

G.S. 150B-21.3A Report for 10A NCAC 89, VOCATIONAL REHABILITATION

Agency - Department of Health and Human Services

Comment Period - November 1, 2025 - December 31, 2025

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)]	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 89A - GENERAL INFORMATION	SECTION .0100 - INFORMATION REGARDING RULES	10A NCAC 89A .0101	RULES IN THIS CHAPTER	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89A .0102	DEFINITIONS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 150B-21.6; P.L. 102-569, s. 7(15); s. 101(a)(5)(A);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
SUBCHAPTER 89B - PROCEDURE	SECTION .0100 - RULE-MAKING PROCEDURES	10A NCAC 89B .0101	PURPOSE AND SCOPE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0102	PETITIONS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11; 150B-16;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0103	NOTICE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11; 150B-12;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0104	HEARINGS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11; 150B-12;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0106	RECORD OF RULE-MAKING HEARINGS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0107	FEES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 12-3.1(c); 143-545; 143-546; 143B-10(j)(2); 150B-11;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0108	DECLARATORY RULINGS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j)(2); 150B-11; 150B-17;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		SECTION .0200 - CONTESTED CASES: ADMINISTRATIVE REVIEWS; APPEALS HEARINGS	SECTION .0200 - CONTESTED CASES: ADMINISTRATIVE REVIEWS; APPEALS HEARINGS	10A NCAC 89B .0201	APPLICABILITY OF RULES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s.102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
				10A NCAC 89B .0202	WRITTEN INFORMATION FOR APPLICANTS AND CUENTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s.102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
				10A NCAC 89B .0203	REQUEST FOR ADMINISTRATIVE REVIEW AND APPEALS HEARING	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
				10A NCAC 89B .0204	DIVISION ACTIONS IN RESPONSE TO REQUEST	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
				10A NCAC 89B .0205	SCHEDULING AND NOTICE OF ADMINISTRATIVE REVIEW	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
				10A NCAC 89B .0206	APPOINTMENT OF HEARING OFFICER AND MEDIATOR	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0207	SCHEDULING AND NOTICE OF MEDIATION AND APPEALS HEARING	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0208	ADMINISTRATIVE REVIEW	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0209	RESPONSE TO ADMINISTRATIVE REVIEW DECISION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		
		10A NCAC 89B .0210	MEDIATION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		

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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)]	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
		10A NCAC 89B .0211	PROCEDURES GOVERNING HEARING	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0212	VENUE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 150B-11; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0213	DISCOVERY	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 150B-11; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0214	PRE-HEARING CONFERENCE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 150B-1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0215	SIMPLIFICATION OF ISSUES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 150B-11; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0216	EVIDENCE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 150B-11; 150B-14(c); 150B-29; 150B-30; 150B-31;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0217	DISQUALIFICATION OF HEARING OFFICER	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 150B-1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0218	EX PARTE COMMUNICATIONS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 150B-11; 150B-14(c); 150B-35; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0219	OATH	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 150B-11; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0220	CONDUCT OF HEARING	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0221	FAILURE TO APPEAR	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 150B-1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0222	HEARING OFFICER'S DECISION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0223	SECRETARY'S REVIEW AND FINAL DECISION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 150B-1; P.L. 105-220;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0224	EXTENSIONS OF TIME	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0225	RECORD	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 150B-1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0226	TRANSCRIPTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 150B-1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89B .0227	CIVIL ACTION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 150B-1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SUBCHAPTER 89C - PROGRAM RULES	SECTION .0100 - GENERAL POLICIES	10A NCAC 89C .0103	RATES OF PAYMENT	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 34 C.F.R. 361.50;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0104	CONFIDENTIAL INFORMATION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 150B-14(c); 34 C.F.R. 361.49;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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		10A NCAC 89C .0105	ADMINISTRATIVE REVIEWS AND FAIR APPEALS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0106	CASE RECORD ON INDIVIDUAL	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.39; 34 C.F.R. 361.49;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0107	CLIENT INFORMATION FORMS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 150B-11(1);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0109	RATES AND FEES FOR PURCHASERS OF SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 34 C.F.R. 361.44;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - ELIGIBILITY	10A NCAC 89C .0201	ELIGIBILITY AND INELIGIBILITY	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; 150B-21.6; 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0202	PROCESSING REFERRALS AND APPLICANTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; 34 C.F.R. 361.22; 34 C.F.R. 361.23; 34 C.F.R. 361.37;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0203	APPLICANT NOTIFICATION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; 34 C.F.R. 361.36; P.L. 102-569, s. 101(a)(5)(A);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0204	CONSIDERATION OF COMPARABLE SERVICES AND BENEFITS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 143B-10(j); 34 C.F.R. 361.19; 34 C.F.R. 361.47(b);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0205	SERVICES COVERED BY OR EXEMPT FROM FINANCIAL NEEDS TEST	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 150B-21.1B; 34 C.F.R. 361.40; 34 C.F.R. 361.41; 34 C.F.R. 361.47; 34 C.F.R. 364.59; P.L. 111.5;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0206	FINANCIAL NEEDS TEST	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 34 C.F.R. 361.47;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 - SCOPE AND NATURE OF SERVICES	10A NCAC 89C .0301	SCOPE; EVALUATION OF REHABILITATION POTENTIAL	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0302	COUNSELING, GUIDANCE, AND REFERRAL	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0303	PHYSICAL AND MENTAL RESTORATION SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0304	VOCATIONAL AND OTHER TRAINING	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 34 C.F.R. 361.5(b)(6); 34 C.F.R.; 361.48; 34 C.F.R.; 361.54; P.L. 105-220 s. 103(a);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0305	MAINTENANCE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0306	TRANSPORTATION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0307	SERVICES TO MEMBERS OF CLIENT'S FAMILY	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0308	INTERPRETER SERVICES FOR THE DEAF	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0309	READER SERVICES AND MOBILITY SERVICES FOR THE BLIND	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

G.S. 150B-21.3A Report for 10A NCAC 89, VOCATIONAL REHABILITATION

Agency - Department of Health and Human Services

Comment Period - November 1, 2025 - December 31, 2025

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)]	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
		10A NCAC 89C .0310	TELECOMMUNICATION, SENSORY, AND OTHER TECHNOLOGICAL AIDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0311	RECRUITMENT AND TRAINING SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0312	PLACEMENT	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0313	POST-EMPLOYMENT SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0314	OCCUPATIONAL LICENSES, TOOLS, EQUIPMENT, AND SUPPLIES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 34 C.F.R. 361.48;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0315	REHABILITATION ENGINEERING SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 143B-10(j); 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0316	OTHER GOODS AND SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; 34 C.F.R. 361.42;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 - METHODS TO ASSURE NONDISCRIMINATION	10A NCAC 89C .0401	COMPLIANCE WITH FEDERAL REQUIREMENTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 76.500;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0402	VENDOR COMPLIANCE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 76.500;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0403	RESOLVING AREAS OF NON-COMPLIANCE	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 76.500;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0404	COMPLAINTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 76.500;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - SUPPORTED EMPLOYMENT SERVICES	10A NCAC 89C .0501	COMPLIANCE WITH FEDERAL REQUIREMENTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 150B-21.6; 34 C.F.R. Part 363;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0502	ELIGIBILITY AND MOST SIGNIFICANT DISABILITY	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545; 143-546; 34 C.F.R. 363.3;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 - ORDER OF SELECTION FOR SERVICES	10A NCAC 89C .0601	APPLICABILITY OF POLICY	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.36;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0602	IMPLEMENTATION OF ORDER OF SELECTION	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.36;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0603	PRIORITY CATEGORIES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.36;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0604	PROCEDURES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.36	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0605	POST EMPLOYMENT SERVICES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.36;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89C .0606	CASE FINDING AND INFORMATION AND REFERRAL PROGRAMS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.37;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

G.S. 150B-21.3A Report for 10A NCAC 89, VOCATIONAL REHABILITATION

Agency - Department of Health and Human Services

Comment Period - November 1, 2025 - December 31, 2025

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)]	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	
		10A NCAC 89C .0607	THIRD-PARTY FUNDING ARRANGEMENTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A);	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
SUBCHAPTER 89D - STANDARDS FOR FACILITIES AND PROVIDERS	SECTION .0100 - GENERAL POLICIES	10A NCAC 89D .0101	GENERAL POLICIES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
	SECTION .0200 - STANDARDS FOR FACILITIES	10A NCAC 89D .0201	TYPES OF FACILITIES AND GENERAL REQUIREMENTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 34 C.F.R. 361.51;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0202	HOSPITAL STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0203	CONVALESCENT AND NURSING HOME STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0204	COMMUNITY REHABILITATION PROGRAM STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0205	SPEECH AND HEARING CENTERS STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0206	STANDARDS FOR POSTSECONDARY TRAINING FACILITIES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-545.1; 143-546.1; 34 C.F.R. 361.51;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		SECTION .0300 - STANDARDS FOR PROVIDERS OF SERVICES	10A NCAC 89D .0301	GENERAL POLICIES	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			10A NCAC 89D .0302	MEDICAL SERVICES' PERSONNEL STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			10A NCAC 89D .0303	SPEECH THERAPISTS AND AUDIOLOGISTS STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 89D .0304	PSYCHOLOGISTS STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0305	ON-THE-JOB TRAINING PERSONNEL STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0306	HEARING AID DEALERS STANDARDS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		10A NCAC 89D .0307	PROSTHETISTS AND ORTHOTISTS	Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016	Necessary	Yes If yes, include the citation to the federal law	Authority G.S. 143-546; 34 C.F.R. 361.45;	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	