

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Commission for Public Health

RULE CITATION: 15A NCAC 18A .1511

**DEADLINE FOR RECEIPT: Friday, September 15, 2023.**

***PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may email the reviewing attorney to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following changes be made:

*In (a), line 4, is "local confinement facility" defined?*

*In (a), line 4, is there a particular section of 15A NCAC 18C that the facility needs to comply with? That's a large subchapter.*

*In (b), line 6, the statutory term used in 130A-313(10) is "non-community water system" not "supply".*

*In (b), line 9, I think the reference to 10A NCAC 41C .0102 is incorrect. That rule governs the activities of the Occupational Health Section and does not mention laboratory certification.*

*In (d), I think you could combine the sentences and make them a bit clearer: "Local confinement facilities shall provide water heating facilities, and shall provide hot and cold running water under pressure to carry out all operations."*

*In (d), line 16-17, what do you mean by "all operations"? I suppose it's probably obvious, but what is the intent here?*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Brian Liebman  
Commission Counsel  
Date submitted to agency: September 1, 2023

1 15A NCAC 18A .1511 is readopted as published in 37:23 NCR 2172-2173 as follows:

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3 **15A NCAC 18A .1511 WATER SUPPLY**

4 (a) Water supplies at local confinement facilities shall meet the requirements in 15A NCAC 18C or 15A NCAC 18A  
5 ~~.1700. .1700~~, as applicable.

6 (b) In local confinement facilities that use a non-community water supply, as defined at G.S. 130A-313(10), a sample  
7 of water shall be collected by the Department of Health and Human Services ~~At least once a year, year and submitted~~  
8 to the North Carolina State Laboratory of Public Health or other laboratory certified by the North Carolina State  
9 Laboratory of Public Health under 10A NCAC 41C .0102 ~~a sample of water shall be collected by the Department and~~  
10 ~~submitted to the Division of Laboratory Services or other laboratory certified by the Department to perform~~  
11 bacteriological examinations.

12 (c) ~~No backflow connections or cross connections with unapproved water supplies shall exist. A local confinement~~  
13 facility's water supply plumbing shall not include cross-connections as set out in 15A NCAC 18C .0102(c)(8).

14 (d) ~~Hot water heating facilities shall be provided. Hot and cold running water under pressure shall be provided to~~  
15 ~~food preparation areas, and any other areas in which water is required for cleaning. Local confinement facilities shall~~  
16 provide water heating facilities. Hot and cold running water under pressure shall be provided to carry out all  
17 operations.

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19 *History Note: Authority G.S. 153A-226;*

20 *Eff. February 1, 1976;*

21 *Readopted Eff. December 5, 1977;*

22 *Amended Eff. September 1, ~~1990~~. 1990;*

23 *Readopted Eff. October 1, 2023.*