

NORTH CAROLINA REGISTER

VOLUME 14 • ISSUE 22 • Pages 1900 - 2022

May 15, 2000

MAY 15 2000

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Health and Human Services
Massage and Bodywork Therapy
Pharmacy, Board of
Secretary of State
Rules Review Commission
Contested Case Decisions

PUBLISHED BY

***The Office of Administrative Hearings
Rules Division
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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.

Rule Notices, Filings, Register, Deadlines, Copies of Proposed Rules, etc.

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(919) 733-9415 FAX
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300 North Salisbury Street
Raleigh, North Carolina 27611
(919) 733-2578
(919) 715-5460 FAX
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County and Municipality Government Questions or Notification

NC Association of County Commissioners
215 North Dawson Street
Raleigh, North Carolina 27603
(919) 715-2893

contact: Jim Blackburn or Rebecca Troutman

NC League of Municipalities
215 North Dawson Street
Raleigh, North Carolina 27603
(919) 715-4000

contact: Paula Thomas

NORTH CAROLINA REGISTER

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This issue contains documents officially filed
through April 24, 2000.

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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 numerical in order. The other two, subchapters and sections are optional subdivisions to be used by agencies when appropriate.

TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE

TITLE	DEPARTMENT	LICENSING BOARDS	CHAPTER
1	Administration	Acupuncture	1
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7	Cultural Resources	Chiropractic Examiners	10
8	Elections	Employee Assistance Professionals	11
9	Governor	General Contractors	12
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11	Insurance	Dental Examiners	16
12	Justice	Dietetics/Nutrition	17
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NORTH CAROLINA REGISTER

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volume and issue number	issue date	last day for filing	earliest register issue for publication of text	earliest date for public hearing	non-substantial economic impact			substantial economic impact			270 th day from issue date
					end of required comment period	deadline to submit to RRC for review at next meeting	first legislative day of the next regular session	end of required comment period	deadline to submit to RRC for review at next meeting	first legislative day of the next regular session	
14:13	01/04/00	12/09/99	03/15/00	01/19/00	02/03/00	02/21/00	05/09/00	03/06/00	03/20/00	05/09/00	09/30/00
14:14	01/14/00	12/21/99	03/15/00	01/31/00	02/14/00	02/21/00	05/09/00	03/14/00	03/20/00	05/09/00	10/10/00
14:15	02/01/00	01/10/00	04/03/00	02/16/00	03/02/00	03/20/00	05/09/00	04/03/00	04/20/00	01/26/01	10/28/00
14:16	02/15/00	01/25/00	04/17/00	03/01/00	03/16/00	03/20/00	05/09/00	04/17/00	04/20/00	01/26/01	11/11/00
14:17	03/01/00	02/09/00	05/01/00	03/16/00	03/31/00	04/20/00	01/26/01	05/01/00	05/22/00	01/26/01	11/26/00
14:18	03/15/00	02/23/00	05/15/00	03/30/00	04/14/00	04/20/00	01/26/01	05/15/00	05/22/00	01/26/01	12/10/00
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15:03	08/01/00	07/11/00	10/02/00	08/16/00	08/31/00	09/20/00	01/26/01	10/02/00	10/20/00	01/26/01	04/28/01
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15:09	11/01/00	10/11/00	01/02/01	11/16/00	12/01/00	12/20/00	05/2002	01/02/01	01/22/01	05/2002	07/29/01
15:10	11/15/00	10/24/00	01/16/01	11/30/00	12/15/00	12/20/00	05/2002	01/16/01	01/22/01	05/2002	08/12/01
15:11	12/01/00	11/07/00	02/01/01	12/18/00	01/02/01	01/22/01	05/2002	01/30/01	02/20/01	05/2002	08/28/01
15:12	12/15/00	11/22/00	02/15/01	01/02/01	01/16/01	01/22/01	05/2002	02/13/01	02/20/01	05/2002	09/11/01

EXPLANATION OF THE PUBLICATION SCHEDULE

This Publication Schedule is prepared by the Office of Administrative Hearings as a public service and the computation of time periods are not to be deemed binding or controlling. Time is computed according to 26 NCAC 2C .0302 and the Rules of Civil Procedure, Rule 6.

GENERAL	FILING DEADLINES	NOTICE OF RULE-MAKING PROCEEDINGS	NOTICE OF TEXT
<p>The North Carolina Register shall be published twice a month and contains the following information submitted for publication by a state agency:</p> <ul style="list-style-type: none"> (1) temporary rules; (2) notices of rule-making proceedings; (3) text of proposed rules; (4) text of permanent rules approved by the Rules Review Commission; (5) notices of receipt of a petition for municipal incorporation, as required by G.S. 120-165; (6) Executive Orders of the Governor; (7) 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; (8) orders of the Tax Review Board issued under G.S. 105-241.2; and (9) other information the Codifier of Rules determines to be helpful to the public. 	<p>ISSUE DATE: The Register is published on the first and fifteen of each month if the first 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.</p> <p>LAST DAY FOR FILING: The last day for filing for any issue is 15 days before the issue date excluding Saturdays, Sundays, and holidays for State employees.</p>	<p>END OF COMMENT PERIOD TO A NOTICE OF RULE-MAKING PROCEEDINGS: This date is 60 days from the issue date. An agency shall accept comments on the notice of rule-making proceeding until the text of the proposed rules is published, and the text of the proposed rule shall not be published until at least 60 days after the notice of rule-making proceedings was published.</p> <p>EARLIEST REGISTER ISSUE FOR PUBLICATION OF TEXT: The date of the next issue following the end of the comment period.</p>	<p>EARLIEST DATE FOR PUBLIC HEARING: The hearing date shall be at least 15 days after the date a notice of the hearing is published.</p> <p>END OF REQUIRED COMMENT PERIOD (1) RULE WITH NON-SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments on the text of a proposed rule for at least 30 days after the text is published or until the date of any public hearings held on the proposed rule, whichever is longer. (2) RULE WITH SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments on the text of a proposed rule published in the Register and that has a substantial economic impact requiring a fiscal note under G.S. 150B-21.4(b1) for at least 60 days after publication or until the date of any public hearing held on the rule, whichever is longer.</p> <p>DEADLINE TO SUBMIT TO THE RULES REVIEW COMMISSION: The Commission shall review a rule submitted to it on or before the twentieth of a month by the last day of the next month.</p>
<p>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.</p>			<p>FIRST LEGISLATIVE DAY OF THE NEXT REGULAR SESSION OF THE GENERAL ASSEMBLY: This date is the first legislative day of the next regular session of the General Assembly following approval of the rule by the Rules Review Commission. See G.S. 150B-21.3, Effective date of rules.</p>

**EXECUTIVE ORDER NO. 168
COMMUNITY SERVICE LEAVE
FOR STATE EMPLOYEES**

WHEREAS, the State of North Carolina recognizes the diverse and distinct needs of its schools, communities and citizens; and,

WHEREAS, the employees of state government embrace and accept the gubernatorial charge to make North Carolina schools "First In America" by the year 2010; and,

WHEREAS, the employees of state government are committed to public service and are engaged in the delivery of diverse programs and services on behalf and in support of North Carolina's schools, communities and citizens; and,

WHEREAS, the employees of state government represent an important and significant source of volunteers who offer their talents and energies to the State's schools, communities and citizens and who support the work of public and private non-profit organizations; and,

WHEREAS, the employees of state government are committed to and often engaged in supporting the State's schools, communities, citizens and non-profit organizations by volunteering time and effort but are often unable to meet those needs during regularly scheduled work hours.

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

Section 1: Community Service Leave for State Employees Established

In recognition of the State's diverse needs for volunteers to support schools, communities, citizens and non-profit organizations, and recognizing the commitment of state employees to engage in volunteer service to the State, the North Carolina Office of State Personnel shall establish a program for awarding Community Service Leave to state employees subject to the State Personnel Act.

Section 2: Purpose and Administration

Community Service Leave shall be available to all eligible state employees to encourage volunteerism in support of North Carolina's schools, communities, citizens and non-profit organizations. This leave shall incorporate existing leave policies previously approved by the State Personnel Commission for child involvement and community involvement.

Leave awarded under any of these provisions is considered Community Service Leave and shall be accounted for under the provisions of a Community Service Leave policy to be promulgated by the State Personnel Commission. Community Service Leave shall be awarded in lieu of existing policies for Child Involvement and Community Involvement Leave.

State employees shall be awarded twenty-four (24) hours of Community Service Leave annually which may be used for volunteer participation in the programs, services and organizations indicated below, or they may elect to receive an award equivalent to one (1) hour for each week that a public school is in session. The latter award is to be used exclusively for mentoring or tutoring students in North Carolina schools.

Leave for Child Involvement and School Volunteerism

Employees may use all or part of their annual allotment of Community Service Leave to volunteer time in support of programs and services in public and private elementary, middle and high schools, and licensed public and private day care and pre-school settings. A parent may use this leave to meet with a teacher or administrator concerning the parent's child or may attend any educational function sponsored by the school in which the child is participating.

Leave for Non-Profit Organization Volunteerism

Employees may use all or part of their annual 24-hour allotment of Community Service Leave to volunteer time in non-profit, non-partisan community organizations which are designated as 501(c)(3) agencies under the Internal Revenue Code, or human services organizations licensed or accredited to serve citizens with special needs including children, youth, and the elderly.

Leave for Tutoring and Mentoring in North Carolina Schools

In lieu of the 24-hour award as noted above, employees may elect to receive one (1) hour of volunteer leave for each week that public schools are in session as documented by a local Board of Education. This leave award shall be used exclusively for tutoring or mentoring a student in accordance with established standards, rules and guidelines for such arrangements as determined and documented by joint agreement with the employee's agency or university and the school. A "school" is one that is authorized to operate under the laws of the State of North Carolina and is an elementary school, middle school, high school, or child care program.

Section 3: Establishment of Policy

The North Carolina State Personnel Commission in concert with the State Personnel Director shall develop appropriate policies, rules, procedures and criteria for the administration and reporting of Community Service Leave.

Section 4: Effective Date

Community Service Leave shall be available to state employees upon approval of a Community Service Leave policy by the State Personnel Commission.

This Order is effective immediately.

Done in the Capital City of Raleigh, North Carolina, this 13th day of April, 2000.

s/sJames B. Hunt Jr.
Governor

ATTEST:

s/sElaine F. Marshall
Secretary of State

**EXECUTIVE ORDER NO. 169
GOVERNOR'S PUBLIC MANAGEMENT
FELLOWSHIP PROGRAM**

WHEREAS, the State of North Carolina has a continuing need to attract and retain exceptionally capable and highly trained public managers and policy researchers; and,

WHEREAS, the State has nine universities within the University of North Carolina system and one private university training students to assume leadership roles as public managers and policy researchers through Master of Public Administration or similarly focused programs; and,

WHEREAS, the graduates of these programs would bring innovative ideas and leadership to human resources, policy development, finance, planning and analysis, and other functions of state government; and,

WHEREAS, very few new graduates now seek employment in state government and, therefore, take their knowledge, skills and abilities to the federal government through the Presidential Management Internship Program, enter post-graduate internship programs offered by local governments, or begin careers in other related settings.

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

Section 1. The Governor's Public Management Fellowship Program (GPMFP) Established.

The Governor's Public Management Fellowship Program is hereby established. The Program shall be a partnership between the Office of State Personnel, Human Resources Development Division, and the graduate programs in the state offering Master of Public Administration degrees or similar degrees at the nine universities within the University of North Carolina System (Appalachian State University, East Carolina University, North Carolina Central University, North Carolina State University, University of North Carolina at Chapel Hill, University of North Carolina at Charlotte, University of North Carolina at Greensboro, University of North Carolina at Pembroke, and Western Carolina University), and Duke University.

Section 2. Purpose.

The Governor's Public Management Fellowship Program shall serve four primary purposes:

- a. Provide an entry path into state government management and research positions for highly qualified recent MPA graduates;
- b. Establish a partnership between state government and the academic community to improve the quality of

managerial talent available to the state;

- c. Communicate clearly the importance of ability and appropriate advanced education in state government; and,
- d. Create a partnership of public, private and academic sectors to improve the quality of state government.

Section 3. Administration.

The State Personnel Director and the Directors of the ten graduate programs shall plan and administer the Governor's Public Management Fellowship Program and shall serve as the GPMFP Partnership Council. The Partnership Council may select an Advisory Group from the private business, nonprofit and local government sectors, the Cabinet and Council of State agencies, the Presidential Management Internship Program, and others who can contribute to the effective functioning of the program.

Section 4. Funding Positions.

Each Cabinet agency, plus the Office of State Budget and Management and the Office of State Personnel, shall identify resources to fund a GPMFP position. Council of State agencies are encouraged to fund a position.

Section 5. Selection of Fellows.

The recruitment and selection processes within the University and all participating agencies shall:

- a. Ensure the Fellows selected best meet the needs of the respective agency;
- b. Comply with all existing state and federal laws, policies and rules governing personnel actions;
- c. Ensure full and fair consideration of all Fellowship candidates without regard to race, religion, color, creed, national origin, sex, age, disability or political affiliation; and,
- d. Comply with good human resource management practices and with any procedural guidelines designed by the GPMFP Partnership Council.

Section 6. Guidelines and Timeframes.

The GPMFP Partnership Council shall develop operational guidelines and timeframes to ensure that Fellows and the state receive maximum benefits from the program. The items to be included in the guidelines shall include, but not be limited to:

- a. Recruitment and selection processes at the University level, limited to three applicants per university;
- b. Recruitment and selection processes at the Agency level;
- c. Assessment Center procedures;
- d. Orientation program to state government and to the respective Agencies;
- e. Performance agreements for the Fellows, the Agencies, the Universities, the Office of State Personnel, and the GPMFP Partnership Council;
- f. Cross-functional activities for the Fellows within state government, and seminars and workshops to enhance professional growth;
- g. Mentoring and other support roles for Agency and

University personnel to nurture and guide the Fellows;

- h. Performance measurement strategies of the Fellows, Partnership Council, Mentors, Agency and University personnel, and other key parties;
- i. Monitoring procedures for program implementation within the agencies;
- j. Evaluation of the development, implementation and impact, with special emphasis on the outcomes, of the GPMFP;
- k. Recommendations and strategies to ensure program effectiveness; and
- l. Procedures to report the impact of GPMFP to the Office of the Governor, the General Assembly, the Universities, and the general public.

Section 7. Duties of the Office of State Personnel.

The Office of State Personnel shall ensure the provisions of this Order are accomplished. The Office of State Personnel shall monitor the implementation of the program and compliance with this Order.

Section 8. Rescission of Executive Order Number 133

Executive Order Number 133 entitled "Governor's Public Management Internship Program" hereby is rescinded. The Governor's Public Management Fellowship Program created herein is the successor organization to the entity created under Executive Order Number 133.

This Order is effective immediately.

Done in the Capital City of Raleigh, North Carolina, this 13th day of April, 2000.

s/sJames B. Hunt Jr.
Governor

ATTEST:

s/sElaine F. Marshall
Secretary of State

Correction of Public Hearing Dates for 15A NCAC 2B .0230 (Activities Deemed to Comply with Wetland Standards) Previously Published in the May 1, 2000 Register.

This notice serves as a correction to the public hearing dates for 15A NCAC 2B .0230 published in the May 1, 2000, NC Register (14:21). The hearing dates were inadvertently omitted in the publication. The comment period will remain open until June 8, 2000, as previously published.

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2B - SURFACE WATER AND WETLAND STANDARDS

SECTION .0200 - CLASSIFICATIONS AND WATER QUALITY STANDARDS APPLICABLE TO SURFACE WATERS AND WETLAND OF NORTH CAROLINA

The NC Department of Environment and Natural Resources on behalf of the NC Environmental Management Commission (EMC) will hold three public hearings on the proposed rule to deem certain activities compliant with wetland standards. This regulatory action by the EMC is intended to reinstate the 404(f)(1) exemptions as provided in the Clean Water Act. The hearings will be held as follows:

DATE: Thursday, May 25, 2000
TIME: 6:00 pm
LOCATION: Archdale Building
Ground Floor Hearing Room
512 N. Salisbury Street
Raleigh, NC 27626

DATE: Tuesday, May 30, 2000
TIME: 6:00 pm
LOCATION: Cameron Hall, UNC-W
Room 105
601 S. College Road
Wilmington, NC 28403

DATE: Thursday, June 1, 2000
TIME: 6:00 pm
LOCATION: Craven County Courthouse
Superior Court Room, 2nd Floor
302 Broad Street
New Bern, NC 28560

The Environmental Management Commission encourages all comments, and especially encourages comments on the scope of notification and whether it should be required for some or all activities which impact wetlands. You may attend the public hearings and make relevant verbal comments and/or submit written comments, data or other information by June 8, 2000. Written comments may be submitted to: John Dorney, DENR, Water Quality Lab, 1621 Mail Service Center, Raleigh, NC 27699-1621. You may contact Jeff Manning at (919) 733-5083, ext. 579 for questions about the hearings.

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.

STATE OF NORTH CAROLINA
ENVIRONMENTAL MANAGEMENT COMMISSION
1617 MAIL SERVICE CENTER
RALEIGH, NORTH CAROLINA 27699-1617

PUBLIC NOTICE OF INTENT TO ISSUE STATE GENERAL
NPDES PERMITS

Public notice of intent to issue or reissue expiring State National Pollutant Discharge Elimination System (NPDES) General Permit for Point Source Discharges of Stormwater associated with the following activities:

NPDES General Permit No. NCG010000 for stormwater point source discharges associated with construction activities including clearing, grading and excavation activities resulting in the disturbance of land.

On the basis of preliminary staff review and application of Article 21 of Chapter 143 of the General Statutes of North Carolina, Public Law 92-500 and other lawful standards and regulations, the North Carolina Environmental Management Commission proposes to reissue State NPDES General Permit for the discharges as described above.

INFORMATION: Copies of the draft NPDES General Permit and Fact Sheet concerning the draft Permit are available by writing or calling:

William C. Mills, PE
Water Quality Section
N.C. Division of Water Quality
1617 Mail Service Center
Raleigh, North Carolina 27699-1617

Telephone (919) 733-5083 ext. 548

Persons wishing to comment upon or object to the proposed determinations are invited to submit their comments in writing to the above address no later than June 15, 2000. All comments received prior to that date will be considered in the final determination regarding permit issuance. A public meeting may be held where the Director of the Division of Water Quality finds a significant degree of public interest in any proposed permit issuance. The draft Permits, Fact Sheets and other information are on file at the Division of Water Quality, 512 N. Salisbury Street, Room 925, Archdale Building, Raleigh, North Carolina. They may be inspected during normal office hours. Copies of the information of file are available upon request and payment of the costs of reproduction. All such comments and requests regarding these matters should make reference to the draft Permit Number, NCG010000.

Date: April 24, 2000

(signed) Bradley Bennett
(for) Kerr T. Stevens, Director
Division of Water Quality

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 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHAPTER 14 - MENTAL HEALTH: GENERAL

Notice of Rule-making Proceedings is hereby given by the Commission on Mental Health, Developmental Disabilities and Substance Abuse 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: 10 NCAC 14V - Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 122C-26; 143B-147

Statement of the Subject Matter: The Commission on Mental Health, Developmental Disabilities and Substance Abuse Services intends to adopt temporary rules to carry out the Governor's initiative on mental health in order to improve the health, safety and welfare of residents in private psychiatric hospitals and mental health group homes. The rules are used by the division of Facility Services, Department of Health and Human Services to regulate these facilities.

Reason for Proposed Action: Governor Hunt's initiative requires the agency to implement measures to improve the health, safety and welfare of residents in psychiatric hospitals and mental health group homes.

Comment Procedures: Written comments should be submitted to Jeff Horton, Section Chief, Mental Health Licensure and Certification Section, Division of Facility Services, 2718 Mail Service Center, Raleigh, NC 27699-2718. Telephone: 919-715-8076.

TITLE 21 - OCCUPATIONAL LICENSING BOARDS

CHAPTER 12 - GENERAL CONTRACTORS

Notice of Rule-making Proceedings is hereby given by the North Carolina Licensing Board for General Contractors 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: 21 NCAC 12 .0202, .0306, .0901 - Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 87-1; 87-10; 87-15.6

Statement of the Subject Matter: Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Licensing Board for General Contractors (Board) will consider adopting rules, repealing rules, or amending rules addressing licensure classification, examination filing deadlines, and Homeowners Recovery Fund definitions.

Reason for Proposed Action: To amend licensure classifications to include the installation of septic systems; to repeal the current rule on examination filing deadlines; and to amend the definition of "owner or former owner" under the Homeowners Recovery Fund Rules.

Comment Procedures: Written comments may be submitted on the subject matter of the proposed rulemaking to Mark D. Selph at the Board's office. The Board's address is P.O. Box 17187, Raleigh, NC 27619.

CHAPTER 46 - BOARD OF PHARMACY

Notice of Rule-making Proceedings is hereby given by the North Carolina Board of Pharmacy 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: 21 NCAC 46 .1603-.1604, .2502 - Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 90-6; 90-18; 90-18.4; 90-85.3; 90-85.6; 90-85.21; 90-85.22; 90-85.25; 90-85.26A; 90-85.32; 90-85.41; 150B-41

Statement of the Subject Matter: Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Board of Pharmacy (Board) will consider adopting rules, repealing rules, or amending rules addressing when permits are required and when permits may be transferred, settlement through informal procedures, requirements relating to persons picking up prescriptions, clinical pharmacist practitioners, peer review for impaired pharmacists, and responsibilities of the

pharmacist-manager when a pharmacy is to be closed permanently.

Reason for Proposed Action: *To clarify application of permitting rules to nonprofit corporations and to clarify meaning of term "transfer" as used in permitting rules; to set out informal procedures for settlement of cases; to set out requirements related to persons picking up prescriptions; to set out requirements for clinical pharmacist practitioners; to*

establish a program for peer review of impaired pharmacists; and to set out requirements for the pharmacist-manager when a pharmacy is to be closed permanently.

Comment Procedures: *Written comments may be submitted on the subject matter of the proposed rulemaking to David R. Work, Executive Director of the Board, at the Board's office. The Board's address is PO Box 459, Carrboro, NC 27510-0459.*

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 proposed rule 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. 150B-21.2.

TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

Notice is hereby given in accordance with G.S. 150B-21.2 that the Division of Facility Services intends to repeal rules cited as 10 NCAC 3R .3001-.3002, .3010, .3020, .3030, .3032, .3040, .3050-.3088, .6101-.6141. Notice of Rule-making Proceedings was published in the Register on March 15, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 10 a.m. on June 14, 2000 at the Council Building, Room 201, 701 Barbour Dr., Raleigh, NC 27603.

Reason for Proposed Action: Each year the agency adopts new rules to incorporate the policies and need determinations set forth in the annual State Medical Facilities Plan. Therefore, rules for previous years become obsolete.

Comment Procedures: Written comments may be submitted to Jackie Sheppard, Rule-making Coordinator, Division of Facility Services, 2710 Mail Service Center, Raleigh, NC 27699-2701, telephone (919) 733-2342.

Fiscal Impact

State	Local	Sub.	None
			✓

CHAPTER 3 - FACILITY SERVICES

SUBCHAPTER 3R - CERTIFICATE OF NEED REGULATIONS

SECTION .3000 - PLANNING POLICY AND NEED DETERMINATIONS

.3001 CERTIFICATE OF NEED REVIEW CATEGORIES

The agency has established nine 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 agency may require the applicant to submit separate applications. If it is not practical to submit separate applications, the agency shall determine in which category the application will 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 nine categories of facilities and services are:

- (1) Category A. ~~Proposals for acute health service facilities, except those proposals included in Categories B through H, including but not limited to the following types of projects: renovation, construction, equipment, and acute care services.~~
- (2) Category B. ~~Proposals for long-term nursing facility and new continuing care facilities applying for exemption under 10 NCAC 3R .3050(b)(2).~~
- (3) Category C. ~~Proposals for new psychiatric facilities; psychiatric beds in existing health care facilities; new intermediate care facilities for the mentally retarded (ICF/MR) and ICF/MR-beds in existing health care facilities; new substance abuse and chemical dependency facilities; substance abuse and chemical dependency 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 hospice home care programs, new hospice inpatient beds, and new hospice residential beds.~~
- (7) Category G. ~~Proposals for converting hospital beds to nursing care under 10 NCAC 3R .3050(b)(1); and for new dialysis stations as the result of "adjusted need determinations" for Dare and Carteret counties.~~
- (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, cardiac angioplasty equipment, cardiac catheterization equipment, heart-lung bypass machines, gamma knives, lithotriptors, magnetic resonance imaging scanners, positron emission tomography scanners, and 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 I. ~~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 3R .3030; 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 stations; Category A proposals submitted by Academic Medical Center Teaching Hospitals designated prior to January 1, 1990; proposals submitted pursuant to 10 NCAC 3R .3050(a)(3) by Academic Medical Center Teaching Hospitals designated prior to January 1, 1990; and any other proposal not included in Categories A through H.

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

.3002 APPLICABILITY OF RULES RELATED TO THE 1996 STATE MEDICAL FACILITIES PLAN

Rules .3001, .3010, .3020, .3030, .3032, .3040, and .3050 of this Section do not apply to certificate of need applications for which the scheduled review period begins after January 1, 1997:

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

.3010 MULTI-COUNTY GROUPINGS

(a) Health Service Areas. The agency has assigned the counties of the state to the following health service areas for the purpose of scheduling applications for certificates of need:

HEALTH SERVICE AREAS (HSA)

I	II	III	IV	V	VI
County	County	County	County	County	County
Alexander	Alamance	Cabarrus	Chatham	Anson	Beaufort
Alleghany	Caswell	Gaston	Durham	Bladen	Bertie
Ashe	Davidson	Iredell	Franklin	Brunswick	Camden
Avery	Davie	Lincoln	Granville	Columbus	Carteret
Buncombe	Forsyth	Mecklenburg	Johnston	Cumberland	Chowan
Burke	Guilford	Rowan	Lee	Harnett	Craven
Caldwell	Randolph	Stanly	Orange	Hoke	Currituck
Catawba	Rockingham	Union	Person	Montgomery	Dare
Cherokee	Stokes		Vance	Moore	Duplin
Clay	Surry		Wake	New Hanover	Edgecombe
Cleveland	Yadkin		Warren	Pender	Gates
Graham				Richmond	Greene
Haywood				Robeson	Halifax
Henderson				Sampson	Hertford
Jackson				Scotland	Hyde
McDowell					Jones
Macon					Lenoir
Madison					Martin
Mitchell					Nash
Polk					Northampton
Rutherford					Onslow

Swain	Pamlico
Transylvania	Pasquotank
Watauga	Perquimans
Wilkes	Pitt
Yancey	Tyrrell
	Washington
	Wayne
	Wilson

(b) Mental Health Planning Areas. The agency 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	Jackson, Haywood, Macon, Cherokee, Clay, Graham, Swain
2	Buncombe, Madison, Mitchell, Yancey
3	Alleghany, Ashe, Avery, Watauga, Wilkes
4	Transylvania, Henderson
5	Caldwell, Burke, Alexander, McDowell
6	Rutherford, Polk
7	Cleveland
8	Gaston, Lincoln
9	Catawba
10	Mecklenburg
11	Rowan, Iredell, Davie
12	Stanly, Cabarrus, Union
13	Surry, Yadkin
14	Forsyth, Stokes
15	Rockingham
16	Guilford
17	Alamance, Caswell
18	Orange, Person, Chatham
19	Durham
20	Vance, Granville, Franklin, Warren
21	Davidson

- | | |
|----|---|
| 22 | Moore, Hoke, Richmond, Montgomery, Anson |
| 23 | Robeson, Bladen, Scotland, Columbus |
| 24 | Cumberland |
| 25 | Lee, Harnett |
| 26 | Johnston |
| 27 | Wake |
| 28 | Randolph |
| 29 | New Hanover, Brunswick, Pender |
| 30 | Onslow |
| 31 | Wayne |
| 32 | Wilson, Greene |
| 33 | Edgecombe, Nash |
| 34 | Halifax |
| 35 | Craven, Jones, Pamlico, Carteret |
| 36 | Lenoir |
| 37 | Pitt |
| 38 | Hertford, Bertie, Gates, Northampton |
| 39 | Beaufort, Washington, Tyrrell, Hyde, Martin |
| 40 | Pasquotank, Chowan, Perquimans, Camden, Dare, Currituck |
| 41 | Duplin, Sampson |

(c) Mental Health Planning Regions. The agency 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 - Jackson, Haywood, Macon, Cherokee, Clay, Graham, Swain
2 - Buncombe, Madison, Mitchell, Yancey
3 - Alleghany, Ashe, Avery, Watauga, Wilkes
4 - Transylvania, Henderson
5 - Caldwell, Burke, Alexander, McDowell
6 - Rutherford, Polk
7 - Cleveland
8 - Gaston, Lincoln
9 - Catawba

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

40 - Pasquotank, Chowan, Perquimans, Camden, Dare, Currituck

41 - Duplin, Sampson

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(1).

.3020 CERTIFICATE OF NEED REVIEW SCHEDULE

The agency has established the following schedule for review of categories and subcategories of facilities and services in 1996.

(1) Category B. Subcategory Long-Term Nursing Facilities.

County	CON Beginning Review Date
Alexander	April 1, 1996
Henderson	April 1, 1996
McDowell	August 1, 1996
Rutherford	March 1, 1996
Watauga	March 1, 1996
Alamance	August 1, 1996
Lee	September 1, 1996
Wake	May 1, 1996
Cumberland	December 1, 1996
New Hanover	September 1, 1996
Pender	May 1, 1996
Onslow	March 1, 1996
Pitt	May 1, 1996
Carteret	July 1, 1996

(2) Category C.

(a) Subcategory Intermediate Care Facilities for Mentally Retarded.

Mental Health Planning Areas (Constituent Counties)	CON Beginning Review Date
2 (Buncombe, Madison, Mitchell, Yancey)	April 1, 1996
3 (Alleghany, Ashe, Avery, Watauga, Wilkes)	December 1, 1996
5 (Caldwell, Burke, Alexander, McDowell)	December 1, 1996
21 (Davidson)	October 1, 1996
10 (Mecklenburg)	April 1, 1996
12 (Stanley, Cabarrus, Union)	October 1, 1996
18 (Orange, Person, Chatham)	November 1, 1996

35-(Craven, Jones, Pamlico, Carteret)

July 1, 1996

(b) Subcategory Detox-Only Beds:

Mental Health Planning Areas (Constituent Counties)	CON Beginning Review Date
1-(Jackson, Haywood, Macon, Cherokee, Clay, Graham, Swain)	December 1, 1996
4-(Transylvania, Henderson)	December 1, 1996
5-(Caldwell, Burke, Alexander, McDowell)	December 1, 1996
6-(Rutherford, Polk)	December 1, 1996
8-(Gaston, Lincoln)	December 1, 1996
9-(Catawba)	December 1, 1996
11-(Rowan, Iredell, Davie)	December 1, 1996
13-(Surry, Yadkin)	June 1, 1996
14-(Forsyth, Stokes)	June 1, 1996
15-(Rockingham)	June 1, 1996
16-(Guilford)	June 1, 1996
17-(Alamance, Caswell)	June 1, 1996
18-(Orange, Person, Chatham)	June 1, 1996
20-(Vance, Granville, Franklin, Warren)	June 1, 1996
21-(Davidson)	November 1, 1996
23-(Robeson, Bladen, Scotland, Columbus)	November 1, 1996
25-(Lee, Harnett)	November 1, 1996
26-(Johnston)	November 1, 1996
27-(Wake)	November 1, 1996
28-(Randolph)	November 1, 1996
31-(Wayne)	May 1, 1996
32-(Wilson, Greene)	May 1, 1996
33-(Edgecombe, Nash)	May 1, 1996
34-(Halifax)	May 1, 1996
35-(Craven, Jones, Pamlico, Carteret)	May 1, 1996
36-(Lenoir)	May 1, 1996
38-(Hertford, Bertie, Gates, Northampton)	May 1, 1996
39-(Beaufort, Washington, Tyrrell, Hyde, Martin)	May 1, 1996

PROPOSED RULES

40 (Pasquotank, Chowan, Perquimans, Camden, Dare, Currituck)

May 1, 1996

41 (Duplin, Sampson)

May 1, 1996

- (3) Category D. Subcategory End Stage Renal Disease Dialysis Stations. Dialysis station review in response to the "county need" or "facility need" methodologies shall be conducted under the provisions of 10 NCAC 3R .3032.
- (4) Category F. Subcategory Home Health Agencies or Offices.

HSA	CON Beginning Review Date
I	October 1, 1996
II	March 1, 1996
III	June 1, 1996
IV	November 1, 1996
V	March 1, 1996
VI	July 1, 1996

- (5) Category G. Subcategory New Dialysis Stations as a result of "Adjusted Need Determinations."

County	CON Beginning Review Date
Carteret	March 1, 1996
Dare	March 1, 1996

- (6) Applications for certificates of need shall be reviewed pursuant to the following review schedule, unless another schedule has been specified in Items (1) through (5) of this Rule or it has been determined in 10 NCAC 3R .3039 that there is no need for the health service or facility proposed by the applicant.

CON Beginning Review Date	HSA I, II, III	HSA IV, V, VI
January 1	--	--
February 1	--	--
March 1	A, B, F, G, I	A, B, F, G, I
April 1	B, H, I	
May 1	--	B, C, H, I
June 1	A, C, D, I, F	D
July 1	--	A, F, I
August 1	B, E, I	--
September 1	--	B, E, I
October 1	A, F, I	--
November 1	--	A, C, F, I

December 1

C, D, H, I

B, D, H, I

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

.3030 FACILITY AND SERVICE NEED DETERMINATIONS

Facility and service need determinations are shown in Items (1) – (8) of this Rule. The need determinations shall be revised continuously throughout 1996 pursuant to 10 NCAC 3R .3040. The provisions of this permanent rule which differ from the provisions of any temporary rule are effective beginning on the effective date of the permanent rule.

- (1) Category A. Acute Health Service Facilities. It is determined that there is no need for additional acute care beds and no reviews are scheduled.
- (2) Category B. Long-Term Nursing Facility Beds. It is determined that the counties listed below need additional Long-Term Nursing Facility Beds as specified. There is no need for additional Long-Term Nursing Facility Beds in other counties and no other reviews are scheduled.

County	Number of Nursing — Beds Needed
Alexander	30
Henderson	90
McDowell	30
Rutherford	40
Watauga	20
Alamance	90
Lee	30
Wake	120
Brunswick	60
Cumberland	90
New Hanover	90
Pender	30
Onslow	40
Pitt	60
Carteret	60

- (3) Category C.
 - (a) Psychiatric Facility Beds. It is determined that there is no need for additional psychiatric beds and no reviews are scheduled.
 - (b) Intermediate Care Facility Beds for the Mentally Retarded. It is determined that the mental health planning areas listed in the following table need additional Intermediate Care Facility beds for the Mentally Retarded ("ICF/MR beds"). The table identifies the number of new child and adult ICF/MR beds needed by each of the listed planning areas. These new ICF/MR beds shall only be used to convert existing five-bed ICF/MR beds into six-bed facilities. There is no need for new ICF/MR facilities or for ICF/MR facilities with more than six beds in these planning areas. There is no need for any additional ICF/MR Beds in any other mental health planning areas and no other reviews are scheduled, except as provided in 10 NCAC 3R .3040(a)(8).

Mental Health Planning Area (Constituent Counties)		Need Determination	
		Child	Adult
2	(Buncombe, Madison, Mitchell, Yancey)	†	†
3	(Alleghany, Ashe, Avery, Watauga, Wilkes)	0	†
5	(Caldwell, Burke, Alexander, McDowell)	†	0
2†	(Davidson)	0	†
†0	(Mecklenburg)	†	0
†2	(Stanly, Cabarrus, Union)	†	2
†8	(Orange, Person, Chatham)	0	†
35	(Craven, Jones, Pamlico, Carteret)	2	0

(c) Chemical Dependency Treatment Beds.

- (i) It is determined that there is no need for any additional chemical dependency treatment beds other than detox-only beds for adults. The following table lists the mental health planning areas that need detox-only beds for adults and identifies the number of such beds needed in each planning area. There is no need for additional detox-only beds for adults in any other mental health planning areas. No other reviews for chemical dependency treatment beds are scheduled.

Mental Health Planning Areas (Constituent Counties)		Mental Health Planning Regions	Number of Detox-Only Beds Needed
†	(Jackson, Haywood, Macon, Cherokee, Clay, Graham, Swain)	W	†0
4	(Transylvania, Henderson)	W	†0
5	(Caldwell, Burke, Alexander, McDowell)	W	†
6	(Rutherford, Polk)	W	†0
8	(Gaston, Lincoln)	W	20
-9	(Catawba)	W	8
††	(Rowan, Iredell, Davie)	W	†0
†3	(Surry, Yadkin)	NC	2
†4	(Forsyth, Stokes)	NC	†0
†5	(Rockingham)	NC	†0
†6	(Guilford)	NC	†0
†7	(Alamance, Caswell)	NC	6
†8	(Orange, Person, Chatham)	NC	2
20	(Vance, Granville, Franklin, Warren)	NC	†0
2†	(Davidson)	SC	†0
23	(Robeson, Bladen, Scotland, Columbus)	SC	5

Mental Health Planning Areas (Constituent Counties)		Mental Health Planning Regions	Number of Detox-Only Beds Needed
24	(Cumberland)	SE	10
25	(Lee, Harnett)	SE	10
26	(Johnston)	SE	7
27	(Wake)	SE	10
28	(Randolph)	SE	4
31	(Wayne)	E	10
32	(Wilson, Greene)	E	10
33	(Edgecombe, Nash)	E	6
34	(Halifax)	E	10
35	(Craven, Jones, Pamlico, Carteret)	E	10
36	(Lenoir)	E	10
38	(Hertford, Bertie, Gates, Northampton)	E	4
39	(Beaufort, Washington, Tyrrell, Hyde, Martin)	E	5
40	(Pasquotank, Chowan, Perquimans, Camden, Dare, Currituck)	E	10
41	(Duplin, Sampson)	E	10

- (ii) "Detox-only beds for adults" are chemical dependency treatment beds that are occupied exclusively by persons who are 18 years of age or older who are experiencing physiological withdrawal from the effects of alcohol or other drugs.
- (iii) The county or counties which comprise each mental health planning area are listed in 10 NCAC 3R-3010(b).
- (iv) Detox-only beds for adults may be developed outside of the mental health planning area in which they are needed if:
 - (A) The beds are developed in a contiguous mental health planning area that is within the same mental health planning region, as defined by 10 NCAC 3R-3010(c); and
 - (B) The program board in the planning area in which the beds are needed and the program board in the planning area in which the beds are to be developed each adopt a resolution supporting the development of the beds in the contiguous planning area.
- (4) Category D: Kidney Disease Treatment Centers and Dialysis Stations Need for stations, except as otherwise provided in Item (7) of this Rule, is determined by 10 NCAC 3R-3032.
- (5) Category E:
 - (a) Inpatient Rehabilitation Facility Beds.
 - (i) Except as provided in Sub-item (5)(a)(ii) of this Rule, it is determined that there is no need for any additional inpatient rehabilitation facility beds and no reviews are scheduled.
 - (ii) It is determined that there is a need for a demonstration project consisting of one inpatient rehabilitation unit containing no more than 10 inpatient rehabilitation facility beds in Wilson County. The purpose of the project shall be to demonstrate whether such a unit is viable in terms of cost, utilization, and good medical practice; whether such a unit increases the utilization of inpatient rehabilitation services by patients who could benefit from such services; and whether such a unit improves patient outcomes. An application for a certificate of need for the demonstration project shall:
 - (A) Conform to the requirements of the rules in 10 NCAC 3R-2800, with the exception of 10 NCAC 3R-2803(b);
 - (B) Demonstrate that the project's rehabilitation services beds shall be developed solely by the conversion of existing licensed health service facility beds;

- (C) Demonstrate that the project's rehabilitation services beds shall be licensed, certified, and placed into operation within 12 months after the certificate of need is issued;
- (D) Contain the applicant's commitment to submit to the Certificate of Need Section three annual reports on the operation of the demonstration project. The annual report shall be postmarked on or before the thirtieth day following the anniversary of the licensing of the demonstration project and shall contain the following information:
 - (I) The demonstration project's average per diem patient charges for the past year;
 - (II) The demonstration project's average per discharge patient charges for the past year;
 - (III) An accounting of the operational costs and patient revenues of the demonstration project for the past year;
 - (IV) The total number of patients served by the demonstration project during the past year;
 - (V) A list of the demonstration project's patient payor sources for the past year;
 - (VI) A description of the demonstration project's patient origin by county for the past year; and
 - (VII) An assessment of patient outcomes in the demonstration project during the past year.

The target average annual occupancy rate for the demonstration project is the average of the average annual occupancy rates reported by or for all existing inpatient rehabilitation facilities or units in their 1996 license renewal applications. The demonstration project shall meet or exceed this target average annual occupancy rate during at least one period of 12 consecutive calendar months within five years after the demonstration project is licensed. If it does not, the demonstration project shall be terminated automatically and the beds shall revert to their prior health service facility bed category. Additionally, the rehabilitation facility beds shall automatically revert to their prior health service facility bed category if the applicant voluntarily terminates the demonstration project.

- (b) Ambulatory Surgery Operating Rooms. It is determined that there is no need for additional ambulatory surgery operating rooms and no reviews are scheduled, except that a Rural Primary Care Hospital designated by the N.C. Office of Rural Health Services pursuant to Section 1820(f) of the Social Security Act may apply for a certificate of need to convert existing operating rooms for use as a freestanding ambulatory surgical facility.
- (6) Category F.
- (a) New Home Health Agencies or Offices. It is determined that the Health Service Areas identified in 10 NCAC 3R .3010 and listed below need additional Home Health Agencies or Offices as specified.

HSA	Number of Agencies or Offices Needed
I	1
II	1
III	1
IV	1
V	1
VI	1

- (b) New Hospice Home Care Programs. It is determined that there is no need for additional Hospice Home Care Programs and no reviews are scheduled.
- (c) New Hospice Inpatient Beds.
 - (i) Single Counties. Single counties with a projected deficit of six or more beds are allocated beds based on the projected deficit. It is determined that there is no need for additional single county Hospice Inpatient Bed facilities and no reviews are scheduled.
 - (ii) Contiguous Counties. It is determined that any combination of two or more contiguous counties taken from the following list shall have a need for new hospice inpatient beds if the combined bed deficit for the grouping of contiguous counties totals six or more beds. Each county in a grouping of contiguous counties must have a deficit of at least one and no more than five beds. The need for the grouping of contiguous counties shall be the sum of the deficits in the individual counties. For purposes of this Rule, "contiguous counties" shall mean a grouping of North Carolina counties which includes the county in which the new hospice inpatient facility is proposed to be located and any one or more of the North Carolina counties which have a common border with that county, even if the borders only touch at one point. No county may be included in a grouping of contiguous counties unless it is listed in the following table:

County	Hospice Inpatient Bed Deficit
Alexander	†
Ashe	†
Haywood	†
Mitchell	†
Polk	†
Rutherford	3
Transylvania	†
Watauga	†
Alamance	4
Davidson	2
Rockingham	3
Stokes	2
Surry	4
Cabarrus	2
Gaston	4
Iredell	†
Lincoln	†
Rowan	†
Stanly	†
Union	2
Chatham	†
Durham	5
Johnston	†
Lee	†
Wake	4
Bladen	†
Brunswick	†
Columbus	3
Harnett	†
Moore	2
Pender	†
Richmond	†
Robeson	†
Scotland	†

County	Hospice Inpatient Bed Deficit
Bertie	†
Craven	†
Duplin	2
Edgecombe	†
Hertford	†
Nash	†
Northampton	†
Onslow	†
Pitt	†
Wilson	†

- (7) Category G. Kidney Disease Treatment Facilities and Dialysis Stations. It is determined that Carteret and Dare Counties have a need for additional dialysis stations that is not revealed by the standard need methodology in 10 NCAC 3R .3032 because of conditions unique to these two counties. The dialysis station need in Carteret and Dare Counties is shown in the following table:

County	Number of New Dialysis Stations Needed
Carteret	6
Dare	4

- (8) Category H:
- (a) Solid organ transplant services shall be developed and offered only by academic medical center teaching hospitals as designated in 10 NCAC 3R .3050(a)(3). It is determined that there is no need for new solid organ transplant services and no reviews are scheduled.
 - (b) Bone Marrow Transplantation Services. It is determined that allogeneic bone marrow transplantation services shall be developed and offered only by academic medical center teaching hospitals as designated in 10 NCAC 3R .3050(a)(3). It is determined that there is no need for additional allogeneic or autologous bone marrow transplantation services and no reviews are scheduled.
 - (c) Gamma Knives. It is determined that there is no need for gamma knives and no reviews are scheduled.
 - (d) Positron Emission Tomography Scanners. It is determined that there is no need for additional positron emission tomography scanners for purposes other than research and no reviews are scheduled.

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

.3032 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 Mid-Atlantic Renal Coalition, Inc. as of December 31, 1995 for the March SDR and as of June 30, 1996 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 1991 to the end of 1995 is multiplied by the county's 1995 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 1996 patients.
- (B) The percent of each county's total patients who were home dialysis patients at the end of 1995 is multiplied by the county's projected total 1996 patients, and the product is subtracted from the county's projected total 1996 patients. The remainder is the county's projected 1996 in-center dialysis patients.
- (C) The projected number of each county's 1996 in-center patients is divided by 3.2. The quotient is the projection of the county's 1996 in-center dialysis stations.
- (D) From each county's projected number of 1996 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 1996 station need projection.
- (E) If a county's 1996 station need projection is 10 or greater and the SDR shows that utilization of each dialysis facility in the county is 80% or greater, the 1996 county station need determination is the same as the 1996 station need projection. If a county's 1996 station need projection is less than 10, or the utilization of any dialysis facility in the county is less than 80%, the county's 1996 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 SDR, is greater than 3.2 patients per station.
- (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 SDR (SDR₁) is subtracted from the number of in-center dialysis patients reported in the current SDR (SDR₂). 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 SDR₁ 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 1996.
 - (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 10 stations.

(c) The schedule for publication of the North Carolina Semiannual Dialysis Report (SDR) and for receipt of certificate of need applications based on each issue of this report in 1996 shall be as follows:

Date for Period Ending	Receipt of SEKC Report	Publication of SDR	Receipt of CON Applications	Beginning Review Dates
Dec. 31, 1995	Feb. 28, 1996	March 20, 1996	May 16, 1996	June 1, 1996
June 30, 1996	Aug. 31, 1996	Sept. 20, 1996	Nov. 15, 1996	Dec. 1, 1996

(d) An application for a certificate of need pursuant to this Rule shall be accepted 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, other than applications for dialysis stations to be developed in Dare and Carteret Counties pursuant to 10 NCAC 3R .3030(7), 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 shall not be included in determination of need for new stations.

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

.3040 REALLOCATIONS AND ADJUSTMENTS

(a) REALLOCATIONS.

- (1) Reallocations shall be made only to the extent that 10 NCAC 3R .3030 determines that a need exists after

the inventory is revised and the need determination is recalculated.

- (2) ~~Beds or services which are reallocated once in accordance with this Rule shall not be reallocated again. Rather, the Medical Facilities Planning Section shall make any necessary changes in the next published amendment to 10 NCAC 3R .3030.~~
- (3) ~~Dialysis stations that are withdrawn, relinquished, not applied for or decertified shall not be reallocated. Instead, any necessary redetermination of need shall be made in the next scheduled publication of the Semiannual Dialysis Report.~~
- (4) ~~Appeals of Certificate of Need Decisions on Applications. Need determinations of beds or services for which the CON Section decision has been appealed shall not be reallocated until the appeal is resolved.~~
 - (A) ~~Appeals Resolved Prior to September 17: If an appeal is resolved in the calendar year prior to September 17, the beds or services shall not be reallocated by the CON Section; rather the Medical Facilities Planning Section shall make the necessary changes in the next amendment to 10 NCAC 3R .3030.~~
 - (B) ~~Appeals Resolved On Or After September 17: If the appeal is resolved on or after September 17 in the calendar year, the beds or services, except for dialysis stations, shall be made available for a review period to be determined by the CON Section, but beginning no earlier than 60 days from the date that the appeal is resolved. Notice shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for receipt of new applications.~~
- (5) ~~Withdrawals and Relinquishments. Except for dialysis stations, a A need determination for which a certificate of need is issued, but is subsequently withdrawn or relinquished, is available for a review period to be determined by the Certificate of Need Section, but beginning no earlier than 60 days from:~~
 - (A) ~~the last date on which an appeal of the notice of intent to withdraw the certificate could be filed if no appeal is filed;~~
 - (B) ~~the date on which an appeal of the withdrawal is finally resolved against the holder, or~~
 - (C) ~~the date that the Certificate of Need Section receives from the holder of the certificate of need notice that the certificate has been voluntarily relinquished.~~

~~Notice of the scheduled review period for the reallocated services or beds shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of the new applications.~~
- (6) ~~Need Determinations for which No Applications are~~

Received

- (A) ~~Services or Beds with Scheduled Review in the Calendar Year on or Before October 1: Need determinations, or portions of such need, for services or beds in this category include long-term nursing care beds, home health agencies or offices, hospice home care programs, hospice inpatient beds, and beds in intermediate care facilities for the mentally retarded (ICF/MR) with the exception of ICF/MR need determinations with a scheduled review that begins after October 1. The Certificate of Need Section shall not reallocate the services or beds in this category for which no applications were received, because the Medical Facilities Planning Section will have sufficient time to make any necessary changes in the determinations of need for these services or beds in the next annual amendment to 10 NCAC 3R .3030.~~
- (B) ~~Services or Beds with Scheduled Review in the Calendar Year After October 1: Need determinations for services or beds in this category include acute care beds, psychiatric beds, substance abuse beds, ICF/MR beds, bone marrow transplantation services, burn intensive care services, neonatal intensive care services, open heart surgery services, solid organ transplantation services, air ambulance equipment, cardiac angioplastic equipment, cardiac catheterization 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 and oncology treatment centers for which review commences after October 1. A need determination in this category for which no application has been received by the last due date for submittal of applications shall be available to be applied for in the second Category I review period in the next calendar year for the applicable HSA. Notice of the scheduled review period for the reallocated beds or services shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of new applications.~~
- (7) ~~Need Determinations not Awarded because Application Disapproved.~~
 - (A) ~~Disapproval in the Calendar Year prior to September 17: Need determinations or portions of such need for which applications were submitted but disapproved by the Certificate of Need Section before September 17, shall not be reallocated by the Certificate of Need Section. Instead the Medical Facilities~~

Planning Section shall make the necessary changes in the next annual amendment to 10 NCAC 3R .3030 if no appeal is filed:

- (B) Disapproval in the Calendar Year on or After September 17: Need determinations or portions of such need for which applications were submitted but disapproved by the Certificate of Need Section on or after September 17, shall be reallocated by the Certificate of Need Section except for dialysis stations. A need in this category shall be available for a review period to be determined by the Certificate of Need Section but beginning no earlier than 95 days from the date the application was disapproved, if no appeal is filed. Notice of the scheduled review period for the reallocation shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan no less than 80 days prior to the due date for submittal of the new applications.

- (8) Reallocation of Delicensed and Decertified ICF/MR Beds. If an ICF/MR facility's license and Medicaid certification are relinquished or revoked, the ICF/MR beds in the facility shall be reallocated by the Department of Human Resources, Division of Facility Services, Medical Facilities Planning Section pursuant to the provisions of the following sub-parts. The reallocated beds shall only be used to convert five-bed ICF/MR facilities into six-bed facilities.

- (A) If the number of five-bed ICF/MR facilities in the mental health planning region in which the beds are located equals or exceeds the number of reallocated beds, the beds shall be reallocated solely within the planning region after considering the recommendation of the Regional Team of Developmental Disabilities Services Directors.

- (B) If the number of five-bed ICF/MR facilities in the mental health planning region in which the beds are located is less than the number of reallocated beds, the Medical Facilities Planning Section shall reallocate the excess beds to other planning regions after considering the recommendation of the Developmental Disabilities Section in the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services. The Medical Facilities Planning Section shall then allocate the beds among the planning areas within those planning regions after considering the recommendation of the appropriate Regional Teams of Developmental Disabilities Services Directors.

- (C) The Department of Human Resources, Division of Facility Services, Certificate of Need Section shall schedule reviews of applications for these beds pursuant to

Subparagraph (a)(5) of this Rule:

(b) CHANGES IN NEED DETERMINATIONS:

- (1) The need determinations in 10 NCAC 3R .3030 and .3032 shall be revised continuously throughout the calendar year to reflect all changes in the inventories of:
- (A) the health services listed at G.S. 131E-176 (16)f;
 - (B) health service facilities;
 - (C) health service facility beds;
 - (D) dialysis stations;
 - (E) the equipment listed at G.S. 131E-176 (16)f1; and
 - (F) mobile medical equipment,
- as those changes are reported to the Medical Facilities Planning Section. However, need determinations in 10 NCAC 3R .3030 or .3032 shall not be reduced if the relevant inventory is adjusted upward 30 days or less prior to the first day of the applicable review period:
- (2) Inventories shall be updated to reflect:
- (A) decertification of home health agencies or offices, intermediate care facilities for the mentally retarded, and dialysis stations;
 - (B) delicensure of health service facilities and health service facility beds;
 - (C) demolition, destruction, or decommissioning of equipment as listed at G.S. 131E-176(16) f1 and s;
 - (D) elimination or reduction of a health service as listed at G.S. 131E-176(16) f;
 - (E) psychiatric beds licensed pursuant to G.S. 131E-184(c);
 - (F) certificates of need awarded, relinquished, or withdrawn, subsequent to the preparation of the inventories in the State Medical Facilities Plan; and
 - (G) corrections of errors in the inventory as reported to the Medical Facilities Planning Section.
- (3) Any person who is interested in applying for a new institutional health service for which a need determination is made in 10 NCAC 3R .3030 or .3032 may obtain information about updated inventories and need determinations from the Medical Facilities Planning Section.

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

.3050 POLICIES

(a) ACUTE CARE FACILITIES AND SERVICES

- (1) 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 - Section .6200 and .3102(d).
- (2) 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 10 NCAC 3R .3050(a)(4) 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.

- (3) Exemption from Plan Provisions for Certain Academic Medical Center Teaching Hospital Projects: Projects for which certificates of need are sought by academic medical center teaching hospitals may qualify for exemption from provisions of 10 NCAC 3R .3030:

(A) 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:

- (i) 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.
- (ii) Houses extensive basic medical science and clinical research programs, patients and equipment.
- (iii) Serves the treatment needs of patients from a broad geographic area through multiple medical specialties.

(B) Exemption from the provisions of 10 NCAC 3R .3030 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:

- (i) 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
- (ii) 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
- (iii) Necessary to accommodate changes in requirements of specialty education accrediting bodies, as evidenced by copies of documents issued by such bodies.

- (4) 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 such reconversion to acute care of beds converted to psychiatry or rehabilitation shall be evaluated against the hospital's utilization in relation to target occupancies used in determining need shown in 10

NCAC 3R .3030 without regard to the acute care bed need shown in the Rule. These target occupancies are:

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

- (5) Multi-Specialty Ambulatory Surgery: After applying other required criteria, when superiority among two or more competing ambulatory surgical facility certificate of need applications is uncertain, favorable consideration shall be given to "multi-specialty programs" over "specialty programs" in areas where need is demonstrated in 10 NCAC 3R .3030. A multi-specialty ambulatory surgical program means a program providing services in at least three of the following areas; gynecology, otolaryngology, plastic surgery, general surgery, ophthalmology, orthopedics, urology, and oral surgery. An ambulatory surgical facility shall provide at least two designated operating rooms with general anesthesia capabilities, and at least one designated recovery room.

- (6) Distribution of Inpatient Rehabilitation Beds: 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) LONG-TERM CARE FACILITIES AND SERVICES:

- (1) Provision of Hospital-Based Long-Term Nursing Care: 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 3R .3030 if the hospital:

- (A) is located in a county which was designated as non-metropolitan by the U. S. Office of Management and Budget on January 1, 1996; and
- (B) on January 1, 1996, 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 Human Resources determines that the hospital is meeting the conditions outlined in this Rule.

"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. Determination of the patient's need for hospital-based long-term nursing care shall be made in accordance with criteria and procedures for determining need for long-term nursing care administered by the Division of Medical Assistance and the Medicare program. Beds developed under this Rule 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 Rule 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.

For purposes of this Rule, 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 .3050(a)(4); without regard to the acute care bed need shown in 10 NCAC 3R .3030. 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:

- (i) the beds shall be certified for participation in the Title XVIII (Medicare) and Title XIX (Medicaid) Programs;
- (ii) 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;
- (iii) patients admitted shall have been acutely ill inpatients of an acute hospital or its satellites immediately preceding placement in the unit.

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. 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:

- (f) applies for and receives a certificate of need for long-term

care bed need determinations in 10 NCAC 3R .3030; or

- (H) currently has nursing home beds licensed as a part of the hospital under G.S. 131E, Article 5; or
- (HH) 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 Rural Primary Care 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 Rule. However, such hospitals shall not develop long-term care beds both to meet needs determined in 10 NCAC 3R .3030 and this Rule. Beds certified as a "distinct part" under this Rule 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 Rule shall be accepted only for the March 1 review cycle. Beds awarded under this Rule shall be deducted from need determinations for the county as shown in 10 NCAC 3R .3030. Continuation of this Rule shall be reviewed and approved by the Department of Human Resources annually. Certificates of need issued under policies analogous to this Rule in State Medical Facilities Plans subsequent to the 1986 Plan are automatically amended to conform with the provisions of this Rule at the effective date of this Rule. The Department of Human Resources shall monitor this program and ensure that patients affected by this Rule are receiving appropriate services, and that conditions under which the certificate of need was

- granted are being met.
- (2) Plan Exemption for Continuing Care Facilities.
- (A) Qualified continuing care facilities may include from the outset, or add or convert bed capacity for long-term nursing care without regard to the bed need shown in 10 NCAC 3R .3030. To qualify for such exemption, applications for certificates of need shall show that the proposed long-term nursing bed capacity:
- (i) Will only be developed concurrently with, or subsequent to construction on the same site, of facilities for both of the following levels of care:
 - (I) independent living accommodations (apartments and homes) for persons who are able to carry out normal activities of daily living without assistance; such accommodations may be in the form of apartments, flats, houses, cottages, and rooms within a suitable structure;
 - (II) domiciliary care (home for the aged) beds for use by persons who, because of age or disability require some personal services, incidental medical services, and room and board to assure their safety and comfort.
 - (ii) Will be used exclusively to meet the needs of persons with whom the facility has continuing care contracts (in compliance with the Department of Insurance statutes and rules) who have lived in a non-nursing unit of the continuing care facility for a period of at least 30 days. Exceptions shall be allowed when one spouse or sibling is admitted to the nursing unit at the time the other spouse or sibling moves into a non-nursing unit, or when the medical condition requiring nursing care was not known to exist or be imminent when the individual became a party to the continuing care contract. Financial consideration paid by persons purchasing a continuing care contract shall be equitable between persons entering at the "independent living" and "domiciliary" levels of care.
 - (iii) Reflects the number of beds required to meet the current or projected needs of residents with whom the facility has an agreement to provide continuing care, after making use of all feasible alternatives to institutional nursing care.
 - (iv) Will not be certified for participation in the Medicaid program.
- (B) One half of the long-term nursing beds developed under this exemption shall be excluded from the inventory used to project bed need for the general population. Certificates of need issued under policies analogous to this Rule in State Medical Facilities Plans subsequent to the 1985 SMFP are automatically amended to conform with the provisions of this Rule at the effective date of this Rule. Certificates of need awarded pursuant to the provisions of Chapter 920, Session Laws 1983, or Chapter 445, Session Laws 1985 shall not be amended.
- (3) Development of Home Health Services. After applying other required criteria, when superiority among two or more competing home health agency or office certificate of need applications is uncertain, favorable consideration shall be given to proposals which:
- (A) provide an expanded scope of services (including nursing, physical therapy, speech therapy, and home health aide service);
 - (B) provide the widest range of treatments within a given service;
 - (C) have the ability to offer services on a seven days per week basis as required to meet patient needs; and
 - (D) provide specialized services to address the needs of at least one of the following groups: nursing home patients in transition to the community, HIV/AIDS patients, Alzheimer's Disease/senile dementia patients, or underserved patients in rural counties.
- (4) Need Determination Upon Termination of County's Sole Home Health Agency. When a home health agency's board of directors, or in the case of a public agency, the responsible public body, votes to discontinue the agency's provision of home health services; and
- (A) the agency is the only home health agency with an office physically located in the county; and
 - (B) the agency is not being lawfully transferred to another entity;
- need for a new home health agency or office in the county is thereby established through this Rule. Following receipt of written notice of such decision from the home health agency's chief administrative officer, the Certificate of Need Section shall give public notice of the need for one home health agency or office in the county, and the dates of the review of applications to meet the need. Such notice shall be given no less than 45 days prior to the final date for receipt of applications in a newspaper serving the

county and to home health agencies located outside the county reporting serving county patients in the most recent licensure applications on file.

- (5) Availability of Dialysis Care. After applying other required criteria, when superiority among two or more competing dialysis facility or station certificate of need applications is uncertain, favorable consideration shall be given to applicants proposing to provide or arrange for:

- (A) home training and backup for patients suitable for home dialysis in the ESRD dialysis facility or in a facility that is a reasonable distance from the patient's residence;
- (B) ESRD dialysis service availability at times that do not interfere with ESRD patients' work schedules;
- (C) services in rural, remote areas.

- (6) Determination of Need for Additional Nursing Beds in Single Provider Counties. When a long-term care facility with fewer than 80 nursing care beds is the only nursing care facility within a county, it may apply for a certificate of need for additional nursing beds in order to bring the minimum number of beds available within the county to no more than 80 nursing beds without regard to the nursing bed need determination for that county as listed in 10 NCAC 3R-3030.

(c) MENTAL HEALTH FACILITIES AND SERVICES:

- (1) Appropriate Provision of Care. Hospitalization shall be considered the most restrictive form of therapeutic intervention or treatment and shall be used only when this level of 24-hour care and supervision is required to meet the patient's health care needs.
- (2) Linkages Between Treatment Settings. Anyone applying for a certificate of need for psychiatric, ICF/MR or substance abuse beds shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services, relative to their endorsement of the project and involvement in the development of a client admission and discharge agreement.
- (3) Transfer of Beds from State Psychiatric Hospitals to Community Facilities. Beds in the State psychiatric hospitals used to serve short-term psychiatric patients may be relocated to community facilities. However, before beds are transferred out of the State psychiatric hospitals, appropriate services and programs shall be available in the community. The process of transferring beds shall not result in a net change in the number of psychiatric beds available, but rather in the location of beds counted in the existing inventory. State hospital beds which are relocated to community facilities shall be closed within ninety days following the date the transferred beds become operational in the community. Facilities proposing to operate transferred beds shall commit to serve the type of short-term patients normally placed at the State

psychiatric hospitals. To help ensure that relocated beds will serve those persons who would have been served by the State psychiatric hospitals, a proposal to transfer beds from a State hospital shall include a written memorandum of agreement between the area MH/DD/SAS program serving the county where the beds are to be located, the Secretary of Human Resources, and the person submitting the proposal.

- (4) Inpatient Psychiatric Services for Children and Adolescents. Inpatient psychiatric treatment of children and adolescents which is more extensive than stabilization shall occur in units which are separate and distinct from both adult psychiatric units and general pediatric units. In order to maximize efficiency and ensure the availability of a continuum of care, psychiatric beds for children and adolescents shall be developed in conjunction with outpatient treatment programs.
- (5) Involuntarily Committed Patients. All certificate of need applications for psychiatric beds shall indicate the proponents' willingness to be designated to serve involuntarily committed patients.
- (6) Substance Abuse Programs to Treat Adolescents. Adolescents shall receive substance abuse treatment services that are distinct from services provided to adults.
- (7) Determination of Intermediate Care Bed Need for Mentally Retarded/ Developmentally Disabled Persons. After applying other required criteria, when superiority among two or more competing ICF/MR certificate of need applications is uncertain, favorable consideration shall be given to counties that do not have ICF/MR group homes when such counties are part of a multi-county area for which a need is shown in 10 NCAC 3R-3030.
- (8) Transfer of Beds from State Mental Retardation Centers. Facilities proposing to transfer ICF/MR beds from State mental retardation centers to communities shall demonstrate that they are committed to serving the same type of residents normally served in the State mental retardation centers. To ensure that relocated beds will serve those persons, any certificate of need application proposing to transfer beds under this rule must meet the requirements of Chapter 858 of the 1983 Session Laws. The application for transferred beds shall include a written agreement by the applicant with the following representatives which outlines the operational aspects of the bed transfers: Director of the Area MH/DD/SAS Program serving the county where the program is to be located; the Director of the applicable State Mental Retardation Center; the Chief of Developmental Disability Services in the DMH/DD/SAS; and the Secretary of the Department of Human Resources.

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

.3051 APPLICABILITY OF RULES RELATED TO THE 1997 STATE MEDICAL FACILITIES PLAN

Rules .3052 through .3054 and .3056 through .3088 of this Section apply to certificate of need applications for which the scheduled review period began during calendar year 1997. In addition, Rule .3055 of this Section will be used to implement procedures described within it during calendar year 1997.

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

.3052 CERTIFICATE OF NEED REVIEW CATEGORIES

The agency has established nine categories of facilities and services for certificate of need review and will 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 agency may require the applicant to submit separate applications. If it is not practical to submit separate applications, the agency will determine in which category the application will be reviewed. The review of an application for a certificate of need will commence in the next review schedule after the application has been determined to be complete. The nine categories of facilities and services are:

- (1) Category A. Proposals for acute health service facilities, except those proposals included in Categories B through H, including but not limited to the following types of projects: renovation, construction, equipment, and acute care services.
- (2) Category B. Proposals for long-term nursing facility beds; new continuing care facilities applying for exemption under 10 NCAC 3R .3083(b); and relocations of nursing facility beds under 10 NCAC 3R .3083(d).
- (3) Category C. Proposals for new psychiatric facilities; psychiatric beds in existing health care facilities; new intermediate care facilities for the mentally retarded (ICF/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 .3083(a); and demonstration projects.
- (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, cardiac angioplasty equipment, cardiac catheterization 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 I. 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 3R .3072; 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 .3080(c) by Academic Medical Center Teaching Hospitals designated prior to January 1, 1990; and any other proposal not included in Categories A through H.

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

.3053 CERTIFICATE OF NEED REVIEW SCHEDULE

The agency has established the following review schedules for certificate of need applications.

- (1) Nursing Care Beds (in accordance with need determinations in 10 NCAC 3R .3072)

CON Beginning	
County	Review Date
Alexander	April 1, 1997
Burke	February 1, 1997

CON Beginning	
County	Review Date
Cherokee	October 1, 1997
Cleveland	April 1, 1997
Haywood	April 1, 1997
Jackson	October 1, 1997
Macon	October 1, 1997
Transylvania	April 1, 1997
Yancey	February 1, 1997
Davidson	October 1, 1997
Surry	August 1, 1997
Yadkin	August 1, 1997
Iredell	April 1, 1997
Lincoln	April 1, 1997
Union	August 1, 1997
Granville	May 1, 1997
Johnston	March 1, 1997
Lee	May 1, 1997
Wake	December 1, 1997
Brunswick	September 1, 1997
Harnett	March 1, 1997
Hoke	March 1, 1997
Moore	May 1, 1997
New Hanover	September 1, 1997
Currituck	December 1, 1997
Greene	September 1, 1997
Lenoir	May 1, 1997
Nash	September 1, 1997

- (2) Home Health Agency Offices (in accordance with need determinations in 10 NCAC 3R .3074)

CON Beginning	
HSA	Review Date
I	December 1, 1997

CON Beginning	
HSA	Review Date
II	April 1, 1997
III	June 1, 1997
IV	November 1, 1997
V	March 1, 1997
VI	July 1, 1997

(3) Detox-Only Beds (in accordance with need determinations in 10 NCAC 3R .3078)

Mental Health Planning Areas	CON Beginning Review Date
1—(Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain)	April 1, 1997
4—(Henderson, Transylvania)	April 1, 1997
5—(Alexander, Burke, Caldwell, McDowell)	April 1, 1997
6—(Rutherford, Polk)	April 1, 1997
8—(Gaston, Lincoln)	April 1, 1997
11—(Davie, Iredell, Rowan)	April 1, 1997
13—(Surry, Yadkin)	June 1, 1997
15—(Rockingham)	June 1, 1997
17—(Alamance, Caswell)	June 1, 1997
18—(Orange, Person, Chatham)	June 1, 1997
20—(Vance, Granville, Franklin, Warren)	June 1, 1997
21—(Davidson)	May 1, 1997
23—(Bladen, Columbus, Robeson, Scotland)	May 1, 1997
26—(Johnston)	May 1, 1997
27—(Wake)	May 1, 1997
31—(Wayne)	May 1, 1997
32—(Wilson, Greene)	May 1, 1997
33—(Edgecombe, Nash)	May 1, 1997
34—(Halifax)	May 1, 1997
35—(Carteret, Craven, Jones, Pamlico)	May 1, 1997
36—(Lenoir)	May 1, 1997
38—(Bertie, Gates, Hertford, Northampton)	May 1, 1997

Mental Health Planning Areas	CON Beginning Review Date
39 (Beaufort, Hyde, Martin, Tyrrell, Washington)	May 1, 1997
40 (Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans)	May 1, 1997
41 (Duplin, Sampson)	May 1, 1997

- (4) Intermediate Care Facility Beds for Mentally Retarded (in accordance with need determinations in 10 NCAC 3R .3079)

Mental Health Planning Areas	CON Beginning Review Date
3 (Alleghany, Ashe, Avery, Watauga, Wilkes)	December 1, 1997
14 (Forsyth, Stokes)	December 1, 1997
21 (Davidson)	June 1, 1997
16 (Guilford)	June 1, 1997
18 (Orange, Person, Chatham)	November 1, 1997
24 (Cumberland)	May 1, 1997
30 (Onslow)	May 1, 1997
37 (Pitt)	May 1, 1997

- (5) Applications for certificates of need will be reviewed pursuant to the following review schedule, unless another schedule has been specified in Items (1) through (4) of this Rule.

CON Beginning Review Date	HSA I, II, III	HSA IV, V, VI
January 1	--	--
February 1	A, B, G, I	G
March 1	--	A, B, F, I
April 1	B, F, H, I	--
May 1	--	B, C, H, I
June 1	A, C, D, F, I	D
July 1	--	A, F, I
August 1	B, E, I	--
September 1	--	B, E, H, I
October 1	A, B, H, I	--
November 1	--	A, C, F, H, I
December 1	C, D, F, H, I	B, D, H, I

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

.3054 MULTI-COUNTY GROUPINGS

(a) Health Service Areas. The agency has assigned the counties of the state to the following health service areas for the purpose of scheduling applications for certificates of need:

HEALTH SERVICE AREAS (HSA)

I	II	III	IV	V	VI
County	County	County	County	County	County
Alexander	Alamance	Cabarrus	Chatham	Anson	Beaufort
Alleghany	Caswell	Gaston	Durham	Bladen	Bertie
Ashe	Davidson	Iredell	Franklin	Brunswick	Camden
Avery	Davie	Lincoln	Granville	Columbus	Carteret
Buncombe	Forsyth	Mecklenburg	Johnston	Cumberland	Chowan
Burke	Guilford	Rowan	Lee	Harnett	Craven
Caldwell	Randolph	Stanly	Orange	Hoke	Currituck
Catawba	Rockingham	Union	Person	Montgomery	Dare
Cherokee	Stokes		Vance	Moore	Duplin
Clay	Surry		Wake	New Hanover	Edgecombe
Cleveland	Yadkin		Warren	Pender	Gates
Graham				Richmond	Greene
Haywood				Robeson	Halifax
Henderson				Sampson	Hertford
Jackson				Scotland	Hyde
McDowell					Jones
Macon					Lenoir
Madison					Martin
Mitchell					Nash
Polk					Northampton
Rutherford					Onslow
Swain					Pamlico
Transylvania					Pasquotank
Watauga					Perquimans
Wilkes					Pitt

PROPOSED RULES

I	II	III	IV	V	VI
County	County	County	County	County	County
Yancey					Tyrrell
					Washington
					Wayne
					Wilson

(b) Mental Health Planning Areas. The agency 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	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	Davie, Iredell, Rowan
12	Cabarrus, Stanly, Union
13	Surry, Yadkin
14	Forsyth, Stokes
15	Rockingham
16	Guilford
17	Alamance, Caswell
18	Orange, Person, Chatham
19	Durham
20	Vance, Granville, Franklin, Warren
21	Davidson

Area Number	Constituent Counties
22	Anson, Hoke, Montgomery, Moore, Richmond
23	Bladen, Columbus, Robeson, Scotland
24	Cumberland
25	Lee, Harnett
26	Johnston
27	Wake
28	Randolph
29	Brunswick, New Hanover, Pender
30	Onslow
31	Wayne
32	Wilson, Greene
33	Edgecombe, Nash
34	Halifax
35	Carteret, Craven, Jones, Pamlico
36	Lenoir
37	Pitt
38	Bertie, Gates, Hertford, Northampton
39	Beaufort, Hyde, Martin, Tyrrell, Washington
40	Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans
41	Duplin, Sampson

(c) Mental Health Planning Regions. The agency 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—Davie, Iredell, Rowan
12—Cabarrus, Stanly, Union
North Central (NC)
13—Surry, Yadkin
14—Forsyth, Stokes
15—Rockingham
16—Guilford
17—Alamance, Caswell
18—Orange, Person, Chatham
19—Durham
20—Vance, Granville, Franklin, Warren
South Central (SC)
21—Davidson
22—Anson, Hoke, Montgomery, Moore, Richmond
23—Bladen, Columbus, Robeson, Scotland
24—Cumberland
25—Lee, Harnett
26—Johnston
27—Wake
28—Randolph
Eastern (E)
29—Brunswick, New Hanover, Pender
30—Onslow
31—Wayne
32—Wilson, Greene
33—Edgecombe, Nash
34—Halifax
35—Carteret, Craven, Jones, Pamlico
36—Lenoir

- 37—Pitt
- 38—Bertie, Gates, Hertford, Northampton
- 39—Beaufort, Hyde, Martin, Tyrrell, Washington
- 40—Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans
- 41—Duplin, Sampson

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(1).

.3055 REALLOCATIONS AND ADJUSTMENTS

(a) REALLOCATIONS:

- (1) Reallocations shall be made only to the extent that need determinations in 10 NCAC 3R .3057 through .3079 indicate that need exists after the inventories are revised and the need determinations are recalculated.
- (2) Beds or services which are reallocated once in accordance with this Rule shall not be reallocated again. Rather, the Medical Facilities Planning Section shall make any necessary changes in the next annual State Medical Facilities Plan.
- (3) Dialysis stations that are withdrawn, relinquished, not applied for or decertified shall not be reallocated. Instead, any necessary redetermination of need shall be made in the next scheduled publication of the Semiannual Dialysis Report.
- (4) Appeals of Certificate of Need Decisions on Applications. Need determinations of beds or services for which the CON Section decision has been appealed shall not be reallocated until the appeal is resolved.
 - (A) Appeals Resolved Prior to August 17: If an appeal is resolved in the calendar year prior to August 17, the beds or services shall not be reallocated by the CON Section; rather the Medical Facilities Planning Section shall make the necessary changes in the next annual State Medical Facilities Plan.
 - (B) Appeals Resolved on or After August 17: If the appeal is resolved on or after August 17 in the calendar year, the beds or services, except for dialysis stations, shall be made available for a review period to be determined by the CON Section, but beginning no earlier than 60 days from the date that the appeal is resolved. Notice shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for receipt of new applications.
- (5) Withdrawals and Relinquishments. Except for dialysis stations, a need determination for which a certificate of need is issued, but is subsequently withdrawn or relinquished, is available for a review period to be determined by the Certificate of Need Section, but beginning no earlier than 60 days from:
 - (A) the last date on which an appeal of the notice of intent to withdraw the certificate could be filed if no appeal is filed;
 - (B) the date on which an appeal of the withdrawal is finally resolved against the holder; or
 - (C) the date that the Certificate of Need Section receives from the holder of the certificate of need notice that the certificate has been voluntarily relinquished.

Notice of the scheduled review period for the reallocated services or beds shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of the new applications.
- (6) Need Determinations for which No Applications are Received:
 - (A) Services or Beds with Scheduled Review in the Calendar Year on or Before September 1: The Certificate of Need Section shall not reallocate the services or beds in this category for which no applications were received, because the Medical Facilities Planning Section will have sufficient time to make any necessary changes in the determinations of need for these services or beds in the next annual State Medical Facilities Plan.
 - (B) Services or Beds with Scheduled Review in the Calendar Year After September 1: A need determination in this category for which no application has been received by the last due date for submittal of applications shall be available to be applied for in the second Category I review period in the next calendar year for the applicable HSA. Notice of the scheduled review period for the reallocated beds or services shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of new applications.
- (7) Need Determinations not Awarded because Application Disapproved.
 - (A) Disapproval in the Calendar Year prior to August 17: Need determinations or portions of such need determinations for which applications were submitted but disapproved by the Certificate of Need Section before August 17, shall not be reallocated by the Certificate of Need Section. Instead the Medical Facilities Planning Section shall make the necessary changes in the next annual State Medical Facilities Plan, if no appeal is filed.
 - (B) Disapproval in the Calendar Year on or After August 17: Need determinations or portions of such need determinations for which applications were submitted but disapproved by the Certificate of Need Section on or after

August 17, shall be reallocated by the Certificate of Need Section, except for dialysis stations. A need in this category shall be available for a review period to be determined by the Certificate of Need Section but beginning no earlier than 95 days from the date the application was disapproved, if no appeal is filed. Notice of the scheduled review period for the reallocation shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 80 days prior to the due date for submittal of the new applications:

- (8) Reallocation of Decertified ICF/MR Beds. If an ICF/MR facility's Medicaid certification is relinquished or revoked, the ICF/MR beds in the facility shall be reallocated by the Department of Human Resources, Division of Facility Services, Medical Facilities Planning Section pursuant to the provisions of the following Sub-parts. The reallocated beds shall only be used to convert five-bed ICF/MR facilities into six-bed facilities.
 - (A) If the number of five-bed ICF/MR facilities in the mental health planning region in which the beds are located equals or exceeds the number of reallocated beds, the beds shall be reallocated solely within the planning region after considering the recommendation of the Regional Team of Developmental Disabilities Services Directors.
 - (B) If the number of five-bed ICF/MR facilities in the mental health planning region in which the beds are located is less than the number of reallocated beds, the Medical Facilities Planning Section shall reallocate the excess beds to other planning regions after considering the recommendation of the Developmental Disabilities Section in the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services. The Medical Facilities Planning Section shall then allocate the beds among the planning areas within those planning regions after considering the recommendation of the appropriate Regional Teams of Developmental Disabilities Services Directors.
 - (C) The Department of Human Resources, Division of Facility Services, Certificate of Need Section shall schedule reviews of applications for these beds pursuant to Subparagraph (a)(5) of this Rule.

(b) CHANGES IN NEED DETERMINATIONS:

- (1) The need determinations in 10 NCAC 3R .3057 through .3079 shall be revised continuously throughout the calendar year to reflect all changes in the inventories of:
 - (A) the health services listed at G.S. 131E-176(16)f;
 - (B) health service facilities;
 - (C) health service facility beds;
 - (D) dialysis stations;
 - (E) the equipment listed at G.S. 131E-176(16)f1; and
 - (F) mobile medical equipment;
 as those changes are reported to the Medical Facilities Planning Section. However, need determinations in 10 NCAC 3R .3057 through .3079 shall not be reduced if the relevant inventory is adjusted upward 30 days or less prior to the first day of the applicable review period.
- (2) Inventories shall be updated to reflect:
 - (A) decertification of home health agencies or offices, intermediate care facilities for the mentally retarded, and dialysis stations;
 - (B) delicensure of health service facilities and health service facility beds;
 - (C) demolition, destruction, or decommissioning of equipment as listed at G.S. 131E-176(16)f1 and s;
 - (D) elimination or reduction of a health service as listed at G.S. 131E-176(16)f;
 - (E) psychiatric beds licensed pursuant to G.S. 131E-184(c);
 - (F) certificates of need awarded, relinquished, or withdrawn, subsequent to the preparation of the inventories in the State Medical Facilities Plan; and
 - (G) corrections of errors in the inventory as reported to the Medical Facilities Planning Section.
- (3) Any person who is interested in applying for a new institutional health service for which a need determination is made in 10 NCAC 3R .3056 through .3079 may obtain information about updated inventories and need determinations from the Medical Facilities Planning Section.
- (4) Need determinations resulting from changes in inventory shall be available for a review period to be determined by the Certificate of Need Section, but beginning no earlier than 60 days from the date of the action identified in Paragraph (b) of this Rule. Notice of the scheduled review period for the need determination shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of the new applications.

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

.3056 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 Mid-Atlantic Renal Coalition, Inc. as of December 31, 1996 for the March SDR and as of June 30, 1997 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 1992 to the end of 1996 is multiplied by the county's 1996 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 1997 patients.
- (B) The percent of each county's total patients who were home dialysis patients at the end of 1996 is multiplied by the county's projected total 1997 patients, and the product is subtracted from the county's projected total 1997 patients. The remainder is the county's projected 1997 in-center dialysis patients.
- (C) The projected number of each county's 1997 in-center patients is divided by 3.2. The quotient is the projection of the county's 1997 in-center dialysis stations.
- (D) From each county's projected number of 1997 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 1997 projected surplus or deficit.
- (E) If a county's 1997 projected station deficit is 10 or greater and the SDR shows that utilization of each dialysis facility in the county is 80% or greater, the 1997 county station need determination is the same as the 1997 projected station deficit. If a county's 1997 projected station deficit is less than 10 or if the utilization of any dialysis facility in the county is less than 80%, the county's 1997 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 SDR (SDR₁) is subtracted from the number of in-center dialysis patients reported in the current SDR (SDR₂). The difference is multiplied by 2 to project the net in-center change for one year. Divide the projected net in-center change for the year by the number of in-center patients from SDR₁ 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 1997.
 - (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 10 stations.

(c) The schedule for publication of the North Carolina Semiannual Dialysis Report (SDR) and for receipt of certificate of need applications based on each issue of this report in 1997 shall be as follows:

Data for	Receipt of	Publication	Receipt of	Beginning
Period Ending	SEKC Report	of SDR	CON Applications	Review Dates
Dec. 31, 1996	Feb. 28, 1997	March 20, 1997	May 16, 1997	June 1, 1997
June 30, 1997	Aug. 29, 1997	Sept. 19, 1997	Nov. 14, 1997	Dec. 1, 1997

(d) An application for a certificate of need pursuant to this Rule shall be accepted 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).

.3057 ACUTE CARE BED NEED DETERMINATION (REVIEW CATEGORY A)

It is determined that there is no need for additional acute care beds.

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

.3058 REHABILITATION BED NEED DETERMINATION (REVIEW CATEGORY E)

It is determined that there is no need for additional rehabilitation beds.

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

.3059 AMBULATORY SURGICAL FACILITIES NEED DETERMINATION (REVIEW CATEGORY E)

It is determined that there is no need for additional ambulatory surgical facilities, except that a Rural Primary Care Hospital designated by the N.C. Office of Rural Health Services pursuant to Section 1820(f) of the Social Security Act may apply for a certificate of need to convert existing operating rooms for use as a freestanding ambulatory surgical facility.

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

.3060 OPEN HEART SURGERY SERVICES NEED DETERMINATIONS (REVIEW CATEGORY H)

It is determined that there is a need for additional open heart surgery services from any hospital which acquired a heart-lung bypass machine prior to March 18, 1993 and which, nevertheless, is unable to use such machine in the provision of open heart surgery services because the hospital does not have a certificate of need authorizing it to provide open heart surgery services. It is further determined that the citizens served by, and residing in the general service areas of, such hospitals have a need for such additional open heart surgery services. These needs exist despite the capacity to provide open heart surgery services of any other hospital or hospitals in the State. There is no other need for additional open heart surgery services.

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

.3061 HEART-LUNG BYPASS MACHINES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for the acquisition of heart-lung bypass machines by anyone.

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

.3062 HEART-LUNG BYPASS MACHINES NEED DETERMINATION FOR EXISTING OPEN HEART SURGERY SERVICES (REVIEW CATEGORY H)

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

.3063 CARDIAC CATHETERIZATION EQUIPMENT NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for the acquisition of cardiac catheterization equipment by anyone.

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

.3064 CARDIAC CATHETERIZATION EQUIPMENT NEED DETERMINATION FOR EXISTING PROVIDERS (REVIEW CATEGORY H)

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

.3065 CARDIAC ANGIOPLASTY EQUIPMENT NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for the acquisition of cardiac angioplasty equipment by anyone.

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

.3066 CARDIAC ANGIOPLASTY EQUIPMENT NEED DETERMINATION FOR EXISTING PROVIDERS (REVIEW CATEGORY H)

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

.3067 BURN INTENSIVE CARE SERVICES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional burn intensive care services.

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

.3068 POSITRON EMISSION TOMOGRAPHY SCANNERS NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional positron emission tomography scanners for purposes other than research.

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

.3069 BONE MARROW TRANSPLANTATION SERVICES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that allogeneic bone marrow transplantation services shall be developed and offered only by academic medical center teaching hospitals as designated in 10 NCAC 3R .3080(c). It is also determined that there is no need for additional allogeneic or autologous bone marrow transplantation services.

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

.3070 SOLID ORGAN TRANSPLANTATION SERVICES NEED DETERMINATION (REVIEW CATEGORY H)

Solid Organ Transplantation Services shall be developed and offered only by academic medical center teaching hospitals as designated in 10 NCAC 3R .3080(c). It is determined that there is no need for new solid organ transplant services.

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

.3071 GAMMA KNIFE NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for a gamma knife.

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

.3072 NURSING CARE BED NEED DETERMINATION (REVIEW CATEGORY B)

It is determined that the counties listed in this Rule need additional Long-Term Nursing Facility Beds as specified. There is no need for additional Long-Term Nursing Facility Beds in other counties, except as otherwise provided in 10 NCAC 3R .3073.

Number of Nursing	
County	Beds Needed
Alexander	40
Burke	90
Cherokee	30
Cleveland	60
Haywood	50
Jackson	40
Macon	50

Number of Nursing	
County	Beds Needed
Transylvania	30
Yancey	20
Davidson	100
Surry	70
Yadkin	40
Iredell	90
Lincoln	30
Union	90
Granville	20
Johnston	100
Lee	30
Wake	170
Brunswick	30
Cumberland	0
Harnett	50
Hoke	40
Moore	90
New Hanover	110
Currituck	20
Greene	30
Lenoir	40
Nash	60

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

**.3073 DEMONSTRATION PROJECT ON PEDIATRIC NURSING CARE NEED DETERMINATION
(REVIEW CATEGORY G)**

(a) It is determined that nine nursing facility beds are needed to demonstrate the efficacy of short-term (less than 30 days) care of medically fragile infants and children. This demonstration project shall provide services to support medically fragile children who are primarily cared for at home and shall provide data to assist in determining if these children can be successfully cared for at home over the long-term with intermittent inpatient nursing facility admission. Because of improved medical procedures and care, more infants with complex medical needs are surviving and are being discharged from hospitals. The medical equipment and care needed by these children in the home is quite sophisticated. Pediatric patients suffering from acquired brain injury or from major trauma with significant orthopaedic problems may also require continued services, which include intermittent inpatient nursing care services, after discharge from rehabilitation hospitals. The proposed project shall be designed to ease the transition from the hospital environment to care at home for these patient groups. It shall also offer respite care and other services to low birth-weight children, to children with serious chronic conditions, and to children with rehabilitation needs.

(b) An applicant for the project shall demonstrate that home health services shall be provided through a home health agency. Furthermore, an applicant shall demonstrate coordination with other health services, including a hospice provider, an acute care provider, and an inpatient rehabilitation provider. Project oversight shall include at least one Pediatrician who is willing to serve as medical advisor and willing to assist in evaluation of the demonstration project's effectiveness. The goal of the services provided shall be for long-term maintenance of the pediatric patient at home.

(c) The demonstration project shall provide data to evaluate the effectiveness of this type of program in at least these ways:

- (1) Enhanced parent confidence/willingness to care for the child at home;
- (2) Reduced length of stay for hospitalization episodes;
- (3) Reduced hospitalizations/rehospitalizations;
- (4) Reduced incidence of institutionalization of children to long-term care facilities;
- (5) Outcomes of care -- especially relative to rehabilitation, chronic disease care;
- (6) Cost data -- cost efficiencies, expense, reimbursement issues.

(d) The demonstration project shall provide data to evaluate if additional programs in North Carolina would benefit the medically fragile pediatric population. Data shall be provided to the NC State Health Coordinating Council at the end of each of the project's first five operating years.

Number of Nursing	
Geographic Area	Beds Needed for the Pediatric
Demonstration Project	
Statewide	9

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

.3074 HOME HEALTH AGENCY OFFICE NEED DETERMINATION (REVIEW CATEGORY F)

(a) It is determined that the Health Service Areas identified in 10 NCAC 3R .3054(a) and listed in this Rule may have a need for additional home health agency offices.

(b) Applications for certificates of need for home health agency offices filed pursuant to these adjusted need determinations shall demonstrate:

- (1) that the applicant proposes to address the needs of at least one of the following special needs groups:
 - (A) racial minorities;
 - (B) nursing home patients in transition to the community;
 - (C) HIV/AIDS patients;
 - (D) Alzheimer's Disease/senile dementia patients; or
 - (E) underserved patients in rural counties; and
- (2) that the applicant proposes to serve, during its first operating year, at least 50 patients who are members of the special groups identified in Subparagraph (1), of this Rule; and
- (3) that either:
 - (A) home health agencies currently serving the geographic area are not meeting the needs of the groups the applicant proposes to serve; or
 - (B) the proposed home health agency office will offer new or innovative services not currently being offered by home health agencies that serve the geographic area the applicant proposes to serve.

HSA	Number of Agencies or Offices Needed
I	†
H	†
III	†
IV	†
V	†

HSA	Number of Agencies or Offices Needed
VI	†

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

.3075 HOSPICE NEED DETERMINATION (REVIEW CATEGORY F)

It is determined that there is no need for additional Hospices.

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

.3076 HOSPICE INPATIENT FACILITY BED NEED DETERMINATION (REVIEW CATEGORY F)

(a) **Single Counties.**—Single counties with a projected deficit of six or more beds are allocated beds based on the projected deficit. It is determined that there is no need for additional single county hospice inpatient facility beds.

(b) **Contiguous Counties.** It is determined that any combination of two or more contiguous counties taken from the following list shall have a need for new hospice inpatient facility beds if the combined bed deficit for the grouping of contiguous counties totals six or more beds. Each county in a grouping of contiguous counties must have a deficit of at least one and no more than five beds. The need for the grouping of contiguous counties shall be the sum of the deficits in the individual counties. For purposes of this Rule, "contiguous counties" shall mean a grouping of North Carolina counties which includes the county in which the new hospice inpatient facility is proposed to be located and any one or more of the North Carolina counties which have a common border with that county, even if the borders only touch at one point. No county may be included in a grouping of contiguous counties unless it is listed in the following table:

County	Hospice Inpatient Bed Deficit
Alexander	†
Ashe	†
Haywood	†
Polk	†
Rutherford	3
Transylvania	†
Watauga	†
Wilkes	†
Yancey	†
Alamance	4
Davidson	2
Rockingham	2
Stokes	2
Surry	2
Cabarrus	2
Gaston	3

County	Hospice Inpatient Bed Deficit
Iredell	†
Lincoln	†
Rowan	†
Stanly	†
Union	†
Chatham	†
Durham	4
Johnston	†
Lee	†
Wake	4
Vance	†
Bladen	†
Brunswick	†
Columbus	3
Cumberland	†
Harnett	†
Moore	2
Pender	†
Richmond	2
Robeson	†
Scotland	†
Bertie	†
Craven	†
Duplin	†
Edgecombe	†
Hertford	†
Nash	†
Northampton	†
Onslow	†
Pitt	†
Wilson	†

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

.3077 PSYCHIATRIC BED NEED DETERMINATION (REVIEW CATEGORY C)

It is determined that there is no need for additional psychiatric beds.

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

.3078 CHEMICAL DEPENDENCY TREATMENT BED (REVIEW CATEGORY C)

(a) It is determined that there is no need for any additional chemical dependency treatment beds other than detox-only beds for adults. The following table lists the mental health planning areas that need detox-only beds for adults and identifies the number of such beds needed in each planning area. There is no need for additional detox-only beds for adults in any other mental health planning areas. No other reviews for chemical dependency treatment beds are scheduled.

Mental Health Planning Areas (Constituent Counties)	Mental Health Planning Regions	Number of Detox-Only Beds Needed
1- (Jackson, Haywood, Macon, Cherokee, Clay, Graham, Swain)	W	10
4- (Transylvania, Henderson)	W	10
5- (Caldwell, Burke, Alexander, McDowell)	W	10
6- (Rutherford, Polk)	W	10
8- (Gaston, Lincoln)	W	10
11- (Rowan, Iredell, Davie)	W	10
13- (Surry, Yadkin)	NC	2
15- (Rockingham)	NC	10
17- (Alamance, Caswell)	NC	6
18- (Orange, Person, Chatham)	NC	2
20- (Vance, Granville, Franklin, Warren)	NC	10
21- (Davidson)	SC	10
23- (Robeson, Bladen, Scotland, Columbus)	SC	5
26- (Johnston)	SC	7
27- (Wake)	SC	26
31- (Wayne)	E	4
32- (Wilson, Greene)	E	10
33- (Edgecombe, Nash)	E	6
34- (Halifax)	E	10
35- (Craven, Jones, Pamlico, Carteret)	E	10
36- (Lenoir)	E	10
38- (Hertford, Bertie, Gates, Northampton)	E	4
39- (Beaufort, Washington, Tyrrell, Hyde, Martin)	E	5

Mental Health Planning Areas (Constituent Counties)	Mental Health Planning Regions	Number of Detox-Only Beds Needed
40 (Pasquotank, Chowan, Perquimans, Camden, Dare, Currituck)	E	10
41 (Duplin, Sampson)	E	10

(b) "Detox-only beds for adults" are chemical dependency treatment beds that are occupied exclusively by persons who are 18 years of age or older who are experiencing physiological withdrawal from the effects of alcohol or other drugs.

(c) The county or counties which comprise each mental health planning area are listed in 10 NCAC 3R .3054(b).

(d) Detox-only beds for adults may be developed outside of the mental health planning area in which they are needed if:

- (1) The beds are developed in a contiguous mental health planning area that is within the same mental health planning region, as defined by 10 NCAC 3R .3054(c); and
- (2) The program board in the planning area in which the beds are needed and the program board in the planning area in which the beds are to be developed each adopt a resolution supporting the development of the beds in the contiguous planning area.

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

**.3079 INTERMEDIATE CARE BEDS FOR THE MENTALLY RETARDED NEED DETERMINATION
(REVIEW CATEGORY C)**

Intermediate Care Beds for the Mentally Retarded. It is determined that the mental health planning areas listed in the following table need additional Intermediate Care Beds for the Mentally Retarded ("ICF/MR beds"). The table identifies the number of new child and adult ICF/MR beds needed by each of the listed planning areas. These new ICF/MR beds shall only be used to convert existing five-bed ICF/MR beds into six-bed facilities. The addition of the sixth bed must result in the reduction of "per client costs." There is no need for new ICF/MR facilities or for any additional ICF/MR beds in any other mental health planning areas, except as provided in Rule 10 NCAC 3R .3055(a)(8).

Mental Health Planning Area (Constituent Counties)	Need Determination	
	Child	Adult
3 (Alleghany, Ashe, Avery, Watauga, Wilkes)	0	4
14 (Forsyth, Stokes)	0	2
16 (Guilford)	0	2
21 (Davidson)	0	1
18 (Orange, Person, Chatham)	0	3
30 (Onslow)	0	1
24 (Cumberland)	0	1
37 (Pitt)	0	1

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

.3080 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 (c) 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 teaching hospitals may qualify for exemption from provisions of 10 NCAC 3R .3056 through .3079:

- (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 .3056 through .3079 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.
- (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 in this Paragraph, without regard to the acute care bed need determinations shown in 10 NCAC 3R .3057:

Licensed Bed Capacity	Percent 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 Acute Care Beds	Target Occupancy (Percent)
1 - 49	65%
50 - 99	70%
100 - 199	75%
200 - 699	80%
700 +	81.5%

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

.3081 POLICIES FOR INPATIENT REHABILITATION SERVICES

(a) Distribution of Inpatient Rehabilitation Beds. 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) Outpatient and Home Care. Rehabilitation care which can be provided in an outpatient or home setting shall be provided in these settings. All new inpatient rehabilitation programs are required to provide comprehensive outpatient rehabilitation services as part of their service delivery programs.

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

.3082 POLICIES FOR AMBULATORY SURGICAL FACILITIES

Multi-Specialty Ambulatory Surgery. After applying other required criteria, when superiority among two or more competing ambulatory surgical facility certificate of need applications is uncertain, favorable consideration shall be given to "multi-specialty programs" over "specialty programs" in areas where need is demonstrated in 10 NCAC 3R .3059. A multi-specialty ambulatory surgical program means a program providing services in at least three of the following areas: gynecology, otolaryngology, plastic surgery, general surgery, ophthalmology, orthopedics, urology, and oral surgery. An ambulatory surgical facility shall provide at least two designated

operating rooms with general anesthesia capabilities; and at least one designated recovery room.

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

3083 POLICIES FOR NURSING CARE FACILITIES

(a) Provision of Hospital-Based Long-Term Nursing Care.

- (1) 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 in this Paragraph and in 10 NCAC 3R .1100, to convert up to 10 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 3R .3072 if the hospital:

- (A) is located in a county which was designated as non-metropolitan by the U.S. Office of Management and Budget on January 1, 1997; and
- (B) on January 1, 1997, 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 Human Resources determines that the hospital is meeting the conditions outlined in this Paragraph.

- (2) "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. Determination of the patient's need for hospital-based long-term nursing care shall be made in accordance with criteria and procedures for determining need for long-term nursing care administered by the Division of Medical Assistance and the Medicare program. 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.

- (3) 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 .3080(d), without regard to the acute care bed need shown in 10 NCAC 3R .3057.

- (4) 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:

- (A) the beds shall be certified for participation in the Title XVIII (Medicare) and Title XIX (Medicaid) Programs;
- (B) 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;
- (C) patients admitted shall have been acutely ill inpatients of an acute hospital or its satellites immediately preceding placement in the unit. 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. 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:
 - (i) applies for and receives a certificate of need for long-term care bed need determinations in 10 NCAC 3R .3072; or
 - (ii) currently has nursing home beds licensed as a part of the hospital under G.S. 131E, Article 5; or
 - (iii) 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 Rural Primary Care 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 .3072 and this Paragraph.

- (5) 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 .3072. Continuation of this policy shall be reviewed and approved by the Department of Human Resources annually. Certificates of need issued under policies analogous to this policy in State Medical Facilities Plans subsequent to the 1986 State Medical Facilities Plan are automatically amended to conform with the provisions of this Paragraph. The Department of Human Resources 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.

(b) Plan Exemption for Continuing Care Facilities.

(1) Qualified continuing care facilities may include from the outset, or add or convert bed capacity for long-term nursing care without regard to the bed need shown in 10 NCAC 3R .3072. To qualify for such exemption, applications for certificates of need shall show that the proposed long-term nursing bed capacity:

(A) Will only be developed concurrently with, or subsequent to construction on the same site, of facilities for both of the following levels of care:

- (i) independent living accommodations (apartments and homes) for persons who are able to carry out normal activities of daily living without assistance; such accommodations may be in the form of apartments, flats, houses, cottages, and rooms within a suitable structure;
- (ii) domiciliary care (adult care) beds for use by persons who, because of age or disability require some personal services, incidental medical services, and room and board to assure their safety and comfort.

(B) Will be used exclusively to meet the needs of persons with whom the facility has continuing care contracts (in compliance with the Department of Insurance statutes and rules) who have lived in a non-nursing unit of the continuing care facility for a period of at least 30 days. Exceptions shall be allowed when one spouse or sibling is admitted to the nursing unit at the time the other spouse or sibling moves into a non-nursing unit, or when the medical condition requiring nursing care was not known to exist or be imminent when the individual became a party to the continuing care contract. Financial consideration paid by persons purchasing a continuing care contract

shall be equitable between persons entering at the "independent living" and "domiciliary" levels of care.

(C) Reflects the number of beds required to meet the current or projected needs of residents with whom the facility has an agreement to provide continuing care, after making use of all feasible alternatives to institutional nursing care.

(D) Will not be certified for participation in the Medicaid program.

(2) One half of the long-term nursing beds developed under this exemption shall be excluded from the inventory used to project bed need for the general population. Certificates of need issued under policies analogous to this policy in State Medical Facilities Plans subsequent to the 1985 SMFP are automatically amended to conform with the provisions of this Paragraph. Certificates of need awarded pursuant to the provisions of Chapter 920, Session Laws 1983, or Chapter 445, Session Laws 1985 shall not be amended:

(c) Determination of Need for Additional Nursing Beds in Single Provider Counties. When a long-term care facility with fewer than 80 nursing care beds is the only nursing care facility within a county, it may apply for a certificate of need for additional nursing beds in order to bring the minimum number of beds available within the county to no more than 80 nursing beds without regard to the nursing bed need determination for that county as listed in 10 NCAC 3R .3072.

(d) Relocation of Certain Nursing Facility Beds:

(1) A certificate of need to relocate existing licensed nursing facility beds to another county(ies) may be issued to a facility licensed as a nursing facility under G.S. 131E, Article 6, Part A, provided that the conditions set forth in this Paragraph and in 10 NCAC 3R .1100 and the review criteria in G.S. 131E-183(a) are met. A facility applying for a certificate of need to relocate nursing facility beds shall demonstrate that:

(A) it is a non-profit nursing facility supported by and directly affiliated with a particular religion and that it is the only nursing facility in North Carolina supported by and affiliated with that religion;

(B) the primary purpose for the nursing facility's existence is to provide long-term care to followers of the specified religion in an environment which emphasizes religious customs, ceremonies, and practices;

(C) relocation of the nursing facility beds to one or more sites is necessary to more effectively provide long-term nursing care to followers of the specified religion in an environment which emphasizes religious customs, ceremonies, and practices;

(D) the nursing facility is expected to serve followers of the specified religion from a

- multi-county area; and
- (E) the needs of the population presently served shall be met adequately pursuant to G.S. 131E-183;
- (2) Exemption from the provisions of 10 NCAC 3R .3072 shall be granted to a nursing facility for purposes of relocating existing licensed nursing beds to another county provided that it complies with all of the criteria listed in Subparagraph (d)(1) of this Rule.
- (3) Any certificate of need issued under this Rule shall be subject to the following conditions:
 - (A) the nursing facility shall relocate beds in at least two stages over a period of at least six months; and
 - (B) the nursing facility shall provide a letter to the Medical Facilities Licensure Section, on or before the date that the first group of beds are relocated, irrevocably committing the facility to relocate all of the nursing facility beds for which it has a certificate of need to relocate; and
 - (C) subsequent to providing the letter to the Medical Facilities Licensure Section described in Subpart (d)(3)(B) of this Rule, the nursing facility shall accept no new patients in the beds which are being relocated, except new patients who, prior to admission, indicate their desire to transfer to the facility's new location(s).

