

G.S. 150B-21.3A Report for 10A NCAC 28A, COMMITTEES AND PROCEDURES

Agency - Commission for Mental Health/DD/SAS

Comment Period - September 18, 2024 - November 16, 2024

Date Submitted to APO - March 28, 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(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 28A - COMMITTEES AND PROCEDURES	SECTION .0100 - SCOPE AND DEFINITIONS	10A NCAC 28A .0101	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0102	DEFINITIONS	Amended Eff. January 1, 2024	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		SECTION .0200 - HUMAN RIGHTS COMMITTEES	10A NCAC 28A .0201	PURPOSE OF HUMAN RIGHTS COMMITTEES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 28A .0202	MEMBERSHIP	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0203	EX OFFICIO MEMBERSHIP	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0204	TERMS OF OFFICE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0205	OFFICERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0206	MEETINGS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0207	DUTIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 28A .0208	PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
	10A NCAC 28A .0209	CONFIDENTIALITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
	10A NCAC 28A .0210	LIMITATIONS ON REPRESENTATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
	10A NCAC 28A .0211	STATE FACILITY RESPONSIBILITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
	10A NCAC 28A .0212	DIVISION RESPONSIBILITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
	SECTION .0300 - INFORMING CLIENTS AND STATE FACILITY EMPLOYEES OF RIGHTS	10A NCAC 28A .0301	INFORMING CLIENTS OF RIGHTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
	10A NCAC 28A .0302	INFORMING STATE FACILITY EMPLOYEES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
	10A NCAC 28A .0303	NOTIFICATION ON GUARDIANSHIP	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		

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		10A NCAC 28A .0304	INFORMING CLIENTS OF POLICIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 28A .0305	RESEARCH	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 28A .0306	CONSENT TO PARTICIPATE IN RESEARCH	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24, 2017	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt