## NORTH CAROLINA REGISTER

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Contested Case Decisions

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For those persons that have questions or concerns regarding the Administrative Procedure Act or any of its components, consult with the agencies below. The bolded headings are typical issues which the given agency can address, but are not inclusive.


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NC Association of County Commissioners
215 North Dawson Street
(919) 715-2893

Raleigh, North Carolina 27603
contact: Jim Blackburn or Rebecca Troutman
NC League of Municipalities
215 North Dawson Street
(919) 715-4000

Raleigh, North Carolina 27603
contact: Paula Thomas

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[^0]The North Carolina Administrative Code (NCAC) has four major subdivisions of rules. Two of these, titles and chapters, are mandatory. The major subdivision of the NCAC is the title. Each major department in the North Carolina executive branch of government has been assigned a title number. Titles are further broken down into chapters which shall be mumerical in order. The other two, subchapters and sections are optional subdivisions to be used by agencies when appropriate.

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TITLE DEPARTMENT
LICENSING BOARDS
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## GENERAL

## FILING DEADLINES

ISSUE DATE: The Register is published on
 or fifteenth of the month is not a Saturday, Sunday, or State holiday for employees mandated by the State Personnel Commission. If the first or fifteenth of any month is a Saturday, Sunday, or a holiday for State employees, the North Carolina Register issue for that day will be published on the day of that month closest to (either before or after) the first or fifteenth respectively that is not a Saturday, Sunday, or holiday for State employees.

LAST DAY FOR FILING: The last day for filing for any issue is 15 days before the
 and holidays for State employees.

The North Carolina Register shall be published twice a month and contains the following information submitted for publication by a state agency:
temporary rules;
notices of rule-making proceedings;
text of proposed rules; text of permanent rules approved by the Rules Review Commission; notices of receipt of a petition for municipal incorporation, as required by G.S. 120-165;

Executive Orders of the Governor; final decision letters from the U.S. Attorney General concerning changes in laws affecting voting in a jurisdiction subject of Section 5 of the Voting Rights Act of 1965, as'required by G.S. 120-30.9H; orders of the Tax Review Board issued under G.S. 105-241.2; and other information the Codifier of Rules determines to be helpful to the public.

COMPUTING TIME: In computing time in the schedule, the day of publication of the North Carolina Register is not included. The last day of the period so computed is included, unless it is a Saturday, Sunday, or State holiday, in which event the period runs until the preceding day which is not a Saturday, Sunday, or State holiday.

## EXECUTIVE ORDER NO. 166

## EXTENDING EXECUTIVE ORDERS

By the power vested in me as Governor by the Constitution and laws of the State of North Carolina, IT IS ORDERED:

## Section 1. Extension

The following Executive Orders, as amended, are extended two years from the effective date provided below:

Executive Order No. 2, Small Business Council.
Executive Order No. 11, Govemor's Council of Fiscal Advisors.

Executive Order No. 15, Coordinating Committee on the Americans with Disabilities Act.

Executive Order No. 16, The Geographic Information Coordinating Council and the Center for Geographic Information and Analysis.

Executive Order No. 43, North Carolina State Health Coordinating Council.

Executive Order No. 45, Governor's lnitiative to

Strengthen North Carolina Historically Black Colleges and Universities.

Executive Order No. 50, North Carolina Sports Development Commission.

Executive Order No. 51, North Carolina Film Council.
Executive Order No. 75, Creation of Regional Councils and a Coordinating Council to Support Sound Environmental Management in the Albemarle-Pamlico Estuarine Study Region.

Executive Order No. 76, North Carolina Motor Carrier Advisory Committee.

Executive Order No. 84, North Carolina Home Furnishings Export Council.

Executive Order No. 127, North Carolina Board of Ethics.

Section 2. Effective Date
This order shall be effective the first day of January, 2000.

Done in the Capital City of Raleigh, North Carolina, this the $30^{\text {th }}$ day of December, 1999.

This Section contains public notices that are required to be published in the Register or have been approved by the Codifier of Rules for publication.

## TITLE 10 - HEALTH AND HUMAN SERVICES

## NORTH CAROLINA MEDICAL CARE COMMISSION

## ABBREVIATED NOTICE

The North Carolina Medical Care Commission ("Commission") plans to adopt temporary rules pursuant to HB 512 which was signed into law by the Governor on August 10, 1999. The rules will establish requirements for certifying administrators of assisted living facilities and adult care homes with seven or more beds. There are no rules in place so new ones must be adopted. Questions concerning the rules should be directed to Doug Barrick, Group Care Licensure Section, 2708 Mail Service Center, Raleigh, NC 27699-2708, (919) 733-6650.

A Notice of Rule-making Proceedings is a statement of subject matter of the agency's proposed rule making. The agency must publish a notice of the subject matter for public comment at least 60 days prior to publishing the proposed text of a rule. Publication of a temporary rule serves as a Notice of Rule-making Proceedings and can be found in the Register under the section heading of Temporary Rules. A Rule-making Agenda published by an agency serves as Rule-making Proceedings and can be found in the Register under the section heading of Rule-making Agendas. Statutory reference: G.S. 150B-21.2.

## TITLE 12 - DEPARTMENT OF JUSTICE

## CHAPTER 9-CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS

## SUBCHAPTER 9A - CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

Totice of Rule-making Proceedings is hereby given by the North Carolina Criminal Justice Education and Training tandards Commission in accordance with G.S. 150B-21.2. The gency shall subsequently publish in the Register the text of the ule(s) it proposes to adopt as a result of this notice of ruleaking proceedings and any comments received on this notice.
itation to Existing Rules Affected by this Rule-Making: 12 CAC 9A.0103-Other rules may be proposed in the course of de rule-making process.
uthority for the rule-making: G.S. $17 C-6 ; 17 C-10$
tatement of the Subject Matter: Amendment to the definition f"Class B Misdemeanor" to include specific traffic offences in ther jurisdictions.
keason for Proposed Action: The North Carolina Criminal ustice Education and Training Standards Commission has uthorized rule-making authority to amend the definition of Class B Misdemeanor" to comply with the third edition of the lass B Misdemeanor Manual as published by the North Farolina Department of Justice.
omment Procedures: Written comments should be directed to lizabeth L. Thompson, Criminal Justice Standards Division, ooom G-27, Old Education Building, 114 West Edenton Street, O Drawer 149, Raleigh, North Carolina 27602.

## CHAPTER 11 - NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

Totice of Rule-making Proceedings is hereby given by the N.C. Alarm Systems Licensing Board in accordance with F.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of his notice of rule-making proceedings and any comments eceived on this notice.

Citation to Existing Rules Affected by this Rule-Making:

12 NCAC 11.0500 - Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 74D-5(a)(1); 74D-5(a)(2)

Statement of the Subject Matter: The section sets forth the continuing education requirements for licensees and registrants.

Reason for Proposed Action: The Board intends to amend the continuing education rules to more clearly and specifically set forth the guidelines for obtaining continuing education.

Comment Procedures: Written comments should be sent to $W$. Wayne Woodard, Administrator, Alarm Systems Licensing Board, 3320 Old Garner Road, Raleigh, NC 27626.

## TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

CHAPTER 16 - ADULT HEALTH

## SUBCHAPTER 16A - CHRONIC DISEASE

$N$Totice of Rule-making Proceedings is hereby given by the Department of Health and Human Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 16A.1301-.1307- Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 130 A

Statement of the Subject Matter: Implementation of the Prescription Drug Assistance Program. These rules will also be adopted as temporary rules effective January 26, 2000.

Reason for Proposed Action: Cardiovascular disease and diabetes are leading causes of death and disability in persons over the age of 65 , especially those with limited incomes. Financial support for the purchase of medications for the control of these illnesses is intended to extend the productive years and quality of life of such persons, and to reduce costs related to unnecessary hospital and nursing home admissions.

Comment Procedures: Written comments may be submitted to

Charles D. Reed, Pharmacist, North Carolina Division of Public Health, 1915 Mail Service Center, Raleigh, North Carolina 27699-1915, within 60 days after the date of publication of this issue of the NC Register. Copies of the proposed rules may be obtained by contacting Charles Reed at 919-715-3338.

## CHAPTER 19 - HEALTH: EPIDEMIOLOGY

## SUBCHAPTER 19A - COMMUNICABLE DISEASE CONTROL

$N^{2}$Totice of Rule-making Proceedings is hereby given by the Commission for Health Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 19A.0406 - Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 130A-152; 130A-153
Statement of the Subject Matter: Access to Immunization Information. The mobility of our country's population has led to the need for local and state health departments in other states to have access to specific person's immunization records upon request. HMO's need access to this data to fulfill state insurance laws.

Reason for Proposed Action: The mobility of our country's population has led to the need for local and state health departments in other states to have access to specific person's immunization records upon request. HMO's need access to this data to fulfill state insurance laws.

Comment Procedures: Comments, statements, data and other information may be submitted in writing within 60 days after the date of publication of this issue in the NC Register. Copies of proposed rules and information may be obtained by contacting the Immunization Branch at 919-715-6764. Send written comments to Barbara Laymon, Immunization Branch, 1330 St. Mary's St., 1916 Mail Service Center, Raleigh, NC 27699-1916.

## SUBCHAPTER I9B - INJURY CONTROL

$N^{2}$Totice of Rule-making Proceedings is hereby given by the Commission for Health Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 19B.0101; .0301-.0302; .0304; .0309; .0311;.0313; .0320-.0322; .0502-.0503-Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 20-139.1
Statement of the Subject Matter: Requested amendments are for existing rules in the Breath Alcohol Testing Program. The amendments are in regards to the "Definitions" of breath/blood testing, "Application" requirements for obtaining breath alcohol permits, "Qualifications" of maintenance personnel, "Breath Testing Instruments; Reporting Sequential Test", "Intoxilyzer" procedures, "Intoxilyzer Maintenance" and "Alcohol Screening Test Device" procedures.

Reason for Proposed Action: The Forensic Tests for Alcohol Branch has been operating and maintaining the new statewide Breath/Blood Alcohol Testing program for the past seven years. Based on operating and maintaining this equipment across the state resulting in over 500,000 breath test being conducted, amendments will allow for necessary changes and updates for this program.

Comment Procedures: Comments may be submitted to Al E. Eisele, Jr., Head, Forensic Test for Alcohol Branch, 1922 Mai Service Center, Raleigh, NC 27699-1922 within 60 days after the date of publication of the NC Register. Copies of published rules and information may be obtained by contacting Al E. Eisele, Jr., (919) 733-3225.

## CHAPTER 2 I - HEALTH: PERSONAL HEALTH

## SUBCHAPTER 21D - WIC/NUTRITION

NTotice of Rule-making Proceedings is hereby given by the Commission for Health Services in accordance with G.S 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result o this notice of rule-making proceedings and any comment received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 21D.0202; .0701-.0706; .0802-.0803-Other rule. may' be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 130A-361
Statement of the Subject Matter: These rules deal wit) definition of WIC Program ternis, the WIC food distribution system, and administrative appeals. 15A NCAC $21 D .0202$ .0706, .0802, and 0803 will be adopted as temporary rules wit proposed effective date of May 17, 2000 at the Commission fo, Health Services meeting on February 16, 2000.

Reason for Proposed Action: These rules are in response to deral regulations that mandate uniform sanctions across State gencies for the most serious WIC Program vendor violations. hey also address the mandatory disqualification of WIC endors who are disqualified from the Food Stamp Program.

Comment Procedures: Comments, statements, data and other hformation may be submitted in writing within 60 days of ublication of this issue in the NC Register. Copies of the roposed rules and information packages may be obtained by ontacting the Nutrition Services Branch at 919-715-0647. Vritten comments may be sent to Cory Menees at 1914 Mail ervice Center, Raleigh, NC 27699-1914.

## CHAPTER 26 - INFORMATION SERVICES

## SUBCHAPTER 26B - CANCER REGISTRY

verotice of Rule-making Proceedings is hereby given by the Commission for Health Services in accordance with G.S. 50B-21.2. The agency shall subsequently publish in the legister the text of the rule(s) it proposes to adopt as a result of his notice of rule-making proceedings and any comments eceived on this notice.

Fitation to Existing Rules Affected by this Rule-Making: 5A NCAC 26B - Other rules may be proposed in the course of he rule-making process.
uthority for the rule-making: G.S. 130A-209
tatement of the Subject Matter: Requirement for all facilities ind providers that detect, diagnose, or treat cancer patients to eport cancer cases to the cancer control registry.

Reason for Proposed Action: Statewide cancer incidence and ancer mortality data can be used to identify cancer trends, atterns, and variation for directing cancer control intervention. Changes in communication and medical technology and in the reatment of disease mean that a substantial majority of the data sobtainable from medical facilities such as hospitals, clinics, ind laboratories. Current North Carolina law authorizes but loes not require facilities that diagnose or treat cancer patients oreport clinical, statistical, and other records of cancer. The urrent cancer incidence-reporting rate in North Carolina is nly $87 \%$. This reporting rate is neither compliant with federal tandards of $95 \%$ nor compliant with Cancer Registry of $100 \%$.

Comment Procedures: Written comments may be submitted to Dr. John Booker, Director, State Center for Health Statistics, 1903 Mail Service Center, Raleigh, NC 27699-1903, within 60 days after the date of publication of this issue of the NC Register. Copies of the proposed rules may be obtained by contacting Dr. John Booker at 919-715-4499.

## TITLE 21-OCCUPATIONAL LICENSING BOARDS

## CHAPTER 16-BOARD OF DENTAL EXAMINERS

## SUBCHAPTER 16R - CONTINUING EDUCATION REQUIREMENTS: DENTISTS

$N$Totice of Rule-making Proceedings is hereby given by the North Carolina State Board of Dental Examiners in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules A ffected by this Rule-Making: 21 NCAC 161.0103-.0104; 16R. 0102-.0103-Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 90-31.1; 90-225.1
Statement of the Subject Matter: Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina State Board of Dental Examiners (Board) will consider adopting rules, repealing rules, or amending rules addressing approved continuing education courses and sponsors for dentists and dental hygienists and reporting of continuing education for dentists and dental hygienists.

Reason for Proposed Action: To delete reference to $C P R$ requirement in 16R. 0102; to increase approved continuing education course sponsors for dentists and dental hygienists; to revise continuing education reporting requirements for dentists and dental hygienists.

Comment Procedures: Written comments may be submitted on the subject matter of the proposed rule-making to Christine $H$. Lockwood, Executive Director of the Board at the Board's office. The Board's address is PO Box 32270, Raleigh, NC 276222270.

> This Section contains the text of proposed rules. At least 60 days prior to the publication of text, the agency published a Notice of Rule-making Proceedings. The agency must accept comments on the proposedrule for at least 30 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. The required comment period is 60 days for a rule that has a substantial economic impact of at least five million dollars ( $\$ 5,000,000$ ). Statutory reference: G.S. 150B21.2.

## TITLE - 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

NTotice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Wildlife Resources Commission intends to amend rule(s) cited as 15A NCAC 101.0102-.0105. Notice of Rule-making Proceedings was published in the Register on December 1, 1999.

Proposed Effective Date: July 1, 2001
A Public Hearing will be conducted at 10:00 a.m. on February 17, 2000 at the Archdale Building, Room 332, 512 N. Salisbury St, Raleigh, NC 27603.

Reason for Proposed Action: To set/amend endangered and threatened species regulations which are necessary to manage. and preserve the resource.

Comment Procedures: Interested persons may present their views either orally or in writing at the hearing. In addition, the record of hearing will be open for receipt of written comments from February 1, 2000 to March 2, 2000. Such written comments must be delivered or mailed to the NC Wildlife Resources Commission, 512 N. Salisbury St., Raleigh, NC 27604-1188.

Fiscal Impact
State Local
Sub. None $\checkmark$

## CHAPTER 10 - WILDLIFE RESOURCES AND WATER SAFETY

## SUBCHAPTER 10I - ENDANGERED AND THREATENED SPECIES

## SECTION . 0100 - DEFINITIONS

## . 0102 PROTECTION OF ENDANGERED/ THREATENED/SPECIAL CONCERN SPECIES

(a) No Open Season. There shall be no open season for taking any of the species listed as endangered in Rule .0003 .0103 , threatened in Rule $.0004 . .0104$ or, unless otherwise provided, as special concern in Rule . $0005 . .0105$ of this Subchapter. Except as provided in Paragraphs (b), (c) and (e) of this Rule, it is unlawful to take or possess any of such species at any time.
(b) Permits. The executive director may issue permits to take an endangered, threatened, or special concern species for the
purpose of scientific investigation relevant to perpetuation or restoration of said species or as a part of a commission-approved study or restoration effort.
(c) Taking Without a Permit:
(1) An individual may take an endangered, threatened, or special concern species in defense of his own life or the lives of others without a permit.
(2) A state or federal conservation officer or employee who is designated by his agency to do so may, when acting in the course of his official duties, take, possess, and transport endangered, threatened, or special concern species without a permit if the action is necessary to:
(A) aid a sick, injured, diseased or orphaned specimen;
(B) dispose of a dead specimen;
(C) salvage a dead specimen which may be useful for scientific study; or
(D) remove specimens which constitute demonstrable but nonimmediate threat human safety, provided the taking is done in a humane and noninjurious manner; the taking may involve injuring or killing endangered, threatened, or special concern species only if it is not reasonably possible to eliminate the threat by live-capturing and releasing the specimen unharmed, in a suitable habitat.
(d) Reporting. Any taking or possession of an endangered threatened, or special concern species under Subsections (b) and (c) of this Rule is subject to applicable reporting requirements of federal law and regulations and the reporting requirements of the permit issued by the Executive Director or of 15A NCAC 10B $.0106(\mathrm{e})$.
(e) Exception.
(1) Notwithstanding any other provisions of this Rule processed meat and other parts of American alligators, which have been lawfully taken in a state in which there is an open season for harvesting alligators, may be possessed, bought and sold when such products are marketed in packages or containers which are distinctly labeled to indicate the state in which they were taken and the identity, location, and lawfu authority of the processor or distributor.
(2) Raptors listed as special concern species in Rule .0005 .0105 of this Subchapter may be taken from the wild for falconry purposes and for falconry propagation, provided that a valid North Carolina endangered species permit has been obtained as required in Paragraph (b) of this Rule.
(3) Captive-bred raptors listed as special concern specie may be bought, sold, bartered or traded as provided ir

50 C.F.R. 21.30 when marked as required under those regulations.
(4) Importation, possession, sales, transportation and exportation of species listed as special concern species in Rule .0005 .0105 of this Subchapter shall be allowed under permit by retail and wholesale establishments whose primary function is providing scientific supplies for research; provided that the specimens were lawfully obtained from captive or wild populations outside of North Carolina; and that they must be possessed in indoor facilities; and that all transportation of specimens provides adequate safeguards against accidental escape; and that importation, possession and sale or transfer is permitted only as listed in Sub-items (e)(4)(A) and (B) of this Rule.
(A) A written application to the Commission is required for a permit to authorize importation, and possession for the purpose of retail or wholesale sale. The application shall identify the source of the specimens, and provide documentation of lawful acquisition. Applications for permits shall include plans for holding, transportation, advertisement, and sale in such detail as to allow a determination of the safeguards provided against accidental escape and sales to unauthorized individuals.
(B) Purchase, importation, and possession of special concern species within North Carolina shall be allowed under permit to state and federal governmental agencies, corporate research entities, and research institutions; provided that sales are permitted to out of state consumers; and, provided that they must be possessed in indoor facilities and that all transportation of specimens provides adequate safeguards against accidental escape; and that the agency's or institution's Animal Use and Care Committee has approved the research protocol for this species; and, further provided that no specimens may be stocked or released in the public or private waters or lands of North Carolina and may not be transferred to any private individual.

Authority G.S. 113-134; 113-291.2; 113-291.3; 113-292; 113-333.

## 0103 ENDANGERED SPECIES LISTED

(a) The following species of resident wildlife are designated as federally-listed endangered species:
(1) Amphibians:

None Listed At This Time.
(2) Birds:
(A) American peregrine fatcon (Fatco peregrinus anatum),
(A)(B) Bachman's warbler (Vermivora bachmanii);
(E) Batdeagte (Hatracetus teucocephalus),
(B) (D) Ivory-billed woodpecker (Campephilus principalis);
(C) (E) Kirtland's warbler (Dendroica kirtlandi);
(D) Piping plover (Charadrius melodus circumcinctus):
(E) (F) Red-cockaded woodpecker (Picoides borealis);
(F) (G) Roseate tern (Sterna d. dougallii);
(G) (H) Wood stork (Mycteria americana).
(4) Crustacea: None Listed At This Time.
(4) (3) Fish:
(A) Cape fear shiner (Notropis mekistocholas);
(B) Shortnose sturgeon (Acipenser brevirostrum), when found in inland fishing waters.
(5) (4) Mammals:
(A) Carolina northern flying squirrel (Glaucomys sabrinus coloratus);
(B) Eastern cougar (Felis concolor cougar);
(C) Gray bat (Myotis grisescens);
(D) Indiana bat (Myotis sodalis);
(E) Manatee (Trichechus manatus), when found in inland fishing waters;
(F) Virginia big-eared bat (Plecotus - $\tau$ townsendii)(Corynorhinus townsendii virginianus).
(6) (5) Mollusks:
(A) Carolina heelsplitter (Lasmigona decorata);
(B) Dwarf wedge mussel (Alasmidonta heterodon);
(C) Little-wing pearlymussel (Pegias fabula);
(D) Tar river spiny mussel (Elliptio [canthyria] steinstansana).
(7) (6) Reptiles:
(A) Atlantic ridley turtle (Lepidochelys kempii);
(B) Hawksbill turtle (Eretmochelys imbricata);
(C) Leatherback turtle (Dermochelys coriacea).
(b) The following species of resident wildlife are designated as state-listed endangered species:
(1) Amphibians:

Green salamander (Aneides aeneus).
(2) Birds:
(A) American peregrine falcon (Falco peregrinus anatum);
(B) Bewick's wren (Thryomanes bewickii);
(3) Crustacea:

None Listed At This Time.
(4) (3) Fish:
(A) Blotchside Logperch (Percina burtoni);
(B) Cutlips Minnow (Exoglossum maxillingua);
(C) Dusky Darter (Percina sciera);
(D) Orangefin Madtom (Noturus gilberti);
(E) Paddlefish (Polyodon spatula);
(F) Rustyside Sucker (Moxostoma hamiltoni) (Thoburnia hamiltoni);
(G) Stonecat (Noturus flavus).
(5) (4) Mammals:

None Listed At This Time.
(6) (5) Mollusks:
(A) Appalachian elktoe (Alasmidonta raveneliana);
(B) Atlantic pigtoe (Fusconaia masoni);
(C)
(B) Barrel Floater (Anodonta couperiana);
(D) Brook floater (Alasmidonta varicosa);
(E) Carolina creekshell (Villosa vaughaniana);
(F) (E) Fragile glyph (Glyphyalinia clingmani);
(G) (Đ) Green floater (Lasmigona subviridus);
(H) (E) Knotty elimia (Goniobasis interrupta);
(I) (F) Magnificent rams-horn (Planorbella magnifica);
(J) (G) Neuse spike (Elliptio judithae);
(K) $(H) \quad$ Pistolgrip (Tritigonia verrucosa);
(L) Savannah lilliput (Toxolasma pullus);
(M) ( H$)$ Slippershell mussel (Alasmidonta viridis);
(N) (J) Tennessee heltsplitter heelsplitter (Lasmigona holstonia);
(O) (K) Tennessee pigtoe (Fusconaia barnesiana) barnesiana);
(P) Yellow lampmussel (Lampsilis cariosa);
(Q) Yellow lance (Elliptio lanceolata).
(7) (6) Reptiles:

None Listed At This Time.
(A) Eastern coral snake (Micrurus f. fulvius);
(B) Eastern diamondback rattlesnake (Crotalus adamanteus).

Authority G.S. 113-134; 113-291.2; 113-292; 113-333.

## . 0104 THREATENED SPECIES LISTED

(a) The following species of resident wildlife are designated as federally-listed threatened species:
(1) Amphibians:

None Listed At This Time
(2) Birds:
(A) Arctie-peregrine-fatcon (Fateo peregrinus tundrius);
(A) Bald eagle (Haliaeetus leucocephalus);
(B) Piping plover (Charadrius melodus).
(3) Crustacea:

None Listed At This Time.
(4) (3) Fish:
(A) Spotfin chub (Hybopsis monacha), (Cyprinella monacha);
(B) Waccamaw silverside (Menidia extensa).
(5) (4) Mammals:

Dismal swamp southern shrew (Sorex longirostris fisheri).
None Listed At This Time.
(6) (5) Mollusks:

Noonday globe (Mesodon clarki nantahala).
(7) (6) Reptiles:
(A) American alligator (Alligator mississipiensis);
(B) Green turtle (Chelonia mydas);
(C) Loggerhead turtle (Caretta caretta).
(b) The following species of resident wildlife are designated as state-listed threatened species:
(1) Amphibians:
(A) Carolina gopher frog (Rana capito capito);
(B) (A) Eastern tiger salamander (Ambystomat.
tigrinum);
(C) Junaluska salamander (Eurycea junaluska):
(D) (B) Wehrle's salamander (Plethodon wehrlei).
(2) Birds:
(A) Gull-billed tern (Gefochelidon nitotica aranea).(Sterna nilotica aranea);
(B) Northern saw-whet owl (Aegolius acadicus ssp.).
(3) Crustacea:

None Listed At This Time.
(4) (3) Fish:
(A) American Brook Lamprey (Lampetra appendix);
(B) Banded Sculpin (Cottus carolinae);
(C) Bigeye jumprock (Scartomyzon ariommus);
(D) (C) Carolina Pygmy Sunfish (Elassoma boehlkei)
(E) (D) Freshwater Drum (Aplodinotus grunniens);
(F) Least brook lamprey (Lampetra aepyptera);
(G) (E) Logperch (Percina caprodes);
(H) (F) Rosyface Chub (Hybopsis rubrifrons);
(1) (G) Sharphead Darter (Etheostoma acuticeps);
(J) (H) Striped Shiner (Notropis ehrysocephalus),(Luxilus chrysocephalus);
(K) ( $)$ Waccamaw Darter (Etheostoma perlongum). (5) (4) Mammals:
(A) Eastern wood rat (Neotoma floridama) floridana);
(B) Rafinesque's big-eared bat Corynorhinu: rafinesquii).
(6) (5) Mollusks:
(A) Atlantic pigtoe (Fusconaia masoni),
(A) Alewife floater (Anodonta implicata);
(B) Big-tooth covert (Mesodon jonestianus);
(C) Brook floater (Alasmidonta varicosa),
(B) Cape Fear spike (Elliptio marsupiobesa),
(C) (E) Cape Fear threetooth (Triodopsis soelneri);
(D) Carolina fatmucket (Lampsilis radiat conspicua);
(E) (F) Clingman covert (Mesodon clingmanicus);
(F) Eastern lampmussel (Lampsilis radiata radiata).
(G) Eastern pondmussel (Ligumia nasuta);
(H) (G) Engraved covert (Mesodon orestes);
(I) (H) Mountain creekshell (Villosa vanuxemensis)
(J) ( $\ddagger$ ) Roan supercoil (Paravitrea varidens);
(K) (J) Roanoke slabshell (Elliptio roanokensis);
(K) Savannah litliput(foxolasma pullus),
(L) Sculpted supercoil (Paravitrea ternaria);
(M) Seep mudalia (Leptoxis dilatata);
(N) Smoky Mountain covert (Mesodon ferrissi);
(O) Squawfoot (Strophitus undulatus);
(P) Tidewater mucket (Leptodea ochracea);
(Q) (P) Triangle floater (Alasmidonta undulata);
(R) (Q) Waccamaw ambersnail (Catinell waccamawensis);
(S) (R) Waccamaw fatmucket (Lampsilis fullerkati);
(T) (S) Waccamaw spike (Elliptio waccamawensis);
(T) Yellow lampmussel (Lampsiliscariosa),
$(\uplus)$ Yellow lance (Elliptio lanceolata).
7) (6) Reptiles:

Bog turtle (Clemmys muhlenbergii).
uthority G.S. 113-134; 113-291.2; 113-292; 113-333.

## 105 SPECIAL CONCERN SPECIES LISTED

The following species of resident wildlife are designated as tate-listed special concern species:
(1) Amphibians:
(a) Earolinacrawfish frog (Rana areolatacapito),
(a) (b) Crevice salamander (Plethodon longicrus);
(b) (c) Dwarf salamander [silver morph] (Eurycea quadridigitata);
(c) (d) Eastern hellbender (Cryptobranchus a. alleganiensis);
(d) (e) Four-toed salamander (Hemidactylium scutatum);
(f) Junaluska salamander (Euryeea jumaluska);
(e) (g) Longtail salamander (Eurycea 1. longicauda);
(f) (hr) Mole salamander (Ambystoma talpoideum);
(g) (i) Mountain chorus frog (Pseudacris brachyphona);
(h) (j) Mudpuppy (Necturus maculosus);
(i) (k) Neuse river waterdog (Necturus lewisi);
(i) ( $\ddagger$ River frog (Rana heckscheri);
(k) (m) Weller's salamander (Plethodon welleri);
(I) (n) Zigzag salamander (Plethodon dorsatis).Ventralis).
(2) Birds:
(a) Bachman's sparrow (Aimophila aestivalis);
(b) Black-capped chickadee (Parus (Poecile atricapillus);
(c) Black skimmer (Rhynchops niger);
(d) Brown pelican (Plecanus oceidentalis),
(d) (e) Black vulture (Coragyps atratus);
(e) Brown creeper (Certhia americananigrescens);
(f) Common tern (Sterna hirundo);
(g) (f) Cooper's hawk (Accipiter cooperi);
(h) (g) Glossy ibis (Plegadis falcinellus);
(h) Golden-crowned kinglet (Regulus satrapa),
(i) Least tern (Sterna antillarum);
(i) (i) Little blue heron (Egretta caerulea);
(k) (i) Loggerhead shrike (Lanius ludovicianus);
(k) Northernsaw-whet owl (Aegolius acadicus),
(l) (1) Olive-sided flycatcher (Contopus boreatis);cooperi);
(m) Red crossbill (Loxia curvirostra);
(n) (m) Snowy Egret (Egretta thula);
(0) (n) Tricolor heron (Egretta tricolor).tricolor);
(p) Yellow-bellied sapsucker (Sphyrapicus varius appalachiensis).
(3) Crustacea:
(a) Broad River spiny crayfish (Cambarus spicatus);
(b) Chowanoke crayfish (Orconectes virginiensis);
(c) Greensboro burrowing crayfish (Cambarus catagius);
(d) Hiwassee headwaters crayfish (Cambarus parrishi);
(e) Little Tennessee River crayfish (Cambarus georgiae);
(f) North Carolina spiny crayfish (Orconectes carolinensis):
(g) Oconee stream crayfish (Cambarus chaugaensis);
(h) Waccamaw crayfish (Procambarus braswelli).
(4) (3) Fish:
(a) Atlantic Sturgeon (Acipenser oxyrhynchus);
(b) Bigeye Jumprock (Moxostoma ariommum),
(b) (c) Bluefin Killifish (Lucania goodei);
(c) (d) Blueside Darter (Etheostoma jessiae);
(d) (c) Bridle Shiner (Notropis bifrenatus);
(e) (f) Broadtail Madtom (Noturus n. sp.) (Lumber River and its tributaries and Cape Fear River and its tributaries);
(f) (g) Carolina Darter (Etheostoma collis);
(g) (h) Carolina Madtom (Noturus furiosus) (Neuse River and its tributaries);
(h) (i) Highfin Carpsucker (Carpiodes velifer);
(i) (i) Kanawha Minnow (Phenacobius teretulus);
(i) (k) Lake Sturgeon (Acipenser fulvescens);
( $\ddagger$ ) Least Brook Lamprey (Lampetraaepyptera),
(k) (m) Least Killifish (Heterandria formosa);
(I) ( n ) Longhead Darter (Percina macrocephala);
(m) (o) Mooneye (Hiodon tergisus);
(n) (p) Mountain Madtom (Noturus eleutherus);
(o) (q) Olive Darter (Percina squamata);
(p) (r) Pinewoods Darter (Etheostoma mariae);
(q) (s) River Carpsucker (Carpiodes carpio);
(t) River Redhorse (Moxostoma Carinatum) (Pee Đee River and its tributaries);
(r) (u) Riverweed Darter (Etheostoma podostemone);
(s) (v) Rosyside Dace (Clinostomus funduloides ssp.) (Little Tennessee River and its tributaries);
(t) (w) Sandhills Chub (Semotilus lumbee);
(u) (x) Sharpnose Darter (Percina oxyrhymeha);(Percina oxyrhynchus);
(v) (y) Tennessee Snubnose Darter (Etheostoma simoterum);
(w) (z) Thinlip Chub (Hybopsissp:)(Cyprinella zanema) (Lumber River and its tributaries and Cape Fear River and its tributaries);
(x) (aa) Turquoise Darter (Etheostoma inscriptum);
(v) (bb) Waccamaw Killifish (Fundulus waccamensis);
(z) (cc) Wounded Darter (Etheostoma vulneratum);
(aa) (dd) Yellowfin Shiner (Notropis lutipinnis) (Savannah River and its tributaries and Little Tennessee River and its tributaries).
(5) (4) Mammals:
(a) Brazitian free-taited bat (Tadarida brasiliensis eynoceptrala),
(b) Eastern wood rat (Neotoma floridana haemitora and N.f.magister);
(a) Allegheny woodrat (Neotoma magister);
(b) (c) Keen's bat (Myotis keenii septentrionalis);
(c) (d) Long-tailed shrew (Sorex dispar blitchi);
(d) Pungo white-footed mouse (Peromyscus leucopus easti);
(e) Pygmy shrew (Sorex hoyi wimnemana);
(f) Rafinesque's big-eared bat-(Plecotus r. rafinesquii and P.r. macrotis),
(e) (g) Rock vole (Microtus chrotorrhinus carolinensis);
(f) (h) Small-footed bat (Myotis l. liebi);
(g) (i) Southeastern bat (Myotis austroriparius);
(h) Southern Appalachian woodrat (Neotoma floridana haematoreia);
(i) (i) Star-nosed mole (Condylura cristata parva);
(i) (k) Water shrew (Sorex palustris punctulatus).
(6) (5) Mollusks:
(a) Alabama rainbow (Villosa nebulosa);
(b) Alewife-floater (Anodonta implicata),
(b) (c) Appalachian gloss (Zonitoides patuloides);
(c) (d) Bidentate dome (Ventridens coelaxis);
(d) (e) Black mantleslug (Pallifera hemphilli);
(e) (f) Blackwater ancylid (Ferrissia hendersoni);
(f) (g) Blue-foot lancetooth (Haplotrema kendeighi);
(h) Carolinacreekshell (Villosa vaughanianus),
(g) Cape Fear spike (Elliptio marsupiobesa):
(h) (i) Carolina elktoe (Alasmidonta robusta);
(i) (f) Dark glyph (Glyphyalinia junaluskana);
(j) (k) Dwarf proud globe (Mesodon clarki);
(k) (1) Dwarf threetooth (Triodopsis fulciden);
(m) Eastern lampmussel (Lampsilis radiata);
(n) Eastern pondmussel (Ligumia nasuta);
(1) (o) Fringed coil (Helicodiscus fimbriatus);
(m) (p) Glossy supercoil (Paravitrea placentula);
(n) (q) Great Smoky slitmouth (Stenotrema depilatum);
(o) (r) Greenfield rams-horn (Helisoma eucosmium);
(p) (s) High mountain supercoil (Paravitrea andrewsae);
(q) (t) Honey glyph (Glyphyalinia vanattai);
(r) (u) Lamellate supercoil (Paravitrea lamellidens);
(s) (v) Mirey Ridge supercoil (Paravitrea clappi);
(t) Notched rainbow (Villosa constricta);
(u) (w) Open supercoil (Paravitrea umbilicaris);
(v) (x) Pink glyph (Glyphyalinia pentadelphia);
(w) (y) Pod lance (Elliptio folliculata);
(x) (z) Queen crater (Mesodon chilhoweensis);
(y) (aa) Ramp Cove supercoil (Paravitrea lacteodens);
(z) (bb) Saw-tooth disc (Discus bryanti);
(aa) (ec) Spike (Elliptio dilatata);
(bb) (dd) Spiral coil (Helicodiscus bonamicus);
(ee) Fidewater mucket (Lampsitis ochracea),
(cc) (ff) Velvet covert (Mesodon subpalliatus);
(dd) (gg) Waccamaw amnicola (Amnicola sp.);
(ee) (hht) Waccamaw lampmussel (Lampsilis crocata);
(ff) (ii) Waccamaw siltsnail (Cincinnatia sp.);
(gg) (ij) Wavy-rayed lampmussel (Lampsilis fasciola).
(7) (6) Reptiles:
(a) Carolina pigmy rattlesnake (Sistrurus m. miliarius):
(b) (a) Carolina salt marsh snake (Nerodia sipedon williamengelsi);
(c) (b) Diamondback terrapin (Malaclemys terrapin);
(d) (c) Eastern smooth green snake (Opheodrys v. vernalis);
(e) (d) Eastern spiny softshell (Apalone s. spinifera);
(f) (e) Mimic glass lizard (Ophisaurus mimicus);
(g) (f) Northern pine snake (Pituophis m. melanoleucus);
(h) (g) Outer banks kingsnake (Lampropeltis getulus sticticeps);
(i) Southern hognose snake (Heterodon simus);
(i) (h) Stripeneck musk turtle (Sternotherus minor peltifer).
(k) Timber rattlesnake (Crotalus horridus).

Authority G.S. 113-134; 113-291.2; 113-292; 113-333.

This Section includes temporary rules reviewed by the Codifier of Rules andentered in the North Carolina Administrative Code and a listing of temporary rules that have expired. See G.S. $150 B-21.1$ and 26 NCAC 2C . 0500 for adoption and filing requirements. Pursuant to G.S. 150B-21.1(e), publication of a temporary rule in the North Carolina Register serves as a notice of rule-making proceedings unless this notice has been previously published by the agency.

## EXPIRED TEMPORARY RULES

Community Colleges
23 NCAC 02C .0503-. 0505
Cosmetic Art
21 NCAC 14L . 0109
Employee Assistance Professionals
21 NCAC 11 . 0102-. 0103
DHHS/Facility Services
10 NCAC 03R . 1613
.1615
$.1713-.1715$
$.1912-.1914$
.2113
. 2713
.2715
.4203
. $6201-.6202$
.6203
. 6204 - . 6208
. 6209
. 6210 - .6220
.6221
. 6222 - 6241
Secretary of State
18 NCAC $10 \quad .0101$
.0201
.0301
. 0305 - .0309
. $0401-.0402$
.0501
.0701
. $0801-.0802$
.0901

| Effective Date | $\frac{\text { Expired }}{08 / 13 / 99}$ |
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| $01 / 01 / 99$ | $10 / 12 / 99$ |
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## TEMPORARY RULES ENTERED INTO THE CODE

## TITLE I 0 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

Rule-making Agency: Division of Medical Assistance
Rule Citation: 10 NCAC 26 H .0506
Effective Date: January 1, 2000
Findings Reviewed and Approved by: Beecher R. Gray
Authority for the rule-making: G.S. 108A-26(b); 108A-54;
108A-55; 131D-4.1; 131D-4.2; 1995 S.L. c.507, s 23.10; 42 CFR $440.170(f)$

Reason for Proposed Action: The Division of Facility Services has implemented new regulations for Adult Care Homes as a result of passage of Senate Bill 10 in the 1999 Session of the General Assembly. It is necessary to change this APA to implement reimbursement of the cost of the new regulations.

Comment Procedures: Written comments concerning this rulemaking action must be submitted to Portia W. Rochelle, Rulemaking Coordinator, Division of Medical Assistance, 1985 Umstead Drive, 2504 Mail Service Center, Raleigh, NC 276992504.

CHAPTER 26 - MEDICAL ASSISTANCE

## SUBCHAPTER 26H - REIMBURSEMENT PLANS

## SECTION . 0500 - REIMBURSEMENT FOR SERVICES

## . 0506 PERSONAL CARE SERVICES

(a) Payment for personal care services in recipient's home, prescribed in accordance with a plan of treatment and provided by a qualified person under supervision of a registered nurse, shall be based on a negotiated hourly fee not to exceed reasonable cost.
(b) The Division of Medical Assistance will enter into contracts with private and public non-medical inpatient institutions using 42 CFR 434-12 for the provision of personal care services for State/County Special Assistance clients residing in adult care homes.
(1) Effective August ], 1995 reimbursement for private providers is determined by the Division of Medical Assistance based on a capitation per diem fee derived from review of industry costs and determination of reasonable costs with annual inflation adjustments. The initial basic per diem fee is based on one hour of services per patient day. Additional payments may be made utilizing the basic one hour per diem fee as a factor, for Medicaid eligibles that have a demonstrated need for additional care. The initial basic one hour fee is computed by determining the estimated salary, fringes, direct supervision and allowable overhead. Effective January 1,2000 the cost of medication administration and personal care services direct supervision shall be added to the basic per diem. The per diem fee(s) may be recalculated from a cost reporting period selected by the state. Payments may not exceed the limits set in 42 CFR 447.361. Effective January 1. 2000, private provider payments will be cost settled with any overpayment repaid to the Division of Medical Assistance. No additional payment will be made due to cost settlement. The first cost settlement period shall be the nine months ended September $30,2000$. Subsequently, the annual cost settlement shall be the twelve months ended September 30.
(2) Effective January ], 1996 public providers will be paid on an interim basis using the above method. Payments are to be cost settled with any overpayment repaid to the Division of Medical Assistance. No additional payments will be made due to cost settlement.
(c) These changes to the Payment for Services Prospective Plan for Personal Care Services will become effective when the Health Care Financing Administration, U.S. Department of the Division of Medical Assistance as \#MA 00-01 95-07-and \#MA 95-33 wherein the Director proposes amendments of the State Plan to amend payments for services Prospective Reimbursement Plan for Personal Care Services.

History Note: Authority G.S. 108A-25(b); 108A-54; 108A-55; 131D-4.1; 131D-4.2;1995 S.L. c.507, s. 23.10; 42 C.F.R. 440.170 (f);

Eff. January 1, 1986;
Temporary Amendment Eff. April 22, 1996,

Temporary Amendment Eff. January 9, 1997; Amended Eff. August 1, 1998;
Temporary Amendment Eff. January 1.2000.

## TITLE 2 I - OCCUPATIONAL LICENSING BOARDS

## CHAPTER 16 - BOARD OF DENTAL EXAMINERS

Rule-making Agency: North Carolina State Board of Dental Examiners

Rule Citation: 21 NCAC 16W. 0103

Effective Date: February 8, 2000
Findings Reviewed and Approved by: Julian Mann, III
Authority for the rule-making: G.S. 90-223; 90-233(a)

Reason for Proposed Action: This Rule is necessary to allow access to preventive care by enabling public health hygienists to perform limited clinical procedures under training requirements that are less rigorous than those for hygienists performing more inevasive clinical procedures.

Comment Procedures: Written comments may be submittedon the subject matter of the proposed rule-making to Christine $H$. Lockwood, Executive Director of the Board at the Board's office. The address is PO Box 32270, Raleigh, NC 27622-2270.

## SUBCHAPTER 16W - PUBLIC HEALTH HYGIENISTS

## SECTION . 0100 - PUBLIC HEALTH HYGIENISTS

## . 0103 TRAINING FOR PUBLIC HEALTH HYGIENISTS PERFORMING PREVENTIVE PROCEDURES

(a) Public health hygienists who provide only educational and preventive procedures such as application of fluorides, fluoride varnishes and sealants shall be subject to the training provisions set out in Paragraph (b) of this Rule instead of the training provisions required by 21 NCAC 16 W .0102 .
(b) A public health hygienist may perform preventive clinical procedures such as application of fluoride, fluoride varmishes and sealants under the direction of a duly licensed public health dentist if the hygienist:
(1) maintains CPR certification;
(2) completes such other training as may be required by the Dental Health Section of the Department of Health and Human Resources.

History Note: Authority G.S. 90-223; 90-233(a);
Temporary Adoption Eff February 8, 2000.

This Section includes the Register Notice citation to Rules approved by the Rules Review Commission (RRC) at its meeting of November 17. 1999 pursuant to G.S. 150B-21.17(a)(1) andreported to the Joint Legislative Administrative Procedure Oversight Committee pursuant to G.S. 150B-21.16. The full text of rules are published below when the rules have been approved by RRC in a form different from that originally noticed in the Register or when no notice was required to be published in the Register. The rules published in full text are identified by an * in the listing of approved rules. Statutory Reference: G.S. 150B-21.17.

These rules, unless otherwise noted, will become effective on the 31st legislative day of the 2000 Session of the General Assembly or a later date if specified by the agency unless a bill is introduced before the 31 st legislative day that specifically disapproves the rule. If a bill to disapprove a rule is not ratified, the rule will become effective either on the day the bill receives an unfavorable final action or the day the General Assembly adjourns. Statutory reference: G.S. 150B-21.3.

## APPROVED RULE CITATION

| 4 | NCAC | 3L | .0101* |
| :---: | :---: | :---: | :---: |
| 4 | NCAC | 3L | . 0102 |
| 4 | NCAC | 3L | . $0201-.0202$ |
| 4 | NCAC | 3L | . 0301 |
| 4 | NCAC | 3L | .0302* |
| 4 | NCAC | 3L | . 0303 |
| 4 | NCAC | 3L | .0401-.0405 |
| 4 | NCAC | 3L | .0501-.0502 |
| 4 | NCAC | 3L | . $0601-.0604$ |
| 10 | NCAC | 3R | . 1613 |
| 10 | NCAC | 3R | . 1615 |
| 10 | NCAC | 3R | .1713-.1715 |
| 10 | NCAC | 3R | .1912-1914 |
| 10 | NCAC | 3R | . 2113 |
| 10 | NCAC | 3R | . 2713 |
| 10 | NCAC | 3R | . 2715 |
| 10 | NCAC | 3R | . 4203 |
| 10 | NCAC | 3R | .6201-.6204* |
| 10 | NCAC | 3R | .6205-.6208 |
| 10 | NCAC | 3R | .6209* |
| 10 | NCAC | 3R | .6210-.6220 |
| 10 | NCAC | 3R | .6221* |
| 10 | NCAC | 3R | .6222* |
| 10 | NCAC | 3R | . 6223 |
| 10 | NCAC | 3R | .6224* |
| 10 | NCAC | 3R | .6225-.6229 |
| 10 | NCAC | 3R | .6230-.6231* |
| 10 | NCAC | 3R | . 6232 |
| 10 | NCAC | 3R | .6233* |
| 10 | NCAC | 3R | .6235-.6241 |
| 10 | NCAC | 19G | .0823* |
| 10 | NCAC | 19G | . 0827 |
| 10 | NCAC | 45 H | . 0205 |
| 11 | NCAC | 12 | . 1702 |
| 11 | NCAC | 13 | . 0514 |
| 11 | NCAC | 13 | . 0518 |
| 12 | NCAC | 10B | .0103* |
| 12 | NCAC | 10B | .0502* |
| 12 | NCAC | 10B | .0601* |
| 15A | NCAC | 2D | .0524* |
| 15A | NCAC | 2D | .1803* |
| 15A | NCAC | 2D | . 1804 |
| 15A | NCAC | 2Q | . 0102 |

## REGISTER CITATION TO THE NOTICE OF TEXT

14:04 NCR 274
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13:19 NCR 1636
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| 15 A | NCAC | 26C | $.0101-.0106^{*}$ |
| :--- | :--- | :--- | :--- |
| 16 | NCAC | 6 D | .0103 |
| 16 | NCAC | 6 D | .0304 |
| 16 | NCAC | 6 D | $.0501^{*}$ |
| 16 | NCAC | 6 D | .0502 |
| 16 | NCAC | 6 D | $.0503-.0505^{*}$ |
| 16 | NCAC | 6 D | .0506 |
| 16 | NCAC | 6D | $.0507^{*}$ |
| 16 | NCAC | 6 H | .0101 |
| 16 | NCAC | 6 H | .0105 |
| 16 | NCAC | 6 H | $.0107-.0109$ |
| 16 | NCAC | 6 H | .0110 |
| 21 | NCAC | 12 | .0504 |
| 21 | NCAC | 20 | $.0120^{*}$ |
| 21 | NCAC | 36 | .0213 |
| 21 | NCAC | 46 | $.1413^{*}$ |
| 21 | NCAC | 46 | $.1508^{*}$ |
| 21 | NCAC | 54 | $.2704^{*}$ |
| 21 | NCAC | 54 | $.2706^{*}$ |
| 25 | NCAC | $1 B$ | $.0437^{*}$ |
| 25 | NCAC | 1 H | $.0605-.0606^{*}$ |
| 26 | NCAC | 4 | $.0108^{2}$ |

## 14:01 NCR 14

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not required G.S. 150B-2 1.4
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not required G.S. 150B-21.5(a)(2)
not required G.S. 150B-21.5(a)(3)
not required G.S. 150B-21.5(a)(2)
not required G.S. 150B-21.5(a)(2)
13:24 NCR 2015
13:23 NCR 1942
14:02 NCR 82
14:06 NCR 480
14:06 NCR 481
13:13 NCR 1050
13:13 NCR 1050
13:09 NCR 773
13:09 NCR 776
not required G.S. 150B-21.4(a)(4) Eff. December 1, 1999

## TITLE 4 - DEPARTMENT OF COMMERCE

## CHAPTER 3 - BANKING COMMISSION

## SUBCHAPTER 3L - CHECK-CASHING BUSINESSES

## SECTION . 0100 - ADMINISTRATIVE

## .010I DEFINITIONS

(a) As used in this Subchapter 3L, unless the context or the language of Article 22 of Chapter 53 indicate a contrary intention, the following definitions shall apply:
(1) "Affiliate" shall mean any person who directly or indirectly through one or more intermediaries, controls, or is controlled by, or is in common control with another person.
(2) "Affiliate of the licensee" within the meaning of G.S. 53-281(e) includes a person related to the licensee by common ownership or control, a person with whom the licensee has any financial interest, or any employee or agent of the licensee.
(3) "Any one maker" shall mean any single signatory on a personal checking account.
(4) "Branch location" shall mean any location, including a mobile unit, but not the principal place of business, where the licensee holds itself out to the public as engaging in a check-cashing business.
(5) "Business day" shall mean any day other than a weekend or holiday, or any day during which banks and similar financial institutions in North Carolina are open to the public for the regular conduct of business.
(6) "Check" shall mean a draft (other than a draft payable upon presentation of document such as securities)
payable on demand and drawn on a bank. The term "check" may also include any cashier's check or teller's check or other check, draft, or money order, but shall not include travelers checks or foreign denomination payment instruments.
(7) "Conspicuously posted" shall mean placed in plain public view in such a location and in such a way and of such form and size and typeface that any person seeking the services of a licensee could clearly and easily see and read the contents of the posted notice. "Controlling person" shall mean any person who owns or holds with the power to vote $10 \%$ or more of the equity securities of an applicant or licensee, or who has the power to direct the management and policy of the licensee.
(9) "Draft" shall mean a written order to pay money signed by one person, the drawer who signs the document, upon another person, the drawee.
(10) "Liquid assets" shall mean cash, bank deposit accounts, and money market accounts or similar property owned by the applicant or licensee, plus undeposited checks cashed by a licensee, less any retumed checks doubtful of collection and cash remittances due others.
(11) "Location" shall mean any place of business where check-cashing activity is conducted.
(12) "Mobile unit" shall mean a vehicle or other movable means from which the business of check cashing is conducted.
(13) "Personal check" as the term is used in G.S. 53-281(a) shall mean a check drawn on the checking account of a natural person and bearing the signature of the customer who signs the written agreement pursuant to
G.S. 53-281(c).
(14) "Principal" shall mean any person who controls, directly or indirectly through one or more intermediaries, alone or in concert with others, a $10 \%$ or greater interest in a partnership, company, association or corporation; the owner of a sole proprietorship; or any natural person acting with apparent authority for or on behalf of an owner, officer, member, or director of a licensee; any natural person who directs the performance of other employees as manager of a branch of any licensee.
(15) "Principal place of business" shall mean the location where the licensee holds itself out to the public as engaging in a check cashing business and which the licensee has declared to the Commissioner to be its main site of business operations.
(16) "Receipt" shall mean a written record of the checkcashing transaction.
"Renew or extend" shall mean to postpone the effective due date or to modify or alter or replace an instrument previously given so as to continue it beyond its originally stated due date, whether or not another fee is paid to the licensee.
(b) Unless a term is defined herein or in G.S. 53, Article 22, that term shall have the meaning given it, if any, by Article 3 "Negotiable Instruments" of Chapter 25, North Carolina Uniform Commercial Code.

Authority G.S. 53-92; 53-93; 53-288;
Eff. July 1, 2000.

## SECTION . 0300 - LICENSING

## . 0302 NONTRANSFERABILITY OF LICENSE

(a) A license granted hereunder shall be neither transferable nor assignable.
(b) The circumstances under which the Commissioner shall deem a change in the licensee's organizational structure to constitute a transfer or assignment of the license shall include, but not be limited to, the following:
(1) If the licensee is a corporation or limited liability company:
(A) A change in ownership of $50 \%$ or more of the licensee's stock;
(B) The conversion of the corporation or company into a general or limited partnership or sole proprietorship;
(2) If the licensee is a general or limited partnership:
(A) A change in one of the licensee's general partners;
(B) The conversion of the general partnership into a limited partnership, corporation or sole proprietorship;
(C) The conversion of the limited partnership into a general partnership, corporation or sole proprietorship;
(3) If the licensee is a sole proprietor:
(A) The conversion of the sole proprietorship into
a general or limited partnership or corporation;
(B) The sale or assignment of all of the assets of the licensee's business to another person.
(c) Upon a change in organization as set forth in Paragraph (b) of this Rule, the licensee's license shall become void and the licensee shall surrender its licensee to the Commissioner within 10 days of such change. If the entity which results from the change in the licensee's organizational structure desires and intends to engage in a check-cashing business in this State, it shall apply for a licensee pursuant to Section .0200 of this Subchapter.

Authority G.S. 53-92; 53-93; 53-276; 53-278; 53-288;
Eff. July 1, 2000.

## TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

## CHAPTER 3 - FACILITY SERVICES

## SUBCHAPTER 3R - CERTIFICATE OF NEED REGULATIONS

## SECTION . 6200 - PLANNING POLICIES AND NEED DETERMINATIONS FOR 1999

## .620I APPLICABILITY OF RULES RELATED TO THE 1999 STATE MEDICAL FACILITIES PLAN

Rules .6201 through .6205 and .6207 through .6241 of this Section apply to certificate of need applications for which the scheduled review period begins during calendar year 1999. In addition, Rule .6206 of this Section shall be used to implement procedures described within it during calendar year 1999.

Authority G.S. 131E-176(25); 131E-I77(I); 131E-183(b); Eff. August I, 2000.

## . 6202 CERTIFICATE OF NEED REVIEW CATEGORIES

The Department of Health and Human Services has established ten categories of facilities and services for certificate of need review and shall determine the appropriate review category or categories for all applications submitted pursuant to 10 NCAC 3R . 0304 . For proposals which include more than one category, the Department of Health and Human Services may require the applicant to submit separate applications. If it is not practical to submit separate applications, the Department of Health and Humans Services shall determine in which category the application shall be reviewed. The review of an application for a certificate of need shall commence in the next review schedule after the application has been determined to be complete. The 10 categories of facilities and services are:
(1) Category A. Proposals submitted by acute care hospitals, except those proposals included in Categories B through H and Category J, including but not limited to the following types of projects:
renovation, construction, equipment, and acute care services.
(2) Category B. Proposals for nursing care beds; new continuing care facilities applying for exemption under 10 NCAC 3R.6234; and relocations of nursing care beds under 10 NCAC 3R . 6236.
(3) Category C. Proposals for new psychiatric facilities; psychiatric beds in existing health care facilities; new intermediate care facilities for the mentally retarded (lCF/MR) and ICF/MR beds in existing health care facilities; new substance abuse and chemical dependency treatment facilities; substance abuse and chemical dependency treatment beds in existing health care facilities.
(4) Category D. Proposals for new dialysis stations in response to the "county need" or "facility need" methodologies; and relocations of existing dialysis stations to another county.
(5) Category E. Proposals for new or expanded inpatient rehabilitation facilities and inpatient rehabilitation beds in other health care facilities; and new or expanded ambulatory surgical facilities except those proposals included in Category H .
(6) Category F. Proposals for new home health agencies or offices, new hospices, new hospice inpatient facility beds, and new hospice residential care facility beds.
(7) Category G. Proposals for conversion of hospital beds to nursing care under 10 NCAC 3R . 6233.
(8) Category H. Proposals for bone marrow transplantation services, burn intensive care services, neonatal intensive care services, open heart surgery services, solid organ transplantation services, air
ambulance equipment, heart-lung bypass machines, gamma knives, lithotriptors, magnetic resonance imaging scanners, positron emission tomography scanners, major medical equipment as defined in G.S. 131E-176(14f), diagnostic centers as defined in G.S 131E-176(7a), and oncology treatment centers as defined in G.S. 131E-176(18a).
(9) Category 1. Proposals involving cost overruns; expansions of existing continuing care facilities which are licensed by the Department of Insurance at the date the application is filed and are applying under exemptions from need determinations in 10 NCAC 3 R .6222 ; relocations within the same county of existing health service facilities, beds or dialysis stations which do not involve an increase in the number of health service facility beds or stations; reallocation of beds or services; Category A proposals submitted by Academic Medical Center Teaching Hospitals designated prior to January 1, 1990; proposals submitted pursuant to 10 NCAC 3R .6230(c) by Academic Medical Center Teaching Hospitals designated prior to January 1, 1990; and any other proposal not included in Categories A through H and Category J.
(10) Category J. Proposals for demonstration projects, cardiac angioplasty equipment, and cardiac catheterization equipment.

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b); Amended Eff. August 1, 2000.

## . 6203 CERTIFICATE OF NEED REVIEW SCHEDULE

The Department of Health and Human Services has established the following review schedules for certificate of need applications.
(1) Inpatient Rehabilitation Beds (in accordance with the need determination in 10 NCAC 3R .6208)

|  | CON Beginning <br> Review Date |
| :---: | :--- |
| I | August 1, 1999 |
| II | August 1, 1999 |
| V | September 1, 1999 |
| VI | September 1, 1999 |

(2) Open Heart Surgery Services (in accordance with the need determination in 10 NCAC 3R.6210)

| Hospital | CON Beginning <br> Review Date |
| :--- | :--- |
| Hospitals without open heart surgery services which acquired <br> heart-lung bypass machines before March 18, 1993 | April 1, 1999 |

(3) Heart-Lung Bypass Machines (in accordance with the need determination in 10 NCAC 3 R .6211 )

| Hospital <br> Service System | CON Beginning <br> Review Date |
| :--- | :--- |
| Cumberland County | March 1,1999 |

(4) Fixed Cardiac Catheterization Equipment (in accordance with the need determination in 10 NCAC 3R .6212)

| Hospital <br> Service System | CON Beginning <br> Review Date |
| :--- | :--- |
| Wake County | May 1, 1999 |
| Mecklenburg County | February 1, 1999 |
| Forsyth County | February 1, 1999 |
| Moore County | July 1, 1999 |
| New Hanover County | July 1, 1999 |
| Pitt County | July 1, 1999 |
| Catawba County | October 1, 1999 |
| Buncombe County | October 1,1999 |
| Guilford County - Greensboro Area Only | October 1, 1999 |
| Durham County | November 1, 1999 |
| Orange County | November 1,1999 |

(5) Radiation Oncology Treatment Centers (in accordance with the need determination in 10 NCAC 3R .6220)

| Radiation Oncology Treatment <br> Center Service Area | CON Beginning <br> Review Date |
| ---: | :--- |
| 6 | (Cleveland, Gaston, Lincoln, Rutherford) |
| 7 | April 1, 1999 |
| 7 | (Anson, Mecklenburg, Untion) | October 1, 1999 |  |
| :---: |

(6) Magnetic Resonance 1maging Scanners (in accordance with the need determination in 10 NCAC 3R .6221)

| Magnetic Resonance lmaging | CON Beginning <br> Scanners Service Area |
| :--- | :--- |
| 7 | (Henderson, Polk, Transylvania) | April 1, 1999

(7) Nursing Care Beds (in accordance with the need determination in 10 NCAC 3R .6222)

| County | CON Beginning <br> Review Date |
| :--- | :--- |
| Ashe | April 1, 1999 |


| Catawba | April 1, 1999 |
| :--- | :--- |
| Henderson | October 1, 1999 |
| McDowell | December 1, 1999 |
| Caswell | June 1, 1999 |
| Davie | August 1, 1999 |
| Guilford | June 1, 1999 |
| Randolph | December 1, 1999 |
| Mecklenburg | August 1, 1999 |
| Person | March 1, 1999 |
| Wake | September 1, 1999 |
| Brunswick | December 1, 1999 |
| Columbus | September 1, 1999 |
| Pender | March 1, 1999 |
| Sampson | March 1, 1999 |
| Carteret | September 1, 1999 |
| Perquimans | March 1, 1999 |

(8) Chemical Dependency (Substance Abuse) Beds (in accordance with the need determination in 10 NCAC 3R .6228)
(a) Adult Treatment Beds

| Mental Health <br> Planning Region | CON Beginning <br> Review Date |
| :--- | :--- |
| Eastern Region | December 1, 1999 |

(b) Adult Detox-Only Beds

| Mental | Health Planning Areas | CON Beginning <br> Review Date |
| ---: | :--- | :--- |
| 1 | (Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain) | May 1, 1999 |
| 4 | (Henderson, Transylvania) | May 1, 1999 |
| 5 | (Alexander, Burke, Caldwell, McDowell) | May 1, 1999 |
| 6 | (Rutherford, Polk) | May 1, 1999 |
| 11 | (Rowan, Stanly, Cabarrus, Union) | May 1, 1999 |
| 14 | (Rockingham) | May 1, 1999 |
| 16 | (Alamance, Caswell) | May 1, 1999 |
| 17 | (Orange, Person, Chatham) | May 1, 1999 |
| 19 | (Vance, Granville, Franklin, Warren) | May 1, 1999 |


| 20 | (Davidson) | May 1, 1999 |
| :--- | :--- | :--- |
| 22 | (Bladen, Columbus, Robeson, Scotland) | May 1, 1999 |
| 25 | (Johnston) | May 1, 1999 |
| 26 | (Wake) | May 1, 1999 |
| 30 | (Wayne) | May I, 1999 |
| 31 | (Wilson, Greene) | May 1, 1999 |
| 32 | (Edgecombe, Nash) | May 1, 1999 |
| 33 | (Halifax) | May 1, 1999 |
| 34 | (Carteret, Craven, Jones, Pamlico) | May 1, 1999 |
| 35 | (Lenoir) | May I, 1999 |
| 37 | (Bertie, Gates, Hertford, Northampton) | May 1, 1999 |
| 38 | (Beaufort, Hyde, Martin, Tyrrell, Washington) | May 1, 1999 |
| 39 | (Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans) | May 1, 1999 |
| 40 | (Duplin, Sampson) | May 1, 1999 |

(9) Intermediate Care Facility Beds for Mentally Retarded (in accordance with need determinations in 10 NCAC 3R .6229)

| Mental Health Planning Area | CON Beginning <br> Review Date |  |
| ---: | :--- | :--- |
| 8 | (Gaston, Lincoln) | May 1, 1999 |
| 29 | (Onslow) | May I, 1999 |

(I0) Applications for certificates of need shall be reviewed pursuant to the following review schedule, unless another schedule has been specified in Items (1) through (9) of this Rule.

| CON Beginning <br> Review Date | HSA <br> I, II, III | HSA <br> IV, V, VI |
| :--- | :---: | :---: |
| January I | -- | - |
| February I | A, E, G, I, J | G |
| March I | -- | A, B, E, H, I |
| April I | B, F, H, I | -- |
| May 1 | C | C, F, I, J |
| June I | A, B, D, I | D |
| July I | -- | A, I, J |
| August I | B, E, I | -- |
| September I | -- | B, E, H, I |
| October I | A, B, F, H, I, J | H (Oncology Center / Linear Accelerator Only) |


| November 1 | -- | A, F, I, J |
| :--- | :---: | :---: |
| December 1 | B, C, D, I | C, D, I |

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Eff. August 1, 2000.
. 6204 MULTI-COUNTY GROUPINGS
(a) Health Service Areas. The Department of Health and Human Services has assigned the counties of the state to the following health service areas for the purpose of scheduling applications for certificates of need:

(b) Mental Health Planning Areas. The Department of Health and Human Services has assigned the counties of the state to the following Mental Health Planning Areas for purposes of the State Medical Facilities Plan:

MENTAL HEALTH PLANNING AREAS
Area Number Constituent Counties

1
2 Buncombe, Madison, Mitchell, Yancey
3
4
5
6
7
26 Wake

27 Randolph
28 Brunswick, New Hanover, Pender
29 Onslow
30 Wayne
31 Wilson, Greene
32 Edgecombe, Nash

## 33

34
35
36

37 Bertie, Gates, Hertford, Northampton
38 Beaufort, Hyde, Martin, Tyrrell, Washington
39 Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans
40
Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain
Alleghany, Ashe, Avery, Watauga, Wilkes
Henderson, Transylvania
Alexander, Burke, Caldwell, McDowell
Rutherford, Polk
Cleveland
Gaston, Lincoln
Catawba
Mecklenburg
Cabarrus, Rowan, Stanly, Union
Surry, Yadkin, Iredell
Forsyth, Stokes, Davie
Rockingham
Guilford
Alamance, Caswell
Orange, Person, Chatham
Durham
Vance, Granville, Franklin, Warren
Davidson
Anson, Hoke, Montgomery, Moore, Richmond
Bladen, Columbus, Robeson, Scotland
Cumberland
Lee, Harnett
Johnston
Wake

Halifax
Carteret, Craven, Jones, Pamlico
Lenoir
Pitt

Duplin, Sampson
(c) Mental Health Planning Regions. The Department of Health and Human Services has assigned the counties of the state to the following Mental Health Planning Regions for purposes of the State Medical Facilities Plan:

MENTAL HEALTH PLANNING REGIONS (Area Number and Constituent Counties)

| Western (W) |  |
| :---: | :--- |
| 1 | Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain |
| 2 | Buncombe, Madison, Mitchell, Yancey |
| 3 | Alleghany, Ashe, Avery, Watauga, Wilkes |
| 4 | Henderson, Transylvania |
| 5 | Alexander, Burke, Caldwell, McDowell |
| 6 | Rutherford, Polk |


| 7 | Cleveland |
| ---: | :--- |
| 8 | Gaston, Lincoln |
| 9 | Catawba |
| 10 | Mecklenburg |
| 11 | Cabarrus, Rowan, Stanly, Union |
| North Central (NC) |  |
| 12 | Surry, Yadkin, Iredell |
| 13 | Forsyth, Stokes, Davie |
| I4 | Rockingham |
| 15 | Guilford |
| 16 | Alamance, Caswell |
| 17 | Orange, Person, Chatham |
| 18 | Durham |
| 19 | Vance, Granville, Franklin, Warren |
| South Central (SC) |  |
| 20 | Davidson |
| 21 | Anson, Hoke, Montgomery, Moore, Richmond |
| 22 | Bladen, Columbus, Robeson, Scotland |
| 23 | Cumberland |
| 24 | Lee, Harnett |
| 25 | Johnston |
| 26 | Wake |
| 27 | Randolph |
| Eastern |  |
| 28 | Brunswick, New Hanover, Pender |
| 29 | Onslow |
| 30 | Wayne |
| 31 | Wilson, Greene |
| 32 | Edgecombe, Nash |
| 33 | Halifax |
| 34 | Carteret, Craven, Jones, Pamlico |
| 35 | Lenoir |
| 36 | Pitt |
| 37 | Bertie, Gates, Hertford, Northampton |
| 38 | Beaufort, Hyde, Martin, Tyrrell, Washington |
| 39 | Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans |
| 40 | Duplin, Sampson |
|  |  |

(d) Radiation Oncology Treatment Center Planning Areas. The Department of Health and Human Services has assigned the counties of the state to the following Radiation Oncology Treatment Center Planning Areas for purposes of the State Medical Facilities Plan:

## RADIATION ONCOLOGY TREATMENT CENTER PLANNING AREAS

## Area Number Constituent Counties

1 Cherokee, Clay, Graham, Jackson, Macon, Swain
2 Buncombe, Haywood, Madison, McDowell, Mitchell, Yancey
3 Alleghany, Ashe, Avery, Watauga
4 Henderson, Polk, Transylvania
5 Alexander, Burke, Caldwell, Catawba

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Rutherford, Cleveland, Gaston, Lincoln
7 Mecklenburg, Anson, Union
8 1redell, Rowan
9 Cabarrus, Stanly
10 Forsyth, Davidson, Davie, Stokes, Surry, Wilkes, Yadkin
11 Guilford, Randolph, Rockingham
12 Alamance, Chatham, Orange
13 Durham, Caswell, Granville, Person, Vance, Warren
14 Moore, Hoke, Lee, Montgomery, Richmond
15 Cumberland, Bladen, Sampson
16 Robeson, Scotland
17 Wake, Franklin, Harnett, Johnston
1 8 \text { New Hanover, Brunswick, Columbus, Pender}
19 Wayne
20 Nash, Halifax, Wilson
21 Craven, Carteret, Onslow, Jones, Pamlico
22 Lenoir, Duplin
23 Pitt, Beaufort, Bertie, Edgecombe, Greene, Hertford, Hyde, Martin, Northampton, Washington
24 Pasquotank, Camden, Chowan, Currituck, Dare, Gates, Perquimans, Tyrrell
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(e) Ambulatory Surgical Facility Planning Areas. The Department of Health and Human Services has assigned the counties of the state to the following Ambulatory Surgical Facility Planning Areas for purposes of the State Medical Facilities Plan:

## AMBULATORY SURGICAL FACILITY PLANNING AREAS

| Area | Constituent Counties |
| ---: | :--- |
|  | Alamance |
| 2 | Alexander, lredell |
| 3 | Alleghany, Surry, Wilkes |
| 4 | Anson, Gaston, Mecklenburg, Union |
| 5 | Ashe, Avery, Watauga |
| 6 | Beaufort, Hyde |
| 7 | Bertie, Gates, Hertford |
| 8 | Bladen, Cumberland, Robeson, Sampson |
| 9 | Brunswick, Columbus, Duplin, New Hanover, Pender |
| 10 | Buncombe, Haywood, Madison, Mitchell, Yancey |
| 11 | Burke, McDowell, Rutherford |
| 12 | Cabarrus, Rowan, Stanly |
| 13 | Caldwell, Catawba, Lincoln |
| 14 | Camden, Currituck, Dare, Pasquotank, Perquimans |
| 15 | Carteret, Craven, Jones, Onslow, Pamlico |
| 16 | Caswell, Chatham, Orange |
| 17 | Cherokee, Clay, Graham, Jackson, Macon, Swain |
| 18 | Chowan, Tyrrell, Washington |
| 19 | Cleveland |
| 20 | Davidson, Davie, Forsyth, Stokes, Yadkin |
| 21 | Durham, Granville, Person |
| 22 | Edgecombe, Halifax, Nash, Northampton |
| 23 | Franklin, Harnett, Johnston, Wake |
| 24 | Greene, Lenoir, Martin, Pitt |
| 25 | Guilford, Randolph, Rockingham |

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26 Henderson, Polk, Transylvania
27 Hoke, Lee, Montgomery, Moore, Richmond, Scotland
28 Vance, Warren
29 Wayne
30 Wilson
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(f) Magnetic Resonance Imaging (MRI) Planning Areas. The Department of Health and Human Services has assigned the counties of the state to the following Magnetic Resonance Imaging Planning Areas for purposes of the State Medical Facilities Plan:

## MAGNETIC RESONANCE IMAGING PLANNING AREAS

| Area Number $\quad$ Constituent Counties |  |
| :--- | :--- |
|  |  |
| 1 | Cherokee, Clay, Graham, Jackson, Macon, Swain |
| 2 | Haywood |
| 3 | Buncombe, Madison, McDowell, Mitchell, Yancey |
| 4 | Ashe, Avery, Watauga |
| 5 | Alexander, Burke, Caldwell, Catawba, Lincoln |
| 6 | Cleveland, Rutherford |
| 7 | Henderson, Polk, Transylvania |
| 8 | Gaston |
| 9 | Cabarrus, Montgomery, Rowan, Stanly |
| 10 | Iredell |
| 11 | Alleghany, Davie, Forsyth, Stokes, Surry, Wilkes, Yadkin |
| 12 | Alamance |
| 13 | Durham, Caswell, Granville, Person, Vance, Warren |
| 14 | Chatham, Orange |
| 15 | Davidson, Guilford, Randolph, Rockingham |
| 16 | Richmond, Scotland |
| 17 | Anson, Mecklenburg, Union |
| 18 | Cumberland, Hoke, Moore, Robeson, Sampson |
| 19 | Franklin, Harnett, Johnston, Lee, Wake |
| 20 | Lenoir, Wayne, Wilson |
| 21 | Bladen, Brunswick, Columbus, Duplin, New Hanover, Pender |
| 22 | Carteret, Craven, Jones, Onslow, Pamlico |
| 23 | Beaufort, Bertie, Greene, Hyde, Martin, Pitt, Washington |
| 24 | Edgecombe, Halifax, Nash, Northampton |
| 25 | Camden, Chowan, Currituck, Dare, Gates, Hertford, Pasquotank, Perquimans, Tyrrell |

Authority G.S. 131E-176(25); 131E-177(I); 131E-183(1);
Eff. August I, 2000.
.6209 AMBULATORY SURGICAL FACILITIES
NEED DETERMINATITyG.S. 131E-176(25); 131E-177(1); 131E-183(b);
CATEGORYE)

It is determined that there is no need for additional Ambulatory Surgical Facilities in any other ambulatory surgical facility planning area.

## . 6221 MAGNETIC RESONANCE IMAGING SCANNERS NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is a need for two additional fixed Magnetic Resonance Imaging (MRI) scanners in the following MRI Scanners Service Areas. It is determined that there is no need for an additional fixed MRI scanner in any other service area in the State.

| MRI Scanners Service Areas <br> (Constituent Counties) | MR1 Scanners <br> Need Determination |
| :--- | :---: |
| 7 (Henderson, Polk \& Transylvania) | 1 |
| 23 (Beaufort, Bertie, Hyde, Greene, Martin, Pitt \& Washington) | 1 |

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Eff. August 1, 2000.

## . 6222 NURSING CARE BED NEED DETERMINATION (REVIEW CATEGORY B)

It is determined that the counties listed in this Rule need additional Nursing Care Beds as specified. It is determined that there is no need for additional Nursing Care Beds in any other counties.

|  | $\frac{\text { Number }}{}$ County |
| :--- | :---: |
| of | Nursing |
|  | Care |
| Ashe | 30 |
| Catawba | 90 |
| Henderson | 90 |
| McDowell | 40 |
| Caswell | 30 |
| Davie | 30 |
| Guilford | 90 |
| Randolph | 90 |
| Mecklenburg | 90 |
| Person | 30 |
| Wake | 150 |
| Brunswick | 50 |
| Columbus | 30 |
| Pender | 40 |
| Sampson | 40 |
| Carteret | 14 |
| Perquimans | 20 |

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Eff. August 1, 2000.

## . 6224 DIALYSIS STATION NEED DETERMINATION

(a) The Medical Facilities Planning Section (MFPS) shall determine need for new dialysis stations two times each calendar year, and shall make a report of such determinations available to all who request it. This report shall be called the North Carolina Semiannual Dialysis Report (SDR). Data to be used for such determinations, and their sources, are as follows:
(1) Numbers of dialysis patients, by type, county and facility, from the Southeastern Kidney Council, Inc. (SEKC) and the MidAtlantic Renal Coalition, Inc. as of December 31, 1998 for the March SDR and as of June 30, 1999 for the September SDR.
(2) Certificate of need decisions, decisions appealed, appeals settled, and awards, from the Certificate of Need Section, DFS.
(3) Facilities certified for participation in Medicare, from the Certification Section, DFS.
(4) Need determinations for which certificate of need decisions have not been made, from MFPS records. Need determinations in this report shall be an integral part of the State Medical Facilities Plan, as provided in G.S. 131E-183.
(b) Need for new dialysis stations shall be determined as follows:
(1) County Need
(A) The average annual rate (\%) of change in total number of dialysis patients resident in each county from the end of 1994 to the end of 1998 is multiplied by the county's 1998 year end total number of patients in the SDR, and the product is added to each county's most recent total number of patients reported in the SDR. The sum is the county's projected total 1999 patients.
(B) The percent of each county's total patients who were home dialysis patients at the end of 1998 is multiplied by the county's projected total 1999 patients, and the product is subtracted from the county's projected total 1999 patients.

The remainder is the county's projected 1999 in-center dialysis patients.
(C) The projected number of each county's 1999 in-center patients is divided by 3.2. The quotient is the projection o the county's 1999 in-center dialysis stations.
(D) From each county's projected number of 1999 in-center stations is subtracted the county's number of stations certified for Medicare, CON-approved and awaiting certification, awaiting resolution of CON appeals, and the number represented by need determinations in previous State Medical Facilities Plans or Semiannual Dialysis Reports for which CON decisions have not been made. The remainder is the county's 1999 projected surplus of deficit.
(E) If a county's 1999 projected station deficit is ten or greater and the SDR shows that utilization of each dialysis facility in the county is $80 \%$ or greater, the 1999 county station need determination is the same as the 1999 projected station deficit. If a county's 1999 projected station deficit is less than ten or if the utilization of any dialysis facility in the county is less than $80 \%$, the county's 1999 station need determination is zero.
(2) Facility Need. A dialysis facility located in a county for which the result of the County Need methodology is zero in the reference Semiannual Dialysis Report (SDR) is determined to need additional stations to the extent that:
(A) Its utilization, reported in the current SDR, is 3.2 patients per station or greater.
(B) Such need, calculated as follows, is reported in an application for a certificate of need:
(i) The facility's number of in-center dialysis patients reported in the previous $\operatorname{SDR}\left(\mathrm{SDR}_{1}\right)$ is subtracted from the number of in-center dialysis patients reported in the current $\operatorname{SDR}\left(\mathrm{SDR}_{2}\right)$. The difference is multiplied by 2 to project the net in-center change for 1 year. Divide the projected net in-center change for the year by the number of in-center patients from $\mathrm{SDR}_{1}$ to determine the projected annual growth rate.
(ii) The quotient from Subpart (b)(2)(B)(i) of this Rule is divided by 12.
(iii) The quotient from Subpart (b)(2)(B)(ii) of this Rule is multiplied by the number of months from the most recent month reported in the current SDR until the end of calendar 1999.
(iv) The product from Subpart (b)(2)(B)(iii) of this Rule is multiplied by the number of the facility's in-center patients reported in the current SDR and that product is added to such reported number of in-center patients.
(v) The sum from Subpart (b)(2)(B)(iv) of this Rule is divided by 3.2, and from the quotient is subtracted the facility's current number of certified and pending stations as recorded in the current SDR. The remainder is the number of stations needed.
(C) The facility may apply to expand to meet the need established in Subpart (b)(2)(B)(v) of this Rule, up to a maximum of ten stations.
(c) The schedule for publication of the North Carolina Semiannual Dialysis Reports (SDR) and for receipt of certificate of need applications based on each issue of this report in 1999 shall be as follows:

| Data for <br> Period Ending | Receipt of <br> SEKC Report | Publication <br> of SDR | Receipt of <br> CON Applications | Beginning <br> Review Dates |
| :--- | :--- | :--- | :--- | :--- |
| Dec. 31, 1998 | Feb. 26, 1999 | March 19, 1999 | May 14, 1999 | June 1, 1999 |
| June 30, 1999 | Aug. 31, 1999 | Sept. 20, 1999 | Nov. 15, 1999 | Dec. 1, 1999 |

(d) An application for a certificate of need pursuant to this Rule shall be considered consistent with G.S. 131E-183(a)(1) only if it demonstrates a need by utilizing one of the methods of determining need outlined in this Rule.
(e) An application for a new End Stage Renal Disease facility shall not be approved unless it documents the need for at least 10 stations based on utilization of 3.2 patients per station per week.
(f) Home patients will not be included in determination of need for new stations.

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Eff. August l, 2000.

## . 6230 POLICIES FOR GENERAL ACUTE CARE HOSPITALS

(a) Use of Licensed Bed Capacity Data for Planning Purposes. For planning purposes the number of licensed beds shall be determined by the Division of Facility Services in accordance with standards found in 10 NCAC 3C . 6200 and .3102(d).
(b) Utilization of Acute Care Hospital Bed Capacity. Conversion of underutilized hospital space to other needed purposes shall be considered an alternative to new construction. Hospitals falling below utilization targets in Paragraph (e) of this Rule are assumed to have underutilized space. Any such hospital proposing new construction must clearly demonstrate that it is more cost-effective than conversion of existing space.
(c) Exemption from Plan Provisions for Certain Academic

Medical Center Teaching Hospital Projects. Projects for which certificates of need are sought by academic medical center leaching hospitals may qualify for exemption from provisions of 10 NCAC 3R . 6207 through . 6229.
(1) The State Medical Facilities Planning Section shall designate as an Academic Medical Center Teaching Hospital any facility whose application for such designation demonstrates the following characteristics of the hospital:
(A) Serves as a primary teaching site for a school of medicine and at least one other health professional school, providing undergraduate, graduate and postgraduate education.
(B) Houses extensive basic medical science and clinical research programs, patients and equipment.
(C) Serves the treatment needs of patients from a broad geographic area through multiple medical specialties.
(2) Exemption from the provisions of 10 NCAC 3R. 6207 through .6229 shall be granted to projects submitted by Academic Medical Center Teaching Hospitals designated prior to January 1, 1990 which projects comply with one of the following conditions:
(A) Necessary to complement a specified and approved expansion of the number or types of students, residents or faculty, as certified by the head of the relevant associated professional school; or
(B) Necessary to accommodate patients, staff or equipment for a specified and approved expansion of research activities, as certified by the head of the entity sponsoring the research; or
(C) Necessary to accommodate changes in requirements of specialty education accrediting bodies, as evidenced by copies of documents issued by such bodies.
(3) A project submitted by an Academic Medical Center Teaching Hospital under this Policy that meets one of the above conditions shall also demonstrate that the Academic Medical Center Teaching Hospital's teaching or researach need for the proposed project cannot be achieved effectively at any non-A cademic Medical Center Teaching Hospital provider which currently offers the service for which the exemption is requested and which is within 20 miles of the Academic Medical Center Teaching Hospital.
(4) Any service, facility or equipment that results from a project submitted under this Policy after January 1, 1999 shall be excluded from the inventory of that service, facility or equipment in the State Medical Facilities Plan.
(d) Reconversion to Acute Care. Facilities redistributing beds from acute care bed capacity to rehabilitation or psychiatric use Shall obtain a certificate of need to convert this capacity back to acute care. Application for reconversion of acute care beds converted to psychiatry or rehabilitation back to acute care beds
shall be evaluated against the hospital's utilization in relation to the target occupancies for acute care beds shown below, without regard to the acute care bed need determinations shown in 10 NCAC 3R . 6207.

| Licensed Bed | Percent |
| :---: | :---: |
| Capacity | Occupancy |
| $1-49$ | $65 \%$ |
| $50-99$ | $70 \%$ |
| $100-199$ | $75 \%$ |
| $200-699$ | $80 \%$ |
| $700+$ | $81.5 \%$ |

(e) Replacement of Acute Care Bed Capacity. The evaluation of proposals for either partial or total replacement of acute care beds (i.e., construction of new space for existing acute care beds) shall be evaluated against the utilization of the total number of acute care beds in the applicant's hospital in relation to the target occupancy of the total number of beds in that hospital which is determined as follows:

| Total Licensed | Target Occupancy |
| :---: | :---: |
| Acute Care Beds | (Percent) |
| $1-49$ | $65 \%$ |
| $50-99$ | $70 \%$ |
| $100-199$ | $75 \%$ |
| $200-699$ | $80 \%$ |
| $700+$ | $81.5 \%$ |

(f) Allogeneic Bone Marrow Transplantation Services. Allogeneic bone marrow transplants shall be provided only in facilities having the capability of doing HLA matching and of management of patients having solid organ transplants. At their present stage of development it is determined that allogeneic bone marrow transplantation services shall be limited to Academic Medical Center Teaching Hospitals.
(g) Solid Organ Transplantation Services. Solid organ transplant services shall be limited to Academic Medical Center Teaching Hospitals at this stage of the development of this service.

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b); Eff. August 1, 2000.

## .6231 POLICIES FOR INPATIENT REHABILITATION SERVICES

(a) After applying other required criteria, when superiority among two or more competing rehabilitation facility certificate of need applications is uncertain, favorable consideration shall be given to proposals that make rehabilitation services more accessible to patients and their families or are part of a comprehensive regional rehabilitation network.
(b) Rehabilitation care which can be provided in an outpatient or home setting shall be provided in these settings. All new inpatient rehabilitation programs shall provide comprehensive outpatient rehabilitation services as part of their service delivery programs.

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b); Eff. August 1, 2000.

## .6233 POLICY FOR PROVISION OF HOSPITALBASED LONG-TERM NURSING CARE

(a) A certificate of need may be issued to a hospital which is licensed under G.S. 131E, Article 5, and which meets the conditions set forth below and in 10 NCAC 3R . 1100 , to convert up to ten beds from its licensed acute care bed capacity for use as hospital-based long-term nursing care beds without regard to determinations of need in 10 NCAC 3 R .6222 if the hospital:
(1) is located in a county which was designated as nonmetropolitan by the U.S. Office of Management and Budget on January 1, 1999; and
(2) on January 1, 1999, had a licensed acute care bed capacity of 150 beds or less.
The certificate of need shall remain in force as long as the Department of Health and Human Services determines that the hospital is meeting the conditions outlined in this Paragraph.
(b) "Hospital-based long-term nursing care" is defined as long-term nursing care provided to a patient who has been directly discharged from an acute care bed and cannot be immediately placed in a licensed nursing facility because of the unavailability of a bed appropriate for the individual's needs. Beds developed under this Paragraph are intended to provide placement for residents only when placement in other long-term care beds is unavailable in the geographic area. Hospitals which develop beds under this Paragraph shall discharge patients to other nursing facilities with available beds in the geographic area as soon as possible where appropriate and permissible under applicable law. Necessary documentation including copies of physician referral forms (FL 2) on all patients in hospital-based nursing units shall be made available for review upon request by duly authorized representatives of licensed nursing facilities.
(c) For purposes of this Paragraph, beds in hospital-based long-term nursing care shall be certified as a "distinct part" as defined by the Health Care Financing Administration. Beds in a "distinct part" shall be converted from the existing licensed bed capacity of the hospital and shall not be reconverted to any other category or type of bed without a certificate of need. An application for a certificate of need for reconverting beds to acute care shall be evaluated against the hospital's service needs utilizing target occupancies shown in 10 NCAC 3R .6230(d), without regard to the acute care bed need shown in 10 NCAC 3R .6207.
(d) A certificate of need issued for a hospital-based long-term nursing care unit shall remain in force as long as the following conditions are met:
(1) the beds shall be certified for participation in the Title XVIII (Medicare) and Title XIX (Medicaid) Programs;
(2) the hospital discharges residents to other nursing facilities in the geographic area with available beds when such discharge is appropriate and permissible under applicable law;
(3) patients admitted shall have been acutely ill inpatients of an acute hospital or its satellites immediately preceding placement in the unit.
(e) The granting of beds for hospital-based long-term nursing care shall not allow a hospital to convert additional beds without first obtaining a certificate of need.
(f) Where any hospital, or the parent corporation or entity of such hospital, any subsidiary corporation or entity of such hospital, or any corporation or entity related to or affiliated with such hospital by common ownership, control or management:
(1) applies for and receives a certificate of need for long term care bed need determinations in 10 NCAC $3 R$ .6222; or
(2) currently has nursing home beds licensed as a part of the hospital under G.S. 131E, Article 5; or
(3) currently operates long-term care beds under the Federal Swing Bed Program (P.L. 96-499),
such hospital shall not be eligible to apply for a certificate of need for hospital-based long-term care nursing beds under this Rule. Hospitals designated by the State of North Carolina as Critical Access Hospitals pursuant to Section 1820(f) of the Social Security Act, as amended, which have not been allocated long-term care beds under provisions of G.S. 131E-175 through 131E-190, may apply to develop beds under this Paragraph. However, such hospitals shall not develop long-term care beds both to meet needs determined in 10 NCAC 3R . 6222 and this Paragraph.
(g) Beds certified as a "distinct part" under this Paragraph shall be counted in the inventory of existing long-term care beds and used in the calculation of unmet long-term care bed need for the general population of a planning area. Applications for certificates of need pursuant to this Paragraph shall be accepted only for the February 1 review cycle. Beds awarded under this Paragraph shall be deducted from need determinations for the county as shown in 10 NCAC 3R .6222. Certificates of need issued under policies analogous to this policy in State Medica Facilities Plans subsequent to the 1986 State Medical Facilitie Plan are automatically amended to conform with the provisions of this Paragraph. The Department of Health and Human Services shall monitor this program and ensure that patients affected by this Paragraph are receiving appropriate services, and that conditions under which the certificate of need was granted are being met.

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b); Eff. August 1, 2000.

## CHAPTER 19 - SERVICES FOR THE BLIND

## SUBCHAPTER 19G - VOCATIONALREHABILITATION

## . 0823 SECRETARY'S REVIEW AND FINAL DECISION

(a) Either party may request an impartial review of the hearing officer's decision by the Secretary of the Department of Health and Human Services within 20 days of the receipt of the decision.
(b) The Secretary may delegate the responsibility for reviewing the hearing officer's decision and making the fina decision to another employee of the Department but shall no delegate the responsibility to any officer or employee of the Division.
(c) In conducting the review, the reviewing official shall send the written notification to both parties and allow the submission
of additional evidence as required by Sec. 102(c) of the Rehabilitation Act of 1973 (as amended by the Rehabilitation Act Amendments of 1998, P.L. 105-220). The written notification shall be given personally or by certified mail. If siven by certified mail, it shall be deemed to have been given on the delivery date appearing on the return receipt.
(d) The reviewing official's review shall be based on the following standards of review:
(1) The hearing officer's decision shall not be arbitrary, capricious, abuse of discretion, or otherwise unreasonable.
(2) The hearing officer's decision shall be supported by substantial evidence, i.e. consistent with facts and applicable federal and state policy.
(3) In reaching the decision, the hearing officer shall give appropriate and adequate interpretation to such factors as:
(A) the federal statute and regulations as they apply to a specific issue in question;
(B) the state plan as it applies to a specific issue in question;
(C) division procedures as they apply to a specific issue in question;
(D) key portions of conflicting testimony;
(E) division options in the delivery of services where such options are permissible under federal statute;
(F) restrictions in the federal statute with regard to supportive services as maintenance and transportation; and
(G) approved federal or division rules as they relate to an issue in question.
(e) The reviewing official shall make the final decision and provide such decision in writing to both parties within 30 calendar days from receipt of the request to review the hearing officer's decision. The decision shall include a full report of the findings and the grounds for the decision. The reviewing official shall not overturn or modify a decision, or part of a decision, of an impartial hearing officer that supports the position of the individual except as allowed under Sec. 102(c) of the Rehabilitation Act of 1973 (as amended by the Rehabilitation Act Amendments of 1998, P.L. 105-220). The final decision shall be given to both parties personally or by certified mail. If given by certified mail, it shall be deemed to have been given on the delivery date appearing on the return receipt.
(f) The hearing officer's decision shall be the final decision under the conditions specified in Sec. 102(c) of the Rehabilitation Act of 1973 (as amended by the Rehabilitation Act Amendments of 1998, P.L. 105-220).
(g) The Division Director shall forward a copy of the final decision, whether issued under Paragraph (e) or (f) of this Rule, to the CAP Director, the regional rehabilitation supervisor, and the applicant's or client's representative, as appropriate. A copy shall also be included in the individual's official case record.

4uthority G.S. 143-545.1; 143-546.1; 143B-157; 150B-2; 150B-23; P.L. 105-220;
Amended Eff. August 1, 2000.

## TITLE 12 - DEPARTMENT OF JUSTICE

## CHAPTER I0 - N.C. SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION

## SUBCHAPTER 10B - NC SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION

## SECTION .0I00-COMMISSION ORGANIZATION AND PROCEDURES

## .OI03 DEFINITIONS

In addition to the definitions set forth in G.S. 17E-2, the following definitions apply throughout this Chapter, unless the context clearly requires otherwise:
(1) "Appointment" as it applies to a deputy sheriff means the date the deputy's oath of office is administered; and as it applies to a detention officer means either the date the detention officer's oath of office was administered, if applicable, or the detention officer's actual date of employment as reported on the Report of Appointment (FormF-4) by the employing agency, whichever is earlier; and as it applies to a telecommunicator, the telecommunicator's actual date of employment as reported on the Report of Appointment (Form F-4T).
(2) "Convicted" or "Conviction" means and includes, for purposes of this Chapter, the entry of:
(A) a plea of guilty;
(B) a verdict or finding of guilt by a jury, judge, magistrate, or other duly constituted, established, and recognized adjudicating body, tribunal, or official, either civilian or military; or
(C) a plea of no contest, nolo contendere, or the equivalent.
(3) "Department Head" means the chief administrator of any criminal justice agency or communications center. Department head includes the sheriff or a designee appointed in writing by the Department head.
(4) "Director" means the Director of the Sheriffs' Standards Division of the North Carolina Department of Justice.
(5) "Division" means the Sheriffs' Standards Division.
"Enrolled" means that an individual is currently actively participating in an on-going formal presentation of a commission-accredited basic training course which has not been concluded on the day probationary certification expires.
(8) "Essential Job Functions" means those tasks deemed by the agency head to be necessary for the proper performance of a justice officer.
(9) "Lateral Transfer" means certification of a justice officer when the applicant for certification has
previously held general or grandfather certification as a justice officer or a criminal justice officer as defined in G.S. 17C-2(c), excluding state correctional officers, state probation/parole officers, and state youth services officers, provided the applicant has been separated from a sworn law enforcement position for no more than one year, or has had no break in service.
(10) "Misdemeanor" means those criminal offenses not classified by the North Carolina General Statutes, the United States Code, the common law, or the courts as felonies. Misdemeanor offenses are classified by the Commission as follows:
(A) "Class A Misdemeanor" means an act committed or omitted in violation of any common law, duly enacted ordinance or criminal statute of this state which is not classified as a Class B Misdemeanor pursuant to Sub-item (10)(b) of this Rule. Class A Misdemeanor also includes any act committed or omitted in violation of any common law, duly enacted ordinance, criminal statute, or criminal traffic code of any jurisdiction other than North Carolina, either civil or military, for which the maximum punishment allowable for the designated offense under the laws, statutes, or ordinances of the jurisdiction in which the offense occurred includes imprisonment for a term of not more than six months. Specifically excluded from this grouping of "Class A Misdemeanor" criminal offenses for jurisdictions other than North Carolina, are motor vehicle or traffic offenses designated as misdemeanors under the laws of other jurisdictions, or duly enacted ordinances of an authorized governmental entity with the exception of the offense of driving while impaired which is expressly included herein as a class A misdemeanor, if the offender could have been sentenced for a term of not more than six months. Also specifically included herein as a Class A Misdemeanor is the offense of driving while impaired, if the offender was sentenced under punishment level three [G.S. 20-179(i)], level four [G.S. 20-179(j)], or level five [G.S. 20-179(k)]. Class "A" Misdemeanor shall also include acts committed or omitted in North Carolina prior to October 1, 1994 in violation of any common law, duly enacted ordinance or criminal statute, of this state for which the maximum punishment allowable for the designated offense included imprisonment for a term of not more than six months.
(B) "Class B Misdemeanor" means an act committed or omitted in violation of any common law, criminal statute, or criminal traffic code of this state which is classified as a Class B Misdemeanor as set forth in the "Class B Misdemeanor Manual" as published by the North Carolina Department of Justice
and shall automatically include any later amendments and editions of the incorporated material as provided by G.S. 150B-21.6. Copies of the publication may be obtained from the North Carolina Department of Justice Post Office Box 629, Raleigh, North Carolina 27602. There is no cost per manual at the time of adoption of this Rule. Class B Misdemeanor also includes any act committed or omitted in violation of any common law, duly enacted ordinance, or criminal statute, or criminal traffic code of any jurisdiction other than North Carolina, either civil or military, for which the maximum punishment allowable for the designated offense under the laws, statutes, or ordinances of the jurisdiction in which the offense occurred includes imprisonment for a term of more than six months but not more than two years. Specifically excluded from this grouping of "Class B Misdemeanor" criminal offenses for jurisdictions other than North Carolina, are motor vehicle or traffic offenses designated as being misdemeanors under the laws of other jurisdictions with the following exceptions: Class B Misdemeanor does expressly include, either first or subsequent offenses of driving while impaired if the maximum allowable punishment is for a term of more than six months but not more than two years, and driving while license permanently revoked or permanently suspended. "Class E Misdemeanor" shall also include acts committed or omitted in North Carolina prior to October 1, 1994 in violation of any common law, duly enacted ordinance, or criminal statute, of this state for which the maximum punishment allowable for the designated offense included imprisonment for a term of more than six months but not more than two years. Specifically excluded from the grouping of "Class B misdemeanors" committed or omitted in North Carolina prior to October 1, 1994 are motor vehicle or traffic offenses designated as being misdemeanors under G.S. 20 (motor vehicles), with the following exceptions: "Class B misdemeanors" committed or omitted in North Carolina prior to October 1, 1994 expressly include, either first or subsequent offenses of G.S. 20-138(a) or (b), G.S. 20-166 (duty to stop in the event of an accident), G.S. 20-138.1 (impaired driving) if the defendant was sentenced under punishment level one [G.S. 20-179(g)] or punishment level two [G.S. 20-179(h)] for the offense, and shall also include a violation of G.S. 20-28(b) [driving while license permanently revoked or suspended].
"Felony" means any offense designated a felony by
the laws, statutes, or ordinances of the jurisdiction in which the offense occurred.
(12)
"Dual Certification" means that a justice officer holds probationary, general, or grandfather certification in two or more of the following positions with the same agency:
(A) deputy sheriff;
(B) detention officer;
(C) telecommunicator.
(13) "Detention Officer" means any person performing responsibilities, either on a full-time, part-time, permanent or temporary basis, which include but are not limited to the control, care, and supervision of any inmates incarcerated in a county jail or other confinement facility under the direct supervision and management of the sheriff. "Detention Officer" shall also mean the administrator and the other custodial personnel of district confinement facilities as defined in G.S. I53A-219.
(14) "Deputy Sheriff" means any person who has been duly appointed and sworn by the sheriff and who is authorized to exercise the powers of arrest in accordance with the laws of North Carolina.
(15) "Telecommunicator" means any person performing responsibilities, either on a full-time, part-time, permanent or temporary basis, for communication functions to include but not limited to receiving calls or dispatching for emergency and law enforcement services.
(16) "Commission" as it pertains to criminal offenses shall mean a finding by the North Carolina Sheriffs' Education and Training Standards Commission or an administrative body, pursuant to the provisions of G.S. 150B, that a person performed the acts necessary to satisfy the elements of a specified criminal offense. "Sworn Law Enforcement Position" means a position with a criminal justice agency of the United States, any state, or a political subdivision of any state which, by law, has general power of arrest and requires each of the following:
(A) successful completion of the Basic Law Enforcement Training curriculum offered by the respective state or federal entity; and
(B) an independent oath of office providing for the execution of the laws of the respective state or federal jurisdiction.
"General Powers of Arrest" shall mean the authority to enforce the state or federal laws within the officer's territorial and subject matter jurisdiction to include the authority to arrest and cite offenders under the laws of the jurisdiction. These powers must be conferred on the officer by virtue of occupying a sworn law enforcement position. General powers of arrest shall mean those powers, even though limited by subject matter jurisdiction, which may be exercised as a routine responsibility of the office. General powers of arrest shall not mean those powers of arrest conferred by virtue of a special appointment or those
granted as an incidental, as opposed to a primary, function of the office.

Authority G.S. 17E-7;
Amended Eff. August 1, 2000.

## SECTION . 0500 - MINIMUM STANDARDS OF TRAINING FOR DEPUTY SHERIFFS

.0502

## BASIC LAW ENFORCEMENT TRAINING COURSE FOR DEPUTIES

(a) The basic training course for deputy sheriffs consists of instruction designed to provide the trainee with the skills and knowledge to perform those tasks essential to function in law enforcement.
(b) The course entitled "Basic Law Enforcement Training" shall consist of a minimum of 602 hours of instruction and shall include the following identified topical areas and minimum instructional hours for each:
(1) LEGAL UNIT
(A) Motor Vehicle Laws 20 hours
(B) Preparing for Court and Testifying 12 hours in Court
(C) Elements of Criminal Law 24 hours
(D) Juvenile Laws and Procedures 8 hours
(E) Arrest, Search and Seizure/ 28 hours Constitutional Law
(F) ABC Laws and Procedures 4 hours UNIT TOTAL 96 HOURS
(2) PATROL DUTIES UNIT
(A) Techniques of Traffic Law 24 hours Enforcement
(B) Explosives and Hazardous Materials Emergencies 12 hours
(C) Traffic Accident Investigation 20 hours
(D) In-Custody Transportation 8 hours
(E) Crowd Management 12 hours
(F) Patrol Techniques 20 hours
(G) Law Enforcement Communication 8 hours and Information Systems UNIT TOTAL 104 hours
(3) LAW ENFORCEMENT COMMUNICATION UNIT
(A) Dealing with Victims and the Public 10 hours
(B) Domestic Violence Response 12 hours
(C) Ethics for Professional Law 4 hours Enforcement
(D) Individuals with Mental Illness and Mental Retardation 8 hours
(E) Crime Prevention Techniques 6 hours
(F) Communication Skills for Law 8 hours Enforcement Officers UNIT TOTAL 48 hours
(4) INVESTIGATION UNIT
(A) Fingerprinting and Photographing 6 hours Arrestee
(B) Field Note-taking and Report Writingl 2 hours
(C) Criminal Investigation 32 hours
(D) Interviews: Field and In-Custody 16 hours
(E) Controlled Substances UNIT TOTAL 76 hours
(5) PRACTICAL APPLICATION UNIT
(A) First Responder
(B) Firearms
(C) Law Enforcement Driver Training
(D) Physical Fitness
(i) Fitness Assessment and Testing
(ii) 1 hour - 3 days a week
(E) Subject Control Arrest Techniques

UNIT TOTAL
40 hours 48 hours 40 hours 8 hours

12 hours
34 hours
40 hours
222 hours
(6) SHER1FF-SPECIFIC UNIT
(A) Civil Process 24 hours
(B) Sheriffs' Responsibilities: Detention 4 hours Duties
(C) Sheriffs' Responsibilities: Court Duties UNIT TOTAL

6 hours 34 hours

## COURSE ORIENTATION

TESTING
TOTAL COURSE HOURS
2 hours 20 hours
(c) The "Basic Law Enforcement Training Manual" as published by the North Carolina Justice Academy shall be used as the as basic curriculum for this Basic Law Enforcement Training Course. Copies of this manual may be obtained at cost by contacting the North Carolina Justice Academy, Post Office Box 99, Salemburg, North Carolina 28385-0099.
(d) Consistent with the curriculum development policy of the Commission, the Commission shall designate the developer of the Basic Law Enforcement Training Course curricula and such designation shall be deemed by the Commission as approval for the developer to conduct pilot Basic Law Enforcement Training Courses. Individuals who successfully complete such a pilot Basic Law Enforcement Training Course offering shall be deemed to have successfully complied with and satisfied the minimum training requirement.
(e) The rules governing Minimum Standards for Completion of Training, codified as Title 12, Subchapter 9B, Section .0400 of the North Carolina Administrative Code, and previously incorporated by the North Carolina Criminal Justice Education and Training Standards Commission, are hereby adopted by reference, and shall, automatically include any later amendments and editions of the adopted matter to apply to actions of the North Carolina Sheriffs' Education and Training Standards Commission. Copies of the incorporated materials may be obtained at no cost from the Criminal Justice Standards Division, North Carolina Department of Justice, 114 West Edenton Street, Post Office Drawer 149, Raleigh, North Carolina 27602.

Authority G.S. 17E-4(a);
Amended Eff. August 1, 2000.

## SECTION . 0600 - MINIMUM STANDARDS OF TRAINING FOR DETENTION OFFICERS

## . 0601 DETENTION OFFICER CERTIFICATION

 COURSE(a) This Section establishes the current standard by which Sheriffs' Office and district confinement personnel shall receive detention officer training. These Rules will serve to raise the level of detention officer training heretofore available to law enforcement officers across the state. The Detention Officer Certification Course shall consist of a minimum of 162 hours of instruction designed to provide the trainee with the skills and knowledge necessary to perform those tasks considered essential to the administration and operation of a confinement facility.
(b) Each Detention Officer Certification Course shall include the following identified topic areas and approximate minimum instructional hours for each area:
(1) Orientation
(2) Criminal Justice System

2 hours
(3) Legal Aspects of Management \& Supervision 3 hours
(4) Contraband/Searches
(5) Processing Inmates
(6) First Aid \& CPR
(7) Medical Care in the Jail
(8) Patrol \& Security Functions of the Jail
(9) Key and Tool Control
(10) Supervision \& Management of Inmates
(11) Suicides \& Crisis Management
(12) Introduction to Rules \& Regulations Governing Jails
(13) Stress
(14) Investigative Process in the Jail
(15) Subject Control Techniques
(16) Special Populations
(17) Transportation of Inmates
(18) Fire Emergencies

19 hours 6 hours 5 hours 10 hours 5 hours 5 hours 2 hours 5 hours 5 hours
2 hours
2 hours
9 hour
24 hours
4 hours 6 hours
(19) Fingerprinting and Photogrop Arestes
(20) Physical Fitness for Detenion Offices
(21) Review/Testing
(22) State Comprehensive Examination TOTAL HOURS
(c) Consistent with the curriculum development policy of the Commission as published in the "Detention Officer Certification Course Management Guide", the Commission shall designate the developer of the Detention OfficerCertification Course curricula and such designation shall be deemed by the Commission as approval for the developer to conduct pilot Detention Office Certification Courses. Individuals who complete such a pilo Detention Officer Certification Course offering shall be deemed to have complied with and satisfied the minimum training requirement.
(d) The "Detention Officer Certification Training Manual" as published by the North Carolina Justice Academy shali be used as the basic curriculum for the Detention Officer Certificatior Course. Copies of this manual may be obtained by contacting the North Carolina Justice Academy, Post Office Box 99 Salemburg, North Carolina 28385-0099. The cost of this manua is forty dollars $(\$ 40.00)$ at the time of adoption of this Rule.
(e) The "Detention Officer Certification Course Managemen

Guide" as published by the North Carolina Justice Academy is hereby incorporated by reference and shall automatically include any later amendments, editions of the incorporated matter to be used by certified school directors in planning, implementing and Helivering basic detention officer training. The standards and requirements established by the "Detention Officer Certification Course Management Guide" must be adhered to by the certified school director. Each certified school director shall be issued a copy of the guide at the time of certification at no cost to the accredited school.

Authority G.S. 17E-7(a);
Amended Eff. August 1, 2000.

## TITLE I5A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

## CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

## SUBCHAPTER 2D - AIR POLLUTION CONTROL REQUIREMENTS

## SECTION . 0500 - EMISSION CONTROL STANDARDS

. 0524 NEW SOURCE PERFORMANCE STANDARDS
(a) With the exception of Paragraph (b) or (c) of this Rule, sources subject to new source performance standards promulgated in 40 CFR Part 60 shall comply with emission standards, monitoring and reporting requirements, maintenance requirements, notification and record keeping requirements, performance test requirements, test method and procedural provisions, and any other provisions, as required therein, rather than with any otherwise-applicable rule in this Section which would be in conflict therewith.
(b) The following is not included under this Rule:
(1) 40 CFR Part 60, Subpart AAA (new residential wood heaters);
(2) 40 CFR Part 60, Subpart B (adoption and submittal of state plans for designated facilities);
(3) 40 CFR Part 60, Subpart C (emission guidelines and compliance times);
(4) 40 CFR Part 60, Subpart Ca (guidelines for municipal waste combustors);
(5) 40 CFR Part 60, Subpart Cb (guidelines for municipal waste combustors constructed on or before December 19, 1995);
(6) 40 CFR Part 60, Subpart Cc (guidelines for municipal solid waste landfills); or
(7) 40 CFR Part 60, Subpart Cd (guidelines for sulfuric acid production units).
(c) Along with the notice appearing in the North Carolina Register for a public hearing to amend this Rule to exclude a standard from this Rule, the Director shall state whether or not the new source performance standards promulgated under 40 CFR Part 60, or part thereof, shall be enforced. If the Commission does not adopt the amendment to this Rule to exclude or amend the standard within 12 months after the close
of the comment period on the proposed amendment, the Director shall begin enforcing that standard when 12 months has elapsed after the end of the comment period on the proposed amendment.
(d) New sources of volatile organic compounds that are located in an area designated in 40 CFR 81.334 as nonattainment for ozone or an area identified in accordance with 15A NCAC 2D . 0902 as being in violation of the ambient air quality standard for ozone shall comply with the requirements of 40 CFR Part 60 that are not excluded by this Rule, as well as with any applicable requirements in Section .0900 of this Subchapter.
(e) All requests, reports, applications, submittals, and other communications to the administrator required under Paragraph (a) of this Rule shall be submitted to the Director of the Division of Air Quality rather than to the Environmental Protection Agency.
(f) In the application of this Rule, definitions contained in 40 CFR Part 60 shall apply rather than those of Section .0100 of this Subchapter.
(g) With the exceptions allowed under 15A NCAC 2Q .0102, Activities Exempted from Permit Requirements, the owner or operator of the source shall apply for and receive a permit as required in 15A NCAC 2Q . 0300 or .0500 .

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5); 150B-21.6; Amended Eff. July 1, 2000.

## SECTION .1800-CONTROL OF ODORS

## . 1803 BEST MANAGEMENT PLANS FOR ANIMAL OPERATIONS

(a) Contents of a best management plan. The best management plan for animal operations shall:
(1) identify the name, location, and owner of the animal operation;
(2) identify the name, title, address, and telephone number of the person filing the plan;
(3) identify the sources of odor within the animal operation;
(4) describe how odor will be controlled from:
(A) the animal houses;
(B) the animal wastewater lagoon, if used;
(C) the animal wastewater application lands, if used;
(D) waste conveyances and temporary accumulation points; and
(E) other possible sources of odor within the animal operation;
(5) contain a diagram showing all structures and lagoons at the animal operation, forced air directions, and approximate distances to structures or groups of structures within 3000 feet of the property line of the animal operation; a recent or updated aerial photograph may be submitted in place of a diagram provided the items required under this Subparagraph of this Rule are shown;
(6) for existing animal operations, contain a schedule not to exceed six months by which the plan will be implemented (a new animal operation is to have and
be in compliance with its best management plan when it begins operation); for an amended best management plan, the implementation schedule shall not exceed six months;
(7) describe how the plan will be implemented, including training of personnel;
(8) describe inspection and maintenance procedures; and describe methods of monitoring and recordkeeping to verify compliance with the plan.
(b) The Division shall review all best management plan submittals within 30 days of receipt of the submittal to determine if the submittal is complete or incomplete for processing purposes. To be complete, the submittal shall contain all the elements listed in Paragraph (a) of this Rule. The Division shall notify the person submitting the plan by letter stating that:
(1) the submittal is complete,
(2) the submittal is incomplete and identifying the missing elements and a date by which the missing elements need to be submitted to the Division, or
(3) the best management plan is incomplete and requesting that the person rewrite and resubmit the plan.
(c) Approval of the best management plan. The Director shall approve the plan if he finds that:
(1) the plan contains all the required elements in Paragraph (a) of this Rule;
(2) the proposed schedule contained in the plan will reduce objectionable odors in a timely manner;
(3) the methods used to control objectionable odors are likely to prevent objectionable odors beyond the property lines of the animal operation (the Director shall not consider impacts of objectionable odors on neighboring property if the owner of the neighboring property agrees in writing that he does not object to objectionable odors on his property and this written statement is included with the proposed best management plan; this agreement becomes void if the neighboring property changes ownership). If the neighboring property changes ownership, the plan shall be revised, if necessary, to prevent objectionable odors on this property unless the new owner agrees in writing that he does not object to objectionable odors on his property; and
(4) the described compliance verification methods are sufficient to verify compliance with the plan.
Within 90 days after receipt of a plan, the Director shall determine whether the proposed plan meets the requirements of this Paragraph of this Rule. If the Director finds that the proposed plan does not meet the requirements of this Paragraph, he shall notify the owner or operator of the animal operation in writing of the deficiencies in the proposed plan. The owner or operator shall have 30 days after receiving written notification from the Director to correct the deficiencies. If the Director finds that the proposed plan is acceptable, he shall notify the owner or operator in writing that the proposed plan has been approved.

[^1] 215.107(a)(11);

## Eff. July 1, 2000.

## CHAPTER 26 - INFORMATION SERVICES

## SUBCHAPTER 26A - STATE CENTER FOR HEALTH STATISTICS

## SECTION 0100 - MONITORING PROGRAM

## . 0101 GENERAL

(a) This section implements Chapter 130(A), Article 5, Part 7 entitled Birth Defects. The legislation establishes a Birth Defects Monitoring Program within the State Center for Health Statistics. The purpose of the monitoring program is to compile, tabulate and publish information related to the incidence and prevention of birth defects.
(b) The Birth Defects Monitoring Program is administered by the State Center for Health Statistics, Department of Health and Human Services.

Authority G.S. 130A-131.17;
Eff. August 1, 2000.

## . 0102 DEFINITIONS

The following definitions shall apply throughout this Section:
(1) "Abstract" refers to a document or documents containing information obtained from a patient's medical record.
(2) "Birth Defect" means any physical, functional or chemical abnormality present at birth that is of possible genetic or prenatal origin.
(3) "Case-Finding" is the process used to identify potential cases for inclusion in the central registry of the Birth Defects Monitoring Program. Potential cases may be ascertained through review of medical records, disease indices, logs, vital records, hospital discharge summaries, and other sources.
(4) "Central Registry" is the database of birth defect cases obtained through the surveillance activities of the Birth Defects Monitoring Program.
(5) "Confidential Information" is any information that could be used to reveal, either directly or indirectly, the identity of a patient with a birth defect.
(6) "Department" is the NC Department of Health and Human Services.
(7) "Director" is the Director of the State Center for Health Statistics (SCHS).
(8) "ICD-9-CM" means the International Classification of Diseases, 9th Revision, Clinical Modification, Volumes 1 and 2, US Department of Health and Human Services, US Government Printing Office, Washington, DC.
(9) "Institutional Review Board" means a committee for the protection of human subjects which is approved by the US Department of Health and Human Services pursuant to Part 46 of Title 45 of the Code of Federal Regulations.
(10) "Licensed Medical Facility" means general acute care
hospitals and ambulatory surgical facilities licensed by the Department of Human Resources pursuant to G.S. 131E-77, which regularly provide services for the diagnosis and treatment of birth defects, genetic counseling, or prenatal diagnostic ervices.
(11) "Monitoring Program" means the Birth Defects Monitoring Program (BDMP) established within the Department.
(12) "Program Director" is the individual directly responsible for oversight and operation of the Birth Defects Monitoring Program.
(13) "Program Staff" means employees of the State Center for Health Statistics or persons providing services to SCHS under written contract who are authorized by the director to collect and have access to information from the monitoring program.

Authority G.S. 130A-131.17;
Eff. August 1, 2000.

## . 0103 BIRTH DEFECTS ADVISORY COMMITTEE

(a) The State Health Director shall establish a birth defects advisory committee to provide practical and scientific advice to the monitoring program in implementing an effective birth defects surveillance program.
(b) The advisory committee shali be composed of not more than 12 members and must include scientific experts in the fields of birth defects, genetics, epidemiology, and medicine. At least one member must have a background in a non-scientific area. At least one member must be a representative of the facilities from which the data will be collected. The Director of the monitoring program shall serve as ex officio member of the advisory committee.
(c) The birth defects advisory committee shall:
(1) Provide scientific and medical advice and consultation to the monitoring program;
(2) Make recommendations to the Department or the state legislature, as appropriate.

Authority G.S. 130A-131.17;
Eff. August 1, 2000.
. 0104 SURVEILLANCE OF BIRTH DEFECTS; CENTRAL REGISTRY
(a) The monitoring program shall operate statewide.
(b) In order for information on a child to be included in the monitoring program's central registry, the following conditions must be met.
(1) The state of birth or the mother's state of residence at the time of birth must have been in North Carolina.
(2) The child must have a birth defect or other specified perinatal condition that can adversely affect his or her health and development.
(c) The central registry shall include birth defects occurring in a fetal death, miscarriage, or pregnancy termination.
(d) The coding scheme used by the monitoring program to classify birth defects shall be based on a medically recognized system, such as ICD-9-CM or the CDC/BPA system used by the

Centers for Disease Control and Prevention in the Metropolitan Atlanta Congenital Defects Program, as described in the report titled "Metropolitan Atlanta Congenital Defects Program Procedure Manual," dated June, 1993.
(e) The program director shall, in consultation with the birth defects advisory committee, develop a list of specific birth defects to be monitored. In developing this list consideration shall be given to the following:
(1) The medical and public health significance of the condition, including potential preventability;
(2) The feasibility of obtaining reasonably complete and reliable diagnostic information on the condition from the data sources available to the monitoring program; and
(3) The consistency with birth defects data collected and reported by the Centers for Disease Control and Prevention and by other state-based birth defects surveillance programs.
(f) The monitoring program may utilize for case ascertainment any data source routinely collected by or available to the State Center for Health Statistics, such as vital records, hospital discharge information, and Health Services Information System files.
(g) The monitoring program may, upon request, review and abstract information on a diagnosed or suspected birth defect from any medical record in a licensed medical facility. When obtaining such information the following conditions shall apply:
(1) The administrator, director, or person in charge of a licensed medical facility shall designate one staff member as the contact person for the monitoring program. That staff member will coordinate scheduled visits by program staff to review disease indices, labor and delivery logs, or other case-finding data sources. That person will also be responsible for arranging visits by program staff for medical records review.
(2) Monitoring program staff and the contact person shall establish a general schedule of case-finding and record review visits. This schedule shall take into account the capabilities of the medical facility in responding to requests, as well as the expected needs and workload of the monitoring program.
(3) Procedures for record management and the use of copiers and other equipment at the medical facility shall be agreed upon with each facility. Monitoring program staff shall abide by these procedures at all times.
(4) The medical records and other original materials provided by the medical facility shall not be removed from that facility. All information, either on paper or in electronic form, which is removed from the medical facility shall be transported by secure means at all times. Abstracts, printouts, notes, and other information will be carried in locked briefcases.
(h) Physicians and other persons involved in the diagnosis, care, and treatment of birth defects may report information on a diagnosed birth defect to the monitoring program. Physicians and other persons who submit a case report or other information
to the monitoring program shall be immune from civil or criminal liability that might otherwise be incurred or imposed for releasing this information based upon invasion of privacy or breach of physician-patient confidentiality.

Authority G.S. 130A-131.17;
Eff. August 1. 2000.

## .0105 CONFIDENTIALITY

(a) Access to patient-level information collected by the monitoring program shall be limited to program staff authorized by the doctor.
(b) All program staff shall be required to sign an agreement to actively protect the confidentiality of patient information collected through the monitoring program.
(c) All identifying or potentially identifying information collected by the monitoring program, including abstracts, case reports, computer printouts, notes and other material shall be stored in locked offices or in locked file cabinets at all times.
(d) Central registry files stored in electronic format shall be maintained in a password-protected local area computer network. Only authorized program staff shall have access to this information. Access to the data is controlled by the network administrator. Back up data files shall be maintained at the State Computer Center. This computer system is protected by the Resource Allocation Control Facility (RACF) system.
(e) A publicly accessible data file containing limited patientlevel information from the central registry may be made available. This file may contain the following data items only: county of residence, county of birth, year of birth, sex of infant, race of infant, age of mother, and birth defect diagnoses. All other patient information contained in the central registry shall be considered confidential and not open to public inspection, except as specified in Paragraph (f) of this Rule.
(f) Confidential information maintained in the central registry may be disclosed in the following circumstances, when authorized by the Director:
(I) A patient shall have access to review or obtain copies of his/her own records.
(2) Information may be disclosed as provided in Rule .0106 of this Section.

Authority G.S. 130A-131.17;
Eff. August 1, 2000.

## .0I06 RELEASE OF MONITORING PROGRAM INFORMATION FOR RESEARCH

(a) Individuals other than authorized program staff requesting access to confidential monitoring program information for research purposes must establish a valid scientific interest in order to obtain this information. An application requesting access to monitoring program information must contain a research protocol and be submitted to the Director. The protocol shall contain the following information:
(I) The name and qualifications of the principal investigator, professional staff, and every person who will review, analyze, or access the data;
(2) The purpose of the research;
(3) The research design and statistical methods to be used to analyze the data;
(4) The proposed benefits to be derived from such research and the potential risk to human subjects; and
(5) The plans and procedures to maintain the confidentiality of information provided by the monitoring program.
(b) The criteria to establish a valid scientific interest shall include the following:
(I) The key investigators shall have significant training and experience in biomedical research as demonstrated by a history of prior research and publication of results in peer-reviewed journals. For bona fide student proposals and research carried out for educational purposes, faculty committee members should possess these qualifications.
(2) The purpose of the research shall be clearly stated, and the hypotheses under investigation shall be scientifically compelling, as judged by the importance of the question relative to the fields of epidemiology, medicine, or public health;
(3) The research design shall be scientifically sound with respect to exposure measurement, assessment and control of other relevant risk factors, and statistical power. Statistical techniques to be used in the analysis shall be clearly described and appropriately applied;
(4) The benefits of the proposed research, and the potential risk to individuals whose identity may be disclosed or who are involved as study participants must be clearly stated;
(5) Plans of how the investigators propose to maintain the confidentiality and integrity of the information provided by the monitoring program shall be clearly detailed and must adequately protect the security of the data;
(6) The hypothesis or topic to be studied must not already be under investigation.
(7) If the investigator intends to contact individuals whose names were provided by the monitoring program, the protocol must contain strong methodologic support for the need for such contact.
(c) Before any data are released, the investigator will be required to submit to the Director a signed written statement guaranteeing the following:
(1) The investigator has received written approval of the research protocol from an Institutional ReviewBoard.
(2) The investigator shall not allow any person other than those identified in the protocol to access, use, or otherwise review the data supplied by the monitoring program.
(3) here shall be no deviation from the protocol without explicit advance review and approval by the Director and the Institutional Review Board.
(4) Information obtained in the course of activities undertaken or supported using the data from the monitoring program shall not be used for any purpose other than the exact purpose for which it was
supplied.
(5) Any confidential or potentially identifying information supplied by the monitoring program which is copied or otherwise transferred shall be destroyed upon completion of the study unless otherwise stated in the research protocol.
(d) Upon completion of the study, the investigator shall submit one copy of the completed research paper or abstract to the Director.

Authority G.S. 130A-131;
Eff. August 1, 2000.

## TITLE 16 - DEPARTMENT OF PUBLIC EDUCATION

## CHAPTER 6 - ELEMENTARY AND SECONDARY EDUCATION

## SUBCHAPTER 6D - INSTRUCTION

## SECTION . 0100 - CURRICULUM

## . 0103 GRADUATION REQUIREMENTS

Authority G.S. 115C-12(9)c.; 115C-81(a); 115C-180; N.C. Constitution, Article LX, Sec. 5;
Repealed Eff. December 1, 1999.
SECTION . 0300 - TESTING PROGRAMS
. 0304 GRADE-LEVEL PROFICIENCY
Authority G.S. 115C-12(9)c.; 115C-81(b)(4);
Repealed Eff. December 1, 1999.

## SECTION . 0500 - DEFINITIONS

## . 0501 DEFINITIONS

As used in this Subchapter:
(1) "adequate progress" shall mean student performance at or near grade level as indicated by student work, assessment data, and other evaluation information.
(2) "focused intervention" shall mean help for students in attaining competency goals and objectives. The help or assistance shall be based on a diagnosis of what the student knows and is able to do. The strategies for helping the student shall be based on the diagnosis of the student's work.
(3) "functional curriculum" shall mean an adapted course of study that is age appropriate, presented in natural environments with natural routines, and referenced to critical, basic skills such as personal/home management, community integration, effective communication, and career/employment.
(4) "grade level proficiency" shall mean Level III or above on end-of-grade tests in reading and mathematics in grades 3-8. In grades $\mathrm{K}-2$, teachers
shall identify those students who are not performing at grade-level expectations. The levels of student performance shall be defined as follows:
(a) "Level I" shall mean that the student fails to achieve at a basic level. Students performing at this level do not have sufficient mastery of knowledge and skills in this subject area to be successful at the next grade level.
(b) "Level Il" shall mean that the student achieves at a basic level. Students performing at this level demonstrate inconsistent mastery of knowledge and skills that are fundamental in this subject area and that are minimally sufficient to be successful at the next grade level.
(c) "Level III" shall mean that the student achieves at a proficient level. Students performing at this level consistently demonstrate mastery of grade level subject matter and skills and are well prepared for the next grade level.
(d) "Level IV" shall mean that the student achieves at an advanced level. Students performing at this level consistently perform in a superior manner clearly beyond that required to be proficient at grade level work.
"instructionally sound" shall mean a practice or strategy that reflects research findings and the achievement needs of students. The practice shall take into account student learning styles, effective delivery of content and skills, diagnosis, monitoring, and evaluation.

Authority G.S. 115C-12(9b); 115C-81(b)(4); N.C. Constitution, Article LX, Sec. 5;
Eff. December 1, 1999.

## . 0502 STUDENT ACCOUNTABILITY STANDARDS

(a) Gateway I - Grade 3. In addition to meeting local promotion requirements, students in grade 3 shall demonstrate proficiency by having test scores at Level III or above on end-ofgrade tests in both reading and mathematics. Students who score at Level IIl or above and who meet all local promotion requirements shall be promoted to grade 4 unless the school principal shall determine otherwise in consultation with teacher(s). These requirements shall become effective with the 2001-02 school year.
(b) Gateway 2 - Grade 5. In addition to meeting local promotion requirements, students in grade 5 shall demonstrate proficiency by having test scores at Level III or above on end-ofgrade tests in both reading and mathematics. Additionally, LEAs shall use the grade 4 writing assessment as a screen to determine whether students are making adequate progress in developing writing skills. If a student has not scored at or above proficiency level 2.5 on the grade 4 writing assessment, the school shall provide intervention and assistance to develop writing skills. The principal and teacher(s) shall use locally developed and scored writing samples during grade 5 to determine if students have made adequate progress in order to be promoted to grade 6 .

Students who score at Level III or above on reading and mathematics, who meet all local promotion standards, and who make adequate progress in writing shall be promoted to grade 6 , unless the school principal shall determine otherwise in consultation with teacher(s). These requirements shall become effective with the 2000-01 school year.
(c) Gateway 3 - Grade 8. In addition to meeting local promotion requirements, students in grade 8 shall demonstrate proficiency by having test scores at Level III or above on an end-of-grade test in both reading and mathematics. Additionally, the LEA shall use the grade 7 writing assessment as a screen to determine whether students are making adequate progress in developing writing skills. If a student has not scored at or above proficiency level 2.5 on the grade 7 writing assessment, the school shall provide intervention and assistance to develop writing skills. The principal and teacher(s) shall use locally developed and scored writing samples during grade 8 to determine if students have made adequate progress to be promoted to grade 9. Students who score at Level III or above on reading and mathematics, who meet all local promotion standards, and who make adequate progress in writing shall be promoted to grade 9 unless the school principal shall determine otherwise in consultation with teacher(s). These requirements shall become effective with the 2001-02 school year.
(d) Gateway 4 -Grade 12. Students shall meet the following requirements to receive a North Carolina high school diploma:
(1) meet existing local and state graduation requirements;
(2) score at proficiency level III or above on the exit exam of essential skills. Students shall take this exam in the spring of the students' 11 th grade year. This requirement shall apply to students who enter the ninth grade for the 1999-2000 school year.
(3) achieve a passing score on the computer skills test as set forth in Rule .0503 (c) of this Subchapter.

History Note: Authority G.S. 115C-12(9b); 115C-81(b)(4); N.C. Constitution, Article LX, Sec. 5; Eff. December 1, 1999.

## . 0503 STATE GRADUATION REQUIREMENTS

(a) In order to graduate and receive a high school diploma, public school students shall meet the requirements of Paragraph (b) of this rule and shall attain passing scores on competency tests adopted by the SBE and administered by the LEA. Students who satisfy all state and local graduation requirements but who fail the competency tests shall receive a certificate of achievement and transcript and shall be allowed by the LEA to participate in graduation exercises.
(1) The passing score for the competency test, which is the same as grade-level proficiency as set forth in Rule .0502 of this Subchapter, shall be level III or higher.
(2) Special education students may apply in writing to be exempted from taking the competency tests. Before it approves the request, the LEA must assure that the parents, or the child if aged 18 or older, understand that each student must pass the competency tests to receive a high school diploma.
(3) Any student who has failed to pass the competency tests by the end of the last school month of the year in which the student's class graduates may receive additional remedial instruction and continue to take the competency tests during regularly scheduled testing until the student reaches maximum school age.
(b) In addition to the requirements of Paragraph (a) of this Rule, students must successfully complete 20 course units in grades $9-12$ as specified in this Paragraph.
(1) Effective with the class entering ninth grade for the 1998-99 school year, the 20 course units must include:
(A) four units in English, which must be English I, II, III, and IV;
(B) three units in mathematics, one of which must be Algebra I;
(C) three units in social studies, one of which must be in government and economics, one in United States history and one in world studies; (D) three units in science, one of which must be biology, one a physical science, and effective with students who enter the ninth grade for the 2000-2001 school year, one earth/environmental science;
(E) one unit in physical education and health; and (F) six units designated by the LEA, which may be undesignated electives or courses designated from the standard course of study.
(2) LEAs may count successful completion of course work in the ninth grade at a school system which does not award course units in the ninth grade toward th requirements of this Rule.
(3) LEAs may count successful completion of course work in grades $9-12$ at a summer school session toward the requirements of this Rule.
(4) LEAs may count successful completion of course work in grades 9-12 at an off-campus institution toward the requirements of Paragraph $(\mathrm{b})(\mathrm{l})(\mathrm{F})$ of this Rule. 23 NCAC 2C .0305 shall govern enrollment in community college institutions.
(c) Effective with the class of 2001, all students mus demonstrate computer proficiency as a prerequisite for high school graduation. The passing scores for this proficiency shal be 47 on the multiple choice test and 49 on the performance test This assessment shall begin at the eighth grade. A student with disabilities shall demonstrate proficiency by the use of a portfolio if this method is required by the student's IEP.
(d) Special needs students as defined by G.S. 115C-109 excluding gifted and pregnant, who do not meet the requirements for a high school diploma shall receive a graduation certificate and shall be allowed to participate in graduation exercises if they meet the following criteria:
(1) successful completion of 20 course units by genera subject area (4 English, 3 math, 3 science, 3 socia studies, I health and physical education, and 6 loca electives) under Paragraph (b) of this Rule. Thes students are not required to pass the specificall; designated courses such as Algebra I, Biology o

United States history,
(2) completion of all IEP requirements.

Authority G.S. 115C-12(9b); 115C-81(b)(4); N.C. Constitution, Irticle $L X$, Sec. 5 ;
Eff. December 1, 1999.

## . 0504 REVIEW PROCEDURES

For students who do not score at Level III or above on the reading and mathematics tests and for students in Grades 5 and 8 who are not making adequate progress in developing writing skills, the school district shall follow these procedures to determine if students are performing at grade level and are able to succeed at the next grade:
(1) Students who score below Level III on an end-ofgrade test shall be given a second test no later than three weeks from the receipt of test results. Parents may request that their child be excused from the second administration of the test. In this case, the parents and child shall be deemed to have accepted participation in focused intervention.
(2) Teachers or parents may request a promotion for students who score below Level 111 on an end-ofgrade test after the second or third test administration. Teachers shall provide documentation of the students' performance during a review process. Documentation may include:
(a) student work samples,
(b) other test data,
(c) information supplied by parents,
(d) for students with disabilities, information that is included in the individualized education program (IEP).
(e) other information that verifies that a student is at grade level. Students with disabilities shall be at grade level or be making adequate progress to meet requirements at grade level.
(3) Students who are not promoted after the second or third administration of the test shall be given focused intervention of a time period that is instructionally sound. Strategies may include, but are not limited to, alternative learning models, special homework, smaller classes, tutorial sessions, extended school day, Saturday school, modified instructional programs, parental involvement, summer school instruction, or retention.
(4) The LEA shall appoint a committee to review student promotion requests. This committee shall be composed of teachers and either principals from other schools or central office staff and shall make recommendations to the student's principal about whether the student should be promoted to the next grade. This recommendation shall be based on documentation presented by teachers on behalf of the student. Special education personnel shall be on the committee if a student with a disability is being considered for a promotion. Parents of any student being presented for review shall have the right to be
a non-voting participant, and further shall have the right to speak on behalf of their child.

Authority G.S. 115C-12(9b); 115C-81(b)(f); N.C. Constitution, Article IX, Sec. 5;
Eff. December 1, 1999.

## . 0505 LOCAL ACCOUNTABILITY PROCEDURES

(a) Promotion decisions shall be made according to local policy and discretion, but shall include statewide student accountability standards at grades $3,5,8$ and high school. At a minimum, each local board of education shall adopt procedures to ensure that students are treated fairly. The policy shall recognize the statutory authority of the principal to make promotion decisions.
(b) Local boards of education policies shall be consistent with statewide student accountability policies. The policies shall include notification and involvement of parents and agreement of parental expectations signed by parents or guardians.
(c) School districts shall provide focused intervention to all students who do not meet statewide student accountability standards. This intervention shall involve extended instructional opportunities that are different and supplemental and that are specifically designed to improve these students' performance to grade level proficiency. Students who do not meet promotion standards shall have personalized education plans with the following components: diagnostic evaluation, intervention strategies, and monitoring strategies. Strategies may include, but are not limited to, alternative learning models, special homework, smaller classes, tutorial sessions, extended school day, Saturday school, modified instructional programs, parental involvement, summer school instruction, or retention.
(d) LEAs and schools shall report annually to the Department their progress in increasing the number of students who meet the standard for grade-level promotion. LEAs and schools shall use percentages of students who are above grade-level proficiency and of those who have moved from Level I to Level II to compare progress from year to year. Annually, local boards of education shall report the following information by race, ethnicity, exceptionality, and socio-economic status to the State Board of Education:
(1) number and percent of students promoted by school who did not score at Level Ill or above on the designated tests at gateways 1,2 , and 3 ;
(2) number and percent of students who have moved across achievement; and
(3) levels in reading and mathematics at gateways 1,2 , and 3.
(e) The NC standardized high school transcript shall certify a level of proficiency in high school courses through both grades and test scores. Test scores must be recorded on the standardized transcript. In order to inform parents and students of student progress, LEAs shall issue the transcript to students at the end of each year.
(f) End-of-course test results shall be used as part of the student's final grade. Local school boards shall set policies regarding the use of end-of course test results in assigning final grades.

Authority G.S. 115C-12(9b); 115C-81(b)(4); N.C. Constitution, Article LX, Sec. 5;
Eff. December 1, 1999.

## . 0506 STUDENTS WITH DISABILITIES

(a) Unless exempted pursuant to Paragraph (b) of this Rule, all students with disabilities shall participate in the statewide student accountability standards for elementary, middle, and high school levels.
(b) Students with disabilities may be exempted from the statewide student accountability promotion standards by the IEP team, including the principal or school district representative, if the team determines that the students do not have the ability to participate in the standard course of study. However, these students shall be enrolled in a functional curriculum and shall demonstrate evidence of progress on alternate assessments. Alternate assessments shall be performance measures that assess the educational progress of students with disabilities who are unable to participate in the general large-scale assessment system even when accommodations are provided to the student. These students shall receive a certificate of achievement or graduation certificate.
(c) All interventions/remediation and other opportunities, benefits and resources that are made available to students without disabilities shall be made available to students with disabilities who participate in the student promotion standards. All services offered shall be in addition to the special education services provided to the student.

Authority G.S. $115 C-12(9 b)$; 115C-81(b)(4); N.C. Constitution, Article LX, Sec. 5;
Eff. December I, 1999.

## .0507 STUDENTS WITH LIMITED ENGLISH PROFICIENCY

Students of limited English proficiency shall meet the same standards as all students. However, in accordance with federal law, English language proficiency shall not be the factor that determines that a student has not met performance standards at each gateway. Therefore, LEAs shall use the following guidelines:
(1) Students who are exempt from statewide testing in accordance with the provisions of 16 NCAC 6G $.0305(\mathrm{~g})(1)$ shall also be exempt from the test standard for passage through each of the gateways. Instead, schools shall submit an instructional portfolio containing documentation of the students' English language proficiency and progress in all academic areas to a local committee of teachers and administrators to determine if students are ready to be promoted to the next level.
(2) Gateways 1, 2, and 3. Once limited English proficient students are no longer eligible for exemption from statewide testing, these students shall be eligible for a waiver up to two additional years. These students shall receive a waiver from the test standard at the gateway the students first encounter if the student's English language proficiency is below "superior" in
reading and writing. A local committee of teachers and administrators shall examine the students' instructional portfolios to determine whether:
(a) the students' English language proficiency is the cause of their inability to perform at grade level on the required test; and
(b) documentation indicates that a student is making adequate progress in all academic areas to be promoted to the next level.
(3) High School Graduation Requirements. Limited English proficient students shall meet the same standards as all students for high school graduation.
(4) School districts shall provide focused intervention for these students until they have met statewide promotion standards and high school graduation requirements (up to age 21 ). This intervention shall involve extended, supplemental instructional opportunities that include assistance in the development of English language proficiency. These students shall have personalized education plans with the following components: diagnostic evaluation, intervention strategies, and monitoring strategies.

Authority G.S. 115C-12(9b); 115C-81(b)(4); N.C. Constitution, Article LX, Sec. 5;
Eff. December 1. 1999.

## SUBCHAPTER 6H - FEDERAL PROGRAMS

## . 0101 DEFINITIONS

As used in this Subchapter:
(1) "Free appropriate public education" (FAPE) is defined by 34 CFR 300.13.
(2) "Individualized education program" (IEP) is defined by 34 CFR 300.340.
(3) "Least restrictive environment" (LRE) is defined by 34 CFR 300.550-300.556.
(4) "Parent" is defined by 34 CFR 300.20.
(5) "Willie M." class members are children under age 18 who now or will in the future suffer from serious emotional, mental or neurological handicaps, which handicaps have been accompanied by behavior which is characterized as violent or assaultive; and who are or will be in the future involuntarily placed in institutions or otherwise placed in residential programs; and who have not been provided appropriate treatment and education programs by the state.

Authority G.S. 115C-141;
Amended Eff. December 1, 1999.
.0105 ADMINISTRATION OF SPECIAL EDUCATION PROGRAMS
(a) Implementation of the provisions of this Section which relate to providing special education and related services is the responsibility of the LEA. All agencies not associated with loca school administrative units, the Department of Health and

Human Services or the Department of Correction must also meet the standards described in this Section if they provide educational services to children with special needs. LEAs shall ensure that an agency meets these standards before they contract or services from such programs.
(b) When a newly identified child with special needs has been diagnosed or evaluated by personnel under the Department of Health and Human Services, appropriate personnel from that department shall contact the LEA of the child's residence and inform that LEA in writing of the evaluation and results.
(c) LEAs, including all local school administrative units and the Departments of Health and Human Services and Correction, shall work together to plan and implement programs and services for children with special needs.

History Note: Authority G.S. 115C-141;
Amended Eff. December 1, 1999.
.0107 SPECIAL EDUCATION ASSESSMENT AND PLACEMENT PROCEDURES
(a) Identification, screening, evaluation and placement.
(1) LEAs shall be responsible for insuring that all children with special needs within their jurisdiction are identified, located and evaluated, including children in private agencies within their jurisdiction ages birth through 21.
(2) LEAs and private schools receiving placements pursuant to G.S. $115 \mathrm{C}-115$ shall implement procedures for identification, screening, evaluation and placement of children with special needs. The governing body of each LEA and private school receiving placements pursuant to G.S. $115 \mathrm{C}-115$ shall adopt these procedures and include the procedures described in this Rule.
(3) LEAs may vary these procedures when sufficient evidence exists to indicate that children can be identified and placed properly within the intent of the procedures.
(b) Upon referral of a child pursuant to G.S. 115C-113(c), the parties shall follow the due process safeguards of Rule .0110 of this Subchapter.
(c) The multi-disciplinary team shall evaluate or reevaluate each child with special needs in accordance with the provisions of 34 CFR 300.530 through 300.536 . Evaluations of children suspected of having a specific learning disability shall be subject to the further provisions of 34 CFR 300.540 through 300.543 .
(d) Individualized education program.
(1) Each LEA shall develop and implement an IEP for each child with a disability. The Department of Public Instruction shall monitor the effectiveness of these programs.
(2)

All IEPs shall be developed in accordance with the provisions of 34 CFR 300.340 through 300.350 .
(3) The LEA shall develop an IEP for any child with a disability who is enrolled in a parochial or other private school, but who receives special education or related services from the LEA.
(4) The LEA shall supply to the parent(s) or guardian
during a conference or by mail, in language understandable to the general public and in the native language of the parent or other mode of communication used by the parent, unless it is clearly not feasible to do so:
(A) a copy of the IEP if requested;
(B) a description of the rights of the parent(s), including the right to review data, to challenge the data, and to provide additional data that could have some effect on the placement, program, and services of the child;
(C) information concerning their right to an independent educational evaluation, at public expense, if they disagree with the evaluation obtained by the LEA and a list of other agencies providing free evaluations; and
(D) information concerning the right to appeal the decision and a copy of the appeals procedure.
The LEA shall prepare Group Education Programs (GEPs) for academically gifted students. The GEP describes a differentiated instructional program for students who share similar academic characteristics and program needs. The LEA may individualize the program to accommodate individual students' needs and any additional needs of a student not already addressed and a description of further necessary modifications.
(6) The LEA shall prepare and implement a written program to meet the special educational needs of pregnant students.
(e) The LEA shall complete appropriate in-depth evaluations of children with a disability at least every three years in order to determine the appropriateness of the current educational status of students. Parent approval shall not be required prior to reevaluation. The parent(s) shall be notified in writing of the results of the reevaluation and the recommendations based on them, and the notice shall meet the requirements of 34 CFR 300.504. If the parent objects, the due process procedures set forth in Rule .0110 of this Subchapter shall apply.
(f) Each LEA shall make available a continuum of programs, services and placements for each child with a disability in accordance with the provisions of 34 CFR 300.550 through 300.556.
(g) Every private or nonpublic school which provides special education or related services to children with disabilities who have been placed in such school by the LEA is subject to the provisions of 34 CFR 300.400 through 300.402 .
(h) Willie M. Children.
(1) Location and identification of class members.
(A) Local school administrative units shall nominate to area mental health centers children that are suspected to be members of the Willie M. class.
(B) Local school administrative units shall request informed consent from parents to conduct additional evaluations if needed.
(C) Local school administrative units shall notify the Department of Public Instruction regarding
the number of children nominated.
(D) Local school administrative units shall keep an ongoing register of all identified Willie M. class members.
(E) The Department of Public Instruction shall assign staff to the state level certification committee to assist in the certification of members of the Willie M. class.
(2) Provision of educational services.
(A) For certified Willie M. class members local school administrative units shall:
(i) provide special education services in compliance with an IEP.
(ii) use data received through the evaluations conducted by the area mental health centers and other sources in writing the IEP; and
(iii) provide special education or related services to certified class members who are located in group homes or special facilities. Certified class members may receive these special programs in the group home or special facility.
(B) The LEA shall decide the location of the program, with advice from the area mental health center.
(C) Local school administrative units shall notify the Department of Public Instruction of the special education program being provided, including:
(i) types of services;
(ii) the duration of services; and
(iii) any other information the Department deems relevant.
(D) The Department of Public Instruction shall provide training to personnel who provide educational services to class members.
(3) Monitoring. The SBE through the Division for Exceptional Children shall monitor local school administrative units or other facilities which provide educational services to class members to determine if the program is appropriate to meet the needs of the child. This Paragraph (3) is not effective unless funds are appropriated for the specific purpose of implementing its provisions.

Authority G.S. 115C-141;
Amended Eff. December 1, 1999.

## .0108 SURROGATE PARENTS FOR CHILDREN WITH DISABILITIES

LEAs shall appoint surrogate parents for children with disabilities as provided in 34 C.F.R. 300.515 .

Authority G.S. 115C-141;
Amended Eff. December 1, 1999.

## IN SPECIAL EDUCATION

All matters pertaining to the confidentiality of and access to education records are subject to the provisions of 34 CFR 300.560 through 300.577 and 34 CFR Part 99.

Authority G.S. 115C-141;
Amended Eff. December 1, 1999.

## .0110 SPECIAL EDUCATION DUE PROCESS

 PROCEDURES(a) The due process procedures set forth in 34 CFR 300.500 through 300.517 are adopted herein by reference thereto.
(b) Only review officers who meet the requirements of G.S. 115C-116(i) may review hearings.

Authority G.S. 115C-141;
Amended Eff. December 1, 1999; May 1, 1991.

## TITLE 21 - OCCUPATIONAL LICENSING BOARDS

## CHAPTER 20 - BOARD OF REGISTRATION FOR FORESTERS

## . 0120 CERTIFICATION OF CONSULTING FORESTERS

Each registered forester who practices as a consulting forester shall file an affidavit with the Board each year by June 30, utilizing the proper form supplied by the Board.

Authority G.S. 89B-2; 89B-6;
Amended Eff. August 1, 2000.

## CHAPTER 46-BOARD OF PHARMACY

## . 1413 ABSENCE OF PHARMACIST

(a) When a health care facility pharmacy is not open 24 hours a day, seven days a week, arrangements shall be made in advance by the pharmacist-manager for provision of drugs and pharmaceutical care to the medical staff, other authorized personnel, and patients of the health care facility after normal working hours by use of an "on call" pharmacist accessible to the facility during all absences, and an ancillary drug cabinet as described in Rule .1414(g) of this section. In addition, one or both of the options in Subparagraphs (a)(1) and (2) may be authorized by the pharmacist-manager to assure access to drugs and pharmaceutical care in the absence of a pharmacist:
(1) a contractual arrangement with another health care facility, pharmacy, or pharmacist;
(2) a nurse trained and authorized by the pharmacistmanager to remove drugs or devices from the pharmacy after hours. Entry into the pharmacy after hours shall occur only if the drug needed is not in the ancillary drug cabinet. The pharmacist-manager shall maintain a current list of authorized persons and document the initial orientation, continuing education, and quality control processes on an ongoing basis.

The pharmacist-manager shall maintain a list of restricted medications that cannot be taken from the pharmacy and can only be removed after contacting the "on call" pharmacist to verify the appropriateness and accuracy of the medication order and medication removed from the pharmacy at the time of removal. For medications not on the restricted list, an "on call" pharmacist must be accessible for questions by the authorized nurse. Within 24 hours, a pharmacist shall verify the accuracy and appropriateness of the medication order and the medication removed from the pharmacy.
(b) A suitable record of drugs or devices removed from ancillary drug cabinets or from pharmacy inventory shall be maintained for three years in the health care facility. The pharmacist-manager shall at least quarterly verify the accuracy of the records.
(c) Supportive personnel approved by the pharmacistmanager may be present in the pharmacy at other than regular service hours to perform certain clerical, repackaging and distributive functions according to written policies and procedures if the drugs so handled are not permitted to leave the pharmacy until all work performed has been checked and certified as being correct by the pharmacist.
(d) Only drugs in unit-of-use packaging shall be removed from the ancillary drug supply or from the pharmacy; they shall be used for administration to a specific patient only, in amounts sufficient to meet the needs for immediate therapeutic requirements. Controlled substances may be stocked and removed from an ancillary drug cabinet; controlled substances may not be removed from the pharmacy in the absence of a pharmacist. Drugs shall be pre-labeled by the pharmacist with drug name, strength, lot number and expiration date. A copy of written orders for new medications shall be provided to the pharmacy.

Authority G.S. 90-85.6; 90-85.21; 90-85.32; 90-85.33; 9085.34;

Eff. August 1, 2000.
. 1508 PREREQUISITES FOR DISEASE STATE MANAGEMENT EXAMINATION
In order to apply for the disease state management examination administered by the Board, a pharmacist must be a North Carolina licensed pharmacist.

History Note: Authority G.S. 90-85.6; 90-85.34; Eff. August 1, 2000.

## CHAPTER 54 - PSYCHOLOGY BOARD

## . 2704 HSP-P REQUIREMENTS

(a) To be certified as a health services provider psychologist (HSP-P), a licensed psychologist holding permanent North Carolina licensure shall be qualified by education as defined in Paragraph (b) of this Rule and shall have completed two years of supervised experience, of which at least one year shall be post-doctoral. These two years of experience shall meet the
criteria specified in Paragraphs (c) and (d) of this Rule, or in Paragraph (e) of this Rule. An applicant shall submit a completed, notarized application form and provide documentation of meeting health services provider requirements.
(b) An applicant shall demonstrate that he/she is qualified by education to provide health services by meeting one of the following criteria:
(1) is currently approved for listing, or is currently listed, in the National Register of Health Service Providers in Psychology;
(2) is a diplomate in good standing of the American Board of Professional Psychology in a health services specialty area;
(3) is a graduate from a doctoral program which was accredited at the time of the applicant's graduation by the American Psychological Association in Clinical Psychology, Counseling Psychology, School Psychology, or Combined Professional-Scientific Psychology; or
(4) has an academic foundation in the provision of health services as defined in Rule .2701 (a) of this Section which meets the following requirements:
(A) The applicant's doctoral program, or formal postdoctoral program of re-specialization, in psychology shall be an organized training program which has established a clear intent, through the structure of the program and in institutional publications, to train individuals to provide health services in psychology as defined in G.S. 90-270.2(4) and Rule .2701 (a) of this Section.
(B) Within the applicant's doctoral training program, or formal postdoctoral program of respecialization, in health services in psychology, course work shall have been completed in the areas of assessment, diagnosis, intervention, and psychopathology. The applicant shall further establish that he or she has completed relevant course work that has provided training in diagnosis, evaluation, treatment, remediation, or prevention of one or more of the following areas:
(i) mental, emotional, and behavioral disorder, disability, and illness;
(ii) substance abuse;
(iii) habit and conduct disorder; or
(iv) psychological aspects of physical illness, accident, injury, and disability.
(C) Pursuant to final Board approval, an applicant shall be considered to have been trained in the provision of health services in psychology if the applicant establishes that requirements set forth in Parts (b)(4)(A) and (b)(4)(B) of this Rule have been met through a doctoral program, or formal postdoctoral program of respecialization, in any one of the following areas of specialization in psychology: applied behavior analysis in psychology, applied
developmental psychology, clinical psychology, counseling psychology, rehabilitation psychology, or school psychology.
(D) An applicant who holds a doctoral degree in psychology, who applies for licensure as a Licensed Psychologist, and who holds a master's or specialist degree in psychology that provides training in the provision of health services shall not be eligible for HSP-P certification if the applicant's doctoral program, or formal postdoctoral respecialization program, in psychology does not also provide training in the provision of health services as set forth in Parts (b)(4)(A) and (b)(4)(B) of this Rule. If the applicant has a doctoral degree in an area of psychology that does not provide training in the provision of health services, that applicant shall not be eligible for HSP-P certification even if the applicant establishes that course work in the areas listed in Part (b)(4)(B) was completed or if the applicant has completed an applied training experience (i.e., practicum, internship, residency, postdoctoral fellowship, etc.) in the provision of health services without having completed a planned and directed doctoral or formal postdoctoral training program in health services in psychology.
(E) An applicant who has completed a doctoral program that establishes in institutional publications an intent to train individuals for careers in administration, research, teaching, academia, and other areas not involving training in the provision of health services in psychology shall not be considered to have been provided an academic foundation in the provision of health services and shall not be approved for HSP-P certification.
(F) Only that course work taken at an institution of higher education as defined in G.S. 90270.2(5) shall be considered by the Board to establish that an applicant has an academic foundation in the provision of health services.
(c) Except as provided in Paragraph (e) of this Rule, an applicant shall demonstrate one year of supervised experience which meets the following requirements for an organized health services training program:
(1) The training shall be a planned and directed program in the provision of health services, in contrast to "on the job" training, and shall provide the trainee with a planned, programmed sequence of training experience.
(2) The training site shall have a written statement or brochure which describes its training program and is made available to prospective trainees.
(3) Trainees shall be designated as "interns," fellows," or "residents," or hold other designation which clearly
indicates training status.
(4) The training shall be completed within 24 months.
(5) The training shall consist of at least 1500 hours of practice.
(6) At least $25 \%$ of the training shall be spent in the provision of direct health services, as defined in Rule $.2701(a)$ of this Section, to patients or clients seeking assessment or treatment.
(7) Up to $25 \%$ of the training may be comprised of research activities.
(8) There shall be a minimum of two doctorally trained licensed, certified, or license eligible psychologists at the training site as supervisors who have ongoing contact with the trainee.
(9) The training shall be under the direction of a licensed, certified, or license eligible doctorally trained psychologist who is on the staff of the training site, who approves and monitors the training, who is familiar with the training site's purposes and functions, who has ongoing contact with the trainee, and who agrees to assume responsibility for the quality, suitability, and implementation of the training experience.
(10) The training shall provide a minimum of two hours per week of individual face-to-face discussion of the trainee's practice, with the specific intent of overseeing the health services rendered by the trainee. Supervision may be provided in part by psychiatrists, social workers, or other mental health professionals qualified by the training site, but at least $50 \%$ of supervision shall be provided by licensed, certified, or license-eligible doctorally trained psychologists.
In additional to individual supervision, the training site shall provide a minimum of two hours per week of instruction which may be met by group supervision, assigned reading, seminars, and similarly constituted organized training experiences.
This specified year of supervised experience may be obtained at a predoctoral level, provided that an additional year of supervised experience as defined in Paragraph (d) of this Rule is obtained at a post-doctoral level. Internships accepted for listing in the National Register of Health Service Providers in Psychology and internships accredited by the American Psychological Association in Clinical Psychology, Counseling Psychology, or School Psychology shall be deemed to meet the requirements in this Paragraph.
(d) An applicant shall demonstrate one year of supervised experience which meets the following requirements:
(1) The experience shall consist of a minimum of one calendar year and include 1500 hours of supervised experience.
(2) The experience shall be completed within a consecutive four-year period.
(3) The supervision shall be for the direct provision of health services in psychology, as defined in Rule .2701(a) of this Section, by the applicant to individuals or groups of clients/patients.
(4) At least one hour per week of formal, face-to-face,
individual supervision shall have been provided, except that individual supervision provided up until January 1, 1996, may have been provided in two, two-hour sessions per month.
(5) The supervisor shall have been an appropriately licensed or certified psychologist, whose license or certificate was in good standing, in the state where the practice occurred.
(6) The supervisor, at the time of supervision, shall not have been in a dual relationship with the supervisee, e.g., spouse, other close relative, close personal friend, or therapist.
This specified year of supervised experience may be obtained at a predoctoral level, provided that an additional year of supervised experience as defined in Paragraph (c) of this Rule is obtained at a post-doctoral level.
(e) An applicant who holds a provisional license as a Licensed Psychologist in North Carolina on the effective date of this Rule shall not be required to have had one year of supervised experience which meets the requirements of an organized health services training program as specified in Paragraph (c) of this Rule, but shall have completed two years of supervised experience, of which at least one year shall be post-doctoral, as defined in Paragraph (d) of this Rule.
(f) An applicant who documents that he/she meets any one of the following criteria shall be deemed to meet all requirements of this Rule for certification as a health services provider psychologist (HSP-P):
(1) is currently approved for listing, or is currently listed, in the National Register of Health Service Providers in Psychology;
is a diplomate in good standing of the American Board of Professional Psychology in Clinical Psychology, Counseling Psychology, or School Psychology;
(3) is a graduate from a doctoral program which was accredited at the time of the applicant's graduation by the American Psychological Association in Clinical Psychology, Counseling Psychology, School Psychology, or Combined Professional-Scientific Psychology and which included an internship accredited by the American Psychological Association, and who completes a postdoctoral year of supervised experience as defined in either Paragraph (c) or (d) of this Rule;
(4) is a graduate from a doctoral program which was fully accredited at the time of the applicant's graduation by the American Psychological Association in School Psychology and which included an internship meeting the guidelines of the Council of Directors of School Psychology Programs as documented by the program chair, and who completes a postdoctoral year of supervised experience as defined in either Paragraph (c) or (d) of this Rule; or
(5) is a graduate who received a doctoral degree prior to 1979 from a program which included course work which demonstrates an academic foundation in the provision of health services as defined in Rule
.2701(a) of this Section, and which included the equivalent of a one year supervised internship in an American Psychological Association accredited program providing health services, in a Veterans Administration setting providing health services, or at a site providing health services which was specifically acceptable to the applicant's doctoral training program, and who completes a postdoctoral year of supervised experience as defined in either Paragraph (c) or (d) of this Rule; or
(6) is approved for licensure under senior psychologist requirements specified in 21 NCAC 54.1707 and demonstrates that at least $25 \%$ of his/her qualifying practice has been in the provision of direct health services, as defined in Rule $.2701(\mathrm{a})$ of this Section.
(g) An applicant applying under Subparagraph (f)(1) of this Rule, and who has not yet been approved for listing in the National Register of Health Service Providers in Psychology, shall be permitted to file an affidavit verifying that he/she qualifies for listing in the Register. Upon receipt of this affidavit, the Board may issue a health services provider certificate, conditioned upon recejpt of a letter from the Register within 60 days of receipt of the affidavit which confirms approval for, or listing in, the Register. An extension of the 60 days may be granted upon showing that additional time is needed for application review by the National Register of Health Service Providers.
(h) An applicant for health services provider certification who knowingly provides false or fraudulent information to the Board with respect to his/her application, or who fails to provide the notification from the National Register of Health Service Providers in Psychology where required, shall be subject to disciplinary action by the Board, including revocation of licensure and the health services provider certificate.

Authority G.S. 90-270.9; 90-270.15(a)(3); 90-270.15(a)(22); 90-270.20(b);
Amended Eff. August 1, 2000.

## . 2706 HSP-PA REQUIREMENTS

(a) To be certified as a health services provider psychological associate (HSP-PA), a North Carolina licensed psychological associate shall be qualified by education. An applicant shall submit a completed, notarized application form and provide documentation of meeting health services provider requirements.
(b) An applicant shall demonstrate that he/she holds a master's, specialist, or doctoral degree which provides an academic foundation in the provision of health services as defined in Rule .2701 (a) of this Section and which meets the following requirements:
(1) The master's, specialist, or doctoral program in psychology shall be an organized training program which has established a clear intent, through the structure of the program and in institutional publications, to train individuals to provide health services in psychology as defined in G.S. 90-270.2(4) and Rule .2701 (a) of this Section.
(2) Within the applicant's training program in health
services in psychology, course work shall have been completed in the areas of assessment, diagnosis, intervention, and psychopathology. The applicant shall further establish that he or she has completed relevant course work that has provided training in diagnosis, evaluation, treatment, remediation, or prevention of one or more of the following areas:
(A) mental, emotional, and behavioral disorder, disability, and illness;
(B) substance abuse;
(C) habit and conduct disorder; or
(D) psychological aspects of physical illness, accident, injury, and disability.
(3) Pursuant to final Board approval, an applicant shall be considered to have been trained in the provision of health services in psychology if the applicant establishes that requirements set forth in Subparagraphs (b)(1) and (b)(2) of this Rule have been met through a master's, specialist, or doctoral degree program in psychology in any one of the following areas of specialization in psychology: applied behavior analysis in psychology, applied developmental psychology, clinical psychology, counseling psychology, rehabilitation psychology, school psychology, health psychology, or substance abuse treatment.
(4) If the applicant cannot establish that he or she has a master's, specialist, or doctoral degree from a program in psychology that provides training in the provision of health services, the applicant shall not be eligible for HSP-PA certification. This shall apply even if the applicant establishes that course work in the areas listed in Subparagraph (b)(2) of this Rule was completed or if the applicant has completed an applied training experience (i.e., practicum, internship, residency, postdoctoral fellowship, etc.) in the provision of health services without having completed a planned and directed training program in health services in psychology.
(5) An applicant who has completed a program in psychology that establishes in institutional publications an intent to train individuals for careers in administration, research, teaching, academia, and other areas not involving training in the provision of health services in psychology shall not be considered to have been provided an academic foundation in the provision of health services and shall not be approved for HSP-PA certification.
(6) Only course work taken at an institution of higher education as defined in G.S. 90-270.2(5) shall be considered by the Board to establish that an applicant has an academic foundation in the provision of health services.
(7) Psychological Associates who receive their degrees during or after 1997 shall document that their degree program included an internship, externship, or practicum at a site providing health services which meets all the following criteria:
(A) The internship, externship, or practicum shall
have been in a planned and directed program of training in health services, in contrast to on-the-job training, and shall have provided the trainee with a planned and directed sequence of training integrated with the educationa program in which the individual was enrolled.
(B) The internship, externship, or practicum site shall have had a clearly designated and appropriately licensed psychologist who was responsible for the integrity and quality of the training program.
(C) The internship, externship, or practicum shall have been comprised of the equivalent of at least one semester's training and shall have been a minimum of 12 weeks and 200 hours of supervised training in the provision of health services.
(D) The internship, externship, or practicum shall have had a written program description detailing its functioning and shall have been approved by the applicant's training program prior to its occurrence.
(E) The internship, externship, or practicum shall have provided a minimum of one hour per week of individual face-to-face, regularly scheduled supervision with the specific intent of overseeing the health services rendered by the trainee.
(F) At least $50 \%$ of the training shall have been spent in the provision of direct health services to patients or clients seeking assessment of treatment, and shall have been comprised of a range of assessment and treatment interventions.
(G) Supervision may have been provided in part by psychiatrists, social workers, or other menta health professionals qualified by the training site, but at least $50 \%$ of supervision shall have been provided by an appropriately licensed or certified psychologist or psychological associate, or other psychologist who is exemp from licensure under the North Carolina Psychology Practice Act.
(H) Persons enrolled in the internship, externship or practicum shall have been designated as "interns, "externs", or "practicum students" on hold other designation which clearly indicated training status.
(c) An applicant who is approved for licensure as Psychological Associate under senior psychologist requirements specified in 21 NCAC 54.1707 and demonstrates that at leas $25 \%$ of his/her qualifying practice has been in the provision o direct health services, as defined in Rule .2701(a) of this Section, shall be deemed to meet all requirements of this Rule for certification as a health services provider psychologica associate (HSP-PA).

Authority G.S. 90-270.9; 90-270.13(c); 90-270.20(c);

Amended Eff. August 1, 2000.

## TITLE 25 - OFFICE OF STATE PERSONNEL

## CHAPTER I - OFFICE OF STATE PERSONNEL

## SUBCHAPTER IB-STATE PERSONNELCOMMISSION

## SECTION . 0400 - APPEAL TO COMMISSION

0437 APPEAL TO THE STATE PERSONNEL COMMISSION: PROCEDURES
(a) The State Personnel Commission shall receive the record in the contested case forwarded by the Office of Administrative Hearings and make a final administrative decision in the case. The Office of State Personnel shall be responsible for the administrative management of contested cases coming before the Commission for its review and decision.
(b) Oral Argument. Either party to a contested case may request the opportunity to appear before the State Personnel Commission and make oral argument in all cases except those arising under G.S. 126-14.4. Such arguments shall be based solely on the information contained in the record submitted by the OAH. Oral arguments shall be requested in writing no more than 10 calendar days after notice by the Commission has been sent to the parties that the Commission has received the official record from the OAH in the contested case. After 30 calendar days have passed since the notice to the parties that the official record has been received by the Commission, the Commission Shall send a notice of review which shall contain the date, time and place of the Commission meeting at which the case shall be reviewed. If a party fails to request oral argument in a timely fashion, that party may not be allowed to present oral argument. Each party requesting oral argument shall be allotted a maximum of 10 minutes for the presentation, unless the time period is extended by a vote of the Commission. Time may be extended by the Commission for good cause shown as defined in 25 NCAC 1B .0439. All requests to speak for more than 10 minutes shall be made in writing in the same document which requests the opportunity to make oral argument. The party which did not prevail before the Administrative Law Judge is entitled to make the first oral argument and to present a rebuttal. If both parties are seeking changes in the Administrative Law Judge's recommended decision, both parties may present a rebuttal and the party with the burden of proof in the contested case is entitled to the last rebuttal.
(c) Briefs. Legal Memoranda. Attorney's Fees Requests. All briefs and legal memoranda in cases other than those arising under G.S. 126-14.4 shall be received by the Office of State Personnel no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH. Such documents shall also be served upon the opposing party. Such a document received after the deadline shall be presented the Commission only after the party has shown that the opposing party was served with the document no later than 30 calendar days after the date of the notice sent by the Commission
notifying the parties of the Commission's receipt of the official record from the OAH. Attorney's fees requests must be presented to the Commission by the prevailing party to a Commission Decision and Order at least one month before the meeting at which the matter is to be considered. Such requests must also be served upon the opposing party. The Commission shall notify the parties upon the receipt of a request for attorneys fees and provide an opportunity for the opposing party to file objections to the fees requested. If the parties wish to make oral argument on an attorney's fees request, a request for oral argument must be received by the Office of State Personnel within two weeks after the filing of the attorney's fees request and at least one month prior to the meeting at which such oral argument is requested. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown as defined in 25 NCAC 1B . 0439.
(d) Written Exceptions. Proposed Alternative Findings. Conclusions and Recommendations. Each party shall submit written exceptions to the recommended decision of the Administrative Law Judge, unless the party accepts the recommended decision in its entirety. Any party may choose to submit proposed alternative findings of fact and conclusions of law. Exceptions and alternative findings and conclusions shall be received by the Office of State Personnel no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH. Written exceptions shall be specifically drawn. Exceptions shall indicate which finding, conclusion, or recommendation is being excepted to and the basis for the exception being taken. Reference must be made to the transcript (and volumes, where applicable), if the transcript of the hearing was made. Where a party excepts to a finding, conclusion, or recommendation and requests its deletion or amendment, an alternative finding, conclusion, or recommendation shall be made. Such a document received after the deadline shall be presented to the Commission only after the party has shown that the opposing party was served with the document no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH. The Commission may adopt the findings of fact and conclusions of the Administrative Law Judge, or to amend the same, or to adopt alternative findings of fact and conclusions of law, either from those submitted by the parties or drawn from its own review of the whole record. Parties shall submit 20 copies of each pleading (with three holes in the left margin) filed with the Commission. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown as defined in 25 NCAC 1B . 0439 .
(e) Proposed Decision and Order. Each party to a contested case shall submit a proposed Decision and Order for consideration by the Commission in that case. The proposed Decision and Order shall be received by the Office of State Personnel no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH. The Commission may delay decision in a case until all parties have all parties have submitted a proposed Decision and Order. The
proposed Decision and Order shall indicate which findings, conclusions, and recommendations of the Administrative Law Judge are being deleted or amended and why, and what new findings, and conclusions are being adopted. The proposed Decision and Order shall contain an order in the case for the signature of the Administrator to the Commission, consistent with and supported by the findings and conclusions. Parties shall submit 20 copies of each pleading (with three holes in the left margin) filed with the Commission. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown as defined in 25 NCAC IB .0439 .
(f) Service on Opposing Parties. Copies of all documents required by this Rule shall be served on the opposing party, but no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH.
(g) Notification. The parties or when applicable, the legal representative of record for a party, shall be notified, by certified mail, return receipt requested, of the Commission's decision. The Commission's decision shall be prepared and sent out by the Office of State Personnel. Copies or the content of a specific decision and order shall not be released to non-parties until the Office of State Personnel has knowledge that all parties have received a copy of the Decision and Order.
(h) Cases arising under G.S. 126-14.4. In contested cases arising under G.S. 126-14.4, where the Commission is required to make a decision within 60 days of receipt of the official record, the parties shall not be entitled to appear in person before the Commission and make oral argument. Instead, either party may request an opportunity to make oral argument to the Commission in a teleconference (or by other video or audio electronic conferencing means) within 10 calendar days of notice by the Commission that it has received the official record from the Office of Administrative Hearings. If a party requests the opportunity to present oral argument in a teleconference, a teleconference shall be scheduled by the Office of State Personnel and a Notice of Review via Teleconference shall be sent to the parties which shall contain the date and time the teleconference will take place and the telephone numbers at which the parties will be called. No delays in scheduling the teleconference shall be permitted which would prejudice the Commission's ability to render its written decision in compliance with the statutory 60 -day deadline. Any briefs or legal memoranda which the parties wish to submit must be received by the Office of State Personnel no later than 14 calendar days after notice that the Commission has received the official record from the Office of Administrative Hearings. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown as defined in 25 NCAC 1B .0439. Each party requesting oral argument shall be allotted a maximum of 10 minutes for the presentation, unless the time period is extended by a vote of the Commission for good cause shown as defined in 25 NCAC IB . 0439 . All requests to speak for more than 10 minutes shall be made in writing in the same document which requests the opportunity to make oral argument. The party which did not prevail before the Administrative Law Judge is entitled to make the first oral argument and to present
a rebuttal. If both parties are seeking changes in the Administrative Law Judge's recommended decision, both parties may present a rebuttal and the party with the burden of proof in the contested case is entitled to the last rebuttal.

Authority G.S. 126-4; Amended Eff. August 1, 2000.

## SUBCHAPTER IH-RECRUITMENT AND SELECTION

## SECTION . 0600 -GENERAL PROVISIONS

## . 0605 SPECIAL APPLICANT CONSIDERATIONS: agency responsibilities

(a) Priority Reemployment Consideration. State employees: who have received notification of imminent separation due to reduction in force or
(2) who have been removed from exempt positions, for reasons other than cause, or who have been removed from managerial exempt positions for reasons other than cause but not for a violation of G.S. 126-14.2, or
(3) who have been removed from an exempt managerial position for a violation of G.S. 126-14.2;
are afforded priority reemployment consideration under the State Personnel Act. A list of all classes having applicants with priority status shall be sent to all agencies by the Office of State Personnel and shall be updated frequently. When a vacancy occurs, the appointing authority must review the latest list before initiating any recruiting efforts. If the classification of the vacancy appears, a priority certificate must be requested and the appropriate priority afforded. While in most instances priority applicants will be on a priority certificate for classes of their principal qualification, these applicants may apply for any vacancy of their choice. If determined qualified, regardless of whether they are currently on a priority certificate for the class of the vacancy, the priority must be afforded.
(b) Veteran's Preference. State law requires that employment preference be given to veterans, widows of veterans, and wives of disabled veterans. Persons entitled to such preference mus so indicate on any application filed. Verifying documentation may be required by the agency if desirable.
(c) Age Limitations.
(1) Minimum Age - The minimum employment age is 18 . Exceptions are provided under the law if the employing agency procures an Employmen Certificate from the County Social Services Department.
(2) Law Enforcement Officers - Law enforcemen officers must be at least 21 years of age.
(3) Maximum Age - There is no maximum age for employment.
(d) Employment of Relatives. Members of an immediate family shall not be employed within the same agency if such employment will result in one member supervising anothe, member of his immediate family, or if one member will occupy a position which requires influence over another member's employment, promotion, salary administration and other related management or personnel considerations. The intent of this
provision is to avoid an employment relationship which would create problems within a work unit or offend the public sense of equal opportunity. The term immediate family includes wife, husband, mother, father, brother, sister, son, daughter, grandmother, grandfather, grandson and granddaughter. Also included are the step-, half- and in-law relationships based on the listing in this Paragraph. It also includes other people living in the same household, who may or may not be related, if either occupies a position which requires influence over the other's employment, promotion, salary administration and other related management or personnel considerations.

Authority G.S. 126-4(4); 128-15;
Amended Eff. August 1, 2000.

## 0606 SELECTION OF APPLICANTS

(a) The selection of applicants for vacant positions shall be based upon a relative consideration of their qualifications for the position to be filled. Using fair and valid selection criteria, the agency will review the credentials of each applicant and determine who possesses the minimum qualifications. From those applicants who meet the minimum qualifications, a pool of the most qualified candidates shall be identified. The pool of the most qualified candidates shall be those individuals determined to be substantially more qualified than other applicants. The individual selected for the position must be chosen from the pool of the most qualified applicants. In making the determination of minimally qualified and most qualified, rules regarding priority consideration must be applied. Advantage shall be given to applicants determined to be most qualified and hiring authorities must reasonably document hiring decisions to verify this advantage was granted and explain their basis for selection.
(b) Selection procedures and methods shall be validly related to the duties and responsibilities of the vacancy to be filled. The Office of State Personnel shall provide technical assistance, upon request, to agencies wishing to design or review selection procedures.
(c) After making the selection decision, the agency shall provide timely written notice of non-selection of all unsuccessful candidates in the most qualified pool.
(d) Each agency shall develop a written Recruitment and Selection Plan according to guidelines provided by the Office of State Personnel contained at 25 NCAC 1 H - Recruitment and Selection et. seq. The Recruitment and Selection Plan shall meet the particular needs of the agency and provide assurances to employees and applicants that the recruitment and selection process shall be based on fair and valid selection criteria. Agency Recruitment and Selection Plans shall be submitted to the Office of State Personnel for review and approval by the State Personnel Commission. Any changes or additions to agency Recruitment and Selection Plans shall also be submitted to the Office of State Personnel for review and approval by the State Personnel Commission. Those agencies not having a Recruitment and Selection Plan on file and approved by the State Personnel Commission shall follow the process set forth in the Office of State Personnel's Recruitment and Selection Plan contained at 25 NCAC 1 H , et. seq.

Authority G.S. 126-4(4);
Amended Eff. August 1, 2000.

## TITLE 26-OFFICE OF ADMINISTRATIVE HEARINGS

## CHAPTER 4 - CIVIL RIGHTS DIVISION

## SECTION . 0100 - GENERAL

## .0I08 CONTESTED CASE HEARING

(a) Any cause determination that has not resulted in settlement or conciliation will be heard by an Administrative Law Judge in the Hearings Division. The charging party shall commence the proceedings by filing a petition for a contested case hearing as provided in G.S. 7A-759. If the charging party has not filed a contested case petition within 60 days of Notice, the Civil Rights Division shall transfer the charging party's file to EEOC. If the charging party files a timely petition, OAH shall conduct a hearing and issue a final decision which is binding upon the parties.
(b) Pending the investigation, conciliation or settlement of a deferred charge, an Administrative Law Judge shall enter a stay in any related or ancillary contested case proceedings involving the charging party. If the charging party initiates a contested case as provided in Paragraph (a) of this Rule, the stay shall be lifted and the related proceedings shall be consolidated or joined when appropriate and tried before the presiding Administrative Law Judge.
(c) The OAH investigative report shall be made available to all parties as provided in Section 83 of the EEOC Compliance Manual, Volume 1 (October, 1987) incorporated herein by reference as well as subsequent amendments thereto. Copies of Section 83 are available upon request from the Office of Administrative Hearings, 6714 Mail Service Center, Raleigh, NC 27699-6714 at no charge.
(d) At the conclusion of the contested case hearing, the investigation report, the final decision in the contested case, and the case file will be forwarded to EEOC.

Authority G.S. 7A-759; 150B-21.6; 150B-26; 150B-33;Amended Eff. December 1, 1999.
$\boldsymbol{T}_{\text {his Section contains the full text of some of the more significant Administrative Law Judge decisions along with an index }}$ to all recent contested cases decisions which are filed under North Carolina's Administrative Procedure Act. Copies of the decisions listed in the index and not published are available upon request for a minimal charge by contacting the Office of Administrative Hearings, (919) 733-2698. Also, the Contested Case Decisions are available on the Internet at the following address: http://www.state.nc.us/OAH/hearings/decision/caseindex.htm.

# OFFICE OF ADMINISTRATIVE HEARINGS 

# Chief Administrative Law Judge JULIAN MANN, III 

Senior Administrative Law Judge FRED G. MORRISON JR.

## administrative law JUdges

Sammie Chess Jr.
Beecher R. Gray
Melissa Owens Lassiter

Meg Scott Phipps
Robert Roosevelt Reilly Jr. Beryl E. Wade

| AGENCY | $\begin{gathered} \text { CASE } \\ \text { NUMBER } \\ \hline \end{gathered}$ | ALJ | $\begin{aligned} & \text { DATE OF } \\ & \text { DECISION } \end{aligned}$ | PUBLISHED DECISION <br> REGISTER CITATION |
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| ADAINISTRATION |  |  |  |  |
| Britthaven, Inc. v Department of Administration and | 98 DOA 0811 | Chess | 06/10/99 |  |
| Priva-Trends, Inc. |  |  |  |  |
| Laidlaw Transit Sves, Inc. v. Katie G. Dorsett, Sec'y/Depu/Administration | 99 DOA 0102 | Morrison | 06/11/99 | I4:02 NCR 115 |
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| Ted Murrell, Zarn, Inc. v. Office of Administrative Hearings | 99 OAH 0665 | Chess | 07/14/99 |  |
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| ALCOHOLIC BEVERAGE CONTROL COMMISSION |  |  |  |  |
| Alcoholic Beverage Control Commission v. Keyland, Inc., T/A Cloud 9 | 98 ABC 1099 | Overby | 01/17/99 |  |
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| Alcoholic Beverage Control Commission v. Stop 1, Inc, T/A Stop 1 Grocery | 98 ABC 1337 | Phipps | 09/29/99 |  |
| Alcoholic Beverage Control Commission v. George Steven Everett t/a Casino Snooks Place | 98 ABC 1546 | Reilly | 10/19/99 |  |
| Alcoholic Beverage Control Commission v. Beech Mountain Resort, Inc. | 99 ABC 0287 | Reilly | 08/11/99 |  |
| Alcoholic Bev. Control Comm.v. Partnership T/A Mermaid Rest \& Lge. | 99 ABC 0367 | Chess | 09/17/99 |  |
| Alcoholic Beverage Control Commission v. Jaeson Nyung Kim | 99 ABC 0407 | Morrison | 07/09/99 |  |
| Alcoholic Beverage Control Commission v. Lillian Sarah Clary | 99 ABC 0615 | Phipps | 09/01/99 |  |
| Alcoholic Beverage Control Commission v. Circle K Stores, Inc., T/A Circle K \#8357 | 99 ABC 0656 | Gray | 11/29/99 |  |
| Alcoholic Beverage Control Commission v. Vnus Enterprices, LLC, t/a Rendez Vous Club \& City of Charlotte | 99 ABC 0684 | Morgan | 10/15/99 |  |
| Alcoholic Beverage Control Commission v. Mohammad Salim Pirani | 99 ABC 0780 | Morrison | 09/21/99 |  |
| Alcoholic Beverage Control Commission v. Creek Lounge, Inc. ta Creek Lounge | 99 ABC 0820 | Morgan | 10/13/99 |  |
| Delores Ann Holley v. Alcoholic Beverage Control Commission | 99 ABC 0876 | Gray | 08/10/99 |  |
| Alcoholic Beverage Control Commission v. Partnership T/A Corrothers Community Center/Private Club | 99 ABC 0986 | Lassiter | 11/03/99 |  |
| CRIME CONTROL AND PUBLIC SAFETY |  |  |  |  |
| Ray Anthony Breeding v. Crime Control \& Public Safety | 93 CPS 0695 | Gray | 09/13/99 |  |
| John Ray Webb v. Crime Victims Compensation Commission | 95 CPS 1353 | Gray | 09/13/99 |  |
| Sarene Franklin Holloway v. Crime Victims Compensation Comm. | 97 CPS 1172 | Chess | 10/12/99 |  |
| Paul Richard Mull v. Crime Victims Compensation Commission | 98 CPS 0342 | Chess | 07/26/99 |  |
| Coradene Mayhand v. Crime Victims Compensation Commission | 98 CPS 0398 | Chess | 10/09/99 |  |
| Edna Carr v. Crime Victims Compensation Commission | 98 CPS 0788 | Chess | 10/28/99 |  |


| AGENCY | $\begin{gathered} \text { CASE } \\ \text { NUMBER } \\ \hline \end{gathered}$ | ALJ | DATE OF DECISION | PUBLISHED DECISION REGISTER CITATION |
| :---: | :---: | :---: | :---: | :---: |
| Eric Charles Williams v. Crime Control \& Public Safety, Div of State Highway Patrol | 98 CPS 1279 | Chess | 11/01/99 |  |
| Bobby Mills y. Crime Victims Compensation Commission | 98 CPS 1412 | Wade | 08/06/99 |  |
| William Samuel McCraw v. Crime Victims Compensation Commission | 98 CPS 1626 | Morrison | 06/09/99 |  |
| Anson D. Looney v. Crime Victims Compensation Commission | 99 CPS 0096 | Morrison | 05/25/99 |  |
| Elvin Williams, Jr. v. Crime Victims Compensatıon Commission | 99 CPS 0118 | Owens | 08/03/99 |  |
| Michael Anthony Powell v. Crime Victims Compensation Commission | 99 CPS 0426 | Reilly | 08/03/99 |  |
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| Annabell B. McCormick v. Crime Victims Compensation Commission | 99 CPS 0564 | Phipps | 08/04/99 |  |
| Christopher Beasley v Crime Victims Compensation Commission | 99 CPS 0843 | Chess | 11/23/99 |  |
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| The Appletree Companies, Inc., Successor to Stewart Products, Inc. and Utts Services, Ltd. v. Dept. of Environment \& Natural Resources | 97 EHR 0795 | Lassiter | 11/19/99 |  |
| R J. Reynolds Tobacco Co. v. Dept. of Environment \& Natural Resources | 98 EHR 1315 | Wade | 06/04/99 | 14:02 NCR 110 |
| T. Farnell Shingleton v. Environment and Natural Resources | 98 EHR 1600 | Reilly | 10/08/99 | 14:11 NCR 926 |
| T. Farnell Shingleton v. Environment and Natural Resources | 98 EHR 1601 | Reilly | 10/08/99 |  |
| Town of Maysville v. Environment and Natural Resources | 99 EHR 0069 | Owens | 09/27/99 |  |
| Willie Setzer v. Department of Environment \& Natusal Resources | 99 EHR 0166 | Chess | 06/28/99 |  |
| Charles H. Jordan v. Brunswick County Health Department | 99 EHR 0201 | Mortison | 06/28/99 |  |
| Jerry Franks and John Schifano, et. al. v. Environment \& Natural Resources and Wake County Board of Commissioners | 99 EHR $0344^{9}$ | Phipps | 09/28/99 |  |
| Jerry Franks and John Schifano, et. al. v. Environment \& Natural Resources and Wake County Board of Commissioners | 99 EHR 0380 ${ }^{\circ}$ | Phipps | 09/28/99 |  |
| James P. and lrene P Wilson v. Cleveland Co. Health \& Sanitary | 99 EHR 0506 | Lassiter | 10/07/99 |  |
| Deep River Citizens' Coalition, American Canoe Assoc., Inc., and Deep River Coalition, Inc. v. Department of Env. \& Natural Resources | 99 EHR 0560 ${ }^{17}$ | Reilly | 11/01/99 |  |
| Deep River Citizens' Coalition, American Canoe Assoc., Inc., and Deep River Coalition, Inc. v. City of Greensboro, Piedmont Triad Regional Water Authority | 99 EHR $0613^{11}$ | Reilly | 11/01/99 |  |
| Mazzella's Restaurant, Peter D. Mazzella v. Carteret County Env. Health | 99 EHR 0692 | Reilly | 08/19/99 |  |
| Roadway Express v. Department of Environment and Natural Resources | 99 EHR 0745 | Morrison | 07/27/99 |  |
| John W. Venable v. Department of Environment and Natural Resources | 99 EHR 0773 | Wade | 10/13/99 |  |
| Shell Island Homeowners' Association v. DENR, Div. of Env. Health | 99 EHR 0814 | Owens | 08/18/99 |  |
| Gail S. Barfield v. Department of Environment and Natural Resources | 99 EHR 0840 | Morrison | 11/19/99 |  |
| Richard E. Day v. Division of Coastal Management | 99 EHR 0921 | Wade | 11/02/99 |  |
| Ronald L. Walker, Sr., v. Environmental Health Ala County | 99 EHR 1076 | Morrison | 10/18/99 |  |
| Clifford Myers v. Montgomery County Health Department | 99 EHR 1106 | Mann | 1 1/03/99 |  |
| Deloris B. Wooten v. Pitt County Dept. of Environmental Health | 99 EHR 1131 | Wade | 11/19/99 |  |
| Marissa D. McCain v. Department of Environment and Natural Resources | 99 EHR 1245 | Lassiter | 01/04/00 |  |
| Town of Wallace v. Department of Environment and Natural Resources | 99 EHR 1194 | Chess | 12/06/99 |  |
| Division of Air Quality |  |  |  |  |
| Neighbors Against The Cullasaja Asphalt Plant \& Blue Ridge Env. Defense League, lnc. v. Dept of Env \& Natural Resources and Rhodes Brothers Paving, Inc. and Carolina Asphalt Pavement Association | 98 EHR 1735 | Gray | 09/30/99 | 14:10 NCR 900 |
| Neighbors Against The Cullasaja Asphalt Plant \& Blue Ridge Env. Defense League, lnc. v. Dept of Env \& Natural Resources and Rhodes Brothers Paving, Inc. and Carolina Asphalt Pavement Association | 98 EHR $1735^{12}$ | Gray | 12/06/99 |  |
| Terrance W. Bache, Pres., Terhane Group, Inc. v. DENR, Div/Air Quality | 98 EHR 1790 | Mann | 06/23/99 |  |
| Foothills Action Comm. For The Environment and The Blue Ridge Environmental Defense League, Inc. v. DENR, Div. of Air Quality \& D\&S Asphalt Materials and Carolina Asphalt Pavement Assoc. | 99 EHR 015712 | Gray | 12/06/99 |  |
| XVIII Airborne Corps \& For Bragg, Dept. of the Army, USA v. Environment and Natural Resources, Div. of Air Quality | 99 EHR 0283 | Wade | 08/11/99 |  |
| J.D. Owen v. Environment and Natural Resources, Div. of Air Quality | 99 EHR 0642 | Mann | 08/10/99 |  |
| Environmental Management |  |  |  |  |
| Allen Raynor v. Environmental Management Commission | 99 EHR 0127 | Gray | 07/27/99 |  |
| Division of Land Resources |  |  |  |  |
| Buel B. Barker, Jr. and Hubbard Realty of Winston-Salem, a NC Corp., jointly and severally v. DENR, Div. of Land Resources | 98 EHR 1457 | Morrison | 06/09/99 |  |
| T.B. Powell, Inc. v DENR, Division of Land Resources | 99 EHR 0632 | Wade | 10/04/99 |  |
| Ronald G. Smith v DENR, Division of Land Resources | 99 EHR 0799 | Morrison | 10/29/99 |  |
| Division of Marine Fisheries |  |  |  |  |
| Alton Chadwick v Division of Marine Fisheries | 99 EHR 0553 | Reilly | 08/19/99 |  |
| Division of Water Quality |  |  |  |  |
| York Oil Company v. DENR, Division of Water Quality | 97 EHR 1026 | Phipps | 07/26/99 | 1404 NCR 343 |

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J. Todd Yates and Teresa B. Yates v DENR, Div. of Water Quality N.G. Purvis Farms, Inc. v. DENR, Division of Water Quality

## Soil and Water Conservation Commission

Neuse River Foundation, Neuse Riverkeeper, and Alliance For A
Responsible Swine Industry, Inc. v. NC Soil \& Water
ConservationCommission

## BOARD OF GEOLOGISTS

Andrew M. Raring, Ph.D y. Board for the Licensing of Geologists

## HEALTH AND HUMAN SERVICES

Eardley "JR" Stephens v St. Bd of Nurse's Aides and Practitioners Emest Clyde Absher and Dianna B. Absher v. Health \& Human Resources Andrew Gainey v. Office of the Chief Medical Examiner
J.P. Lynch v. Department of Health \& Human Services

Paul Walker, Thomas Walker \& Mary Walker v. Mecklenburg Area Mental Health
New Hope Living Centers, Eric D. Lewis v. Health \& Human Services
Frank McKoy v. Department of Health \& Human Services
Joan Marie McDaniel v. Department of Health \& Human Services Lonnie Herring v. Department of Health \& Human Services Robert H. Riley v. Office of the Governor, Office of Citizen Services Betty C. Patterson v. Department of Health \& Human Services
Rayner Super Mkt., J.K. Rayner, Jr. v. Department of Health and Human Services
Monica Denise Dayson v. Department of Health \& Human Services

## Division of Child Development

Shaw Speaks Child Dev. Ctr. v. Health \& Human Svcs., Child Dev. Lachelle L. Parsons v. Health \& Human Sves, Div. of Child Dev. In The Beginning, Inc. v. Health \& Human Sves., Div. of Child Dev Barringer Center for Child Development, Elon Home for Children, Inc., Rev. Dr. Frederick G. Grosse v. Health \& Human Services, Div. of Child Development

Dulatown Outreach Center, Inc. v. Health \& Human Svcs., Child Dev Michelc Denoff v. Health \& Human Services, Div. of Child Dev. MLCM, Inc., Mary C. McGovern v. DHHS, Div. of Child Dev. Small World Daycare II, Trena S. McDaniel v. Health \& Human Svcs., Div. of Child Dev.

## Division of Facility Services

Kelly M. Poole v. Health \& Human Services, Div. of Facility Services Norma Faye Lewis v. Health \& Human Svcs., Div. of Facility Services Della C. Jones v Health \& Human Services, Div. of Faciltty Services Heather Alane Scott v. Health \& Human Sves Div of Facility Services Effie Ruth Smith v. Health \& Human Svcs., Div of Facility Services Vivienne Geloria Marshall v. DHHS, Div. of Facility Services Sarah L. Mathis v. DHHS, Div. of Facility Services
Doris Laviner Moser v. Health \& Human Services, Div. of Facility Sves. Norma Faye Lewis v. Health \& Human Svcs., Div. of Facility Services Carolyn Grant v. Health \& Human Services, Div. of Facility Services Marion Moser Thompson v. Health \& Human Svcs, Facility Services Rose Marie Hadley v. Health \& Human Svcs., Div. of Facility Services Sarah Frances Alford v. Health \& Human Sves., Div. of Facility Sves. Alvin L. Phynon Jr v. Health \& Human Sves., Dept of Facility Cabarrus Memorial Hospital d/b/a Northeast Medical Center
v. DHHS, Div. of Facility Services, Certificate of Need Section \& Cabarrus Diagnostic Imaging, Inc.
Cabarrus Diagnostic lmaging, Inc. v. DHHS, Div. of Facility Services, Certificate of Need Section \& Cabarrus Memorial Hospital, d/b/a Northeast Medical Center
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Barbara Rhue v D.F.S.
Michelle Johnson v DHHS, Division of Facility Services
Esther Nieves v. Health \& Human Services, Div. of Facility Services
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## Division of Medical Assistance

Interim HealthCare - Morris Group, Inc., Lisa B. Morris, RN, BSN v.
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06/22/99 08/27/99

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## Morrison

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| Wade | $07 / 30 / 99$ |
| Gray | $10 / 12 / 99$ |
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12/20/99

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[^2]| AGENCY | $\begin{gathered} \text { CASE } \\ \text { NUMBER } \end{gathered}$ | ALJ | DATE OF <br> DECISION | PUBLISHED DECISION REGISTER CITATION |
| :---: | :---: | :---: | :---: | :---: |
| DHHS, Division of Medical Assistance |  |  |  |  |
| Companion Health Care, Inc. v. Div. of Medical Assistance, DHR | 99 DHR 0762 | Owens | 07/29/99 |  |
| Division of Mental Health, Developmental Disobilities and Substance | Services |  |  |  |
| S.S. by her parents and next friends, D.S. \& A.S. v. DMH/DD/SAS | 99 DHR 0538 | Gray | 08/02/99 |  |
| Theresa Mabry in behalf of Aaron Mabry, a minor child $v$. DHHS, Div. of MH/DD/SAS, Willie M. Section | 99 DHR 1132 | Gray | 12/20/99 |  |
| Division of Vocational Rehabilitotion |  |  |  |  |
| Dr. H. Michael Poole v. DHHS, Div of Vocational Rehabilitation | 99 DHR 1495 | Gray | 01/04/00 |  |
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| Robert H Riley v. Iredell County DSS | 99 DHR 0354 | Wade | 07/21/99 |  |
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| Joanna Price v Caldwell County Social Services | 99 DHR 0520 | Morrison | 06/10/99 |  |
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| Thomas Ashley Stewart II v. Department of Health \& Human Services | 99 CRA 0628 | Reilly | 06/14/99 |  |
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| Floyd W. Hubbard v. Department of Human Resources | 96 CSE 1725 | Reilly | 09/02/99 |  |
| Richard Amold Collins v. Jones County DSS | 96 CSE 1810 | Reilly | 06/28/99 |  |
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| June V. Pettus v. Department of Human Resources | 97 CSE 0867*8 | Mann | 09/17/99 |  |
| Grady J. Griffith v. Department of Human Resources | 97 CSE 1569 | Mann | 10/26/99 |  |
| John T. Raynor v. Department of Human Resources | 98 CSE 0054 | Gray | 10/21/99 |  |
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| Konald E. Sanders v. Department of Human Resources | 98 CSE 1182 | Mann | 10/26/99 |  |
| Willie D. Davis v. Department of Human Resources | 98 CSE 1387 | Mann | 09/17/99 |  |
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| Charles Stewart v. Department of Human Resources | 98 CSE 1419 | Mann | 09/17/99 |  |
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| Jerome Maddox v. Department of Health \& Human Services | 98 CSE 1562 | Mann | 09/17/99 |  |
| Sam Anderson v. Department of Human Resources | 98 CSE 1585 | Mann | 09/17/99 |  |
| Donald Edward Law 11 v. Department of Human Resources | 98 CSE 1586 | Morrison | 06/25/99 |  |
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| Dane Wesley Ware v. Department of Health \& Human Services | 99 CSE 0359 | Gray | 06/28/99 |  |
| Paul H. Padrick v. Department of Health \& Human Services | 99 CSE 0370 | Mann | 11/02/99 |  |
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| Michael L. Timmer v. Department of Health \& Human Services | 99 CSE 0437 | Wade | 06/08/99 |  |
| Elizabeth F. West v. Department of Health \& Human Services | 99 CSE 0451 | Morrison | 05/25/99 |  |
| Troy Gibson v Department of Health \& Human Services | 99 CSE 0462 | Owens | 07/19/99 |  |
| Roy D. Washington v. Department of Health \& Human Services | 99 CSE 0481 | Reilly | 06/25/99 |  |
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99 CSE 0877 99 CSE 0883 99 CSE 0899 99 CSE 0909 99 CSE 0953 99 CSE 0957 99 CSE 0972 99 CSE 1015 99 CSE 1037 99 CSE 1040 99 CSE 1043 99 CSE 1049 99 CSE 1074 99 CSE 1141 99 CSE 1168 99 CSE 1235 99 CSE 1283 99 CSE 1288 99 CSE 1310 99 CSE 1324 99 CSE 1333 99 CSE 1334 99 CSE 1338 99 CSE 1345 99 CSE 1375 99 CSE 1378 99 CSE 1412 99 CSE 1419 99 CSE 1426 99 CSE 1437 99 CSE 1440 99 CSE 1498 99 CSE 1570 99 CSE 1588 99 CSE 1623 98 DCS 0631 98 DCS 1769 99 DCS 0480 99 DCS 0482 99 DCS 0505 99 DCS 0555 99 DCS 0813 99 DCS 0974

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| Wade | $05 / 21 / 99$ |
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| Phipps | $07 / 28 / 99$ |
| Morrison | $05 / 25 / 99$ |
| Owens | $08 / 03 / 99$ |
| Morrison | $05 / 24 / 99$ |
| Morrison | $06 / 08 / 99$ |
| Morrison | $06 / 08 / 99$ |

## JUSTICE

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Terry Allen Brickey v. Alarm Systems Licensing Board Travis Eric Reardon v. Alarm Systems Licensing Board Brian Anthony Bartimac v. Alarm Systems Licensing Board
Paul Luke Walczak v. Alarm Systems Licensing Board Melvin T. Lohr v. Alarm Systems Licensing Board
Bradford D Pennyv Alarm Systems Licensing Board
Benny L. Shaw v Alarm Systems Licensing Board

| AGENCY | $\begin{gathered} \text { CASE } \\ \text { NUMBER } \end{gathered}$ | ALJ | $\begin{aligned} & \text { DATE OF } \\ & \text { DECISION } \end{aligned}$ | PUBLISHED DECISION <br> REGISTER CITATION |
| :---: | :---: | :---: | :---: | :---: |
| Tracey Larue Santana v Alarm Systems Licensing Board | 99 DOJ 0524 | Phipps | 09/24/99 |  |
| Donald Eugene Boger v. Alarm Systems Licensing Board | 99 DOJ 0715 | Owens | 07/29/99 |  |
| lajur Washburn v. Alanm Systems Licensing Board | 99 DOJ 0716 | Owens | 07/29/99 |  |
| fimothy Chezere Sifford v Alarm Systems Licensing Board | 99 DOJ 1022 | Morrison | 09/24/99 |  |
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| Sandra G. Armstrong v. Sheriffs' Ed. \& Training Standards Comm. | 99 DOJ 0844 | Mann | 09/24/99 |  |
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| Michael Lynn Arter v. Private Protective Services Board | 99 DOJ 0262 | Wade | 05/25/99 |  |
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| Ponnie Maric Keller v Private Protective Services Board | 99 DOJ 049] | Morrison | 05/24/99 |  |
| Shawn E. Alexander v Private Protective Services Board | 99 DOJ 0492 | Owens | 07/19/99 |  |
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| Charles E. Evans, Jr v. Private Protective Services Board | 99 DOJ 0496 | Morrison | 05/25/99 |  |
| Lawrence Martin v. Private Protective Services Board | 99 DOJ 0526 | Morrison | 10/25/99 |  |
| William E. Ellis, Sr. v Private Protective Services Board | 99 DOJ 0527 | Morrison | 06/08/99 |  |
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| Robert Steven Pekel v. Private Protective Services Board | 99 DOJ 1020 | Gray | 11/10/99 |  |
| Peggy Ann Galespie v. Private Protective Services Board | 99 DOJ 1121 | Chess | 12/08/99 |  |
| Jacqueline Renee Haywood v. Private Protective Services Board | 99 DOJ 1123 | Gray | 11/10/99 |  |
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| Richard Asiedu v. Private Protective Services Board | 99 DOJ 1293 | Morrison | 12/09/99 |  |
| David Gregory Mirss v. Private Protective Services Board | 99 DOJ 1294 | Chess | 12/08/99 |  |
| Garland D. Melvin v. Private Protective Services Board | 99 DOJ 1296 | Morrison | 12/03/99 |  |
| Jerron Devoa Caldwell v. Private Protective Services Board | 99 DOJ 1297 | Chess | 12/08/99 |  |
| Dennis L. Young v. Private Protective Services Board | 99 DOJ 1301 | Morrison | 12/03/99 |  |
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| Gwendolyn L. Gray v. Private Protective Services Board | 99 DOJ 1303 | Morrison | 12/03/99 |  |
| Allen D. Edenburn v. Private Protective Services Board | 99 DOJ 1305 | Morrison | 12/03/99 |  |
| Chris George McCracken v. Private Protective Services Board | 99 DOJ 1417 | Morrison | 11/29/99 |  |
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| Martin Wayne Fletcher v. St. Bd. of Educ., Dept of Public Instruction | 98 EDC 0001 | Chess | 09/21/994 |  |
| S.H. by and through her guardian and custodian, H.H. and H.H v. Henderson County Board of Education | 98 EDC 1124 | Mann | 06/11/99 |  |
| Paula Morrill, individually/on behalf of John Morill v. Wake Cty. Schools | 98 EDC 1205 | Gray | 09/24/99 |  |
| S.L.F. and S.F.F. v Charlotte-Mecklenburg Board of Education | 98 EDC 1649 | Mann | 06/04/99 |  |
| Marshall Scott Brannan v. Department of Public Instruction | 98 EDC 1796 | Owens | 07/13/99 | 14.07 NCR 565 |
| Hatthew Weber, and his father and next friend, Brian Weber, and Brian Weber v. Wilkes County Schools | 99 EDC 0291 | Mann | 09/07/99 |  |
| Michael Mathison v. Charlotte-Mecklenburg Board of Education | 99 EDC 0390 | Gray | 12/16/99 |  |

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David J. Dew v. Charlotte-Mecklenburg Board of Education
Deborah F. Brogden v State Board of Education
C. Kenneth Warrington v. Edgecombe County Schools

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H.C. Troxler, Jr. v. Dept. of Agriculture and Consumer Services

Community Colleges
Thomas Michael Chamberlin $v$ Department of Community Colleges

## Correction

E. Wayne Irvin v Department of Correction

Pershield DeLoatch v. Department of Correction
Deborah Smith v. Department of Correction
Maydean L. Taylor v. Department of Correction
Ann McMillian v. Morrison Youth Institution, Department of Correction
Edward Alan Roper v. DOC, Div. of Prisons, Westem Youth Institute
Shirley Sellars v. Department of Correction
Sean R. Dillard v. Dept. of Correction, Pasquotank Correctiona! lnst.
DeCarlos Stanley v. Department of Correction
Steve A. Matthews v Department of Correction
Patrick Smith v Department of Correction
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Robert Russell, Jr. v. Jeff Jones, Div of Community Corrections
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Edward E. Hodge v. Department of Correction
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Valee Taylor v. Department of Correction
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## Crime Control and Public Safety

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North Carolina School for the Deaf
Steve Crawford v North Carolina School for the Deaf
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Employment Security Commission
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Debbie L. Whitley v. Wake County Department of Social Services
Vera Crenshaw v. DlHHS, Julian F. Keith Alc. \& Drug Abuse Trtmt Ctr.
Ivey G. Rhodes v Pitt County Mental Health Center
Odessa D. Gwynn v Caswell County Health Department
Doris Virginia Wearing v. Durham County Health Department
Leon Kea v DHR, O'Berry Center
Julia A Cameron v John Umstead Hospital, Health \& Human Services
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CASE NUMBER

99 EDC 0498<br>99 EDC 0734<br>99 EDC 0955

ALJ

Gray
Reilly
Reilly

DATE OF DECISION

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10/18/99

| 99 OSP 0640 | Lassiter | $10 / 18 / 99$ |
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| 99 OSP 0641 | Lassiter | $10 / 18 / 99$ |
| 99 OSP 0087 | Reilly | $06 / 24 / 99$ |

96 OSP 1122
Reilly
05/26/99

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98 OSP 1299 98 OSP 1432 98 OSP 1733 99 OSP 0053 99 OSP 0129

Gray
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Chess

| Phipps | $09 / 27 / 99$ |
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| Phipps | $07 / 09 / 99$ |
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| Reilly | $06 / 18 / 99$ |
| Morrison | $12 / 22 / 99$ |
| Morrison | $06 / 22 / 99$ |
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PUBLISHED DECISION REGISTER CITATION
14.01 NCR 60
14.11 NCR 945

14:12 NCR 1082
14:12 NCR 1086

14:11 NCR 936

| AGENCY | $\begin{gathered} \text { CASE } \\ \text { NUMBER } \\ \hline \end{gathered}$ | ALJ | $\begin{aligned} & \text { DATE OF } \\ & \text { DECISION } \end{aligned}$ | PUBLISHED DECISION REGISTER CITATION |
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| lency Abrams v. Department of Health \& Human Services | 99 OSP 0147 | Owens | 08/11/99 |  |
| Lisa Adams-Houghton v. Rockingham Co. Dept of Social Services | 99 OSP 0278 | Gray | 11/04/99 |  |
| -imothy Truzy v. Department of Health \& Human Services | 99 OSP 0316 | Gray | 10/22/99 |  |
| Carlos D. Burks, Sr. v. North Carolina Special Care Center | 99 OSP 0325 | Owens | 08/25/99 |  |
| Donna Pittman v. Department of Health \& Human Services | 99 OSP 0444 | Morison | 12/15/99 |  |
| Bryan Benson v. Durham Cty. Area MH/DD/SAS Program | 99 OSP 0516 | Gray | 08/31/99 |  |
| Shirley C. Jones v. Department of Health \& Human Services | 99 OSP 0533 | Mann | 09/24/99 |  |
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| Disabilities, and Substance Abuse Area Program |  |  |  |  |
| Odell Hudson v. Health \& Human Sves., Dorothea Dix Hospital | 99 OSP 0609 | Gray | 07/07/99 |  |
| Erica Joynes v. Durham County Department of Social Services | 99 OSP 0671 | Gray | 07/13/99 |  |
| Thomas Michael Chamberlin v. Off. of Juvenile Justice, Juvenile Services Division, $14^{\text {th }}$ District Court Division | 99 OSP 0673* ${ }^{* 4}$ | Gray | 08/16/99 |  |
| Cheryl Highsmith v DHHS, Youth Svcs., New Hanover Reg. Juvenile Detention Center | 99 OSP 0763 | Owens | 09/03/99 |  |
| Carolyn A. Carter v. Cleveland County Dept of Social Services | 99 OSP 1055 | Gray | 11/29/99 |  |
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| Lili Romaine Lee v. County of Johnston | 99 OSP 0456 | Morrison | 06/02/99 |  |
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| Thomas Michael Chamberlin v. Justice, Justice Acaderny | 99 OSP 0308 | Phipps | 06/11/99 |  |
| Labor |  |  |  |  |
| Robert C. Adams v. Department of Labor | 99 OSP 0667 | Gray | 07/28/99 |  |
| Department of Public Instruction |  |  |  |  |
| Billy McEachern v. Schools of Robeson County | 99 OSP 0189 | Wade | 09/04/99 |  |
| John Lee Herbin v. Smarkand Manor Training School | 99 OSP 0273 | Gray | 08/04/99 |  |
| Linda D. Chapman v. Lenoir County Public Schools | 99 OSP 0691 | Reilly | 08/16/99 |  |
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| Judy S. Grindstaff v. Department of Transportation | 98 OSP 1028 | Gray | 09/30/99 |  |
| Charles W McAdams v. Dept. of Transportation, Div/Motor Vehicles | 99 OSP 0034 | Mann | 06/23/99 |  |
| Larry R. Lane v. Department of Transportation | 99 OSP 0105 | Mann | 06/11/99 |  |
| Ronald Roberson v. Dept. of Transportation, Right-of-Way Branch | 99 OSP 0142 | Morrison | 06/08/99 |  |
| Shelvia Davis v. Department of Transportation | 99 OSP 0156 | Owens | 06/23/99 |  |
| Carmalita Daniels v. Department of Transportation | 99 OSP 0264 | Gray | 08/20/99 |  |
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| Carolyn Campell v. Dept of Transportation | 99 OSP 0739 | Reilly | 12/03/99 | 14:14 NCR 1339 |
| University of North Carolina |  |  |  |  |
| Wanda Troxler v. A \& T State University and Dr. Ray J. Davis | 97 OSP 0819 | Phipps | 08/02/99 |  |
| Vivian Smith Hammiel, Ling-Chih C. Hsu and Joel A. Williams v. East Carolina University | 97 OSP 1268*2 | Phipps | 07/06/99 |  |
| Vivian Smith Hammiel, Ling-Chih C. Hsu and Joel A. Williams v. East Carolina University | 97 OSP 1269*2 | Phipps | 07/06/99 |  |
| Vivian Smith Hammiel, Ling-Chih C. Hsu and Joel A. Williams v. East Carolina University | 97 OSP 1270*2 | Phipps | 07/06/99 |  |
| Jackie S. Flowers v. East Carolina University | 98 OSP 1618 | Reilly | 06/24/99 |  |
| James A. Benton v. University of North Carolina at Charlotte | 99 OSP 0047 | Wade | 10/08/99 |  |
| Tracey L. Wilson v. North Carolina Central University | 99 OSP 0388 | Chess | 12/06/99 |  |
| Rex A. Coughenour v. University of North Carolina at Chapel Hill | 99 OSP 0517*6 | Reilly | 08/27/99 |  |
| Anna Anita Huff v. Dr. Lonnie Sharpe/Dr. Reza Salami-Coll./Engineering | 99 OSP 0599 | Chess | 07/16/99 |  |
| Rex A. Coughenour v. University of North Carolina at Chapel Hill | 99 OSP 0623*5 | Reilly | 08/27/99 |  |
| Thomas Michael Chamberlin v. UNC @ Chapel Hill, Dept. of University Housing, Division of Student Affairs | 99 OSP 0674*4 | Gray | 08/16/99 |  |
| Halycon Tudie Blake v. University of North Carolina at Chapel Hill | 99 OSP 0686 | Gray | 07/08/99 |  |
| Bridgette R. Booker v. Winston-Salem State University | 99 OSP 0731 | Chess | 09/03/99 |  |
| Rex A. Coughenour v University of North Carolina at Chapel Hill | 99 OSP 0830*6 | Reilly | 08/27/99 |  |
| Temperance T. Tobe v. North Carolina Central University | 99 OSP 0865 | Chess | 08/24/99 |  |
| Phyllis Martin v. NC A \& T State University | 99 OSP 1030 | Lassiter | 01/04/00 |  |
| James W. Murrell v. University of North Carolina at Chapel Hill | 99 OSP 1102 | Morrison | 11/29/99 |  |
| Harold Richardson v. University of North Carolina at Charlotte | 99 OSP 1208 | Wade | 11/15/99 |  |
| Albertina Thompson v. Chancellor James Renick of NC A \& T Univ. | 99 OSP 1578 | Gray | 12/17/99 |  |

DEPARTMENT OF LABOR

## AGENCY

Bellacino's v Department of Labor
DEPARTMENT OF TRANSPORTATION
Peter Kay, Stem v Department of Transportation
UNIVERSITY OF NORTH CAROLINA
Stephanie A Payne v UNC Hospitals Barbara A. Russell y. UNC Hospitals
Robin Perkins Stephens v. UNC Hospitals
Rita Jo Kincaid v. UNC Hospitals
Rita Jo Kincaid v UNC Hospitals
Edna Heath v UNC Hospitals
Clinton E. Taylor, Sr., v. UNC Hospitals
CASE

NUMBER

ALJ
99 DOL 1216

99 DOT 0668
Owens

| 99 UNC 0375 | Morrison | $06 / 21 / 99$ |
| :--- | :--- | :--- |
| 99 UNC 0540 | Gray | $08 / 11 / 99$ |
| 99 UNC 0563 | Owens | $07 / 21 / 99$ |
| 99 UNC $0746^{* 5}$ | Reilly | $08 / 09 / 99$ |
| 99 UNC $0747^{* 5}$ | Reilly | $08 / 09 / 99$ |
| 99 UNC 0943 | Chess | $10 / 15 / 99$ |
| 99 UNC 1117 | Morrison | $12 / 22 / 99$ |

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This index provides information related to notices, rules and other documents published in the Register. It includes information about rules for which Notice of Rule-Making Proceedings or Notice of Text have been published, rules submitted to the Rules Review Commission and rules codified since the last session of the General Assembly. For assistance contact the Rules Division at $919 / 733-2678$.
Fiscal Note: $S$ = Rule affects the expenditurc or distribution of state funds. $L=$ Rule affects the expenditure or distribution of local government funds. SE $=$ Rule has a substantial economic impact of at least $\$ 5,000,000$ in a 12 -month period. $*=$ Rule-making agency has determined that the rule does not impact state or local funds and does not have a substantial economic impact. See G.S. I50B-2I.4.

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21 NCAC 01 . 0101 13:22 NCR 1820
ADMINISTRATION
Council for Women, North Carolina
I NCAC $17 \quad$ 13:19 NCR 1606
Indian Affairs, Commission of
1 NCAC 15.0201 13:02 NCR 175
1 NCAC 15.0205 13:02 NCR 175
13:02 NCR 175 13:02 NCR 175 13:02 NCR 175 1 NCAC 15.0212

1 NCAC 15.0213 Non-Public Education

1 NCAC 40.0101
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| 21 NCAC 04B . 0803 |  | 14:13 NCR 1192 |  |  |  |  |  |
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| 21 NCAC 04B . 0804 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B 0805 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B . 0806 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B . 0807 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0808 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B 0809 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0810 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B.0811 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0812 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0813 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0814 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04 B .0815 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0816 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B 0817 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B . 0818 |  | 14:13 NCR 1192 |  |  |  |  |  |
| 21 NCAC 04B. 0819 |  | 14:13 NCR 1192 |  |  |  |  |  |
| CHIROPRACTIC |  |  |  |  |  |  |  |
| 21 NCAC 10.0203 |  | 12:23 NCR 2098 | 13:14 NCR 1117 |  | * | Approve | 04/15/99 |
| COMMERCE |  |  |  |  |  |  |  |
| 4 NCAC 01E . 0104 | 11:09 NCR 569 | 13:15 NCR 1224 | 13:08 NCR 652 | - | * | Object Approve | $\begin{aligned} & 12 / 17 / 98 \\ & 01 / 21 / 99 \end{aligned}$ |
| 4 NCAC 011.0101 | 11:09 NCR 569 |  | 13:08 NCR 652 |  | * | Agcy withdrew | 12/17/98 |
| 4 NCAC 011.0101 |  | Temp. Expired 10/29/99 14:08 NCR 585 | 13:20 NCR 1719 <br> 14:08 NCR 585 |  | $\begin{gathered} \text { L/S } \\ \text { L/S/SE } \end{gathered}$ | Return to Agcy | 08/19/99 |
| 4 NCAC 011.0102 | 11:09 NCR 569 | 13:15 NCR 1224 | 13:08 NCR 652 |  | * | Agcy withdrew | 12/17/98 |
| 4 NCAC 011.0102 |  | Temp. Expired 10/29/99 | 13:20 NCR 1719 |  | * | Return to Agcy | 08/19/99 |
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| 4 NCAC 011.0201 | 11:09 NCR 569 | 13:15 NCR 1224 | 13:08 NCR 652 |  | * | Agcy withdrew | 12/17/98 |

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Return to Agcy 08/19/99
$\begin{array}{ll}\text { Agcy withdrew } & 12 / 17 / 98 \\ \text { Return to Agcy } & 08 / 19 / 99\end{array}$
$\begin{array}{ll}\text { Agcy withdrew } & 12 / 17 / 98 \\ \text { Return to Agcy } & 08 / 19 / 99\end{array}$
Agcy withdrew 12/17/98
Return to Agcy 08/19/99
Agcy withdrew 12/17/98
$\begin{array}{ll}\text { Agcy withdrew } & 12 / 17 / 98 \\ \text { Return to Agcy } & 08 / 19 / 99\end{array}$
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Agcy withdrew
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| 4 NCAC 011.0601 <br> 4 NCAC 011.0601 | 11:09 NCR 569 | 13:15 NCR 1224 | 13:08 NCR 652 | * | Agcy withdrew | 12/17/98 |  |  |  |  |
|  |  | Temp. Expired 10/29/99 | 13:20 NCR 1719 | * | Return to Agcy | 08/19/99 |  |  |  |  |
|  |  | 14:08 NCR 585 | 14:08 NCR 585 | L/S/SE |  |  |  |  |  |  |
| $\begin{aligned} & 4 \text { NCAC } 011.0701 \\ & 4 \text { NCAC } 011.0701 \end{aligned}$ | 11:09 NCR 569 | 13:15 NCR 1224 | 13:08 NCR 652 | * | Agcy withdrew | 12/17/98 |  |  |  |  |
|  |  | Temp. Expired 10/29/99 | 13:20 NCR 1719 | * | Return to Agcy | 08/19/99 |  |  |  |  |
|  |  | 14:08 NCR 585 | 14:08 NCR 585 | L/S/SE |  |  |  |  |  |  |
| 4 NCAC 011.0801 | 11:09 NCR 569 | 13:15 NCR 1224 | 13:20 NCR 1719 | * | Return to Agcy | 08/19/99 |  |  |  |  |
|  |  | Temp. Expired 10/29/99 | 13:20 NCR 1719 |  |  |  |  |  |  |  |
|  |  | 14:08 NCR 585 | 14:08 NCR 585 | L/S/SE |  |  |  |  |  |  |
| 4 NCAC 01 K .0102 | 11:09 NCR 569 |  | 13:08 NCR 652 | * | Object | 12/17/98 |  |  |  |  |
|  |  |  |  |  | Approve | 01/21/99 | * |  | 13:22 NCR 1868 |  |
| 4 NCAC 01 K .0103 | 11:09 NCR 569 |  | 13:08 NCR 652 | * | Object | 12/17/98 |  |  |  |  |
|  |  |  |  |  | Approve | 01/21/99 | * |  | 13:22 NCR 1868 |  |
| 4 NCAC 01K. 0302 | 11:09 NCR 569 |  | 13:08 NCR 652 | * | Object | 12/17/98 |  |  |  |  |
|  |  |  |  |  | Approve | 01/21/99 | * |  | 13:22 NCR 1868 |  |
| 4 NCAC 01K. 0402 | 11:09 NCR 569 |  | 13:08 NCR 652 | * | Object | 12/17/98 |  |  |  |  |
|  |  |  |  |  | Approve | 01/21/99 | * |  | 13:22 NCR 1868 |  |
| Banking Commission |  |  |  |  |  |  |  |  |  |  |
| 4 NCAC 03B . 0101 | N/A |  | N/A | N/A | Object | 10/22/98 |  |  |  |  |
|  |  |  |  |  | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 4 NCAC 03B . 0102 | N/A |  | N/A | N/A | Object | 10/22/98 |  |  |  |  |
|  |  |  |  |  | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 4 NCAC 03B . 0103 | N/A |  | N/A | N/A | Object | 10/22/98 |  |  |  |  |
|  |  |  |  |  | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 4 NCAC 03H 0102 | N/A |  | N/A | N/A | Object | 10/22/98 |  |  |  |  |
|  |  |  |  |  | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 4 NCAC 03L 0101 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0102 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L 0201 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0202 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0301 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0302 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0303 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0401 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L 0402 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03 L .0403 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |

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| 4 NCAC 03L . 0404 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0405 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0501 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0502 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0601 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0602 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14.15 NCR 1354 |  |
| 4 NCAC 03L. 0603 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 4 NCAC 03L . 0604 | 13:24 NCR 1997 |  | 14:04 NCR 274 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| Cape Fear River Naviation and Pilotage Commission |  |  |  |  |  |  |  |  |  |  |
| 4 NCAC 15.0119 | 14:03 NCR 125 |  | 14:07 NCR 522 | * | Approve | 12/16/99 | * |  |  |  |
| 4 NCAC 15.0120 | 14:03 NCR 125 |  | 14:07 NCR 522 | * | Object | 12/16/99 |  |  |  |  |
| 4 NCAC 15.0121 | 14:03 NCR 125 |  | 14:07 NCR 522 | * | Object | 12/16/99 |  |  |  |  |
| Industrial Commission |  |  |  |  |  |  |  |  |  |  |
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| Public Notice - Hospi | Fees for Workers' | mpensation Cases |  |  |  |  |  |  |  | 14:11 NCR 903 |
| Secretary of Commerce/ITS |  |  |  |  |  |  |  |  |  |  |
| 4 NCAC 21A . 0101 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21A . 0102 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21A . 0103 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0101 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0102 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0103 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0201 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B. 0202 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0203 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B .0204 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B. 0205 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |

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| 4 NCAC 21B 0206 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B. 0207 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0301 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0302 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0303 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0304 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0305 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0306 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0307 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B . 0308 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0309 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0310 | 14.08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0311 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0312 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0313 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0314 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0315 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0401 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0402 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0403 | 14.08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0501 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0502 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B . 0503 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B . 0504 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21B 0505 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
| 4 NCAC 21 B .0601 | 14:08 NCR 577 | 14:14 NCR 1264 | 14:14 NCR 1264 | S |  |  |  |  |  |  |
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4 NCAC 2 IB
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| 21 NCAC I4A. 0101 | 13:14 NCR 1114 | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | 14:05 NCR 402 |  |
| 21 NCAC 14A . 0103 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | 14:05 NCR 402 |  |
| 21 NCAC 14A . 0104 | 13:14 NCR 1114 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 14A . 0105 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
| 21 NCAC 14C. 0202 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | $14: 05$ NCR 402 |  |
| 21 NCAC 14F. 0101 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | $14: 05$ NCR 402 |  |
| 21 NCAC 14F. 0105 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | 14:05 NCR 402 |  |
| 21 NCAC 14G. 0103 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | 14:05 NCR 402 |  |
| 21 NCAC 14G. 0113 | N/A |  | N/A | N/A | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 21 NCAC 14H. 0112 |  | 13:16 NCR 1263 | 13:21 NCR 1794 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 21 NCAC 14H. 0118 |  | 13:16 NCR 1263 | 13:21 NCR 1794 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 21 NCAC 141.0104 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Object <br> Approve | $\begin{aligned} & 06 / 17 / 99 \\ & 08 / 19 / 99 \end{aligned}$ | * |  | 14:09 NCR 708 |  |
| 21 NCAC 141.0107 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Object | 06117/99 |  |  |  |  |
| 21 NCAC 141.0109 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve Approve | $\begin{gathered} 08 / 19 / 1799 \\ 0699 \end{gathered}$ | * |  | $\begin{aligned} & \text { 14:09 NCR } 708 \\ & \text { 14:05 NCR } 402 \end{aligned}$ |  |
| 21 NCAC 14J. 0103 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
| 21 NCAC 14J. 0208 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Object | 06/17/99 |  |  |  |  |
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| 21 NCAC 14J . 0501 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Object | 06/17/99 |  |  |  |  |
| 21 NCAC 14K. 0102 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve Approve | 08/19/99 06/17/99 | * |  | 14:09 NCR 708 $14: 05$ NCR 402 |  |
| 21 NCAC 14K. 0107 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * |  | 14:05 NCR 402 |  |
| 21 NCAC 14L. 0101 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Object | 06/17/99 |  |  |  |  |
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| 21 NCAC 14L. 0105 | 13:14 NCR 1114 | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
| 21 NCAC 14L. 0109 |  | 13:14 NCR 1157 Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 21 NCAC 14L. 0210 | N/A |  | N/A | N/A | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 2 NCAC 14L. 0214 | N/A |  | N/A | N/A | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |

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| 21 NCAC 14L. 0216 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
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| 21 NCAC 14L. 0303 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Agcy Withdrew | 06/17/99 |  |  |
| 21 NCAC 14N . 0101 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14N. 0102 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14N . 0103 | 13:14 NCR 1114 | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14 N .0104 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14N. 0105 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14N. 0108 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 |  | 14:05 NCR 402 |
| 21 NCAC 14N. 0110 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14N. 0112 | 13:14 NCR 1114 |  | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14N. 0113 | 13:14 NCR 1114 | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Object <br> Approve | $\begin{aligned} & 06 / 17 / 99 \\ & 08 / 19 / 99 \end{aligned}$ | * | 14:09 NCR 708 |
| 21 NCAC 14N. 0601 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  | 14:05 NCR 402 |
| 21 NCAC 14N. 0602 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  | 14:05 NCR 402 |
| 21 NCAC 14N. 0701 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  | 14:05 NCR 402 |
| 21 NCAC 14N . 0702 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 140.0101 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Object <br> Approve | $\begin{aligned} & 06 / 17 / 99 \\ & 08 / 19 / 99 \end{aligned}$ | * | 14:09 NCR 708 |
| 21 NCAC 140.0102 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 140.0103 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 140.0104 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Object <br> Approve | $\begin{aligned} & 06 / 17 / 99 \\ & 08 / 19 / 99 \end{aligned}$ | * | 14:09 NCR 708 |
| 21 NCAC 140.0105 |  | 13:14 NCR 1157 <br> Temp Expired 10 | 13:19 NCR 1652 99 | * | Agcy Withdrew | 06/17/99 |  |  |
| 21 NCAC 140.0106 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 140.0107 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 |  | 14:05 NCR 402 |
| 21 NCAC 14P.0101 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | * | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14P . 0102 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | L | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14P. 0103 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | L | Approve | 06/17/99 | * | 14:05 NCR 402 |
| 21 NCAC 14P. 0104 |  | 13:14 NCR 1157 | 13:19 NCR 1652 | L | Approve | 06/17/99 | * | 14:05 NCR 402 |

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| 21 NCAC 56.0505 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0601 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0602 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0603 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0606 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0701 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0702 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0802 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0804 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0901 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.0902 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1001 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1002 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1003 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1101 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1102 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1103 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1104 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1105 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1106 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1201 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1203 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1301 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1302 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1409 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1501 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |
| 21 NCAC 56.1601 | 14:08 NCR 579 |  | 14:13 NCR 1154 | * |  |  |  |  |  |  |


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\text { 14:13 NCR } 1154
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21 \text { NCAC } 56.1602 & 14: 08 \text { NCR } 579 \\
21 \text { NCAC } 56.1603 & 14: 08 \text { NCR } 579 \\
21 \text { NCAC } 56.1604 & 14: 08 \text { NCR } 579 \\
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\text { 21 NCAC } 56.1606 & 14: 08 \text { NCR } 579 \\
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\text { 21 NCAC } 56.1702 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1703 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1704 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1705 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1706 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1707 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1708 & 14: 08 \text { NCR } 579 \\
\text { 21 NCAC } 56.1709 & 14: 08 \text { NCR } 579
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ENVIRONMENT AND NATURAL RESOURCES
15A NCAC 01J. 0101
15A NCAC 01 J .0102 15A NCAC $01 J .0202$ 15A NCAC 01 J .0301 15A NCAC 01 J .0303 15A NCAC 01 J .0402 15A NCAC 01 J .0502 15A NCAC 01J . 0504 15A NCAC 01J.0601

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\text { 14:13 NCR } 1154
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\text { 14:13 NCR } 1154
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| 15A NCAC 01 J .0604 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Objcat | 12/16/99 |  |  |  |  |
| 15A NCAC 01 J .0701 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Object | 12/16/99 |  |  |  |  |
| 15A NCAC 01 J .0703 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01 J .0803 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01 J .0903 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Object | 12/16/99 |  |  |  |  |
| 15A NCAC $01 J .0904$ |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 01K | 10:19 NCR 2506 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 01L .0101 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01L . 0102 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 01L . 0203 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01L .0301 | 14:08 NCR 644 | 14:08 NCR 644 |  |  |  |  |  |  |  |  |
| 15A NCAC 01L . 0303 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01L . 0501 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01L . 0503 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Object | 12/16/99 |  |  |  |  |
| 15A NCAC 01L. 0601 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 01L . 0604 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Object | 12/16/99 |  |  |  |  |
| 15A NCAC 01L. 0701 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Object | 12/16/99 |  |  |  |  |
| 15A NCAC 01L 0801 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 01L . 0902 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | S/L | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 01L. 1003 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Object | 12/16/99 |  |  |  |  |
| 15A NCAC 01L . 1004 |  | 13:18 NCR 1528 | 13:22 NCR 1827 | * | Approve | 12/16/99 | * |  |  |  |
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| 15A NCAC 07 | 11:04 NCR 183 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07H . 0200 | 13:22 NCR 1818 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07H . 0201 | 12:21 NCR 1873 |  | 13:23 NCR 1937 | * | Approve | 12/16/99 | * |  |  | 14:02 NCR 74 |
| 15A NCAC 07 H .0203 | 12:21 NCR 1873 |  | 13:23 NCR 1937 | * | Approve | 12/16/99 |  |  |  | 14:02 NCR 74 |
| 15A NCAC 071 . 0208 | 11:19 NCR 1408 |  | 11:27 NCR 2058 | * |  |  |  |  |  |  |


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| 13:23 NCR 1937 | S/L | Object | 12/16/99 |
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| 11:11 NCR 907 | * |  |  |
| 13:13 NCR 1044 | S | Object Approve | $\begin{aligned} & 07 / 15 / 99 \\ & 08 / 19 / 99 \end{aligned}$ |
| 14:09 NCR 662 | S/L |  |  |
| 14:09 NCR 662 | S/L |  |  |
| 13:23 NCR 1937 | * | Approve | 12/16/99 |
| 14:09 NCR 662 | S/L |  |  |
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| 14:09 NCR 662 | S/L |  |  |
| 13:23 NCR 1937 | * | Approve | 12/16/99 |
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| 14:09 NCR 662 | S/L |  |  |
| 13:16 NCR 1259 | * | Object | 07/15/99 |
|  |  | Object <br> Approve | $\begin{aligned} & \text { 08/19/99 } \\ & 10 / 04 / 99 \end{aligned}$ |
| 13:23 NCR 1937 | * | Approve | 12/16/99 |


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| 15A NCAC 07H 1903 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07 H .2003 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 0711.2100 | 14:06 NCR 428 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07H 2101 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 15A NCAC 07H 2102 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 15A NCAC 07H . 2103 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07H 2105 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Object Approve | $\begin{aligned} & 07 / 15 / 99 \\ & 08 / 19 / 99 \end{aligned}$ | * |  | 14:09 NCR 708 |  |
| 15A NCAC 07H 2203 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07H 2300 | 14:06 NCR 428 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07H 2301 | 12:21 NCR 1873 |  | 13:23 NCR 1937 | * | Approve | 12/16/99 |  |  |  | 14:02 NCR 74 |
| 15A NCAC 0711.2303 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07 H .2401 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Approve | 05/20/99 | * |  | 14:04 NCR 330 |  |
| 15A NCAC 07H 2402 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Approve | 05/20/99 | * |  | 14:04 NCR 330 |  |
| 15A NCAC 07H 2403 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Approve | 05/20/99 |  |  | 14:04 NCR 330 |  |
| 15A NCAC 07H 2404 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Object Approve | $\begin{aligned} & 05 / 20 / 99 \\ & 06 / 17 / 99 \end{aligned}$ | * |  | 14:05 NCR 402 |  |
| 15A NCAC 07H 2405 | 13:05 NCR 436 |  | 13:13 NCR 1044 | S | Approve | 05/20/99 | * |  | 14:04 NCR 330 |  |
| 15A NCAC 07 H .2501 | 14:09 NCR 693 | 14:09 NCR 693 |  |  |  |  |  |  |  |  |
| 15A NCAC 0711.2502 | 14:09 NCR 693 | 14:09 NCR 693 |  |  |  |  |  |  |  |  |
| 15A NCAC 07H . 2503 | 14:09 NCR 693 | 14:09 NCR 693 |  |  |  |  |  |  |  |  |
| 15A NCAC 07H 2504 | 14:09 NCR 693 | 14:09 NCR 693 |  |  |  |  |  |  |  |  |
| 15A NCAC 0711.2505 | 14:09 NCR 693 | 14:09 NCR 693 |  |  |  |  |  |  |  |  |
| 15A NCAC 07J. 0200 | 12:24 NCR 2202 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07J. 0204 |  | 13:07 NCR 593 | Temp Expired 06/280 |  |  |  |  |  |  |  |
| 15A NCAC 07J. 0204 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07 J .0404 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07J.0405 | 12:24 NCR 2202 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07J . 0405 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |

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| 15A NCAC 07J . 0406 | 14:06 NCR 428 |  | 14:09 NCR 662 | S/L |  |  |  |  |  |  |
| 15A NCAC 07K . 0203 | 12:21 NCR 1873 |  | 13:23 NCR 1937 | * | Approve | 12/16/99 | * |  |  | 14:02 NCR 74 |
| 15A NCAC 07K . 0203 | 14:06 NCR 428 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07K . 0208 | 12:21 NCR 1873 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07K . 0208 | 14:06 NCR 428 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07K . 0209 | 12:21 NCR 1873 |  | 13:23 NCR 1937 | * | Approve |  | * |  |  | 14:02 NCR 74 |
| 15A NCAC 07L . 0202 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07L . 0203 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07L . 0206 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07L 0302 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07L . 0304 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07L . 0401 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07L. 0405 | 12:21 NCR 1874 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07M . 0300 | 12:24 NCR 2202 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 07M . 0307 | 13:22 NCR 1818 |  | 14:09 NCR 666 | S/L |  |  |  |  |  |  |
| 15A NCAC 07M . 0401 | 13:04 NCR 361 | 13:12 NCR 976 | 13:16 NCR 1259 <br> 14:09 NCR 666 |  |  |  |  |  |  |  |
| 15A NCAC 07M .0401 | 14:01 NCR 44 | 14:01 NCR 44 | 14:09 NCR 666 | * |  |  |  |  |  |  |
| 15A NCAC 07M . 0402 | 13:04 NCR 361 | 13:12 NCR 976 | 13:16 NCR 1259 <br> 14:09 NCR 666 |  |  |  |  |  |  |  |
| 15A NCAC 07M . 0402 | 14:01 NCR 44 | 14:01 NCR 44 | 14:09 NCR 666 | * |  |  |  |  |  |  |
| 15A NCAC 07M . 0403 | 13:04 NCR 361 | 13:12 NCR 976 | 13:16 NCR 1259 <br> 14:09 NCR 666 |  |  |  |  |  |  |  |
| 15A NCAC 07M . 0403 | 14:01 NCR 44 | 14:01 NCR 44 | 14:09 NCR 666 | * |  |  |  |  |  |  |
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| Notice of Intent to Adopt Temporary Rules (Tar-Panlico River Basin) |  |  |  |  |  |  |  |  |  | 14:05 NCR 369 |
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| 15A NCAC 02 | 10:24 NCR 3045 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02 | 11:04 NCR 183 |  |  |  |  |  |  |  |  |  |
| 15 N NCAC 02 | 11.19 NCR 1408 |  |  |  |  |  |  |  |  |  |

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| 15A NCAC 02B . 0257 | 13:23 NCR 1901 |  | 14:03 NCR 162 | SE |  |  |  |  |  |  |
| 15A NCAC 02B .0258 | 13:23 NCR 1901 |  | 14:03 NCR 162 | L/SE |  |  |  |  |  |  |
| 15A NCAC 02B . 0259 | 13:23 NCR 1901 | 14:13 NCR 1177 | 14:03 NCR 162 | LSE |  |  |  |  |  |  |
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| 15A NCAC 02B . 0261 | 13:23 NCR 1901 | 14:13 NCR 1177 | 14:03 NCR 162 | SE |  |  |  |  |  |  |
| 15A NCAC 02B . 0262 | 13:23 NCR 1901 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02B . 0303 | 13:14 NCR 1111 |  | 13:20 NCR 1727 | * |  |  |  |  |  |  |
| 15A NCAC 02B . 0304 | 13:14 NCR 1111 |  | 13:20 NCR 1727 | * |  |  |  |  |  |  |
| 15A NCAC 02B . 0306 | 13:14 NCR 1111 |  | 13:20 NCR 1727 | * |  |  |  |  |  | 14:02 NCR 73 |
| 15A NCAC 02B . 0306 | 13:19 NCR 1606 |  | 13:23 NCR 1929 | * |  |  |  |  |  |  |
| 15A NCAC 02B . 0308 | 12:16 NCR 1489 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02B . 0308 | 13:14 NCR 1111 |  | 13:20 NCR 1727 | * |  |  |  |  |  |  |
| 15A NCAC 02B . 0310 | 13:19 NCR 1606 |  | 13:23 NCR 1929 | * |  |  |  |  |  |  |
| 15A NCAC 02B. 0316 | 11:26 NCR 1976 |  | 12:01 NCR 6 | * | Approve | 01/15/98 | * |  | 12:21 NCR 1886 | Disapproved (HB 1402) |
| 15A NCAC 02B . 0317 | 13:19 NCR 1606 |  | 13:23 NCR 1929 | * |  |  |  |  |  |  |
| 15A NCAC 02C . 0100 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02C . 0102 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
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| 15A NCAC 02C . 0107 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02C . 0108 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02C . 0110 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02C . 0111 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02C . 0112 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02 C .0113 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02C . 0114 | 14:10 NCR 743 |  |  |  |  |  |  |  |  |  |


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| 14:03 NCR 162 | * | Object <br> Approve | $\begin{aligned} & 11 / 17 / 99 \\ & 12 / 16 / 99 \end{aligned}$ |


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| 15A NCAC 02 Q .0306 | 13:12 NCR 943 |  | 14:03 NCR 162 | * |  |  |  |  |  |  |
| 15A NCAC 02Q .0401 | 14:04 NCR 265 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02Q . 0502 | 13:24 NCR 1994 | 14:10 NCR 823 | 14:07 NCR 524 | S |  |  |  |  |  |  |
| 15A NCAC 02Q . 0503 | 13:24 NCR 1994 | 14:10 NCR 823 | 14:07 NCR 524 | * |  |  |  |  |  |  |
| 15A NCAC 02 Q .0507 | 13:24 NCR 1994 | 14:10 NCR 823 | 14:07 NCR 524 | * |  |  |  |  |  |  |
| 15A NCAC 02 Q .0508 | 13:08 NCR 621 | 14:10 NCR 823 | 14:07 NCR 524 | * |  |  |  |  |  |  |
| 15A NCAC 02Q . 0508 | 14:04 NCR 265 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02Q . 0700 | 11:08 NCR 442 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02 Q .0702 | 13:12 NCR 943 |  | $\begin{aligned} & \text { 13:20 NCR } 1727 \\ & \text { 14:03 NCR } 162 \end{aligned}$ |  | Approve | 10/04/99 | * |  | 14:10 NCR 839 |  |
| 15A NCAC 02Q . 0703 | 13:04 NCR 356 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02 Q .0703 | 14:04 NCR 265 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02Q . 0711 | 13:04 NCR 356 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02Q . 0711 | 13:16 NCR 1252 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02Q .0800 | 14:04 NCR 265 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02R . 0204 | 12:02 NCR 52 |  | 12:14 NCR 1267 | S |  |  |  |  |  |  |
| 15A NCAC 02R . 0205 | 12:02 NCR 52 |  | 12:14 NCR 1267 | S |  |  |  |  |  |  |
| 15A NCAC 02R . 0600 | 12:02 NCR 52 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 02S . 0101 | 14:04 NCR 272 |  | 14:10 NCR 755 | * |  |  |  |  |  |  |
| 15A NCAC 02S . 0102 | 14:04 NCR 272 |  | 14:10 NCR 755 | * |  |  |  |  |  |  |
| 15A NCAC 02S . 0201 | 14:04 NCR 272 |  | 14:10 NCR 755 | * |  |  |  |  |  |  |
| 15A NCAC 02S . 0202 | 14:04 NCR 272 |  | 14:10 NCR 755 | * |  |  |  |  |  |  |
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| 15A NCAC 09C . 0200 | 14:13 NCR 1092 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 09C. 0400 | 14:13 NCR 1092 |  |  |  |  |  |  |  |  |  |
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| 15A NCAC 18C. 0305 | 13:04 NCR 356 | 14:03 NCR 247 | 14:03 NCR 247 | S/L | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 18C . 0306 | 13:04 NCR 356 | 14:03 NCR 247 | 14:03 NCR 247 | * | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 18C .0307 | 13:04 NCR 356 | 14:03 NCR 247 | 14:03 NCR 247 | S/L | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 18C . 0308 | 13:04 NCR 356 | 14:03 NCR 247 | 14:03 NCR 247 | S/L | Approve | 12/16/99 |  |  |  |  |
| 15A NCAC 18C. 0309 | 13:04 NCR 356 | 14:03 NCR 247 | 14:03 NCR 247 | S/L | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 18C. 1304 | 13:04 NCR 356 | 14:03 NCR 247 | 14:03 NCR 247 | * | Approve | 12/16/99 | * |  |  |  |
| 15A NCAC 18C. 1513 | 14:05 NCR 370 |  | 14:10 NCR 757 | * |  |  |  |  |  |  |
| 15A NCAC 18C. 1538 | 14:05 NCR 370 |  | 14:10 NCR 757 | S/L |  |  |  |  |  |  |
| 15A NCAC 18C . 2007 | 14:05 NCR 370 |  | 14:10 NCR 757 | S/L/SE |  |  |  |  |  |  |
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| 15A NCAC 18D 0203 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
| 15A NCAC 18D 0205 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
| 15A NCAC 18D . 0206 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
| 15A NCAC 18D . 0304 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
| 15A NCAC 18D . 0305 | 13:23 NCR 1928 |  | 14:06 NCR 468 | * |  |  |  |  |  |  |
| 15A NCAC 18D . 0307 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
| 15A NCAC 18D . 0308 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
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| 15A NCAC 18D .0403 | 13:23 NCR 1928 |  | 14:06 NCR 468 | S/L |  |  |  |  |  |  |
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14:04 NCR 323 14:06 NCR 443
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 15A NCAC 03Q . 0107 14:12 NCR 958
Parks and Recreation Commission
15A NCAC 12A . 0001 12:13 NCR 1097 15A NCAC 12A.0004 12:13 NCR 1097 15A NCAC 12A. 0005 12:13 NCR 1097 15A NCAC 12B . 0101 12:13 NCR 1097 15A NCAC 12B . 0104 12:13 NCR 1097 15A NCAC 12B.0106 12:13 NCR 1097 15A NCAC 12B . 0203 12:13 NCR 1097 15A NCAC 12B . $0401 \quad 12: 13$ NCR 1097 15A NCAC 12B . 0402 12:13 NCR 1097 15A NCAC 12B . 0501 12:13 NCR 1097 15A NCAC 12B . 0602 12:13 NCR 1097
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14:09 NCR 708 14:09 NCR 708 14:09 NCR 708
14:09 NCR 708
14:10 NCR 839


14:10 NCR 839 14:09 NCR 708

14:09 NCR 708 14:04 NCR 330 14:02 NCR 84 14:02 NCR 84
14:05 NCR 402
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| 15A NCAC 10B . 0205 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 | * |  | 14:02 NCR 84 |  |
| 15A NCAC 10B . 0209 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10B 0209 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10B . 0212 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Object | 04/15/99 |  |  |  |  |
|  |  |  |  |  | Approve | 05/20/99 | * |  | 14:04 NCR 330 |  |
| 15A NCAC 10B 0302 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10B . 0403 | 13:23 NCR 1928 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10C . 0107 | 13:08 NCR 625 |  | 13:12 NCR 948 | * | Approve | 04/15/99 | * |  | 14:02 NCR 84 |  |
| 15A NCAC 10C. 0107 | 14:09 NCR 655 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10C . 0200 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10C. 0205 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10C. 0205 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10C. 0206 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10C . 0300 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10C . 0305 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10C. 0305 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 | * |  | 14:02 NCR 84 |  |
| 15A NCAC 10C. 0400 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10C. 0401 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15 A NCAC 10C. 0401 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10C . 0402 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10C 0407 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10C . 0500 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10C. 0501 | 13:14 NCR 1113 |  | 13:20 NCR 1737 | * | Approve | 08/19/99 | * |  | 14:09 NCR 708 |  |
| 15A NCAC 10C . 0502 | 13:14 NCR 1113 |  | 13:20 NCR 1737 | * | Approve | 08/19/99 | * |  | 14:09 NCR 708 |  |
| 15A NCAC 10C. 0503 | 13:14 NCR 1113 |  | 13:20 NCR 1737 | * | Approve | 08/19/99 |  |  | 14:09 NCR 708 |  |
| 15A NCAC 10C. 0503 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10D 0100 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10D . 0102 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |

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| 15A NCAC 10D . 0102 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10D . 0102 | 13:19 NCR 1609 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10D . 0103 | 13:08 NCR 625 | 13:19 NCR 1666 | 13:12 NCR 948 | * | Approve | 04/15/99 | * |  | 14:02 NCR 84 |  |
| 15A NCAC 10D .0103 | 13:19 NCR 1609 | 14:07 NCR 551 | 14:01 NCR 6 | * |  |  |  |  |  |  |
| 15A NCAC 10D 0103 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10D 0104 | 14:08 NCR 577 |  | 14:12 NCR 963 | * |  |  |  |  |  |  |
| 15A NCAC 10F 0201 | N/A |  | N/A | N/A | Approve | 03/18/99 |  |  | 14:01 NCR 48 |  |
| 15A NCAC 10F 0202 | N/A |  | N/A | N/A | Approve | 10/04/99 |  |  | 14:10 NCR 839 |  |
| 15A NCAC 10F.0300 | 14:01 NCR 5 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10F. 0303 | 14:02 NCR 79 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10F . 0310 | 13:07 NCR 595 | 13:15 NCR 1231 | 13:11 NCR 905 | L | Approve | 02/18/99 | * |  | 13:24 NCR 2037 |  |
| 15A NCAC 10F. 0311 | 14:13 NCR 1092 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10F.0317 | 13:08 NCR 625 |  | 13:14 NCR 1116 | * | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10F . 0321 | 13:13 NCR 1040 | 13:19 NCR 1666 | 13:19 NCR 1666 | L | Approve | 08/19/99 |  |  | 14:09 NCR 708 |  |
| 15A NCAC 10F . 0323 | 13:13 NCR 1040 | 13:19 NCR 1666 | 13:19 NCR 1666 | L | Approve | 08/19/99 |  |  | 14:09 NCR 708 |  |
| 15A NCAC 10F.0327 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10F.0330 | 13:03 NCR 269 | 13:07 NCR 595 | 13:07 NCR 595 | S/L | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10F.0330 | 13:11 NCR 855 | 13:15 NCR 1217 | 13:15 NCR 1231 | L | Approve | 04/15/99 |  |  | 14:02 NCR 84 |  |
| 15A NCAC 10F . 0332 | 14:08 NCR 577 |  | 14:13 NCR 1145 | L |  |  |  |  |  |  |
| 15A NCAC 10F . 0333 | 14:02 NCR 79 |  | 14:08 NCR 580 | L |  |  |  |  |  |  |
| 15A NCAC 10F . 0336 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10F . 0339 | 13:13 NCR 1040 | 13:19 NCR 1666 | 13:19 NCR 1666 | L | Approve | 08/19/99 |  |  | 14:09 NCR 708 |  |
| 15A NCAC 10F 0339 | 13:23 NCR 1928 |  | 14:08 NCR 580 | L |  |  |  |  |  |  |
| 15A NCAC 10F . 0342 | 13:07 NCR 585 | 13:15 NCR 1231 | 13:11 NCR 905 | L | Approve | 02/18/99 | * |  | 13:24 NCR 2037 |  |
| 15A NCAC 10F . 0353 | 14:02 NCR 79 |  | 14:12 NCR 963 | L |  |  |  |  |  |  |
| 15A NCAC 10F . 0354 | 14:02 NCR 79 |  |  |  |  |  |  |  |  |  |
| 15A NCAC 10F . 0355 | 14:04 NCR 272 |  | 14:08 NCR 580 | L |  |  |  |  |  |  |

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14:02 NCR 75
 14:04 NCR 263 14:08 NCR 576 14:10 NCR 739 S06 पכN IIたち


14:10 NCR 839
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14:15 NCR 1354
14:10 NCR 839
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$\begin{array}{ll}\text { Approve } & 10 / 04 / 99 \\ \text { Approve } & 10 / 04 / 99 \\ \text { Approve } & 10 / 04 / 99 \\ \text { Approve } & 10 / 04 / 99 \\ \text { Approve } & 10 / 04 / 99 \\ \text { Approve } & 10 / 04 / 99 \\ \text { Object } & 10 / 04 / 99 \\ \text { Approve } & 11 / 17 / 99 \\ \text { Approve } & 10 / 04 / 99 \\ \text { Approve } & 10 / 04 / 99\end{array}$ Approve

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| 21 NCAC 12.0202 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0204 |  | 13:06 NCR 568 | 13:13 NCR 1048 | * | Approve | 05/20/99 |  |  | 14:04 NCR 330 |  |
| 21 NCAC 12.0204 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0205 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0209 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0307 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0402 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0405 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0410 | 13:22 NCR 1821 |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| 21 NCAC 12.0504 | 13:13 NCR 1040 |  | 13:18 NCR 1524 | * |  |  |  |  |  |  |
| 21 NCAC 12.0901 | 13:22 NCR 1821 |  | 13:24 NCR 2015 14:06 NCR 474 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 21 NCAC 12.0907 | 13:22 NCR 182। |  | 14:06 NCR 474 | * |  |  |  |  |  |  |
| GEOLOGISTS, BOARD FOR LICENSING OF |  |  |  |  |  |  |  |  |  |  |
| 21 NCAC 21.0501 | 14:05 NCR 372 | 14:12 NCR 1064 | 14:12 NCR 1064 | * |  |  |  |  |  |  |
| 21 NCAC 21.0502 | 14:05 NCR 372 | 14:12 NCR 1064 | 14:12 NCR 1064 | * |  |  |  |  |  |  |
| 21 NCAC 21.0514 | 14:05 NCR 372 | 14:12 NCR 1064 | 14:12 NCR 1064 | * |  |  |  |  |  |  |
| 21 NCAC 21.0515 | 14:05 NCR 372 | 14:12 NCR 1064 | 14:12 NCR 1064 | * |  |  |  |  |  |  |
| 21 NCAC 21.1101 | 14:05 NCR 372 | 14:12 NCR 1064 | 14:12 NCR 1064 | * |  |  |  |  |  |  |
| 21 NCAC 21.1102 | 14:05 NCR 372 | 14:12 NCR 1064 | 14:12 NCR 1064 | * |  |  |  |  |  |  |
| GOVERNOR'S EXECUTIVE ORDERS |  |  |  |  |  |  |  |  |  |  |
| Number 152 - Eff. 05/21/99 |  |  |  |  |  |  |  |  |  | 14:01 NCR 1 |
| Number 153 - Eff. 05/28/99 |  |  |  |  |  |  |  |  |  | 14:02 NCR 72 |
| Number 154 - Eff. 07/14/99 |  |  |  |  |  |  |  |  |  | 14.06 NCR 426 |
| Number 155 - Eff. 07/20/99 |  |  |  |  |  |  |  |  |  | 14:07 NCR 510 |
| Number 156 - Eff. 07/20/99 |  |  |  |  |  |  |  |  |  | 14:07 NCR 510 |
| Number 157 - Eff. 08/13/99 |  |  |  |  |  |  |  |  |  | 14:07 NCR 510 |


