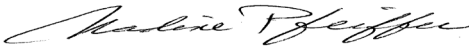



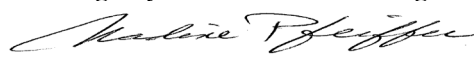
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Medical Care Commission | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 13F .0904/NUTRITION AND FOOD SERVICE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 06/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 07/19/22 Adoption by Agency on: 11/04/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years, or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 13F, Licensing of Adult Care Homes of Seven or More Beds, this rule was determined as "Necessary With Substantive Public Interest," requiring readoption. With input from a stakeholder workgroup, substantive changes have been made to this rule to update nutrition and food service standards, increase regular diet dairy serving requirements from two to three times per day and expand the definition of dairy, add references to the food service sanitation rules in 15A NCAC 18A of the Code, add a definition for therapeutic diet, and clarify rule text. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

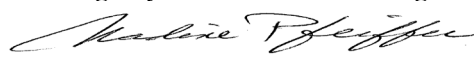
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Medical Care Commission | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 13G .0904/NUTRITION AND FOOD SERVICE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 06/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 07/19/22 Adoption by Agency on: 11/04/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years, or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 13G, Licensing of Family Care Homes, this rule was determined as “Necessary With Substantive Public Interest,” requiring readoption. With input from a stakeholder workgroup, substantive changes have been made to this rule to update nutrition and food service standards, increase regular diet dairy serving requirements from two to three times per day and expand the definition of dairy, add references to the food service sanitation rules in 15A NCAC 18A of the Code, add a definition for therapeutic diet, and clarify rule text. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

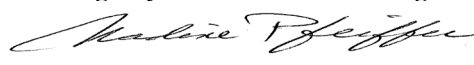
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHSR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .1102/PERFORMANCE STANDARDS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as “Necessary With Substantive Public Interest,” requiring readoption. Substantive changes have been made to this rule to list definitions for criteria and standards for nursing facility or adult care home services. The rule revises and clarifies Certificate of Need applicant performance standards criteria for the development of nursing facility or adult care home services pursuant to a need determination in the State Medical Facilities Plan in effect as of the first day of the review period. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: | |
| <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

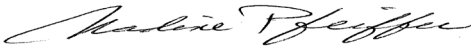
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .2001/DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as "Necessary With Substantive Public Interest," requiring readoption. Substantive changes have been made to this rule to list definitions for criteria and standards for home health services. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHSR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .2801/DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as “Necessary With Substantive Public Interest,” requiring readoption. Substantive changes have been made to this rule to list definitions for criteria and standards for rehabilitation services. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

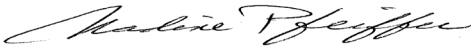
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHSR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .2803/PERFORMANCE STANDARDS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as “Necessary With Substantive Public Interest,” requiring readoption. Substantive changes have been made to this rule to revise and clarify Certificate of Need applicant performance standards criteria to develop new rehab beds pursuant to a need determination in the annual State Medical Facilities Plan in effect as of the first day of the review period. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin: 10px 0;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

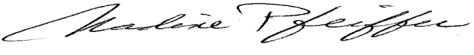
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .3801/DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as "Necessary With Substantive Public Interest," requiring readoption. Substantive changes have been made to this rule to list definitions for criteria and standards for acute care hospital beds. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHSR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .3803/PERFORMANCE STANDARDS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as "Necessary With Substantive Public Interest," requiring readoption. Substantive changes have been made to this rule to revise and clarify Certificate of Need applicant performance standards criteria to develop new acute care hospital beds pursuant to a need determination in the annual State Medical Facilities Plan in effect as of the first day of the review period. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHSR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .4001/DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as "Necessary With Substantive Public Interest," requiring readoption. Substantive changes have been made to this rule to list definitions for criteria and standards for hospice inpatient facilities and hospice residential care facilities. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Department of Health & Human Services/Director, DHR | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14C .4003/PERFORMANCE STANDARDS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 07/15/22 Link to Agency notice: https://info.ncdhhs.gov/dhr/ruleactions.html Hearing on: 09/06/22 Adoption by Agency on: 10/18/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A.(c)(2)(g) | |
| 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 10A NCAC 14C, Certificate of Need Regulations, this rule was determined as "Necessary With Substantive Public Interest," requiring readoption. Substantive changes have been made to this rule to revise and clarify Certificate of Need applicant performance standards criteria to develop new Hospice residential facility (HR) beds. In addition, the applicant performance standards criteria have been revised and updated to develop Hospice inpatient facility (HI) beds pursuant to a need determination in the annual State Medical Facilities Plan in effect as of the first day of the review period. | |
| 10. Rulemaking Coordinator: Nadine Pfeiffer Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

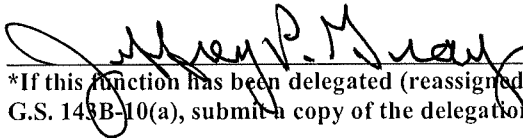
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: North Carolina Industrial Commission | |
| 2. Rule citation & name (name not required for repeal): 11 NCAC 23G .0104, Duties of Parties, Representatives, and Attorneys. | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: September 15, 2022 Link to Agency notice: https://www.ic.nc.gov/proposedpermG104.html Hearing on: October 17, 2022 Adoption by Agency on: November 16, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Our agency proposed this rule change in response to an anticipated change to Rule 4 of the <i>Rules for Mediated Settlement Conferences and other Settlement Procedures in Superior Court Civil Actions</i>. Since G.S. §97-80(c) requires our agency's mediation rules to be "substantially similar" to the Superior Court mediation rules, and in order to avoid confusion on the part of our regulated public regarding how to interpret our rule following the anticipated change to Rule 4 of the Superior Court mediation rules, we determined that this rule change was necessary. We believe it will provide clarity to the regulated public and better align our rule to the Superior Court mediation rule. | |
| 10. Rulemaking Coordinator: Gina Cammarano Phone: 919-807-2524 E-Mail: gina.cammarano@ic.nc.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Philip A. Baddour, III Title: Chair of Industrial Commission |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

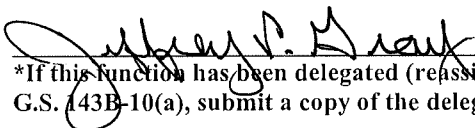
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: North Carolina Sheriffs' Education and Training Standards Commission | |
| 2. Rule citation & name (name not required for repeal): 12 NCAC 10B .1302 Telecommunicator Certification Course | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input type="checkbox"/> Notice Required Notice of Text published on: 07/08/2022 Link to Agency notice: https://ncdoj.gov/law-enforcement-training/sheriffs/all-certification-forms-publications/proposed-rule-amendments/ Hearing on: 08/2/2022 Adoption by Agency on: 09/16/2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: The amendment to this rule is based on a recent Job Task Analysis (JTA) completed for training and standards of telecommunicator certification. Based on the JTA, data was used to update the training curriculum for the basic Telecommunicator Certification Course. This recent and critical training update requires a change to this rule. | |
| 10. Rulemaking Coordinator: Sirena Jones Phone: 919-779-8213 E-Mail: scjones@ncdoj.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sirena Jones Title: |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Private Protective Services Board | |
| 2. Rule citation & name (name not required for repeal): 14B NCAC 16 .0103 Definitions | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input type="checkbox"/> REPEAL THROUGH READoption | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2022 Link to Agency notice: https://www.ncdps.gov/about-dps/boards-commissions/private-protective-services-board Hearing on: July 19, 2022 Adoption by Agency on: October 20, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other: | |
| 9B. Explain: The amendment removes "private detective" from the definition of "Armed Security Guard." | |
| 10. Rulemaking Coordinator: Jeffrey P. Gray Jeffrey P. Gray Phone: (919) 828-0731 E-Mail: jgray@bdixon.com Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jeffrey P. Gray Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: N.C. Private Protective Services Board | |
| 2. Rule citation & name (name not required for repeal): 14B NCAC 16 .0807 Training Requirements for Armed Security Guards | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="checked" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="checked" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="checked" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="checked" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2022 Link to Agency notice: https://www.ncdps.gov/about-dps/boards-commissions/private-protective-services-board Hearing on: July 19, 2022 Adoption by Agency on: October 20, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="checked" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="checked" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="checked" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: The amendment clarifies that the 90 day restriction for training prior to registration for Armed Security Guards only applies to the initial training. | |
| 10. Rulemaking Coordinator: Jeffrey P. Gray Jeffrey P. Gray Phone: (919) 828-0731 E-Mail: jgray@bdixon.com Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jeffrey P. Gray Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0401, Purpose | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notice-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0401 is readopted with changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

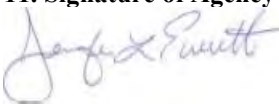
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0402, Definitions | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notice-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0402 is readopted with changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0403, Applicability | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notice-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0403 is adopted with changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0404, Notification | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notices-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0404 is adopted without changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

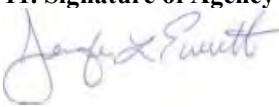
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0406, Petition | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notice-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0406 is adopted with changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0407, Settlement/Mediation | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notice-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0407 is adopted without changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

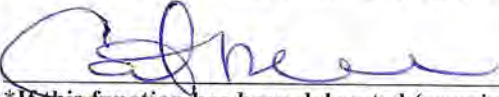
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0408, Final Determination | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notice-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0408 is adopted without changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

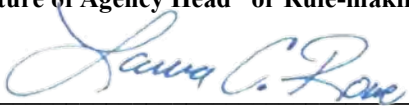
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02E .0409, Emergency Transfers | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: April 18, 2022 Link to Agency notice: https://deq.nc.gov/news/events/public-notices-hearings Hearing on: May 5, 2022 Adoption by Agency on: November 10, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Session Law 2013-413 (HB74) requires state agencies to review existing rules every 10 years. 15A NCAC 02E .0409 is adopted with changes. | |
| 10. Rulemaking Coordinator: Jennifer Everett Phone: (919)707-8614 E-Mail: jennifer.everett@ncdenr.gov Additional agency contact, if any: Linwood Peele Phone: (919)707-9024 E-Mail: linwood.peele@ncdenr.gov | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: NCDEQ Rulemaking Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0201 – Safety Equipment | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/21 Link to Agency notice: https://www.ncwildlife.org/proposed-regulations Hearing on: 12/16/21 Adoption by Agency on: 2/24/22 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Federal regulation / cite: 33 CFR § 175.15 <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: The PFD type code references must be removed to be in compliance with Title 33 of the Code of Federal Regulations, Subpart B Part 175. | |
| 10. Rulemaking Coordinator: Carrie Ruhlman Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Additional agency contact, if any: Ashley Pekrul Phone: 919-707-0014 E-Mail: ashley.pekrul@ncwildlife.org | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0101 ORGANIZATION: AUTHORITY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

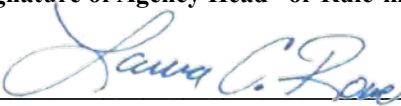
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0102 EXERCISE OF AUTHORITY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0103 DELEGATION OF AUTHORITY TO DIRECTOR | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |

SUBMISSION FOR PERMANENT RULE

10. Rulemaking Coordinator: Laura Rowe

Phone: 919-814-3851

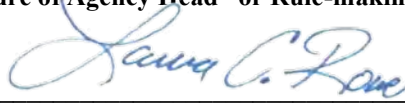
E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



***If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name:

Title:

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0104 EXERCISE OF EMPLOYER OPTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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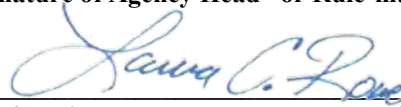
E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0201 ESTABLISHMENT OF PROCEDURAL RIGHTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
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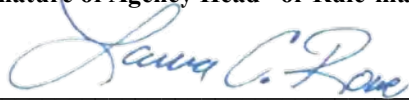
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0202 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
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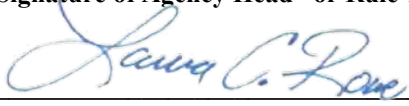
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0301 ESTABLISHMENT OF PROCEDURAL RIGHTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
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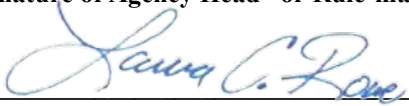
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0302 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
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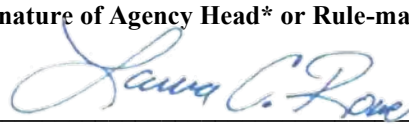
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0303 RECONSIDERATION OF DECLARATORY RULINGS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
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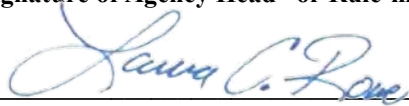
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| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' re-adoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |


RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0503 DUAL MEMBERSHIP - COMPUTATION OF SERVICE AND BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0504 DIRECT DEPOSIT OF MONTHLY BENEFIT PAYMENTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |

SUBMISSION FOR PERMANENT RULE

10. Rulemaking Coordinator: Laura Rowe

Phone: 919-814-3851

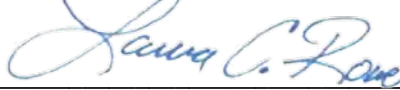
E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



***If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name:

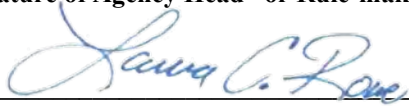
Title:

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02A .0505 ADMINISTRATIVE FEES FOR SERVICE PURCHASES | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input checked="" type="checkbox"/> Yes Agency submitted request for consultation on: 6/1/2022 Consultation not required. Cite authority: <input type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Title: |

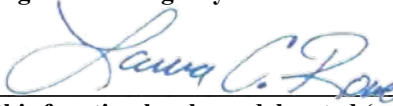
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0101 GENERAL INFORMATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

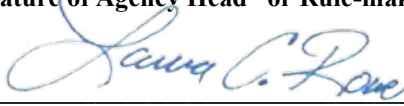
- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

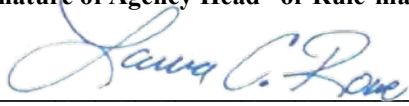
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0210 MEDICAL BOARD | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Title: |
| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0211 OPTIONAL RETIREMENT PROGRAM | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

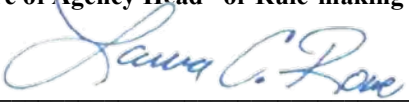
- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0301 DESIGNATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

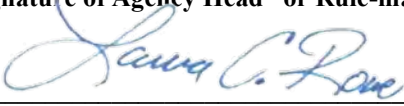
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0302 PRINCIPAL BENEFICIARY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

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- Other:

SUBMISSION FOR PERMANENT RULE


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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0303 CONTINGENT BENEFICIARY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

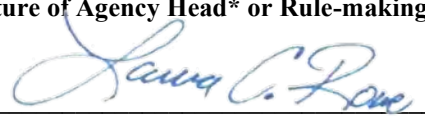
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0304 NO LIVING BENEFICIARY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

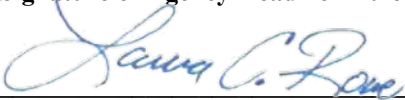
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0305 BENEFICIARY WHO IS A MINOR | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
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- Other:

SUBMISSION FOR PERMANENT RULE

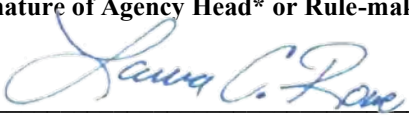
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0307 CHANGE IN BENEFICIARY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0308 SPECIAL RULE: BENEFICIARY BEFORE JULY 1, 1967 | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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SUBMISSION FOR PERMANENT RULE

Action taken:

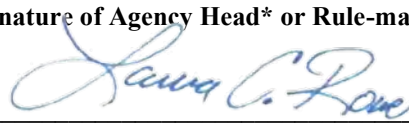
- RRC extended period of review:
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- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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SUBMISSION FOR PERMANENT RULE

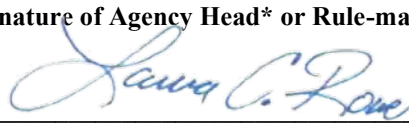
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0402 FORWARDING OF EMPLOYER CONTRIBUTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
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| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |
| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

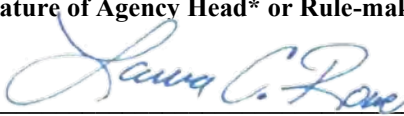
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0404 DUE DATE OF CONTRIBUTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

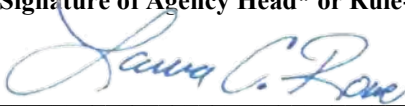
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0405 ANTI-PENSION SPIKING CONTRIBUTION-BASED BENEFIT CAP FACTOR (TSERS) | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

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- RRC determined substantial changes:
- Withdrawn by agency
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- Other:

SUBMISSION FOR PERMANENT RULE

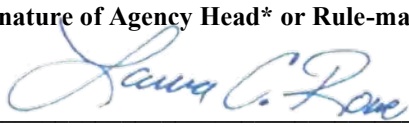
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0501 DISABILITY RETIREMENT EXAMINATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0502 DISABILITY RETIREMENT REPORTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

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- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0503 FEES: INDEPENDENT MEDICAL EXAMS-DISABILITY RETIREMENTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

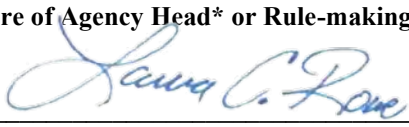
- RRC extended period of review:
- RRC determined substantial changes:
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SUBMISSION FOR PERMANENT RULE

Action taken:

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0510 PENSIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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Action taken:

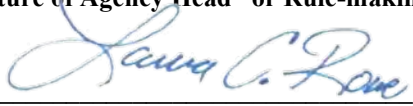
- RRC extended period of review:
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- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0706 WORKERS' COMPENSATION LEAVES OF ABSENCE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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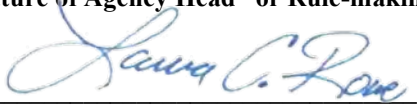
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

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- RRC determined substantial changes:
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SUBMISSION FOR PERMANENT RULE

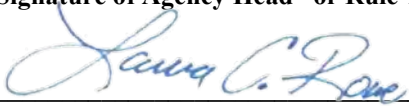
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0801 FEE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |
| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

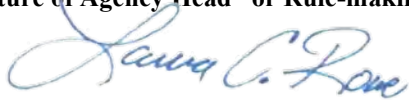
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0802 QUALIFYING FOR CREDIT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

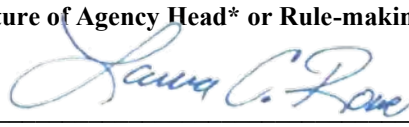
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0803 COMPUTATION OF COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

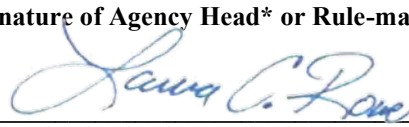
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0804 CIVIL SERVICE PARTICIPATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

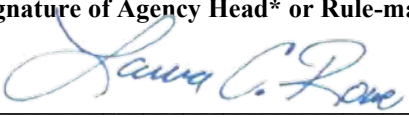
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0805 SERVICE CONNECTED DISABILITY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

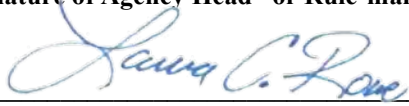
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | | | | | | | | | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0806 RECALCULATION OF BENEFITS | | | | | | | | | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="checked" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | | | | | | | | | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="checked" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="checked" type="checkbox"/> No | | | | | | | | |
| 6. Notice for Proposed Rule: <input checked="checked" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | | | | | | | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="checked" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="checked" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq\$1,000,000) <input checked="checked" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required | | | | | | | | |
| 9. REASON FOR ACTION | | | | | | | | | |
| 9A. What prompted this action? Check all that apply: <table style="width: 100%;"><tr><td><input checked="checked" type="checkbox"/> Agency</td><td><input type="checkbox"/> Legislation enacted by the General Assembly</td></tr><tr><td><input type="checkbox"/> Court order / cite:</td><td><input type="checkbox"/> Cite Session Law:</td></tr><tr><td><input type="checkbox"/> Federal statute / cite:</td><td><input type="checkbox"/> Petition for rule-making</td></tr><tr><td><input type="checkbox"/> Federal regulation / cite:</td><td><input checked="checked" type="checkbox"/> Other: 150B-21.3A Decennial Review</td></tr></table> | | <input checked="checked" type="checkbox"/> Agency | <input type="checkbox"/> Legislation enacted by the General Assembly | <input type="checkbox"/> Court order / cite: | <input type="checkbox"/> Cite Session Law: | <input type="checkbox"/> Federal statute / cite: | <input type="checkbox"/> Petition for rule-making | <input type="checkbox"/> Federal regulation / cite: | <input checked="checked" type="checkbox"/> Other: 150B-21.3A Decennial Review |
| <input checked="checked" type="checkbox"/> Agency | <input type="checkbox"/> Legislation enacted by the General Assembly | | | | | | | | |
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| RRC AND OAH USE ONLY | | | | | | | | | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
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- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

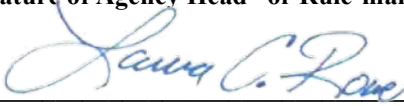
| | |
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0807 CHANGE IN BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

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- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | | | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0810 RESTORING MEMBERSHIP | | | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | | | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | | |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required | | |
| 9. REASON FOR ACTION | | | |
| 9A. What prompted this action? Check all that apply: <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </td> <td style="width: 50%; vertical-align: top;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </td> </tr> </table> | | <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | | | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; border-bottom: 1px solid black;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: | | |
| RRC AND OAH USE ONLY | | | |

SUBMISSION FOR PERMANENT RULE

Action taken:

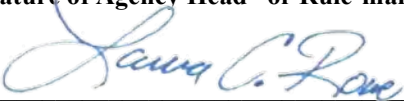
- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

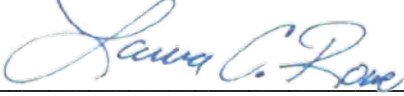
| | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0902 QUALIFYING FOR CREDIT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

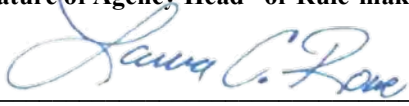
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0903 DEFINITION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE


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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0904 COMPUTATION OF COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0905 RECALCULATION OF BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) re-adopted 'as is;' 2) re-adopted with substantive changes; 3) re-adopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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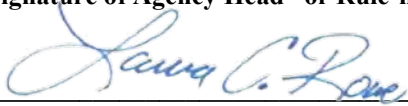
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

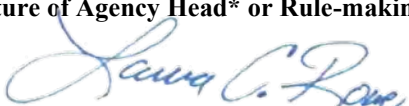
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .0906 CHANGE IN BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1003 PRIOR SERVICE WITH GENERAL ASSEMBLY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

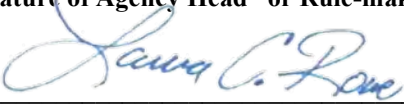
- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

Action taken:

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- RRC determined substantial changes:
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- Other:

SUBMISSION FOR PERMANENT RULE

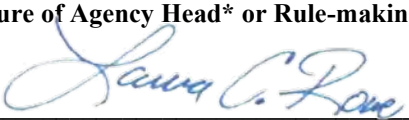
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1005 TEMPORARY SERVICE PURCHASE: FULL ACTUARIAL LIABILITY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |
| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

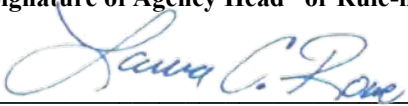
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1006 PART-TIME SERVICE PURCHASE: FULL ACTUARIAL LIABILITY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
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- Other:

SUBMISSION FOR PERMANENT RULE

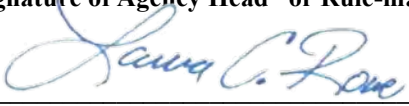
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1007 LOCAL GOVERNMENT SERVICE PURCHASE: FULL ACTUARIAL LIABILITY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
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SUBMISSION FOR PERMANENT RULE

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SUBMISSION FOR PERMANENT RULE

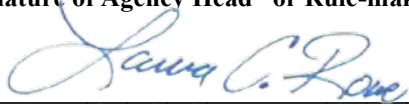
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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1101 FEE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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SUBMISSION FOR PERMANENT RULE

Action taken:

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- Other:

SUBMISSION FOR PERMANENT RULE

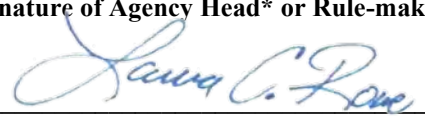
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1102 QUALIFICATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input checked="" type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
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- Other:

SUBMISSION FOR PERMANENT RULE

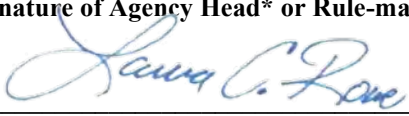
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1104 RECALCULATION OF BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
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SUBMISSION FOR PERMANENT RULE

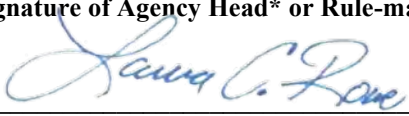
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1204 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input checked="checked" type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="checked" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="checked" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="checked" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

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- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02B .1205 COMPUTATION OF COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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SUBMISSION FOR PERMANENT RULE

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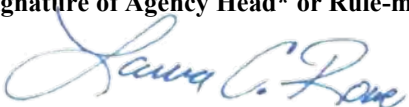
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SUBMISSION FOR PERMANENT RULE

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0101 GENERAL INFORMATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Title: |

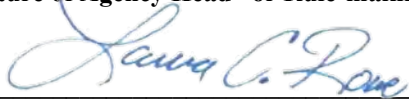
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0201 ACTUARIAL TABLES: RATES AND ASSUMPTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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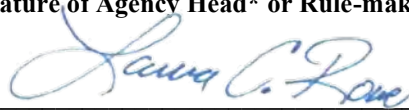
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0204 FACILITY OF PAYMENT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption <input type="checkbox"/> REPEAL through READoption | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> <hr style="width: 80%; margin: auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

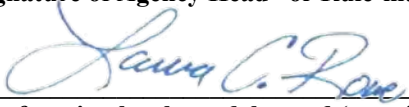
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0205 MEDICAL BOARD | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |


SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0301 DESIGNATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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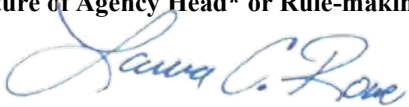
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0302 PRINCIPAL BENEFICIARY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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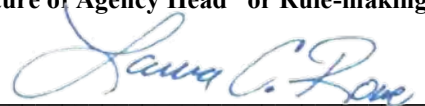
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0303 NO LIVING BENEFICIARY | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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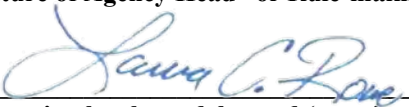
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0304 PAYMENTS TO BENEFICIARIES | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Title: |

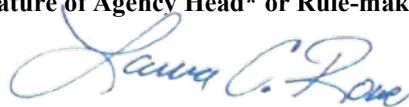
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0306 BENEFICIARY CHANGE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0307 CONTINGENT BENEFICIARY | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

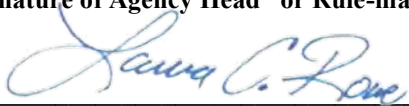
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0402 EMPLOYER'S CONTRIBUTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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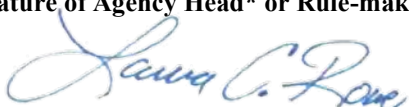
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0403 REFUNDS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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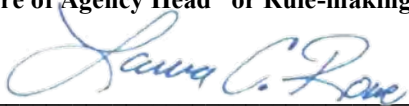
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0404 DUE DATE OF CONTRIBUTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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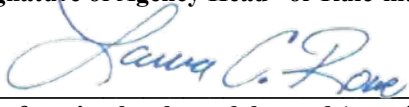
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0405 ANTI-PENSION SPIKING CONTRIBUTION-BASED BENEFIT CAP FACTOR (LGERS) | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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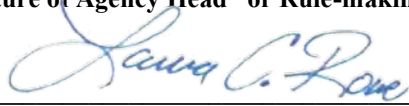
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0501 DISABILITY EXAMINATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0502 DISABILITY RETIREMENT REPORTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

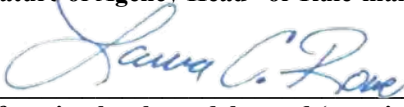
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0503 FEES: INDEPENDENT MEDICAL EXAMS-DISABILITY RETIREMENTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |


SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0504 REINSTATEMENT TO ACTIVE SERVICE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

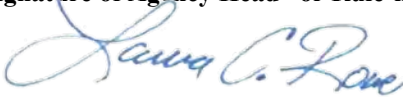
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0704 WORKERS' COMPENSATION LEAVES OF ABSENCE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0901 LEAVE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0902 FEE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |

SUBMISSION FOR PERMANENT RULE

10. Rulemaking Coordinator: Laura Rowe

Phone: 919-814-3851

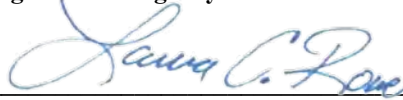
E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

Typed Name:

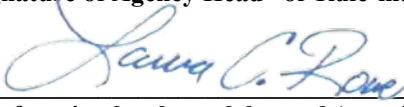
Title:

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0904 COMPUTATION OF COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr style="width: 80%; margin: auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

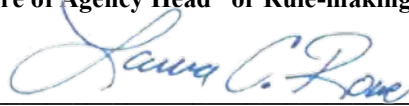
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0906 CIVIL SERVICE PROGRAM | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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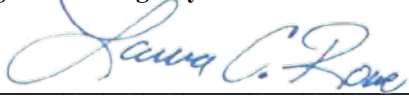
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0907 EXCLUSION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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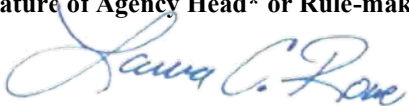
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0908 RECALCULATION OF BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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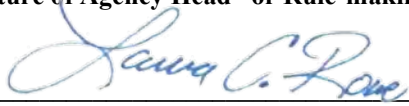
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .0909 CHANGE IN BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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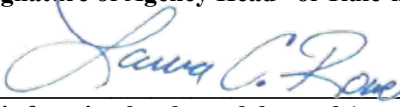
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1001 FEE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
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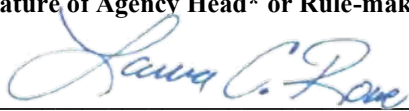
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1002 QUALIFYING FOR CREDIT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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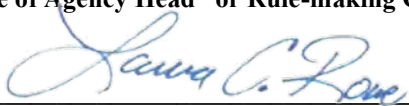
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

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- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1003 OTHER GOVERNMENTAL SUBDIVISION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

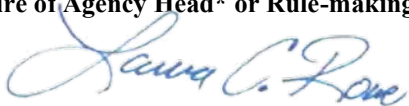
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1004 COMPUTATION OF COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | | | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1006 RECALCULATION OF BENEFITS | | | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | | | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | | |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required | | |
| 9. REASON FOR ACTION | | | |
| 9A. What prompted this action? Check all that apply: <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </td> <td style="width: 50%; vertical-align: top;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </td> </tr> </table> | | <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | | | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"> </div> <hr style="width: 80%; margin: 0 auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: | | |

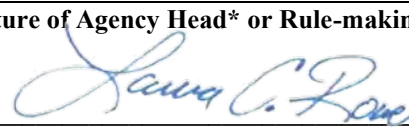
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1007 CHANGE IN BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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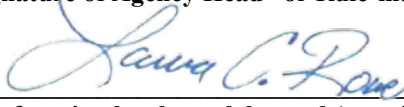
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1201 SERVICE RETIREMENT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

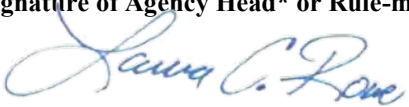
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1301 FEE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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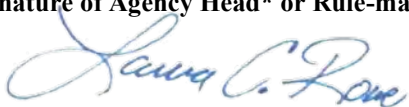
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1302 QUALIFYING FOR CREDIT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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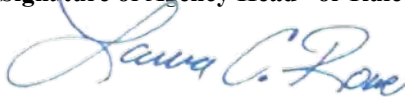
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1501 APPLICATION OF SECTION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Title: |

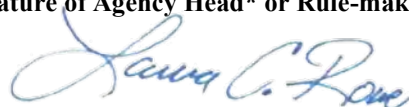
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1503 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

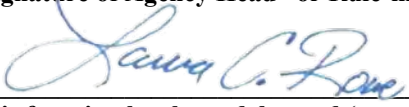
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1504 COMPUTATION OF COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

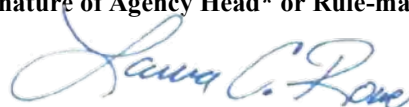
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1505 EXTENT OF SERVICE TO BE PURCHASED | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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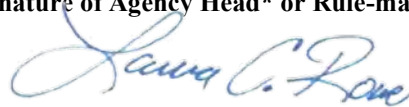
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02C .1506 SPECIAL RULE FOR RETIRED APPLICANTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
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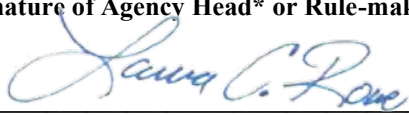
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

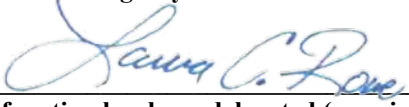
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02F .0101 GENERAL INFORMATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

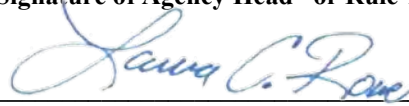
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02F .0104 ACTUARIAL TABLES: RATES AND ASSUMPTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

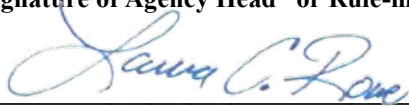
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02F .0107 FINAL COMPENSATION FOR THREE-FOURTHS LIMITATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |
| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02F .0108 FULL ACTUARIAL COST | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the TSERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases or to provide clarification. Some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02L .0101 GENERAL INFORMATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |

SUBMISSION FOR PERMANENT RULE

10. Rulemaking Coordinator: Laura Rowe

Phone: 919-814-3851

E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



***If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name:

Title:

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02L .0103 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review </div> </div> | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the Boards are seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the Boards. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases and separately repealing multiple current rules administered by each board individually that cover service purchase situations. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |

SUBMISSION FOR PERMANENT RULE

10. Rulemaking Coordinator: Laura Rowe

Phone: 919-814-3851

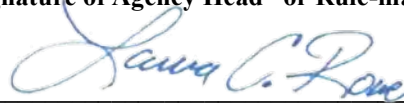
E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



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Typed Name:

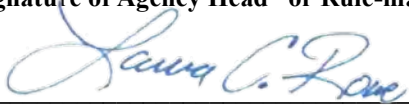
Title:

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02L .0202 RETIRED MEMBERS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

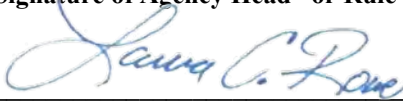
- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

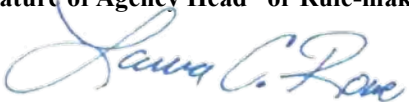
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0101 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
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- Other:

SUBMISSION FOR PERMANENT RULE

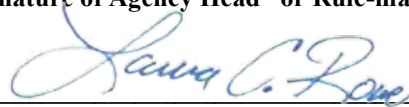
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0102 AGENCY AND AUTHORITY OF DIRECTOR | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0104 TIME AND DATE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

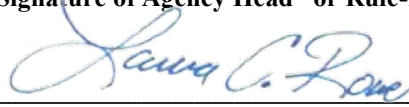
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

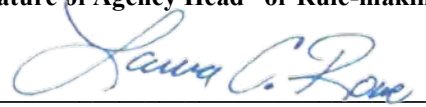
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0201 ELIGIBILITY TO ELECT COVERAGE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring re adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0202 WHEN FIRST ELIGIBLE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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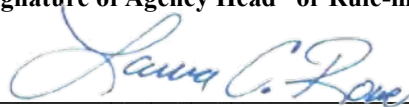
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

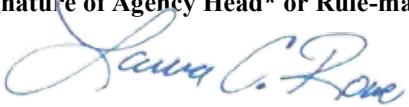
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0206 REINSTATEMENT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

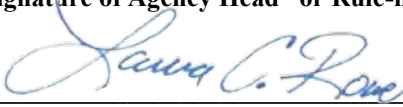
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0301 CONTRIBUTION RATES | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

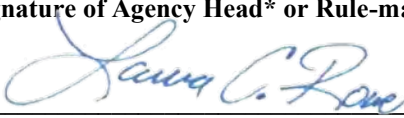
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0302 MEMBER CONTRIBUTION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' re adoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring re adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0303 PAYMENT OF CONTRIBUTION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
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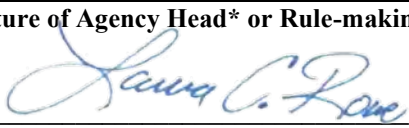
RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

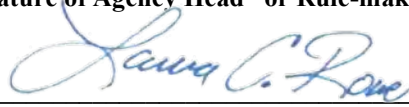
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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0304 AMOUNT OF BENEFIT PAYABLE | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

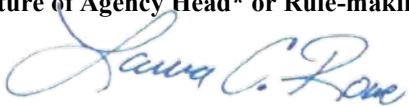
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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0305 PAYMENT OF INTEREST ON BENEFIT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' readoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; border-bottom: 1px solid black;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |
| RRC AND OAH USE ONLY | |

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Teachers' and State Employees' Retirement System Board of Trustees AND Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02M .0307 BENEFITS PAYABLE AFTER CANCELLATION | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
| <p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: 150B-21.3A Decennial Review | |
| 9B. Explain: These proposed rule changes are being made as part of the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees' and Local Governmental Employees' Retirement System (LGERS) Boards of Trustees' re-adoption phase of the decennial review process. Those rules administered by both Boards and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) re-adopted 'as is;' 2) re-adopted with substantive changes; 3) re-adopted without substantive changes; or 4) repealed. Some rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendments to conform with statutory requirements, to remove unnecessary words or phrases and provide clarification. In addition, some rules are being repealed. | |
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RRC AND OAH USE ONLY

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02N .0106 OFFICE OF THE DIRECTOR | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |

SUBMISSION FOR PERMANENT RULE

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Phone: 919-814-3851

E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



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Typed Name:

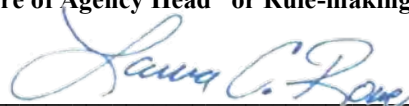
Title:

RRC AND OAH USE ONLY

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SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02N .0108 DIVISIONAL RULES | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' re-adoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring re-adoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through re-adoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;"></div> <hr style="width: 80%; margin: auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

SUBMISSION FOR PERMANENT RULE

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- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02N .0208 APPLYING FOR MEMBERSHIP | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: June 1, 2022 Link to Agency notice: https://www.nctreasurer.com/about/transparency/commitment-transparency/nc-administrative-code-rules Hearing on: No hearing held Adoption by Agency on: October 27, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
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SUBMISSION FOR PERMANENT RULE

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Phone: 919-814-3851

E-Mail: Laura.Rowe@nctreasurer.com

Additional agency contact, if any: Timothy Melton

Phone: 919-814-4186

E-Mail: Timothy.Melton@nctreasurer.com

11. Signature of Agency Head* or Rule-making Coordinator:



***If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name:

Title:

RRC AND OAH USE ONLY

Action taken:

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- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02N .0218 RETIREMENT BENEFITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
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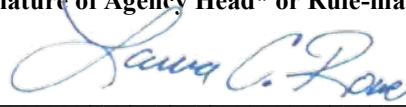
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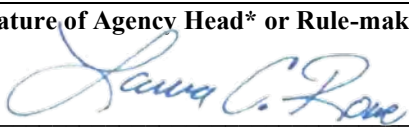
Title:

RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
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- Other:

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Local Governmental Employees' Retirement System Board of Trustees | |
| 2. Rule citation & name (name not required for repeal): 20 NCAC 02N .0219 REFUNDS OF DECEASED MEMBERS' PAYMENTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
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| 9B. Explain: These proposed rule changes are being made as part of the Local Governmental Employees' Retirement System (LGERS) Board of Trustees' readoption phase of the decennial review process. Those rules administered by the LGERS Board of Trustees and identified as being "necessary" requiring readoption by December 31, 2022 are included in this rules action. Those rules are either being 1) readopted 'as is;' 2) readopted with substantive changes; 3) readopted without substantive changes; or 4) repealed. In addition, the LGERS Board of Trustees, as part of a joint action with the Teachers' and State Employees' Retirement System (TSERS) Board of Trustees, is seeking to simplify rules related to statutory provisions requiring that service purchases include an administrative fee to be set by the LGERS Board. The Boards are seeking to do this by adopting a new single rule covering all such situations of service purchases. As part of this simplification, the LGERS Board of Trustees is seeking to repeal, through readoption, current rules it administers that cover service purchases. The LGERS Board of Trustees is seeking to adopt a new rule for contingent beneficiaries that is similar to a current TSERS rule. The proposed LGERS rule allows members to designate beneficiaries for various purposes similar to the TSERS rule. Some LGERS rules (not identified as 'necessary' in the first phase of decennial review) are proposed for amendment to provide clarification. An additional rule is proposed for repeal. | |
| 10. Rulemaking Coordinator: Laura Rowe Phone: 919-814-3851 E-Mail: Laura.Rowe@nctreasurer.com Additional agency contact, if any: Timothy Melton Phone: 919-814-4186 E-Mail: Timothy.Melton@nctreasurer.com | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title: |

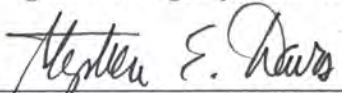
SUBMISSION FOR PERMANENT RULE

RRC AND OAH USE ONLY

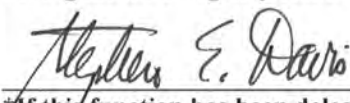
Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Board of Funeral Service | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 34B .0408 Continuing Education Program | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbfs.org Hearing on: October 12, 2022 Adoption by Agency on: November 9, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Update the method by which continuing education for licensure renewal may be obtained. | |
| 10. Rulemaking Coordinator: Stephen Davis Phone: 919-715-0901 E-Mail: sdavis@ncbfs.org Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Stephen E. Davis Title: Executive Director |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: Board of Funeral Service | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 34D .0202 Preneed Sales License | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbfs.org Hearing on: October 12, 2022 Adoption by Agency on: November 9, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: Modernize the eligibility requirements and application process for a preneed sales license. | |
| 10. Rulemaking Coordinator: Stephen Davis Phone: 919-715-0901 E-Mail: sdavis@ncbfs.org Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Stephen E. Davis Title: Executive Director |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina State Board of Examiners in Optometry

2. Rule citation & name (name not required for repeal): 21 NCAC 42A .0101 Contacting the Board

3. Action:
 ADOPTION AMENDMENT REPEAL READOPTIOIN REPEAL through READOPTIOIN

4. Rule exempt from RRC review?
 Yes. Cite authority:
 No

5. Rule automatically subject to legislative review?
 Yes. Cite authority:
 No

6. Notice for Proposed Rule:
 Notice Required
 Notice of Text published on:
 Link to Agency notice:
 Hearing on:
 Adoption by Agency on:
 Notice not required under G.S.: 150B-21.5(a)(4)
 Adoption by Agency on: November 10, 2022

7. Rule establishes or increases a fee? (See G.S. 12-3.1)
 Yes
 Agency submitted request for consultation on:
 Consultation not required. Cite authority:
 No

8. Fiscal impact. Check all that apply.
 This Rule was part of a combined analysis.
 State funds affected
 Local funds affected
 Substantial economic impact (≥\$1,000,000)
 Approved by OSBM
 No fiscal note required

9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:

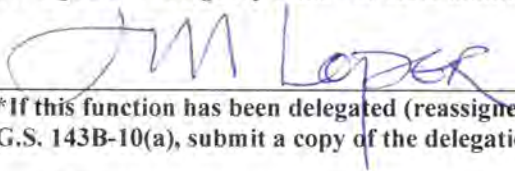
| | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

9B. Explain: To update the Board's mailing address and provide its general email address and its website.

10. Rulemaking Coordinator: Johnny M. Loper

 Phone: 919-390-7749
 E-Mail: jloper@loper-law.com

 Additional agency contact, if any: Janice K. Peterson
 Phone: 910-285-3160
 E-Mail: janice@ncoptometry.org

11. Signature of Agency Head* or Rule-making Coordinator:

 *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

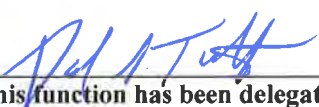
 Typed Name:
 Title:

RRC AND OAH USE ONLY

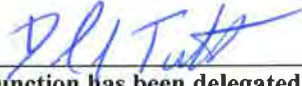
Action taken:

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency
 Subject to Legislative Review
 Other:


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .0303 DISBURSEMENT OF FUNDS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: Revises to clarify requests for funding, consistent with G.S. 89C-10(g). Was last revised as noted: "Amended Eff. July 1, 2020." Deletes referencing entities and programs that qualify, since it is covered in G.S. 89C-10-(g). | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr style="border: 0.5px solid black;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .0601 REQUIREMENTS FOR LICENSING | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| <div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: Session Law 2022-1 ss 1.(a) – 1.(c). (S.B. 219) An act to revise the education requirements for licensure of a professional land surveyor. <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> | |
| 9B. Explain: Makes permanent the temporary rule revision that adds apprenticeship path for licensure as a Professional Land Surveyor. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

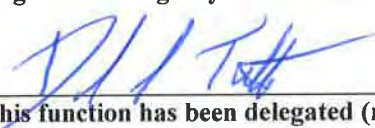
SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .0608 SURVEYOR INTERN CERTIFICATE | |
| 3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO N <input type="checkbox"/> REPEAL through READOPTIO N | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: Session Law 2022-1 ss 1.(a) – 1.(c). (S.B. 219) An act to revise the education requirements for licensure of a professional land surveyor. <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: Makes permanent the temporary rule for certification as a Surveyor Intern. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;"></div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .1702 DEFINITIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: (7) and (8) added Ethics and Standards of Practice for Land Surveying. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .1703 REQUIREMENTS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: Adds Ethics and Standards of Practice for Land Surveying specific continuing education requirements within the existing overall annual requirement. Adds credit for educational outreach activities. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

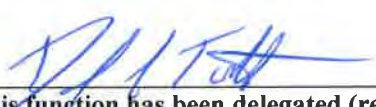
SUBMISSION FOR PERMANENT RULE

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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .1704 UNITS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: Adds accrediting organizations to item (7) and adds item (11) for outreach activities. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .1705 DETERMINATION OF CREDIT | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: In item (f), adds accrediting organizations. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .1707 EXEMPTIONS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: Allows administrative approval of requests for PDH military waivers and disability or extenuating circumstances exemptions to be administratively approved by the Executive Director, and reported to the Board for final approval. | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Board of Examiners for Engineers and Surveyors | |
| 2. Rule citation & name (name not required for repeal): 21 NCAC 56 .1713 SPONSORS | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2022 Link to Agency notice: www.ncbels.org Hearing on: September 14, 2022 Adoption by Agency on: October 26, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: | <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: |
| 9B. Explain: Allows flexibility for the Board to have sponsors but not require Board to have sponsors by changing the phrase from "The Board shall" to "The Board may." | |
| 10. Rulemaking Coordinator: David S. Tuttle 4601 Six Forks Road Suite 310 Raleigh, NC 27609 Phone: (919) 791-2000, ext. 111 E-Mail: dstuttle@ncbels.org Additional agency contact, if any: Same Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David S. Tuttle Title: Board Counsel |
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| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |