

G.S. 150B-21.3A Report for 10A NCAC 06P,06R, 06S, 06T, 06U, 06V, 06W, 06X - AGING: PROGRAM OPERATIONS

Agency - Social Services Commission

Comment Period - October 15, 2024 - December 16, 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)] |
|--|---|--------------------|---|---|--|---|--|--|--|
| SUBCHAPTER 06P – ADMINISTRATION OF ADULT DAY CARE SERVICES | SECTION .0100 – SERVICE DESCRIPTION: DEFINITION OF TERMS | 10A NCAC 06P .0101 | DEFINITION OF TERMS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | No | | No | Necessary |
| | SECTION .0200 - CLIENT ELIGIBILITY: FEES AND CHARGES | 10A NCAC 06P .0201 | LIMITATIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4) | No | Necessary |
| | SECTION .0300 - PAYMENT METHODS FOR DAY CARE | 10A NCAC 06P .0301 | GENERAL POLICY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4) | No | Necessary |
| | SECTION .0400 - ROLE RESPONSIBILITIES IN PROGRAM | 10A NCAC 06P .0401 | STATE DIVISION OF AGING AND ADULT SERVICES RESPONSIBILITIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4) | No | Necessary |
| | | 10A NCAC 06P .0402 | COUNTY DEPARTMENT OF SOCIAL SERVICES RESPONSIBILITY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4) | No | Necessary |
| | SECTION .0500 – PROGRAM CERTIFICATION | 10A NCAC 06P .0501 | DAY CARE PROGRAMS SERVING MORE THAN ONE COUNTY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4) | No | Necessary |
| | | 10A NCAC 06P .0502 | THE DSS-OPERATED ADULT DAY CARE CENTER | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4) | No | Necessary |
| SUBCHAPTER 06R - ADULT DAY CARE STANDARDS FOR CERTIFICATION | SECTION .0100 - INTRODUCTION | 10A NCAC 06R .0101 | CERTIFICATION REQUIREMENT | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 45 CFR 96.74 (a)(5); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0102 | CORRECTIVE ACTION | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3026 (a)(13)(E) | No | Necessary |
| | SECTION .0200 - DEFINITION OF TERMS | 10A NCAC 06R .0201 | DEFINITIONS | Readopted Eff. September 1, 2019 | Necessary | No | | No | Necessary |
| | SECTION .0300 - ADMINISTRATION | 10A NCAC 06R .0301 | GOVERNING BODY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0302 | PROGRAM GOALS | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |

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|------------|--|--------------------|--|---|--|---|---|--|--|
| | | 10A NCAC 06R .0303 | AGREEMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0304 | INSURANCE | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0305 | PERSONNEL: CENTERS: HOMES WITH OPERATOR AND STAFF | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0306 | PERSONNEL: DAY CARE HOMES: ONLY STAFF PERSON IS OPERATOR | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0307 | PERSONNEL: VOLUNTEERS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | SECTION .0400 - THE FACILITY | 10A NCAC 06R .0401 | GENERAL REQUIREMENTS | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0402 | BUILDING CONSTRUCTION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0403 | EQUIPMENT AND FURNISHINGS | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | SECTION .0500 - PROGRAM OPERATION | 10A NCAC 06R .0501 | PLANNING PROGRAM ACTIVITIES | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 1397e(a); 42 USC 3001 (4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0502 | NUTRITION | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 1397c; 42 USC 3001 (4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0503 | TRANSPORTATION | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2),(4); 42 USC 1397c; 42 USC 3001 (4); 45 CFR 1321.3 | No | Necessary |

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|------------|--|--------------------|--|---|--|---|--|--|--|
| | | 10A NCAC 06R .0504 | EMERGENCIES AND FIRST AID | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0505 | MEDICATIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0506 | HOURS AND DAYS OF OPERATION | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0507 | AVAILABILITY AND ACCESSIBILITY OF PROGRAM POLICIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0508 | RECORDS | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 1397c; 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0509 | PROGRAM EVALUATION | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0510 | DAY CARE PROGRAMS IN MULTI-USE FACILITIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | SECTION .0600 – CERTIFICATION PROCEDURE | 10A NCAC 06R .0601 | PROCEDURE | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 1397c; 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0602 | CHANGES IN PERSONNEL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | SECTION .0700 - CONSTRUCTION REQUIREMENTS FOR DAY CARE HOME | 10A NCAC 06R .0701 | RESIDENTIAL BUILDING CODE REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0702 | FIRE AND SAFETY REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0703 | OTHER | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |

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|------------|--|--------------------|--------------------------------------|---|--|---|--|--|--|
| | SECTION .0800 - CERTIFICATION INFORMATION | 10A NCAC 06R .0801 | THE CERTIFICATE | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0802 | PROVISIONAL CERTIFICATE | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 45 CFR 96.17; 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0803 | TERMINATION OF CERTIFICATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 45 CFR 96.17; 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0804 | DENIAL OR REVOCATION OF CERTIFICATE | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 45 CFR 96.17; 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0805 | PENALTY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 45 CFR 96.17; 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0806 | PROCEDURE FOR APPEAL | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | SECTION .0900 - SPECIAL CARE FOR PERSONS WITH ALZHEIMER'S DISEASE OR OTHER DEMENTIAS, MENTAL HEALTH DISABILITIES OR OTHER SPECIAL NEEDS DISEASES OR CONDITIONS IN ADULT DAY CARE CENTERS | 10A NCAC 06R .0901 | DISCLOSURE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0902 | POLICIES AND PROCEDURES | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0903 | THE FACILITY – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |

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|--|--|--------------------|--|---|--|---|--|--|--|
| | | 10A NCAC 06R .0904 | ENROLLMENT – SPECIAL CARE SERVICES | Readopted Eff. September 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0905 | INDIVIDUAL SERVICE PLANS – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0906 | PROGRAM PLAN – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0907 | STAFF ORIENTATION AND TRAINING – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06R .0908 | REQUIREMENTS FOR SPECIAL CARE SERVICES UNIT | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| SUBCHAPTER 06S – ADULT DAY HEALTH STANDARDS FOR CERTIFICATION | SECTION .0100 - INTRODUCTION AND DEFINITIONS | 10A NCAC 06S .0101 | INTRODUCTORY STATEMENT | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0102 | DEFINITIONS | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | SECTION .0200 - ADMINISTRATION | 10A NCAC 06S .0201 | ADMINISTRATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0202 | PROGRAM GOALS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0203 | STAFFING PATTERN | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0204 | STAFF REQUIREMENTS | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | SECTION .0300 - FACILITY REQUIREMENTS FOR CENTERS AND | 10A NCAC 06S .0301 | REQUIREMENTS | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0302 | CONSTRUCTION REQUIREMENTS FOR DAY HEALTH HOMES | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |

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|------------|--|--------------------|--|---|--|---|-----------------------------|--|--|
| | SECTION .0400 - PROGRAM OPERATION | 10A NCAC 06S .0401 | PROGRAM OPERATION REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0402 | ADDITIONAL ENROLLMENT AND PARTICIPATION REQUIREMENTS | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0403 | HEALTH AND PERSONAL CARE SERVICES | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0404 | TRANSPORTATION | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0405 | EMERGENCIES AND FIRST AID | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | SECTION .0500 - CERTIFICATION INFORMATION | 10A NCAC 06S .0501 | PROCEDURE | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0502 | CHANGES IN PERSONNEL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0503 | THE CERTIFICATE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0504 | PROVISIONAL CERTIFICATE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0505 | TERMINATION OF CERTIFICATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0506 | DENIAL OR REVOCATION OF CERTIFICATE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0507 | PENALTY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0508 | PROCEDURE FOR APPEAL | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0509 | CORRECTIVE ACTION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |

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|--|---|--------------------|--|---|--|---|--|--|--|
| | SECTION .0600 - SPECIAL CARE FOR PERSONS WITH ALZHEIMER'S DISEASE OR RELATED DISORDERS, MENTAL HEALTH DISABILITIES, OR OTHER SPECIAL NEEDS DISEASES OR CONDITIONS IN ADULT DAY CARE CENTERS | 10A NCAC 06S .0601 | DISCLOSURE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0602 | THE FACILITY – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0603 | ENROLLMENT – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0604 | INDIVIDUAL SERVICE PLANS – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0605 | PROGRAM PLAN – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0606 | STAFF ORIENTATION AND TRAINING – SPECIAL CARE SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| | | 10A NCAC 06S .0607 | REQUIREMENTS FOR SPECIAL CARE SERVICES UNIT | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 3032c | No | Necessary |
| SUBCHAPTER 06T – STATE ADULT DAY CARE FUNDING | SECTION .0200 - STATE ADULT DAY CARE FUND | 10A NCAC 06T .0201 | NATURE AND PURPOSE OF STATE ADULT DAY CARE FUND | Readopted Eff. November 1, 2019 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06T .0202 | DEFINITION OF SERVICE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |

G.S. 150B-21.3A Report for 10A NCAC 06P,06R, 06S, 06T, 06U, 06V, 06W, 06X - AGING: PROGRAM OPERATIONS

Agency - Social Services Commission

Comment Period - October 15, 2024 - December 16, 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)] |
|--|--|--------------------|---|---|--|---|---|--|--|
| | | 10A NCAC 06T .0203 | ELIGIBILITY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06T .0204 | COST-SHARING | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06T .0205 | PROGRAM POLICIES AND STANDARDS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| | | 10A NCAC 06T .0206 | ALLOCATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397(2)(4); 42 USC 3001(4); 45 CFR 1321.3 | No | Necessary |
| SUBCHAPTER 06U – STATE IN-HOME SERVICES FUND | SECTION .0100 – STATE IN-HOME SERVICES FUND | 10A NCAC 06U .0101 | NATURE AND PURPOSE OF STATE IN-HOME SERVICES FUND | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2),(4) | No | Necessary |
| | | 10A NCAC 06U .0102 | DEFINITIONS OF SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2),(4) | No | Necessary |
| | | 10A NCAC 06U .0103 | ELIGIBILITY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2),(4) | No | Necessary |
| | | 10A NCAC 06U .0104 | COST-SHARING | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | No | 42 USC 1397 (2),(4) | No | Necessary |
| | | 10A NCAC 06U .0105 | PROGRAM POLICIES AND STANDARDS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2),(4) | No | Necessary |
| | | 10A NCAC 06U .0106 | ALLOCATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | No | 42 USC 1397 (2),(4) | No | Necessary |
| SUBCHAPTER 06V – STATE IN-HOME SERVICES FUND: PREPARATION AND DELIVERY OF MEALS | SECTION .0100 – SERVICE DESCRIPTION | 10A NCAC 06V .0101 | REIMBURSABLE COST ITEMS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2) | No | Necessary |

G.S. 150B-21.3A Report for 10A NCAC 06P,06R, 06S, 06T, 06U, 06V, 06W, 06X - AGING: PROGRAM OPERATIONS

Agency - Social Services Commission

Comment Period - October 15, 2024 - December 16, 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)] |
|---|--|--------------------|-------------------------------------|---|--|---|-----------------------------|--|--|
| | SECTION .0200 - DEFINITIONS | 10A NCAC 06V .0201 | DEFINITIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2) | No | Necessary |
| | SECTION .0300 - METHODS OF SERVICE PROVISION | 10A NCAC 06V .0301 | GENERAL POLICY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2) | No | Necessary |
| | SECTION .0400 - MAXIMUM PURCHASE AND DELIVERY RATES: | 10A NCAC 06V .0401 | MAXIMUM PURCHASE AND DELIVERY RATES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2) | No | Necessary |
| | SECTION .0500 - ADDITIONAL REQUIREMENTS | 10A NCAC 06V .0501 | HEALTH AND SAFETY REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2) | No | Necessary |
| | | 10A NCAC 06V .0502 | PROFESSIONAL CONSULTATION REQUIRED | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (2) | No | Necessary |
| SUBCHAPTER 06W – STATE IN-HOME SERVICES FUND: HOUSING AND HOME IMPROVEMENT SERVICES | SECTION .0100 – PROGRAM REQUIREMENTS | 10A NCAC 06W .0104 | NATURE AND PURPOSE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06W .0105 | DEFINITIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06W .0106 | SERVICE POPULATIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06W .0107 | APPLICATION FOR SERVICES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06W .0108 | SERVICE PROVIDER RESPONSIBILITIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06W .0109 | PROHIBITED ACTIVITIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |

G.S. 150B-21.3A Report for 10A NCAC 06P,06R, 06S, 06T, 06U, 06V, 06W, 06X - AGING: PROGRAM OPERATIONS

Agency - Social Services Commission

Comment Period - October 15, 2024 - December 16, 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)] |
|--|---|--------------------|--|---|--|---|-----------------------------|--|--|
| | | 10A NCAC 06W .0110 | REQUEST FOR WAIVER | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| SUBCHAPTER 06X – STATE IN-HOME SERVICES FUND: IN-HOME AIDE SERVICES | SECTION .0100 - COORDINATION | 10A NCAC 06X .0101 | IN-HOME AIDE SERVICES FOR OLDER ADULTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | SECTION .0200 - PROGRAM REQUIREMENTS | 10A NCAC 06X .0201 | IN-HOME AIDE SERVICES: ADULTS, CHILDREN AND THEIR FAMILIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0202 | DEFINITIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0203 | DESCRIPTION OF IN-HOME AIDE SERVICE LEVELS FOR ADULTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0204 | DESCRIPTION OF IN-HOME AIDE LEVELS FOR CHILDREN/FAMILIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0205 | SERVICE DELIVERY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0206 | ASSESSMENT AND REASSESSMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0207 | IN-HOME AIDE SERVICE PLAN | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0208 | COMPETENCY REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0209 | TIME FRAMES FOR COMPLETING COMPETENCY REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |

G.S. 150B-21.3A Report for 10A NCAC 06P,06R, 06S, 06T, 06U, 06V, 06W, 06X - AGING: PROGRAM OPERATIONS

Agency - Social Services Commission

Comment Period - October 15, 2024 - December 16, 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)] |
|------------|--------------|--------------------|--------------------------------|---|--|---|-----------------------------|--|--|
| | | 10A NCAC 06X .0210 | AIDE SUPERVISION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0211 | SELECTION OF AIDES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0212 | CLIENT RECORDS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0213 | QUALITY ASSURANCE REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |
| | | 10A NCAC 06X .0214 | METHODS OF SERVICE PROVISION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016 | Necessary | Yes If yes, include the citation to the federal law | 42 USC 1397 (4) | No | Necessary |