Agency - Medical Care Commission
Comment Period - February 14, 2025 - April 15, 2025

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 13C – LICENSING OF AMBULATORY SURGICAL EACILITIES	SECTION .0100 – GENERAL	10A NCAC 13C .0103	DEFINITIONS	Pursuant to G.S. 1508-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR §416.2 Subpart A	No	Necessary
	SECTION .0200 - LICENSING PROCEDURES	10A NCAC 13C .0201	APPLICATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR §416.2 Subpart A	No	Necessary
		10A NCAC 13C .0202	REQUIREMENTS FOR ISSUANCE OF LICENSE	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR §416.2 Subpart A	No	Necessary
		10A NCAC 13C .0203	SUSPENSION OR REVOCATION: AMBULATOR' SURGICAL FACILITY	Amended Eff. January 1, 2021	Necessary	No		No	Necessary
		10A NCAC 13C .0204	TYPE OF FACILITY DEEMED TO BE LICENSED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		No	Necessary
		10A NCAC 13C .0205	ITEMIZED CHARGES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.50	No	Necessary
		10A NCAC 13C .0206	REPORTING REQUIREMENTS	Amended Eff. January 31, 2017	Necessary	No		No	Necessary
	SECTION .0300 – GOVERNING AUTHORITY MANAGEMENT	10A NCAC 13C .0301	GOVERNING AUTHORITY	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41	No	Necessary
	WAIVAGEWENT	10A NCAC 13C .0302	CHIEF EXECUTIVE OFFICER OR ADMINISTRATOR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41	No	Necessary
		10A NCAC 13C .0303	ADMINISTRATIVE RECORDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41	No	Necessary
		10A NCAC 13C .0304	SURGICAL PROCEDURES PERFORMED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41	No	Necessary
		10A NCAC 13C .0305	PERSONNEL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41	No	Necessary
		10A NCAC 13C .0306	QUALITY ASSURANCE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41 42 CFR Part §416.43	No	Necessary

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	SECTION .0400 - MEDICAL AND SURGICAL SERVICES	10A NCAC 13C .0401	MEDICAL SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.42 42 CFR Part §416.45 42 CFR Part §416.52	No	Necessary
		10A NCAC 13C .0402	SURGICAL SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.42 CFR Part §416.45	No No	Necessary
		10A NCAC 13C .0403	EMERGENCY CASES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41(b)	No	Necessary
	SECTION .0500 - ANESTHESIA SERVICES	10A NCAC 13C .0501	PROVIDING ANESTHESIA SERVICES	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.41 42 CFR Part §416.42	No	Necessary
		10A NCAC 13C .0502	EQUIPMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.42 42 CFR Part §416.51	No	Necessary
		10A NCAC 13C .0503	POST ANESTHESIA NOTE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.42	No	Necessary
		10A NCAC 13C .0504	REQUIREMENT OF PERSON TRAINED IN CPR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.44(d)	No	Necessary
	SECTION .0600 - PATHOLOGY SERVICES	10A NCAC 13C .0601	PROVISION FOR LABORATORY TESTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.49	No	Necessary
		10A NCAC 13C .0602	DISPOSAL OF WASTE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.44 42 CFR Part §416.51	No	Necessary
	SECTION .0700 - RADIOLOGY SERVICES	10A NCAC 13C .0701	PROVISION FOR RADIOLOGY SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.49 42 42 CFR Part §482.26(b)	No	Necessary
		10A NCAC 13C .0702	REGULATIONS FOR PERFORMED SERVICES	Amended Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.49	No	Necessary
	SECTION .0800 - PHARMACEUTICAL SERVICES	10A NCAC 13C .0801	DRUG DISPENSING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.48	No	Necessary
		10A NCAC 13C .0802	REGULATIONS FOR DISPENSING	Amended Eff. September 1, 2019	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.48	No	Necessary

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out on up to:		Traile Citation	naic name	on the Rule	21.3A(c)(1)a]	[150B-21.3A(d1)]		21.3A(c)(1)]	21.3A(c)(1)]
	SECTION .0900 -	10A NCAC 13C .0901	NURSING ADMINISTRATION			Yes			
	NURSING SERVICES			is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.46	No	Necessary
				public interest Eff. December 23, 2017		federal law			
		10A NCAC 13C .0902	NURSING PERSONNEL	Readopted Eff. January 1, 2021		Yes			
					Necessary	If yes, include the citation to the	42 CFR Part §416.46	No	Necessary
					,	federal law			,
	SECTION .1000 -	10A NCAC 13C .1001	MEDICAL RECORD SYSTEM	Pursuant to G.S. 150B-21.3A, rule		Yes			
	MEDICAL RECORDS			is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.47	No	Necessary
	SERVICES			public interest Eff. December 23,	recessary	federal law	42 CINT dit 3410.47	140	Necessary
		404 1104 0 400 4000		2017		lederariaw			
		10A NCAC 13C .1002	INDIVIDUAL PATIENT	Pursuant to G.S. 150B-21.3A, rule		Yes			
			RECORDS	is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.47	No	Necessary
				public interest Eff. December 23, 2017		federal law			
	SECTION .1100 -	10A NCAC 13C .1101	OPERATING SUITE	Pursuant to G.S. 150B-21.3A, rule		Yes			
	SURGICAL			is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.44	No	Nococcary
	FACILITIES AND			public interest Eff. December 23,	Necessary	* *	42 CFN Part 9410.44	NO	Necessary
	EOUIPMENT			2017		federal law			
		10A NCAC 13C .1102	CARE OF OPERATING SUITE	·		Yes	42 CFR Part §416.44		
				is necessary without substantive	Necessary	If yes, include the citation to the		No	Necessary
				public interest Eff. December 23, 2017		federal law	42 CFR Part §416.51		
	SECTION .1200 -	10A NCAC 13C .1201	GENERAL	Pursuant to G.S. 150B-21.3A, rule		Yes			
	FUNCTIONAL			is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.41	No	Necessary
	SAFETY			public interest Eff. December 23,	Necessary	federal law	42 CFR Part §416.44	NO	Necessary
				2017		lederariaw			
		10A NCAC 13C .1202	PREVENTIVE MAINTENANCI	Pursuant to G.S. 150B-21.3A, rule		Yes	42 CFR Part §416.43		
				is necessary without substantive	Necessary	If yes, include the citation to the	=	No	Necessary
				public interest Eff. December 23, 2017		federal law	42 CFR Part §416.44		
	SECTION .1300 -	10A NCAC 13C .1301	GENERAL	Pursuant to G.S. 150B-21.3A, rule		Yes			
	CONTROL AND			is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.43	No	Necessary
	SANITATION			public interest Eff. December 23,	Necessary		42 CFR Part §416.51	NO	Necessary
				2017		federal law			
		10A NCAC 13C .1302	STERILIZATION PROCEDURE	S Pursuant to G.S. 150B-21.3A, rule		Yes	42 CFR Part §416.44		
				is necessary without substantive	Necessary	If yes, include the citation to the	42 CFR Part §416.51	No	Necessary
				public interest Eff. December 23, 2017		federal law	42 CFR Part 9416.51		
		10A NCAC 13C .1303	HOUSEKEEPING	Pursuant to G.S. 150B-21.3A, rule		Yes			
				is necessary without substantive	Noncesani		42 CFR Part §416.44	No	Negessam
				public interest Eff. December 23,	Necessary	If yes, include the citation to the	42 CFR Part §416.51	NO	Necessary
				2017		federal law			
		10A NCAC 13C .1304	LINEN AND LAUNDRY	Pursuant to G.S. 150B-21.3A, rule		Yes	42 CFR Part §416.44		
				is necessary without substantive	Necessary	If yes, include the citation to the		No	Necessary
				public interest Eff. December 23, 2017		federal law	42 CFR Part §416.51		
		10A NCAC 13C .1305	SANITATION	2017 Pursuant to G.S. 150B-21.3A, rule		Voc			
				is necessary without substantive	Nanaan.	Yes	42 CFR Part §416.44	NI-	Naccons
				public interest Eff. December 23,	Necessary	If yes, include the citation to the	42 CFR Part §416.51	No	Necessary
				2017		federal law			

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	SECTION .1400 - PHYSICAL PLANT CONSTRUCTION	10A NCAC 13C .1401	DEFINITIONS	Amended Eff. January 1, 2020	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.44	No	Necessary
		10A NCAC 13C .1402	LIST OF REFERENCED GUIDELINES, CODES, STANDARDS, AND REGULATION	Amended Eff. January 1, 2020	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.44	No	Necessary
		10A NCAC 13C .1403		Amended Eff. January 1, 2020	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.44	No	Necessary
		10A NCAC 13C .1404	EQUIVALENCY AND CONFLICTS WITH REQUIREMENTS	Readopted Eff. January 1, 2020	Necessary	Yes If yes, include the citation to the federal law	42 CFR Part §416.40 42 CFR Part §416.44	No	Necessary
		10A NCAC 13C .1411	ACCESS AND SAFETY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		No	Necessary