

G.S. 150B-21.3A Report for 10A NCAC 13K, HOSPICE LICENSING RULES

Agency - Medical Care Commission

Comment Period - February 14, 2025 - April 15, 2025

Date Submitted to APO - October 31, 2025

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(d)]	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 13K – HOSPICE LICENSING RULES	SECTION .0100 – GENERAL INFORMATION	10A NCAC 13K .0102	DEFINITIONS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.3	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - LICENSE	10A NCAC 13K .0201	LICENSE REQUIRED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.116	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0202	APPLICATION FOR AND ISSUANCE OF A LICENSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0206	ADVERSE ACTION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0208	INSPECTIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0209	MULTIPLE PREMISES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.116	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0210	COMPLIANCE WITH LAWS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.116	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 - ADMINISTRATION	10A NCAC 13K .0301	AGENCY MANAGEMENT AND SUPERVISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.100	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0303	ADMINISTRATIVE FINANCIAL AND STATISTICAL RECORDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 - PERSONNEL	10A NCAC 13K .0401	PERSONNEL	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.60	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0402	INSERVICE EDUCATION AND TRAINING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.112	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - SCOPE OF SERVICES	10A NCAC 13K .0501	SERVICE REQUIREMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.70	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0504	HOME MEDICAL EQUIPMENT AND SUPPLIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.106	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0505	SERVICES ARRANGED WITH OTHER AGENCIES AND INDIVIDUALS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.108	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 - PATIENT/FAMILY CARE	10A NCAC 13K .0601	ACCEPTANCE OF PATIENTS FOR HOSPICE SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.56	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0604	PATIENT'S RIGHTS AND RESPONSIBILITIES	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.52	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0605	HOME CARE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0700 - PATIENT/FAMILY CARE PLAN	10A NCAC 13K .0701	CARE PLAN	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.56	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .0800 - PHARMACEUTICAL AND MEDICAL TREATMENT ORDERS AND ADMINISTRATION	10A NCAC 13K .0801	PHARMACEUTICAL AND MEDICAL TREATMENT ORDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.106	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	

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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
		10A NCAC 13K .0802	ADMINISTRATION OF PHARMACEUTICALS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.106	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0900 - MEDICAL RECORDS	10A NCAC 13K .0901	CONTENT OF MEDICAL RECORD	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.104	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .0902	RECORD CONTENT, HANDLING AND RETENTION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.104	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1000 - EVALUATION	10A NCAC 13K .1001	EVALUATION REQUIRED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.10	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1100 - HOSPICE RESIDENTIAL CARE	10A NCAC 13K .1101	ADMINISTRATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1102	HOSPICE RESIDENCE STAFFING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1103	PHARMACEUTICAL SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1104	DIETARY SERVICES	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1105	HOSPICE VISITATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1106	INFECTION CONTROL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.56	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1107	HOUSEKEEPING AND LINENS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1108	REPORT OF DEATH	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1109	RESIDENT CARE AREAS	Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1110	FURNISHINGS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1111	HOSPICE RESIDENCE ZONING AND FIRE SAFETY REQUIREMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1112	DESIGN AND CONSTRUCTION	Amended Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1113	PLANS AND SPECIFICATIONS	Readopted Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1114	PLUMBING	Readopted Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1115	WASTE DISPOSAL	Readopted Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1116	APPLICATION OF PHYSICAL PLANT REQUIREMENTS	Readopted Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1200 - HOSPICE INPATIENT CARE	10A NCAC 13K .1201	REQUIREMENTS FOR HOSPICE INPATIENT UNITS	Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1202	ADDITIONAL STAFFING REQUIREMENTS FOR HOSPICE INPATIENT UNITS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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		10A NCAC 13K .1203	ADDITIONAL SERVICES REQUIRED FOR HOSPICE INPATIENT CARE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018 Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.100	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1204	ADDITIONAL PATIENT CARE AREA REQUIREMENTS FOR HOSPICE INPATIENT UNITS	Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1205	FURNISHINGS FOR HOSPICE INPATIENT CARE	Readopted Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1206	HOSPICE INPATIENT FIRE AND SAFETY REQUIREMENTS	Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.113	No	Necessary	No comments with merit	Agency did not review and rule expired	Agency must readopt
		10A NCAC 13K .1207	HOSPICE INPATIENT REQUIREMENTS FOR HEATING/AIR CONDITIONING	Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1208	HOSPICE INPATIENT REQUIREMENTS FOR EMERGENCY ELECTRICAL SERVICE	Amended Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1209	HOSPICE INPATIENT REQUIREMENTS FOR GENERAL ELECTRICAL	Amended Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1210	OTHER HOSPICE INPATIENT REQUIREMENTS	Amended Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1211	ADDITIONAL PLUMBING REQUIREMENTS/HOSPICE INPATIENT UNITS	Readopted Eff. October 1, 2021	Necessary	Yes If yes, include the citation to the federal law	42 CFR 418.110	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13K .1212	APPLICATION OF PHYSICAL PLANT REQUIREMENTS	Readopted Eff. October 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt