged veteran of the **Armed Forces of the United States;** ~~[States military;]~~
- (7)(4)** qualifying ~~disability including:~~
 - (A) ~~blindness;~~
 - (B) ~~visual handicap;~~
 - (C) ~~physical handicap;~~
 - (D) ~~reading disability; or~~
 - (E) ~~deaf and blind;~~ **[disability;] disability, as outlined in 36 CFR 701.6(b)(1);**
- (8)(5)** degree of hearing ~~impairment of either:~~
 - (A) ~~moderate — some difficulty understanding speech; or~~
 - (B) ~~profound — cannot hear or understand speech;~~ ~~impairment, if any;~~ **and**
- (9)(6)** ~~preferred items such as books recorded on digital cartridge with digital player, braille books, large print books, or music;~~
- (10) ~~necessity for special attachments such as headphones, amplifier, breath switch, or remote control;~~
- (11) ~~language preference;~~
- (12) ~~service preference such as:~~
 - (A) ~~requested materials only; or~~
 - (B) ~~materials requested by the Library based upon selected reading preferences;~~
- (13) ~~reading preferences such as Fiction, Non Fiction, Adventure, Aging/Retirement, Animal Stories, Arts, Best Sellers, Biography, Black Literature, Technology/Computers, Classics, Cooking/Homemaking, Current Events, Disabilities, Family Stories, Fantasy, Folklore/Fairy Tales, General Fiction, Health/Medicine, Historical Fiction, History US, History World, Humor, Marriage/Family, Mysteries, Nature, North Carolina, Occult/Horror, Plays, Poetry, Politics/Government, Psychology, Religious Inspiration, Religion (scholarly), Romance, Science, Science Fiction, Sea Stories, Short Stories, Sports, Spy Stories, Business, Travel, War Stories, or Western; and~~

1 ~~(14) — reading restrictions such as strong language, violence, or explicit descriptions of sex language,~~
2 reading and service delivery method preferences.

3 (b) Applications shall be certified by ~~a competent authority~~an individual authorized under 36 CFR 701.6 to certify
4 an applicant's eligibility pursuant to 07 NCAC 02H .0302 and shall include the ~~competent authority's~~certifying
5 individual's name, address and telephone number, title and occupation, and an original signature. ~~A competent~~
6 authority shall be defined as provided in 36 CFR 701.6(b)(2), which is incorporated by reference, including
7 subsequent amendments and editions, and available for free at ~~https://www.ecfr.gov/cgi-~~
8 ~~bin/textidx?SID=56ff245ec016601b46b55f2331b4b7ee&mc=true&node=se36.3.701_16&rgn=div8.~~~~https://www.ecfr-~~
9 ~~gov/cgi_bin/text_idx?SID=56ff245ec016601b46b55f2331b4b7_ee&mc=true&node=se36.3.701_16&rgn=div8.~~ A
10 ~~competent authority~~The certifying individual shall not be ~~relatives~~a relative of the applicant, even if otherwise
11 qualified.

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13 *History Note: Authority G.S. 125-2;*
14 *Eff. April 1, 2011;*
15 *Readopted Eff. February 1, 2018, 2018;*
16 *Amended Eff. June 1, 2022.*

1 07 NCAC 02H .0305 is amended with changes as published in 36:14 NCR 1198 as follows:

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3 **07 NCAC 02H .0305 CIRCULATION**

4 (a) The Library shall provide materials and playback equipment to users in accordance with the Library of
5 Congress' NLS Network Library Manual hereby incorporated by reference, including subsequent amendments and
6 editions, and accessible to users free of charge at [https://statelibrary.ncdcr.gov/blind-print-disabled/apply-](https://statelibrary.ncdcr.gov/blind-print-disabled/apply-services/loan-policies-and-handbook#nls-administrative-procedures)
7 [services/loan-policies-and-handbook#nls-administrative-procedures](https://statelibrary.ncdcr.gov/blind-print-disabled/apply-services/loan-policies-and-handbook#nls-administrative-procedures).

8 (b) ~~The following violations by any Library user shall~~[may] ~~result in the suspension of Library services: The~~
9 Director of Accessible Books and Library Services may suspend a user's Library services for one or more violations
10 of the following:

11 (1) failure to return materials within the borrowing period. The borrowing period for materials are as
12 follows:

13 (A) six weeks for books;

14 (B) two weeks for magazines; and

15 (C) three weeks for DVD and VHS tapes;

16 (2) damage to equipment or materials;

17 (3) unauthorized use of materials or equipment, such as loaning materials or equipment to an
18 ineligible person or modification of items owned by the Library; or

19 (4) exhibiting verbal or physical behavior toward Library staff that is abusive, offensive, or
20 ~~threatening, as determined by the Director of the Accessible Books and Library~~
21 ~~Services.~~threatening.

22 (c) ~~The period of suspension shall not exceed six months as determined by the Director of the Accessible Books and~~
23 ~~Library Services. The Director of Accessible Books and Library Services shall determine the period of suspension~~
24 ~~not to exceed six months.~~ In ~~setting the period of determining whether a violation shall result in~~ suspension, the
25 Director shall consider the violation, the extent of harm to the Library's property, and any violations previously
26 committed by the user. The Director shall send a letter of suspension to the user via U.S. Mail. The letter shall
27 specify the violation and the period of suspension. Upon expiration of the suspension period, the user may contact
28 the Library for resumption of services.

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30 *History Note: Authority G.S. 125-2;*

31 *Eff. May 1, 2011;*

32 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22,*
33 *2017;*

34 *Amended Eff. June 1, 2022; January 1, 2022; February 1, 2018.*

1 07 NCAC 02H .0306 is amended with changes as published in 36:14 NCR 1198 as follows:

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3 **07 NCAC 02H .0306 REPRODUCTION SERVICE**

4 The Library ~~shall~~may reproduce materials in Braille or audio recording ~~materials requested by at the request of~~
5 Library patrons for their personal use ~~as approved by the Regional Librarian [Director] based on staff availability and~~
6 ~~consideration of higher priority work. [availability.]~~use. Provision of this service is contingent upon staff availability,
7 as determined by the Director of Accessible Books and Library Services.

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9 *History Note: Authority G.S. 125-2; ~~143B-10;~~*

10 *Eff. April 1, 2011;*

11 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22,*

12 *~~2017-2017;~~*

13 *Amended Eff. June 1, 2022.*

1 07 NCAC 02H .0307 is repealed as published in 36:14 NCR 1198 as follows:

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3 **07 NCAC 02H .0307 VOLUNTEERS**

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5 *History Note: Authority G.S. 125-2; 143B-10;*

6 *Eff. April 1, 2011;*

7 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22,*

8 *2017-2017;*

9 *Repealed Eff. June 1, 2022.*