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| 10 NCAC 03 U .2811 | 12:21 NCR 1873 |  | 14:03 NCR 154 | S | Approve | 12/16/99 | * |  |  |  |
| Controller, Office of |  |  |  |  |  |  |  |  |  |  |
| 10 NCAC 01 B .0418 | 13:14 NCR 1109 |  | 13:22 NCR 1823 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 10 NCAC 01B 0419 | 13:14 NCR 1109 |  | 13:22 NCR 1823 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 10 NCAC 01 B .0420 | 13:14 NCR 1109 |  | 13:22 NCR 1823 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 10 NCAC 01 B .0501 | 14:07 NCR 518 | 14:08 NCR 594 | 14:14 NCR 1224 | * |  |  |  |  |  |  |
| 10 NCAC 01B 0502 | 14:07 NCR 518 | 14:08 NCR 594 | 14:14 NCR 1224 | * |  |  |  |  |  |  |
| Facility Services |  |  |  |  |  |  |  |  |  |  |
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| 10 NCAC 03R . 0111 | N/A |  | N/A | N/A | Approve | 12/16/99 |  |  |  | 14:04 NCR 264 |
| 10 NCAC 03R 0212 | N/A |  | N/A | N/A | Objcet | 12/16/99 |  |  |  |  |
| 10 NCAC 03R 0213 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R 0304 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R 0305 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R .1613 10 NCAC 03R 1613 |  | 13:14 NCR 1119 Expired 10/12/99 14:14 NCR 1282 | 14:04 NCR 279 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 10 NCAC 03R . 1615 |  | 13:14 NCR 1119 Expired 10/12/99 14:14 NCR 1282 | 14:04 NCR 279 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 10 NCAC 03R 1713 |  | 13:14 NCR 1119 Expired 10/12/99 14:14 NCR 1282 | 14:04 NCR 279 | . * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 10 NCAC 03R . 1714 10 NCAC 03R . 1714 |  | 13:14 NCR 1119 Expired 10/12/99 14:14 NCR 1282 | 14:04 NCR 279 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 10 NCAC 03R . 1715 10 NCAC 03R 1715 |  | 13:14 NCR 1119 Expired 10/12/99 14:14 NCR 1282 | 14:04 NCR 279 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 10 NCAC 03R 1912 |  | 13:14 NCR 1119 <br> Expired 10/12/99 | 14:04 NCR 279 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |

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| 14:03 NCR 130 | * | Approve | 11/17/99 |
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| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14.03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |
| 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |
| 14:03 NCR 130 | * | Approve | 11/17/99 |

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14:04 NCR 314
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| 10 NCAC 03R . 6226 |  | 13:14 NCR 1119 | 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R . 6227 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6228 |  | 13:14 NCR 1119 | 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03 R .6229 |  | 13:14 NCR 1119 | 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03 R . 6230 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R . 6231 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R . 6232 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6233 |  | 13:14 NCR 1119 | 14:03 NCR 130 | S/L/SE | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03 R .6234 |  | 13:14 NCR 1119 | 14:03 NCR 130 | S/L/SE | Object | 11/1799 |  |  |  |  |
|  |  | Expired 10/12/99 |  |  | Approve | 12/16/99 | * |  |  |  |
| 10 NCAC 03 R .6235 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
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| 10 NCAC 03R . 6236 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R . 6237 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R . 6238 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R . 6239 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6240 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6241 |  | 13:14 NCR 1119 | 14:03 NCR 130 | * | Approve | 11/17/9 |  |  | 14:15 NCR 1354 |  |
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| 10 NCAC 03R. 6242 | 14:12 NCR 1035 | 14:12 NCR 1035 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6243 | 14:12 NCR 1035 | 14:12 NCR 1035 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6250 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |
| 10 NCAC 03 R .6252 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6253 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |
| 10 NCAC 03R. 6254 |  | 14:14 NCR 1282 |  |  |  |  |  |  |  |  |

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| 10 NCAC 03 S .1203 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * | Object <br> Approve | $\begin{aligned} & 11 / 17 / 99 \\ & 12 / 16 / 99 \end{aligned}$ | * |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |
| 10 NCAC 03S . 1204 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1205 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1206 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1207 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * | ObjectReturn to agey | 11/17/99 |  |  |  |  |
|  | 12.24 NCR 219 |  |  |  |  | 12/16/99 |  |  |  |  |
| 10 NCAC 03S . 1301 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * | Object Approve | 11/17/99 |  |  |  |  |
|  |  |  |  | 12/16/99 |  | * |  |  |  |  |
| 10 NCAC 03S. 1302 | 12:24 NCR 2194 |  |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S. 1303 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1401 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1501 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1601 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * | Object | 11/17/99 |  |  |  |  |
|  |  |  |  |  | Approve | 12/16/99 | * |  |  |  |
| 10 NCAC 03S . 1701 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1702 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S 1801 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1802 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * | Object | 11/17/99 |  |  |  |  |
|  |  |  |  |  | Approve | 12/16/99 | * |  |  |  |
| 10 NCAC 03S. 1803 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S. 1804 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S. 1805 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1806 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1901 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1902 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 1903 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S .2001 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * | Object | 11/17/99 |  |  |  |  |
|  |  |  |  |  | Approve | 12/16/99 | * |  |  |  |
| 10 NCAC 03S . 2002 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |
| 10 NCAC 03S . 2101 | 12:24 NCR 2194 |  | 14:05 NCR 374 | * |  |  |  |  |  |  |


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| 10 NCAC 26 H .0213 | 14:08 NCR 595 | 14:08 NCR 595 |  |  |  |  |  |  |  |  |
|  |  | 11:26 NCR 1997 |  |  |  |  |  |  |  |  |
| 10 NCAC 26 H .0213 |  | 12:09 NCR 827 |  |  |  |  |  |  |  |  |
|  |  | 13:08 NCR 733 |  |  |  |  |  |  |  |  |
|  | 14:08 NCR 595 | 14:08 NCR 595 |  |  |  |  |  |  |  |  |
| 10 NCAC 26 H .0304 |  | 13:03 NCR 316 | 13:08 NCR 668 | S/L | Object <br> Approve | $\begin{aligned} & 12 / 17 / 98 \\ & 01 / 21 / 99 \end{aligned}$ | * |  | 13:22 NCR 1868 |  |
| 10 NCAC 26H. 0304 |  | 14:05 NCR 394 |  |  |  |  |  |  |  |  |
| 10 NCAC 26 H .0401 |  | 13:02 NCR 248 | 13:12 NCR 947 | * | Approve | 02/18/99 | * |  | 13:24 NCR 2037 |  |
| 10 NCAC 26H. 0401 |  | 14:13 NCR 1176 |  |  |  |  |  |  |  |  |
| 10 NCAC 26H 0506 |  | 14:15 NCR 1352 |  |  |  |  |  |  |  |  |
| 10 NCAC 26H.0511 | 14:13 NCR 1092 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 261.0101 | 13:02 NCR 175 |  | 13:07 NCR 588 | * |  |  |  |  |  |  |
| 10 NCAC 26 M .0301 |  | 14:04 NCR 319 |  |  |  |  |  |  |  |  |
| 10 NCAC 26M. 0302 |  | 14:04 NCR 319 |  |  |  |  |  |  |  |  |
| 10 NCAC 26M. 0303 |  | 14:04 NCR 319 |  |  |  |  |  |  |  |  |
| 10 NCAC 26M . 0304 |  | 14:04 NCR 319 |  |  |  |  |  |  |  |  |
| 10 NCAC 26M. 0305 |  | 14:04 NCR 319 |  |  |  |  |  |  |  |  |
| 10 NCAC 50B 0101 | 14:07 NCR 545 | 14:07 NCR 545 |  |  |  |  |  |  |  |  |
| 10 NCAC 50B . 0102 |  | 13:18 NCR 1526 | 14:10 NCR 750 | S/L/SE |  |  |  |  |  |  |
| 10 NCAC 50B . 0202 | 12:06 NCR 444 |  | 12:21 NCR 1875 | * |  |  |  |  |  |  |
| 10 NCAC 50B . 0302 | 13:02 NCR 175 |  | 13:10 NCR 806 | * | Approve | 02/18/99 |  |  | 13:24 NCR 2037 |  |
| 10 NCAC 50B 0305 |  | 14:03 NCR 246 |  |  |  |  |  |  |  |  |
| 10 NCAC 50B . 0311 | 13:03 NCR 268 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 50B 0311 | 14:07 NCR 545 | 14:07 NCR 545 |  |  |  |  |  |  |  |  |
| 10 NCAC 50B 0313 | 13:02 NCR 175 |  | 13:10 NCR 806 | * | Approve | 02/18/99 | * |  | 13:24 NCR 2037 |  |
| 10 NCAC 50B. 0313 |  | 13:18 NCR 1526 | 14:10 NCR 750 | S/L/SE |  |  |  |  |  |  |
| 10 NCAC 50B . 0403 | 14:07 NCR 545 | 14:07 NCR 545 |  |  |  |  |  |  |  |  |
| 10 NCAC 50B . 0408 | 14:07 NCR 545 | 14:07 NCR 545 |  |  |  |  |  |  |  |  |

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| 10 NCAC 42D. 1410 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
| 10 NCAC 42D. 1411 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
| 10 NCAC 42D . 1412 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
| 10 NCAC 42D. 1413 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
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| 10 NCAC 42D . 1414 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
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| 10 NCAC 42D. 1415 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
| 10 NCAC 42D. 1416 | 14:05 NCR 370 | 14:10 NCR 799 | 14:13 NCR 1106 |
| 10 NCAC 42D. 1503 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
| 10 NCAC 42D . 1605 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
| 10 NCAC 42D. 1804 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
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| 10 NCAC 42D . 1905 | 14:05 NCR 370 | 14:08 NCR 606 | 14:13 NCR 1106 |
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| 10 NCAC 14V . 4302 | 12:19 NCR 1762 |  | 13:07 NCR 586 | * | Objeet | 01/21/99 |  |  |  |  |
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| 10 NCAC 14 V .4303 | 12:19 NCR 1762 |  | 13:07 NCR 586 | * | Approve | 01/21/99 |  |  | 13:22 NCR 1868 |  |
| 10 NCAC 14V . 4304 | 12:19 NCR 1762 |  | 13:07 NCR 586 | * | Approve | 01/21/99 | * |  | 13:22 NCR 1868 |  |
| 10 NCAC 14 V .4305 | 12:19 NCR 1762 |  | 13:07 NCR 586 | * | Approve | 01/21/99 |  |  | 13:22 NCR 1868 |  |
| 10 NCAC 14V . 4306 | 12:19 NCR 1762 |  | 13:07 NCR 586 | * | Approve | 01/21/99 |  |  | 13:22 NCR 1868 |  |
| 10 NCAC 14V. 5000 | 12:20 NCR 1820 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 45G . 0410 | 13:23 NCR 1947 | 13:23 NCR 1947 | 14:09 NCR 659 | * |  |  |  |  |  |  |
| 10 NCAC 45 H .0205 | 11:19 NCR 1762 | 12:24 NCR 2223 <br> Temp Expired 03/ | $\text { 13:05 NCR } 487$ $199$ | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
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| 10 NCAC 14V . 7000 | 14:07 NCR 518 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 14V . 7006 |  | 12:01 NCR 31 <br> Temp Expired 03/28 | $\text { 12:07 NCR } 511$ $198$ | * |  |  |  |  |  |  |
| 10 NCAC 14V . 7201 | 13:05 NCR 436 |  | 13:13 NCR 1042 | * |  |  |  |  |  |  |
| 10 NCAC 14V. 7202 | 13:05 NCR 436 |  | 13:13 NCR 1042 | * |  |  |  |  |  |  |
| 10 NCAC 14V . 7203 | 13:05 NCR 436 |  | 13:13 NCR 1042 | * |  |  |  |  |  |  |
| 10 NCAC 14V'. 7204 | 13:05 NCR 436 |  | 13:13 NCR 1042 | * |  |  |  |  |  |  |
| 10 NCAC 14V . 7205 | 13:05 NCR 436 |  | 13:13 NCR 1042 | * |  |  |  |  |  |  |
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| 10 NCAC 24 | 14:06 NCR 427 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 29C. 0103 |  | 13:06 NCR 566 | 13:19 NCR 1611 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 10 NCAC 29C. 0201 | 14:10 NCR 798 | 14:10 NCR 798 |  |  |  |  |  |  |  |  |
| 10 NCAC 29 C .0201 | 14:12 NCR 1036 | 14:12 NCR 1036 |  |  |  |  |  |  |  |  |
| 10 NCAC 29 C .0202 | 14:10 NCR 798 | 14:10 NCR 798 |  |  |  |  |  |  |  |  |
| 10 NCAC 29C. 0202 | 14:12 NCR 1036 | 14:12 NCR 1036 |  |  |  |  |  |  |  |  |
| 10 NCAC 29C. 0203 | 14:10 NCR 798 | 14:10 NCR 798 |  |  |  |  |  |  |  |  |
| 10 NCAC 29C. 0204 | 14:10 NCR 798 | 14:10 NCR 798 |  |  |  |  |  |  |  |  |
| 10 NCAC 29C. 0205 | 14:10 NCR 798 | 14:10 NCR 798 |  |  |  |  |  |  |  |  |


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| 10 NCAC 29C. 0206 | 14:10 NCR 798 | 14:10 NCR 798 |  |  |  |  |  |  |  |  |
| 10 NCAC 41 H | 14:10 NCR 742 |  |  |  |  | . |  |  |  |  |
| 10 NCAC 411.0102 | 10:17 NCR 2228 |  | 10:21 NCR 2687 | * |  |  |  |  |  |  |
| 10 NCAC 41P | 14:10 NCR 742 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 4IS . 0613 |  | 14:04 NCR 321 |  |  |  |  |  |  |  |  |
| 10 NCAC 42A . 0801 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0802 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0803 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0804 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0805 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0806 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0807 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0808 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42A . 0809 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42 A .0810 | 14:06 NCR 427 | 14:08 NCR 602 | 14:13 NCR 1100 | S/L |  |  |  |  |  |  |
| 10 NCAC 42E | 14:10 NCR 742 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 42E.0801 | 14:06 NCR 427 | 14:08 NCR 642 | 14:13 NCR 1100 | * |  |  |  |  |  |  |
| 10 NCAC 42E. 1501 | 14:06 NCR 427 | 14:08 NCR 642 | 14:13 NCR 1100 | * |  |  |  |  |  |  |
| 10 NCAC 42E. 1502 | 14:06 NCR 427 | 14:08 NCR 642 | 14:13 NCR 1100 | * |  |  |  |  |  |  |
| 10 NCAC 42V 0108 | 14:06 NCR 427 | 14:08 NCR 642 | 14:13 NCR 1100 | * |  |  |  |  |  |  |
| 10 NCAC 42Z | 14:10 NCR 742 |  |  |  |  |  |  |  |  |  |
| 10 NCAC 42Z. 1001 | 14:06 NCR 427 | 14:08 NCR 642 | 14:13 NCR 1100 | * |  |  |  |  |  |  |
| 10 NCAC 43L.0401 | 14:12 NCAC 1036 | 14:12 NCR 1036 |  |  |  |  |  |  |  |  |
| 10 NCAC 47B. 0103 | 14:07 NCR 519 | 14:08 NCR 602 | 14:13 NCR 1100 | * |  |  |  |  |  |  |
| 10 NCAC 47B . 0204 | 14:07 NCR 519 | 14:08 NCR 602 | 14:13 NCR I 100 | * |  |  |  |  |  |  |
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| 11 NCAC 12.1702 | 14:02 NCR 78 |  | 14:06 NCR 433 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 11 NCAC 12.1702 | 14:10 NCR 819 | 14:10 NCR 819 | 14:14 NCR 1234 | * |  |  |  |  |  |  |
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| 11 NCAC 13.0317 | 14:10 NCR 822 | 14:10 NCR 822 | 14:14 NCR 1237 | * |  |  |  |  |  |  |
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| 11 NCAC 13.0324 | 14:10 NCR 822 | 14:10 NCR 822 | 14:14 NCR 1237 | * |  |  |  |  |  |  |
| 11 NCAC 13.0326 | 14:10 NCR 822 | 14:10 NCR 822 | 14:14 NCR 1237 | * |  |  |  |  |  |  |
| 11 NCAC 13.0406 | 14:10 NCR 822 | 14:10 NCR 822 |  |  |  |  |  |  |  |  |
| 11 NCAC 13.0514 | 14:02 NCR 78 |  | 14:06 NCR 433 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
| 11 NCAC 13.0518 | 14:02 NCR 78 |  | 14:06 NCR 433 | * | Approve | 11/17/99 |  |  | 14:15 NCR 1354 |  |
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| 11 NCAC 08.1103 | 14:08 NCR 577 |  | 14:12 NCR 959 | * |  |  |  |  |  |  |
| 11 NCAC 08.1105 | 14:08 NCR 577 |  | 14:12 NCR 959 | * |  |  |  |  |  |  |
| 11 NCAC 08.1107 | 14:08 NCR 577 |  | 14:12 NCR 959 | * |  |  |  |  |  |  |
| 11 NCAC 08.1116 | 14:08 NCR 577 |  | 14:12 NCR 959 | * |  |  |  |  |  |  |
| 11 NCAC 08.1300 | 14:08 NCR 577 |  |  |  |  |  |  |  |  |  |
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| 12 NCAC 11.0500 | 14:15 NCR 1344 |  |  |  |  |  |  |  |  |  |
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| 12 NCAC 09A . 0103 | N/A |  | N/A | N/A | Approve | 10/04/99 |  |  | 14:10 NCR 839 |  |
| 12 NCAC 09 A .0103 | 14:15 NCR 1344 |  |  | . |  |  |  |  |  |  |
| 12 NCAC 09B . 0106 | N/A |  | N/A | N/A | Approve | 10/04/99 |  |  | 14:10 NCR 839 |  |
| 12 NCAC 09B . 0107 | 13:14 NCR 1110 |  | 13:19 NCR 1611 | * | Ext. Review | $06 / 17 / 99$ |  |  |  |  |

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| 12 NCAC 10B . 0506 | 13:14 NCR 1110 |  | 13:19 NCR 1637 | * | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
| 12 NCAC 10B . 0507 | 13:14 NCR 1110 |  | 13:19 NCR 1637 | * | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
| 12 NCAC 10B. 0508 | 13:14 NCR 1110 |  | 13:19 NCR 1637 | * | Approve | 06/17/99 |  |  | $14: 05$ NCR 402 |  |
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| 12 NCAC 10B. 0703 | 13:14 NCR 1110 |  | 13:19 NCR 1637 | S/L | Approve | 06/17/99 | * |  | $14: 05$ NCR 402 |  |
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| 12 NCAC 10B. 1002 | 13:14 NCR 1110 |  | 13:19 NCR 1637 | * | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
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| 12 NCAC 10B. 1406 | 13:14 NCR 1110 |  | 13:19 NCR 1637 | S | Approve | 06/17/99 |  |  | 14:05 NCR 402 |  |
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| 21 NCAC 36.0703 | 14:07 NCR 521 |  | 14:12 NCR 1016 |
| 21 NCAC 36.0704 | 14:07 NCR 521 |  | 14:12 NCR 1016 |
| 21 NCAC 36.0705 | 14:07 NCR 521 |  | 14:12 NCR 1016 |
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| 21 NCAC 37D 0202 |  | 14:05 NCR 398 | 14:09 NCR 684 |
| 21 NCAC 37D 0302 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0303 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0403 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37 D .0405 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0407 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0502 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0504 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0601 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0603 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D .0605 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D 0701 | 14:08 NCR 578 |  | 14:13 NCR 1149 |
| 21 NCAC 37D . 0704 | 14:08 NCR 578 |  | 14:13 NCR 1149 |

Approve $\quad 11 / 17 / 99$
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|  | 14:13 NCR 1149 |
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| 21 NCAC 37E . 0101 | 14:08 NCR 578 |
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| 21 NCAC 37 E .0102 |  |
| 21 NCAC 37E. 0102 | 14:08 NCR 578 |
| 21 NCAC 37F . 0101 | 14:08 NCR 578 |
| 21 NCAC 37F . 0102 |  |
| 21 NCAC 37F. 0102 | 14:08 NCR 578 |
| 21 NCAC 37G. 0102 |  |
| 21 NCAC 37G. 0201 |  |
| 21 NCAC 37G. 0201 | 14:08 NCR 578 |
| 21 NCAC 37G. 0202 | 14:08 NCR 578 |
| 21 NCAC 37 H .0102 |  |
| 21 NCAC 37 H .0102 | 14:08 NCR 578 |
| 21 NCAC 37 H .0104 | 14:08 NCR 578 |
| 21 NCAC 371.0101 | 14:08 NCR 578 |
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21 NCAC $46.1317 \quad$ 13:22 NCR 1821 21 NCAC 46.1413 13:22 NCR 1821 21 NCAC 46.1414 13:22 NCR 1821 21 NCAC 46.1508 13:22 NCR 1821 21 NCAC 46.1601 13:22 NCR 1821 21 NCAC 46 . 1804 12:03 NCR 168

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| 21 NCAC 46.1815 |  | 13:11 NCR 910 | 13:22 NCR 1848 | * |  |  |  |  |  |  |
|  | 13:22 NCR 1821 |  | 13:24 NCR 2016 | * | Approve | 08/19/99 | * |  | 14:09 NCR 708 |  |
| 21 NCAC 46.1816 |  |  | 14:06 NCR 480 | * | Approve | 12/16/99 |  |  |  |  |
| Narrow Therapeutic Index Drugs |  |  |  |  |  |  |  |  |  | 14:13 NCR 1091 |
| PHYSICAL THERAPY EXAMINERS |  |  |  |  |  |  |  |  |  |  |
| 21 NCAC 48F. 0102 | 14:06 NCR 489 | 14:06 NCR 489 | 14:10 NCR 771 | * |  |  |  |  |  |  |
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| 21 NCAC 50.0301 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0304 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0306 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0310 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0402 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0404 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0406 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0412 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0501 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0506 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0508 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0512 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0513 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.0514 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1001 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1004 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1006 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1007 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1008 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1009 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1010 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |

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| 21 NCAC 50.1011 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1013 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1014 | 14:10 NCR 749 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1101 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1204 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1205 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1206 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1210 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1212 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
| 21 NCAC 50.1213 | 14:06 NCR 429 |  | 14:14 NCR 1242 | * |  |  |  |  |  |  |
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| 21 NCAC 54.1611 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.1901 | 13:21 NCR 1784 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2006 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2010 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2104 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2301 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2302 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2303 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2304 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2305 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2306 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2307 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2308 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2309 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2310 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2311 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2312 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |

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| 21 NCAC 54.2313 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2314 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2401 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2402 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2501 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2502 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2503 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2504 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2505 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2601 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2602 | 12:05 NCR 338 |  |  |  |  |  |  |  |  |  |
| 21 NCAC 54.2704 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 21 NCAC 54.2706 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * | Approve | 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 21 NCAC 54.2801 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2802 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2803 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2804 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2805 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2806 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
| 21 NCAC 54.2807 | 12:05 NCR 338 |  | 13:13 NCR 1050 | * |  |  |  |  |  |  |
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| 16 NCAC 06B . 0108 |  | 13:13 NCR 1061 | 13:18 NCR 1503 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 16 NCAC 06 C .0100 | 14:06 NCR 428 |  |  |  |  |  |  |  |  |  |
| 16 NCAC 06C. 0102 | 14:06 NCR 428 |  | 13:18 NCR 1503 <br> 14:12 NCR 998 | * | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06C . 0103 |  |  | 14:12 NCR 998 | * | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06C . 0200 | 14:06 NCR 428 <br> 14:06 NCR 428 |  | 14:12 NCR 998 | * |  |  |  |  |  |  |
| 16 NCAC 06C. 0202 |  |  | 13:18 NCR 1503 | * | Return to Agcy | 07/15/99 |  |  |  |  |


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| 16 NCAC 06 D .0103 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D . 0210 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 16 NCAC 06D. 0301 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 16 NCAC 06D . 0302 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 16 NCAC 06D . 0303 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 16 NCAC 06D . 0304 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D 0305 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 16 NCAC 06D . 0501 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 | * |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D . 0502 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D . 0503 |  |  | 13:24 NCR 2008 | S | Object Approve | 10/04/99 <br> 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D . 0504 |  |  | 13:24 NCR 2008 | S | Object Approve | 10/04/99 <br> 11/17/99 | * |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D . 0505 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 | * |  | 14:15 NCR 1354 |  |
| 16 NCAC 06 D .0506 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06D . 0507 |  |  | 13:24 NCR 2008 | S | Approve | 10/04/99 | * |  | 14:15 NCR 1354 |  |
| 16 NCAC 06E. 0202 | 14:06 NCR 428 |  | 13:18 NCR 1503 <br> 14:12 NCR 998 |  | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06E 0301 16 NCAC 06 E .0301 16 NCAC 06G . 0202 |  | 13:05 NCR 523 | 13:18 NCR 1503 <br> 13:18 NCR 1503 | * | Approve Approve | $\begin{aligned} & 07 / 15 / 99 \\ & 07 / 15 / 99 \end{aligned}$ |  |  | $\begin{aligned} & \text { 14:06 NCR } 490 \\ & \text { 14:06 NCR } 490 \end{aligned}$ |  |
| 16 NCAC 06G . 0308 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 16 NCAC 06G. 0309 |  |  | 13:18 NCR 1503 | * | Approve | 07/15/99 |  |  | 14:06 NCR 490 |  |
| 16 NCAC 06 G .0311 |  | 12:22 NCR 2010 <br> Temp Expired 02 | 13:18 NCR 1503 <br> 99 | * | Approve | 07/15/99 | * |  | 14:06 NCR 490 |  |
| 16 NCAC 06G.0502 | 14:06 NCR 428 |  | 13:18 NCR 1503 14:12 NCR 998 | * | Return to Agey | 07/15/99 |  |  |  |  |
| 16 NCAC 06 H .0101 |  |  | 13:18 NCR 1503 | * | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06 H .0101 | N/A |  | N/A | N/A | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06 H .0103 16 NCAC 06 H .0105 | 14:06 NCR 428 |  | 13:18 NCR 1503 <br> 14:12 NCR 998 <br> 13:18 NCR 1503 |  | Return to Agcy Return to Agcy | $07 / 15 / 99$ $07 / 15 / 99$ |  |  |  |  |

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| 16 NCAC 06 H .0105 | N/A |  | N/A | N/A | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06H 0106 | 14:06 NCR 428 |  | 13:18 NCR 1503 | * | Return to Agcy | 07/15/99 |  |  |  |  |
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| 16 NCAC 06H 0107 |  |  | 13:18 NCR 1503 | * | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06H 0107 | 14:06 NCR 428 |  |  |  |  |  |  |  |  |  |
| 16 NCAC 06H 0107 | N/A |  | N/A | N/A | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06 H .0108 |  |  | 13:18 NCR 1503 | * | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06H. 0108 | N/A |  | N/A N/A |  | Approve | 10/04/99 |  |  | 14:15 NCR 1354 |  |
| 16 NCAC 06H . 0109 |  |  | 13:18 NCR 1503 | * | Return to Agcy | 07/15/99 |  |  |  |  |
| 16 NCAC 06H.0109 | N/A |  | N/A N/A |  | Approve 10/04/99 | 10/04/99 | * |  | 14:15 NCR 1354 |  |
| 16 NCAC 0611.0110 |  |  | 13:18 NCR 1503 | * | Return to Agcy <br> Object <br> Approve | 07/15/99 10/04/99 <br> 11/17/99 |  |  | 14:15 NCR 1354 |  |
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| 21 NCAC 58A. 0109 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58 A .0110 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
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| 21 NCAC 58A . 0114 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A. 0301 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0302 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0303 | 14:06 NCR 429 |  | 14:10 NCR 772 | S |  |  |  |  |  |  |
| 21 NCAC 58A . 0304 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A. 0401 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58 A .0402 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0403 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0404 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0406 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0503 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |

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| 21 NCAC 58 A .0505 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A . 0601 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A .0615 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A. 1402 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A. 1703 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58A. 1708 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58B . 0101 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58B. 0102 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0105 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0106 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0107 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0108 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0207 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0213 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0214 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C . 0217 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0218 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0220 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58 C .0302 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0304 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0305 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0306 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0307 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0310 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0312 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0601 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0602 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58 C .0603 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |


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| 21 NCAC 58C. 0604 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0605 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0606 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0607 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58C. 0608 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E . 0102 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E. 0202 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E . 0204 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E . 0205 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E . 0304 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E . 0310 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E . 0412 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
| 21 NCAC 58E. 0515 | 14:06 NCR 429 |  | 14:10 NCR 772 | * |  |  |  |  |  |  |
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| 21 NCAC 60.0102 | 14:08 NCR 579 |  | 14:12 NCR 1028 | * |  |  |  |  |  |  |
| 21 NCAC 60.0207 | 14:08 NCR 579 |  | 14:12 NCR 1028 | * |  |  |  |  |  |  |
| 21 NCAC 60.0311 | 14:08 NCR 579 |  | 14:12 NCR 1028 | * |  |  |  |  |  |  |
| 21 NCAC 60.0316 | 14:08 NCR 579 |  | 14:12 NCR 1028 | * |  |  |  |  |  |  |
| 21 NCAC 60.1102 | 14:08 NCR 579 |  | 14:12 NCR 1028 | * |  |  |  |  |  |  |
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| 17 NCAC 04B 0102 | N/A |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |
| 17 NCAC 04B 0104 | N/A |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |
| 17 NCAC 04B 0105 | $\mathrm{N} / \mathrm{A}$ |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |
| 17 NCAC 04B 0106 | N/A |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |
| 17 NCAC 04B 0107 | N/A |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |
| 17 NCAC 04B.0301 | N/A |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |
| 17 NCAC 04B 0302 | N/A |  | 13:08 NCR 690 | N/A |  |  |  |  |  |  |

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| 18 NCAC 10.0307 |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
|  |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
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| 18 NCAC 10.0308 |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
|  |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
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|  |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
|  |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
| 18 NCAC 10.0309 |  | Expired 12/10/99 |  |  |  |  |  |  |  |  |
|  |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
| 18 NCAC 10.0401 | 13:09 NCR 759 | 13:14 NCR 1153-Recodified to . 0801 |  |  |  |  |  |  |  |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
|  |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
|  |  | Expired 12/10/99 |  |  |  |  |  |  |  |  |
| 18 NCAC 10.0402 | 13:09 NCR 759 | 13:14 NCR 1153-Recodified to . 0802 |  |  |  |  |  |  |  |  |
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| 18 NCAC 10.0501 | 13:09 NCR 759 | 13:14 NCR 1153-Recodified to . 0901 |  |  |  |  |  |  |  |  |
|  |  | Expired 10/12/99 |  |  |  |  |  |  |  |  |
|  |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
|  |  | Expired 12/10/99 |  |  |  |  |  |  |  |  |
| 18 NCAC 10.0701 |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
|  |  | Expired 12/10/99 |  |  |  |  |  |  |  |  |
|  |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
| 18 NCAC 10.0801 |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
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|  |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
| 18 NCAC 10.0802 |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
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|  |  | 14:12 NCR 1046 |  |  |  |  |  |  |  | Temp Filed over obj |
| 18 NCAC 10.0901 |  | 13:18 NCR 1556 |  |  |  |  |  |  |  |  |
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| 21 NCAC 63.0101 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0102 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0103 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0104 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |

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| 21 NCAC 63.0105 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0201 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0202 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0204 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0205 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0206 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0207 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0208 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0209 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0210 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0211 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0212 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0213 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0301 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0302 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0303 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0304 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0305 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0306 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0401 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0402 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0403 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0404 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0501 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0503 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0507 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0508 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
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| 21 NCAC 63.0603 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
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| 21 NCAC 63.0607 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0609 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0701 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0702 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0703 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0704 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0801 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0802 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0803 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0804 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0805 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0806 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0807 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0808 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
| 21 NCAC 63.0809 | 14:09 NCR 697 | 14:09 NCR 697 | 14:14 NCR 1249 | * |  |  |  |  |  |  |
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| 25 NCAC 01B 0354 | 13:05 NCR 436 |  | 13:09 NCR 773 | * |  |  |  |  |  |  |
| 25 NCAC 01B 0414 |  | 13:18 NCR 1560 | 13:22 NCR 1850 | * | Approve | 10/04/99 | * |  | 14:10 NCR 839 |  |
| 25 NCAC 01B 0434 |  | 13:18 NCR 1560 | 13:22 NCR 1850 | * | Approve | 10/04/99 | * |  | 14:10 NCR 839 |  |
| 25 NCAC 01 B .0437 | 13:05 NCR 436 |  | 13:09 NCR 773 | * | Object <br> Approve | 10/04/99 $11 / 17 / 99$ | * |  | 14:15 NCR 1354 |  |
| 25 NCAC 01C 0214 |  | 13:18 NCR 1560 | 13:22 NCR 1850 | * | Approve | 10/04/99 | * |  | $\text { 14:10 NCR } 839$ |  |
| 25 NCAC 01D 2516 |  | 11:13 NCR 1062 <br> Temp Expired | 11:19 NCR 1429 | * |  |  |  |  |  |  |

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| 19A NCAC 02E.0212 | 14:03 NCR 126 |  | 14:09 NCR 670 |
| 19A NCAC 02E . 0213 | 14:03 NCR 126 |  | 14:09 NCR 670 |
| 19A NCAC 02E . 0214 | 14:03 NCR 126 |  | 14:09 NCR 670 |
| 19A NCAC 02E . 0215 | 14:03 NCR 126 | 14:09 NCR 695 | 14:09 NCR 695 |
| 19A NCAC 02E . 0221 | 13:04 NCR 361 |  | 13:10 NCR 811 |
| 19A NCAC 02E . 0222 | 13:04 NCR 361 |  | 13:10 NCR 811 |
| 19A NCAC 02E. 0224 | 14:03 NCR 126 |  | 14:09 NCR 670 |
| 19A NCAC 02E. 0225 | 14:03 NCR 126 |  | 14:09 NCR 670 |
| 19A NCAC 02E . 0602 | 14:03 NCR 126 | 14:09 NCR 695 | $\begin{aligned} & \text { 14:09 NCR } 695 \\ & \text { 14:12 NCR } 1012 \end{aligned}$ |
| 19A NCAC 02E. 0603 | 14:03 NCR 126 |  | 14:09 NCR 670 |
| 19A NCAC 02E . 0604 | 14:03 NCR 126 |  | 14:09 NCR 670 |
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| 19A NCAC 03D . 0801 |  | 14:11 NCR 911 |  |
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| 19A NCAC 03G . 0206 | 14:07 NCR 520 |  | 14:13 NCR 1145 |
| 19A NCAC 03G . 0207 | 14:07 NCR 520 |  | 14:13 NCR 1145 |
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[^1]:    Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-

[^2]:    Consolidated Cases.

[^3]:    $\begin{array}{lll}\text { S/A } & \begin{array}{l}\text { Object } \\ \text { Approve }\end{array} & \begin{array}{l}06 / 17 / 99 \\ 07 / 15 / 99\end{array} \\ \text { S/L } & \text { Approve } & 01 / 21 / 99 \\ \text { S/L } & \begin{array}{l}\text { Agcy. withdrew }\end{array} \\ \text { S/L } & \text { Agcy. withdrew } \\ \text { S/L } & \text { Approve } & 01 / 21 / 99 \\ \text { S/L } & \text { Approve } & 01 / 21 / 99 \\ \text { S/ } & \text { Approve } & 01 / 21 / 99 \\ \text { S/L } & \text { Approve } & 01 / 21 / 99 \\ \text { S/L } & \text { Approve } & 01 / 21 / 99 \\ \text { S/L } & \text { Object } & 01 / 21 / 99 \\ \text { S/L } & \text { Approve } & 02 / 18 / 99 \\ \text { Aprove } & 01 / 21 / 99 \\ \text { S/L } & \text { Approve } & 01 / 21 / 99 \\ \text { S/L } & \text { Approve } & 01 / 21 / 99\end{array}$

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    21 NCAC 46.1810
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