

G.S. 150B-21.3A Report for 15A NCAC 010, Environmental Health												
Agency - Department of Health and Human Services												
Comment Period - April 15 - June 21, 2024												
Date Submitted to APO -August 29, 2024												
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
SUBCHAPTER 010 – ENVIRONMENTAL HEALTH	SECTION .0100 – DELEGATION OF AUTHORITY TO ENFORCE THE COMMISSION FOR PUBLIC HEALTH SANITATION RULES	15A NCAC 010 .0101	SCOPE OF DELEGATED AUTHORITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0102	ELIGIBILITY FOR DELEGATION OF AUTHORITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0103	DELEGATION OF AUTHORITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0104	LAPSED DELEGATIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0105	AGENTS SERVING AS CONTRACTORS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0106	EVALUATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0107	DENIAL, SUSPENSION AND REVOCATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0108	RE-AUTHORIZATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 010 .0109	APPEALS PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 16, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Copy all columns in this row to the right of this yellow cell and paste in new rows			Select One		
Department of Health and Human Services	15A NCAC 01O .0101	SCOPE OF DELEGATED AUTHORITY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Should change these rules so that inspectors can operate in any county so that mobile food units and cross county workload sharing would be a possibility.	This comment will be taken into consideration during the readoption process.
	15A NCAC 01O .0101	SCOPE OF DELEGATED AUTHORITY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	We should be able to work in other counties with one authorization. We could better achieve 100% as a state that way and inspect our own mobile food units.	This comment will be taken into consideration during the readoption process.

	15A NCAC 010 .0102	ELIGIBILITY FOR DELEGATION OF AUTHORITY	Public Comment as defined in G.S. 150B- 21.3A(a)(5)	Is this the time to remove food authoriza tion and replace with fda standardi zation?!	This comment will be taken into consideration during the readoption process.
	15A NCAC 010 .0102	ELIGIBILITY FOR DELEGATION OF AUTHORITY	Public Comment as defined in G.S. 150B- 21.3A(a)(5)	Is this the time to remove food authoriza tion and replace with fda standardi zation?!	This comment will be taken into consideration during the readoption process.
	15A NCAC 010 .0103	DELEGATION OF AUTHORITY	Public Comment as defined in G.S. 150B- 21.3A(a)(5)	Should remove authoriza tion card requirem ent since Jeff Jackson can't seem to get this done.	This comment will be taken into consideration during the readoption process.