

| G.S. 150B-21.3A Report for 21 NCAC 61, RESPIRATORY CARE BOARD | | | | | | | | | |
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| Agency - Respiratory Care Board | | | | | | | | | |
| Comment Period -08/07/2024 to 10/7/2024 | | | | | | | | | |
| Date Submitted to APO - Filled in by RRC staff | | | | | | | | | |
| 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)] |
| | SECTION .0100 - ORGANIZATION AND GENERAL PROVISIONS | 21 NCAC 61 .0101 | PURPOSE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0103 | DEFINITIONS | Amended Eff. July 1, 2018 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0104 | CODE OF ETHICS | Eff. July 1, 2018 | Necessary | No | NA | No | Necessary |
| | SECTION .0200 – APPLICATION FOR LICENSE | 21 NCAC 61 .0201 | APPLICATION PROCESS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0202 | EXEMPTIONS | Readopted Eff. July 1, 2016 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0203 | INTERVIEWS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0204 | FEES | Amended Eff. June 1, 2019 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0205 | BACKGROUND INVESTIGATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0301 | LICENSE NUMBER: DISPLAY OF LICENSE | Amended Eff. July 1, 2018 | Necessary | No | NA | No | Necessary |
| | SECTION .0300 – LICENSING | 21 NCAC 61 .0302 | LICENSE RENEWAL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0303 | LICENSE WITH PROVISIONAL ENDORSEMENT | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0305 | INACTIVE STATUS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0306 | LICENSE BY RECIPROCITY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0307 | GROUNDNS FOR LICENSE DENIAL OR DISCIPLINE | Amended Eff. July 1, 2018 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0308 | CONTINUING DUTY TO REPORT | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |

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| Subchapter | Rule Section | Rule Citation | Rule Name | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a] | Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] |
| | | 21 NCAC 61 .0309 | SCHEDULE OF CIVIL PENALTIES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0310 | CIVIL PENALTY PROCEDURES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | SECTION .0400 - CONTINUING EDUCATION REQUIREMENTS FOR LICENSE HOLDERS | 21 NCAC 61 .0401 | CONTINUING EDUCATION REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | SECTION .0500 - GENERAL | 21 NCAC 61 .0501 | CHANGE OF ADDRESS OR BUSINESS NAME | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0502 | ADVERTISING | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | SECTION .0600 - RULES | 21 NCAC 61 .0601 | PETITIONS FOR ADOPTION, AMENDMENT OR REPEAL OF RULES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0602 | PROCEDURE FOR ADOPTION OF RULES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0604 | DECLARATORY RULINGS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | SECTION .0700 - ADMINISTRATIVE HEARING PROCEDURES | 21 NCAC 61 .0701 | APPLICABLE HEARING RULES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0702 | RIGHT TO HEARING | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0703 | REQUEST FOR HEARING | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |

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| | | 21 NCAC 61 .0704 | GRANTING OR DENYING HEARING REQUEST | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0705 | NOTICE OF HEARING | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0706 | CONTESTED CASES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0707 | PREHEARING PROCEDURES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0708 | PETITION FOR INTERVENTION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0709 | TYPES OF INTERVENTION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0710 | DISQUALIFICATION OF BOARD MEMBERS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0711 | SUBPOENAS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0712 | WITNESSES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0713 | FINAL DECISION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | | 21 NCAC 61 .0714 | PROPOSALS FOR DECISION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015 | Necessary | No | NA | No | Necessary |
| | SECTION .0800 – INVESTIGATIVE PROCESS | 21 NCAC 61 .0801 | RECEIVING AND PROCESSING COMPLAINTS | Eff. July 1, 2018 | Necessary | No | NA | No | Necessary |

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| | SECTION .0900 – NATIONAL EMERGENCY RESPONSE WAIVERS FOR CERTAIN RULES | 21 NCAC 61 .0901 | RULE WAIVERS | Eff. June 1, 2021 | Necessary | No | NA | No | Necessary |