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

.3084 POLICIES FOR HOME HEALTH SERVICES

(a) Development of Home Health Services. After applying other required criteria, when superiority among two or more competing home health agency or office certificate of need applications is uncertain, favorable consideration shall be given to proposals which:

- (1) provide an expanded scope of services (including nursing, physical therapy, speech therapy, and home health aide service);
- (2) provide the widest range of treatments within a given service; and
- (3) have the ability to offer services on a seven-days per week basis as required to meet patient needs.

(b) Need Determination Upon Termination of County's Sole Home Health Agency. When a home health agency's board of directors, or in the case of a public agency, the responsible public body, votes to discontinue the agency's provision of home health services; and

- (1) the agency is the only home health agency with an office physically located in the county; and
- (2) the agency is not being lawfully transferred to another entity;

need for a new home health agency or office in the county is thereby established through this Rule. Following receipt of written notice of such decision from the home health agency's chief administrative officer, the Certificate of Need Section shall

give public notice of the need for one home health agency or office in the county, and the dates of the review of applications to meet the need. Such notice shall be given no less than 45 days prior to the final date for receipt of applications in a newspaper serving the county and to home health agencies located outside the county reporting serving county patients in the most recent licensure applications on file.

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

.3085 POLICIES FOR END-STAGE RENAL DISEASE DIALYSIS SERVICES

(a) Availability of Dialysis Care. After applying other required criteria, when superiority among two or more competing dialysis facility or station certificate of need applications is uncertain, favorable consideration shall be given to applicants proposing to provide or arrange for:

- (1) home training and backup for patients suitable for home dialysis in the ESRD dialysis facility or in a facility that is a reasonable distance from the patient's residence;
- (2) ESRD dialysis service availability at times that do not interfere with ESRD patients' work schedules;
- (3) services in rural, remote areas.

(b) Relocation of Dialysis Stations. Relocations of existing dialysis stations are allowed only within the host county and to contiguous counties currently served by the facility. Certificate of need applicants proposing to relocate dialysis stations shall:

- (1) demonstrate that the proposal shall not result in a deficit in the number of dialysis stations in the county that would be losing stations as a result of the proposed project, as reflected in the most recent Semiannual Dialysis Report; and
- (2) demonstrate that the proposal shall not result in a surplus of dialysis stations in the county that would gain stations as a result of the proposed project, as reflected in the most recent Semiannual Dialysis Report.

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

.3086 POLICIES FOR PSYCHIATRIC INPATIENT FACILITIES

(a) Transfer of Beds from State Psychiatric Hospitals to Community Facilities. Beds in the State psychiatric hospitals used to serve short-term psychiatric patients may be relocated to community facilities. However, before beds are transferred out of the State psychiatric hospitals, appropriate services and programs shall be available in the community. State hospital beds which are relocated to community facilities shall be closed within 90 days following the date the transferred beds become operational in the community. Facilities proposing to operate transferred beds shall commit to serve the type of short-term patients normally placed at the State psychiatric hospitals. To help ensure that relocated beds will serve those persons who would have been served by the State psychiatric hospitals, a proposal to transfer beds from a State hospital shall include a

written memorandum of agreement between the area MH/DD/SAS program serving the county where the beds are to be located, the Secretary of Human Resources, and the person submitting the proposal.

(b) Allocation of Psychiatric Beds. A hospital submitting a Certificate of Need application to add inpatient psychiatric beds shall convert excess licensed acute care beds to psychiatric beds. In determining excess licensed acute care beds, the hospital shall subtract the average occupancy rate for its licensed acute care beds over the previous 12-month period from the appropriate target occupancy rate for acute care beds listed in 10 NCAC 3R .3080(d) and multiply the difference by the number of its existing licensed acute care beds.

(c) Linkages Between Treatment Settings. An applicant applying for a certificate of need for psychiatric inpatient facility beds shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services.

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

.3087 POLICIES FOR CHEMICAL DEPENDENCY TREATMENT FACILITIES

Linkages Between Treatment Settings. An applicant applying for a certificate of need for chemical dependency treatment facility beds shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services.

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

.3088 POLICIES FOR INTERMEDIATE CARE FACILITIES FOR MENTALLY RETARDED

(a) Determination of Intermediate Care Bed Need for Mentally Retarded/Developmentally Disabled Persons. After applying other required criteria, when superiority among two or more competing ICF/MR certificate of need applications is uncertain, favorable consideration shall be given to counties that do not have ICF/MR group homes when such counties are part of a multi-county area for which a need is shown in 10 NCAC 3R .3079:

(b) Linkages Between Treatment Settings. An applicant applying for a certificate of need for intermediate care facility beds for mentally retarded shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services.

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

SECTION .6100 - PLANNING POLICIES AND NEED DETERMINATION

.6101 APPLICABILITY OF RULES RELATED TO THE 1998 STATE MEDICAL FACILITIES PLAN

Rules .6101 through .6105 and .6107 through .6141 of this

Section apply to certificate of need applications for which the scheduled review period begins during calendar year 1998. In addition, Rule .6106 of this Section shall be used to implement procedures described within it during calendar year 1998.

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

.6102 CERTIFICATE OF NEED REVIEW CATEGORIES

The agency has established 10 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 agency may require the applicant to submit separate applications. If it is not practical to submit separate applications, the agency shall determine in which category the application will 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 .6134; and relocations of nursing care beds under 10 NCAC 3R .6136.
- (3) Category C. Proposals for new psychiatric facilities; psychiatric beds in existing health care facilities; new intermediate care facilities for the mentally retarded (ICF/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 .6133.
- (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, cardiac angioplasty equipment, cardiac catheterization 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 I. 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 3R .6121; 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 .6130(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:

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

.6103 CERTIFICATE OF NEED REVIEW SCHEDULE

The agency has established the following review schedules for certificate of need applications:

- (1) Acute Care Beds (in accordance with the need determination in 10 NCAC 3R .6107)

County	CON Beginning Review Date
Dare	July 1, 1998

- (2) Fixed Cardiac Catheterization Equipment (in accordance with need determinations in 10 NCAC 3R .6112)

Hospital Service System	CON Beginning Review Date
Moses H. Cone Memorial	April 1, 1998
High Point Regional	April 1, 1998
Cape Fear Valley Medical Center	March 1, 1998

- (3) Radiation Oncology Treatment Centers (in accordance with the need determination in 10 NCAC 3R .6120)

Radiation Oncology Treatment Center Service Area	CON Beginning Review Date
9 (Cabarrus, Stanly)	October 1, 1998

- (4) Nursing Care Beds (in accordance with need determinations in 10 NCAC 3R .6121)

County	CON Beginning Review Date
Caswell	April 1, 1998
Cabarrus	August 1, 1998
Rowan	April 1, 1998
Lee	March 1, 1998
Cumberland	March 1, 1998
Martin	September 1, 1998

- (5) Home Health Agency Offices (in accordance with the need determination in 10 NCAC 3R .6123)

PROPOSED RULES

Counties	CON-Beginning Review Date
Cumberland, Hoke; Robeson or Scotland	May 1, 1998

- (6) Detox-Only Beds (in accordance with need determinations in 10 NCAC 3R .6128)

Mental Health Planning Areas	CON-Beginning Review Date
1- (Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain)	June 1, 1998
4- (Henderson, Transylvania)	June 1, 1998
5- (Alexander, Burke, Caldwell, McDowell)	June 1, 1998
6- (Rutherford, Polk)	June 1, 1998
11- (Davie, Iredell, Rowan)	June 1, 1998
13- (Surry, Yadkin)	June 1, 1998
15- (Rockingham)	June 1, 1998
17- (Alamance, Caswell)	June 1, 1998
18- (Orange, Person, Chatham)	June 1, 1998
20- (Vance, Granville, Franklin, Warren)	June 1, 1998
21- (Davidson)	May 1, 1998
23- (Bladen, Columbus, Robeson, Scotland)	May 1, 1998
26- (Johnston)	May 1, 1998
27- (Wake)	May 1, 1998
31- (Wayne)	May 1, 1998
32- (Wilson, Greene)	May 1, 1998
33- (Edgecombe, Nash)	May 1, 1998
34- (Halifax)	May 1, 1998
35- (Carteret, Craven, Jones, Pamlico)	May 1, 1998
36- (Lenoir)	May 1, 1998
38- (Bertie, Gates, Hertford, Northampton)	May 1, 1998
39- (Beaufort, Hyde, Martin, Tyrrell, Washington)	May 1, 1998
40- (Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans)	May 1, 1998
41- (Duplin, Sampson)	May 1, 1998

- (7) Intermediate Care Facility Beds for Mentally Retarded (in accordance with need determinations in 10 NCAC 3R .6129)

Mental Health Planning Areas	CON-Beginning Review Date
8- (Gaston, Lincoln)	June 1, 1998
10- (Mecklenburg)	June 1, 1998
14- (Forsyth, Stokes)	June 1, 1998
21- (Davidson)	June 1, 1998
24- (Cumberland)	May 1, 1998
37- (Pitt)	May 1, 1998

- (8) Applications for certificates of need will be reviewed pursuant to the following review schedule, unless another schedule has been specified in Items (1) through (7) of this Rule:

CON-Beginning Review Date	HSA I, II, III	HSA IV, V, VI
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PROPOSED RULES

January †	--	--
February †	A, E, G, I	G
March †	--	A, B, E, I, H
April †	B, F, H, I	--
May †	E	C, F, I
June †	A, C, D, I	C, D
July †	--	A, I
August †	B, E, I	--
September †	J	B, E, H, I, J
October †	A, F, H, I	--
November †	--	A, F, I
December †	C, D, I	C, D, I

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

.6104 MULTI-COUNTY GROUPINGS

(a) Health Service Areas: The agency has assigned the counties of the state to the following health service areas for the purpose of scheduling applications for certificates of need:

HEALTH SERVICE AREAS (HSA)

I	II	III	IV	V	VI
County	County	County	County	County	County
Alexander	Alamance	Cabarrus	Chatham	Anson	Beaufort
Alleghany	Caswell	Gaston	Durham	Bladen	Bertie
Ashe	Davidson	Iredell	Franklin	Brunswick	Camden
Avery	Davie	Lincoln	Granville	Columbus	Carteret
Buncombe	Forsyth	Mecklenburg	Johnston	Cumberland	Chowan
Burke	Guilford	Rowan	Lee	Harnett	Craven
Caldwell	Randolph	Stanly	Orange	Hoke	Currituck
Catawba	Rockingham	Union	Person	Montgomery	Dare
Cherokee	Stokes		Vance	Moore	Duplin
Clay	Surry		Wake	New Hanover	Edgecombe
Cleveland	Yadkin		Warren	Pender	Gates
Graham				Richmond	Greene
Haywood				Robeson	Halifax
Henderson				Sampson	Hertford
Jackson				Scotland	Hyde
McDowell					Jones
Macon					Lenoir
Madison					Martin
Mitchell					Nash
Polk					Northampton
Rutherford					Onslow
Swain					Pamlico
Transylvania					Pasquotank
Watauga					Perquimans
Wilkes					Pitt
Yancey					Tyrrell
					Washington
					Wayne

(b) Mental Health Planning Areas. The agency 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	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	Davie, Iredell, Rowan
12	Cabarrus, Stanly, Union
13	Surry, Yadkin
14	Forsyth, Stokes
15	Rockingham
16	Guilford
17	Alamance, Caswell
18	Orange, Person, Chatham
19	Durham
20	Vance, Granville, Franklin, Warren
21	Davidson
22	Anson, Hoke, Montgomery, Moore, Richmond
23	Bladen, Columbus, Robeson, Scotland
24	Cumberland
25	Lee, Harnett
26	Johnston
27	Wake
28	Randolph
29	Brunswick, New Hanover, Pender
30	Onslow
31	Wayne
32	Wilson, Greene
33	Edgecombe, Nash
34	Halifax
35	Carteret, Craven, Jones, Pamlico
36	Lenoir
37	Pitt
38	Bertie, Gates, Hertford, Northampton
39	Beaufort, Hyde, Martin, Tyrrell, Washington
40	Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans
41	Duplin, Sampson

(c) Mental Health Planning Regions. The agency 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)

PROPOSED RULES

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—Davie, Iredell, Rowan
- 12—Cabarrus, Stanly, Union

North Central (NC)

- 13—Surry, Yadkin
- 14—Forsyth, Stokes
- 15—Rockingham
- 16—Guilford
- 17—Alamance, Caswell
- 18—Orange, Person, Chatham
- 19—Durham
- 20—Vance, Granville, Franklin, Warren

South Central (SC)

- 21—Davidson
- 22—Anson, Hoke, Montgomery, Moore, Richmond
- 23—Bladen, Columbus, Robeson, Scotland
- 24—Cumberland
- 25—Lee, Harnett
- 26—Johnston
- 27—Wake
- 28—Randolph

Eastern (E)

- 29—Brunswick, New Hanover, Pender
- 30—Onslow
- 31—Wayne
- 32—Wilson, Greene
- 33—Edgecombe, Nash
- 34—Halifax
- 35—Carteret, Craven, Jones, Pamlico
- 36—Lenoir
- 37—Pitt
- 38—Bertie, Gates, Hertford, Northampton
- 39—Beaufort, Hyde, Martin, Tyrrell, Washington
- 40—Camden, Chowan, Currituck, Dare, Pasquotank, Perquimans
- 41—Duplin, Sampson

(d) Radiation Oncology Treatment Center Planning Areas. The agency 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
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- 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
- 6 Rutherford, Cleveland, Gaston, Lincoln
- 7 Mecklenburg, Anson, Union
- 8 Iredell, 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
- 18 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

(e) Ambulatory Surgical Facility Planning Areas. The agency 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
1	Alamance
2	Alexander, Iredell
3	Alleghany, Surry, Wilkes
4	Anson, Cleveland, 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	Davidson, Davie, Forsyth, Stokes, Yadkin
20	Durham, Granville, Person
21	Edgecombe, Halifax, Nash, Northampton

22	Franklin, Harnett, Johnston, Wake
23	Greene, Lenoir, Martin, Pitt
24	Guilford, Randolph, Rockingham
25	Henderson, Polk, Transylvania
26	Hoke, Lee, Montgomery, Moore, Richmond, Scotland
27	Vance, Warren
28	Wayne
29	Wilson

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(1).

.6105 SERVICE AREAS AND PLANNING AREAS

(a) An acute care bed's service area is the acute care bed planning area in which the bed is located. The acute care bed planning areas are the hospital service systems which are defined as follows:

- (1) a group of hospitals located in the same city, or within 10 miles of each other, or in the same county if one or more hospitals in the county are under common ownership; or
- (2) a single hospital that is not included in one of the groups of hospitals described in Subparagraph (a)(1) of this Rule.

(b) A rehabilitation bed's service area is the rehabilitation bed planning area in which the bed is located. The rehabilitation bed planning areas are the health service areas which are defined in 10 NCAC 3R .6104(a).

(c) An ambulatory surgical facility's service area is the ambulatory surgical facility planning area in which the facility is located. The ambulatory surgical facility planning areas are the multi-county groupings as defined in 10 NCAC 3R .6104(e).

(d) A radiation oncology treatment center's and linear accelerator's service area is the radiation oncology treatment center and linear accelerator planning area in which the facility is located. The radiation oncology treatment center and linear accelerator planning areas are the multi-county groupings as defined in 10 NCAC 3R .6104(d).

(e) A nursing care bed's service area is the nursing care bed planning area in which the bed is located. Each of the 100 counties in the State is a separate nursing care bed planning area.

(f) The service area for the demonstration project to establish a nursing care facility for deaf and hard of hearing is the demonstration project planning area. The demonstration project planning area consists of all 100 counties of the State.

(g) A home health agency office's service area is the home health agency office planning area in which the office is located. Each of the 100 counties in the State is a separate home health agency office planning area, except that Cumberland, Hoke, Robeson and Scotland Counties constitute a single multicounty planning area.

(h) A dialysis station's service area is the dialysis station planning area in which the dialysis station is located. Each of the 100 counties in the State is a separate dialysis station planning area.

(i) A hospice's service area is the hospice planning area in which the hospice is located. Each of the 100 counties in the State is a separate hospice planning area.

(j) A hospice inpatient facility bed's service area is the hospice inpatient facility bed planning area in which the bed is located. Each of the 100 counties in the State is a separate hospice inpatient facility bed planning area.

(k) A psychiatric bed's service area is the psychiatric bed planning area in which the bed is located. The psychiatric bed planning areas are the Mental Health Planning Regions which are defined in 10 NCAC 3R .6104(c).

(l) With the exception of chemical dependency detoxification-only beds, a chemical dependency treatment bed's service area is the chemical dependency treatment bed planning area in which the bed is located. The chemical dependency treatment bed planning areas are the Mental Health Planning Regions which are defined in 10 NCAC 3R .6104(c).

(m) A chemical dependency detoxification-only bed's service area is the chemical dependency detoxification-only bed planning area in which the bed is located. The chemical dependency detoxification-only bed planning areas are the Mental Health Planning Areas which are defined in 10 NCAC 3R .6104(b).

(n) An intermediate care bed for the mentally retarded's service area is the intermediate care bed for the mentally retarded planning area in which the bed is located. The intermediate care bed for the mentally retarded planning areas are the Mental Health Planning Areas which are defined in 10 NCAC 3R .6104(b).

Authority G.S. 131E-176(25); 131E-177(1); 131E-183(1).

.6106 REALLOCATIONS AND ADJUSTMENTS

(a) REALLOCATIONS:

- (1) Reallocations shall be made only to the extent that need determinations in 10 NCAC 3R .6107 through .6129 indicate that need exists after the inventories are revised and the need determinations are recalculated.
- (2) Beds or services which are reallocated once in accordance with this Rule shall not be reallocated again. Rather, the Medical Facilities Planning Section shall make any necessary changes in the next annual State Medical Facilities Plan.
- (3) Dialysis stations that are withdrawn, relinquished, not applied for, decertified, denied, appealed, or pending the expiration of the 30 day appeal period shall not be reallocated. Instead, any necessary redetermination of need shall be made in the next scheduled publication of the Semiannual Dialysis Report.

- (4) Appeals of Certificate of Need Decisions on Applications.—Need determinations of beds or services for which the CON Section decision has been appealed shall not be reallocated until the appeal is resolved.
 - (A) Appeals Resolved Prior to August 17: If an appeal is resolved in the calendar year prior to August 17, the beds or services shall not be reallocated by the CON Section; rather the Medical Facilities Planning Section shall make the necessary changes in the next annual State Medical Facilities Plan, except for dialysis stations which shall be processed pursuant to Subparagraph (a)(3) of this Rule.
 - (B) Appeals Resolved on or After August 17: If the appeal is resolved on or after August 17 in the calendar year, the beds or services, except for dialysis stations, shall be made available for a review period to be determined by the CON Section, but beginning no earlier than 60 days from the date that the appeal is resolved. Notice shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for receipt of new applications.
- (5) Withdrawals and Relinquishments.—Except for dialysis stations, a need determination for which a certificate of need is issued, but is subsequently withdrawn or relinquished, is available for a review period to be determined by the Certificate of Need Section, but beginning no earlier than 60 days from:
 - (A) the last date on which an appeal of the notice of intent to withdraw the certificate could be filed if no appeal is filed;
 - (B) the date on which an appeal of the withdrawal is finally resolved against the holder, or
 - (C) the date that the Certificate of Need Section receives from the holder of the certificate of need notice that the certificate has been voluntarily relinquished.

Notice of the scheduled review period for the reallocated services or beds shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of the new applications.
- (6) Need Determinations for which No Applications are Received.
 - (A) Services or Beds with Scheduled Review in the Calendar Year on or Before September 1: The Certificate of Need Section shall not reallocate the services or beds in this category for which no applications were received, because the Medical Facilities Planning Section will have sufficient time to make any necessary changes in the determinations of need for these services or beds in the next annual State Medical Facilities Plan, except for dialysis stations.
 - (B) Services or Beds with Scheduled Review in the Calendar Year After September 1: Except for dialysis stations, a need determination in this category for which no application has been received by the last due date for submittal of applications shall be available to be applied for in the second Category I review period in the next calendar year for the applicable HSA. Notice of the scheduled review period for the reallocated beds or services shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of new applications.
- (7) Need Determinations not Awarded because Application Disapproved.
 - (A) Disapproval in the Calendar Year prior to August 17: Need determinations or portions of such need for which applications were submitted but disapproved by the Certificate of Need Section before August 17, shall not be reallocated by the Certificate of Need Section. Instead the Medical Facilities Planning Section shall make the necessary changes in the next annual State Medical Facilities Plan if no appeal is filed, except for dialysis stations.
 - (B) Disapproval in the Calendar Year on or After August 17: Need determinations or portions of such need for which applications were submitted but disapproved by the Certificate of Need Section on or after August 17, shall be reallocated by the Certificate of Need Section, except for dialysis stations. A need in this category shall be available for a review period to be determined by the Certificate of Need Section but beginning no earlier than 95 days from the date the application was disapproved, if no appeal is filed. Notice of the scheduled review period for the reallocation shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 80 days prior to the due date for submittal of the new applications.
- (8) Reallocation of Decertified ICF/MR Beds.—If an ICF/MR facility's Medicaid certification is relinquished or revoked, the ICF/MR beds in the facility shall be reallocated by the Department of Health and Human Services, Division of Facility Services, Medical Facilities Planning Section pursuant to the provisions of the following Parts.—The reallocated beds shall only be used to convert five-bed ICF/MR facilities into six-bed facilities.
 - (A) If the number of five-bed ICF/MR facilities in the mental health planning region in which the beds are located equals or exceeds the number of reallocated beds, the beds shall be

reallocated solely within the planning region after considering the recommendation of the Regional Team of Developmental Disabilities Services Directors:

- (B) If the number of five-bed ICF/MR facilities in the mental health planning region in which the beds are located is less than the number of reallocated beds, the Medical Facilities Planning Section shall reallocate the excess beds to other planning regions after considering the recommendation of the Developmental Disabilities Section in the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services. The Medical Facilities Planning Section shall then allocate the beds among the planning areas within those planning regions after considering the recommendation of the appropriate Regional Teams of Developmental Disabilities Services Directors.
- (C) The Department of Health and Human Services, Division of Facility Services, Certificate of Need Section shall schedule reviews of applications for these beds pursuant to Subparagraph (a)(5) of this Rule.

(b) CHANGES IN NEED DETERMINATIONS:

- (1) The need determinations in 10 NCAC 3R .6107 through .6129 shall be revised continuously throughout the calendar year to reflect all changes in the inventories of:

- (A) the health services listed at G.S. 131E-176(16)f;
- (B) health service facilities;
- (C) health service facility beds;
- (D) dialysis stations;
- (E) the equipment listed at G.S. 131E-176(16)ft; and
- (F) mobile medical equipment;

as those changes are reported to the Medical Facilities Planning Section. However, need determinations in 10 NCAC 3R .6107 through .6129 shall not be reduced if the relevant inventory is adjusted upward 30 days or less prior to the first day of the applicable review period.

- (2) Inventories shall be updated to reflect:

- (A) decertification of home health agencies or offices, intermediate care facilities for the mentally retarded, and dialysis stations;
- (B) delicensure of health service facilities and health service facility beds;
- (C) demolition, destruction, or decommissioning of equipment as listed at G.S. 131E-176(16)ft and s;
- (D) elimination or reduction of a health service as listed at G.S. 131E-176(16)f;
- (E) psychiatric beds licensed pursuant to G.S. 131E-184(c);
- (F) certificates of need awarded, relinquished, or withdrawn, subsequent to the preparation of

the inventories in the State Medical Facilities Plan; and

- (G) corrections of errors in the inventory as reported to the Medical Facilities Planning Section.

- (3) Any person who is interested in applying for a new institutional health service for which a need determination is made in 10 NCAC 3R .6107 through .6129 may obtain information about updated inventories and need determinations from the Medical Facilities Planning Section.
- (4) Need determinations resulting from changes in inventory shall be available for a review period to be determined by the Certificate of Need Section, but beginning no earlier than 60 days from the date of the action identified in Paragraph (b) of this Rule, except for dialysis stations which shall be determined by the Medical Facilities Planning Section and published in the next Semiannual Dialysis Report. Notice of the scheduled review period for the need determination shall be mailed by the Certificate of Need Section to all persons on the mailing list for the State Medical Facilities Plan, no less than 45 days prior to the due date for submittal of the new applications.

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

.6107 ACUTE CARE BED NEED DETERMINATION (REVIEW CATEGORY A)

It is determined that a need exists in Dare County for one acute care hospital of not more than 30 acute care beds. It is determined that no need exists in any other county for additional acute care beds.

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

.6108 REHABILITATION BED NEED DETERMINATION (REVIEW CATEGORY E)

It is determined that there is no need for additional rehabilitation beds.

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

.6109 AMBULATORY SURGICAL FACILITIES NEED DETERMINATION (REVIEW CATEGORY E)

It is determined that there is no need for additional ambulatory surgical facilities, except that a Rural Primary Care Hospital designated by the N.C. Office of Rural Health Services pursuant to Section 1820(f) of the Social Security Act may apply for a certificate of need to convert existing operating rooms for use as a licensed ambulatory surgical facility.

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

.6110 OPEN HEART SURGERY SERVICES NEED DETERMINATIONS (REVIEW CATEGORY H)

It is determined that there is no need for additional open heart surgery services:

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

.6111 HEART-LUNG BYPASS MACHINES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional heart-lung bypass machines:

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

.6112 FIXED CARDIAC CATHETERIZATION EQUIPMENT AND FIXED CARDIAC ANGIOPLASTY EQUIPMENT NEED DETERMINATION (REVIEW CATEGORY H)

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

.6113 MOBILE CARDIAC CATHETERIZATION EQUIPMENT AND MOBILE CARDIAC ANGIOPLASTY EQUIPMENT NEED DETERMINATION (REVIEW CATEGORY H)

There is no need for any additional mobile cardiac catheterization equipment or any additional mobile cardiac angioplasty equipment:

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

.6114 BURN INTENSIVE CARE SERVICES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional burn intensive care services:

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

.6115 POSITRON EMISSION TOMOGRAPHY SCANNERS NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional positron emission tomography scanners for purposes other than research:

.6121 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. There is no need for additional Nursing Care Beds in other counties, except as otherwise provided in 10 NCAC 3R .6122.

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

.6116 BONE MARROW TRANSPLANTATION SERVICES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional allogeneic or autologous bone marrow transplantation services:

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

.6117 SOLID ORGAN TRANSPLANTATION SERVICES NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for new solid organ transplant services:

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

.6118 GAMMA KNIFE NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for a gamma knife:

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

.6119 LITHOTRIPTER NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is no need for additional lithotripters:

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

.6120 RADIATION ONCOLOGY TREATMENT CENTERS NEED DETERMINATION (REVIEW CATEGORY H)

It is determined that there is a need for one additional Radiation Oncology Treatment Center in Cabarrus County or Stanly County:

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

County	Number of Nursing Care Beds Needed
Caswell	20
Cabarrus	70
Rowan	90
Lee	40
Cumberland	90
Martin	20

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

.6122 DEMONSTRATION PROJECT TO ESTABLISH A NURSING CARE FACILITY FOR PERSONS WHO ARE DEAF OR HARD OF HEARING (REVIEW CATEGORY J)

(a) It is determined that 90 nursing care beds are needed for a demonstration project to establish one new nursing care facility for persons who are deaf or hard of hearing:

(b) The project may be developed in any county in the state.

(c) The nursing care beds in this demonstration project shall not be counted in the nursing care bed inventory for the county in which the facility is developed.

(d) Admissions to the nursing care facility shall be restricted to persons who are deaf or hard of hearing. "Hard of hearing" is defined for purposes of the demonstration project as persons with 60 decibel pure tone average in the better ear unaided and with a hearing impairment of sufficient degree to interfere with normal communication, as defined by speech reception thresholds. Hearing assessments used for screening admissions must be performed by a certified audiologist.

(e) The demonstration project shall provide data to evaluate the effectiveness of this type of program, including an annual report to the Long-Term Care Committee and to the Division of Services for the Deaf and the Hard of Hearing with regard to at least the following measures:

- (1) Occupancy Rate;
- (2) Utilization by Percentage of Persons who are Deaf and by Percentage of Persons who are Hard of Hearing;
- (3) Patient Origin Data;
- (4) Cost Data, particularly with regard to ancillary communication services and training; and
- (5) Consumer Satisfaction, including ratings from patients and family members.

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

.6123 HOME HEALTH AGENCY OFFICE NEED DETERMINATION (REVIEW CATEGORY F)

It is determined that there is a need for one additional Medicare-certified home health agency office to be located in Cumberland, Hoke, Robeson or Scotland County, to address the special needs of persons who are HIV positive and persons with AIDS from this four county area.

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

.6124 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 Mid-Atlantic Renal Coalition, Inc. as of December 31, 1997 for the March SDR and as of June 30, 1998 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 1993 to the end of 1997 is multiplied by the county's 1997 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 1998 patients.
 - (B) The percent of each county's total patients who were home dialysis patients at the end of 1997 is multiplied by the county's projected total 1998 patients, and the product is subtracted from the county's projected total 1998 patients. The remainder is the county's projected 1998 in-center dialysis patients.
 - (C) The projected number of each county's 1998 in-center patients is divided by 3.2. The quotient is the projection of the county's 1998 in-center dialysis stations.
 - (D) From each county's projected number of 1998 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 1998 projected surplus or deficit.
 - (E) If a county's 1998 projected station deficit is 10 or greater and the SDR shows that utilization of each dialysis facility

in the county is 80% or greater, the 1998 county station need determination is the same as the 1998 projected station deficit. If a county's 1998 projected station deficit is less than 10 or if the utilization of any dialysis facility in the county is less than 80%, the county's 1998 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 SDR (SDR_1) is subtracted from the number of in-center dialysis patients reported in the current SDR (SDR_2). 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 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 1998.

(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 10 stations:

(c) The schedule for publication of the North Carolina Semiannual Dialysis Report (SDR) and for receipt of certificate of need applications based on each issue of this report in 1998 shall be as follows:

Data for Period Ending	Receipt of SEKC Report	Publication of SDR	Receipt of CON Applications	Beginning Review Dates
Dec. 31, 1997	Feb. 27, 1998	March 20, 1998	May 15, 1998	June 1, 1998
June 30, 1998	Aug. 31, 1998	Sept. 21, 1998	Nov. 13, 1998	Dec. 1, 1998

(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 shall not be included in determination of need for new stations.

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

.6125 HOSPICE NEED DETERMINATION (REVIEW CATEGORY F)

It is determined that there is no need for additional Hospices.

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

.6126 HOSPICE INPATIENT FACILITY BED NEED DETERMINATION (REVIEW CATEGORY F)

(a) Single Counties. Single counties with a projected deficit of six or more beds are determined to have a bed need equal to the projected deficit. It is determined that there is no need for additional single county hospice inpatient facility beds.

(b) Contiguous Counties. It is determined that any combination of two or more contiguous counties taken from the following list shall have a need for new hospice inpatient facility beds if the combined bed deficit for the grouping of contiguous counties totals six or more beds. Each county in a grouping of contiguous counties must have a deficit of at least one and no more than five beds. The need for the grouping of contiguous counties shall be the sum of the deficits in the individual counties. For purposes of this Rule, "contiguous counties" shall mean a grouping of North Carolina counties which includes the county in which the new hospice inpatient facility is proposed to be located and any one or more of the North Carolina counties which have a common border with that county, even if the borders only touch at one point. No county may be included in a grouping of contiguous counties unless it is listed in the following table:

County	Hospice Inpatient

PROPOSED RULES

	Bed Deficit
Ashe	†
Haywood	†
Jackson	†
Rutherford	2
Watauga	†
McDowell	†
Wilkes	†
Yadkin	†
Yancey	†
Alamance	4
Davidson	2
Caswell	†
Rockingham	2
Stokes	†
Surry	2
Cabarrus	2
Gaston	4
Iredell	†
Lincoln	†
Mecklenburg	3
Rowan	†
Stanly	2
Union	2
Chatham	†
Durham	3
Johnston	†
Wake	4
Franklin	†
Vance	†
Hoke	†
Bladen	†
Brunswick	2
Columbus	3
Cumberland	2
Harnett	†
Moore	2
Pender	†
Richmond	3
Montgomery	†
Robeson	†
Scotland	†
Bertie	†
Carteret	†
Craven	†
Duplin	†
Edgecombe	†
Hertford	†
Nash	†
Halifax	†
Onslow	2
Pitt	2
Lenoir	†
Wilson	†

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

.6127 PSYCHIATRIC BED NEED DETERMINATION (REVIEW CATEGORY C)

It is determined that there is no need for additional psychiatric beds.

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

.6128 CHEMICAL DEPENDENCY TREATMENT BED NEED DETERMINATION (REVIEW CATEGORY C)

(a) It is determined that there is no need for any additional chemical dependency treatment beds other than detox-only beds for adults. The following table lists the mental health planning areas that need detox-only beds for adults and identifies the number of such beds needed in each planning area. There is no need for additional detox-only beds for adults in any other mental health planning areas:

Mental Health Planning Areas- (Constituent Counties)	Number of Detox-Only Planning Regions	Beds Needed
1- (Jackson, Haywood, Macon, Cherokee, Clay, Graham, Swain)	W	10
4- (Transylvania, Henderson)	W	10
5- (Caldwell, Burke, Alexander, McDowell)	W	10
6- (Rutherford, Polk)	W	10
11- (Rowan, Iredell, Davie)	W	10
13- (Surry, Yadkin)	NC	2
15- (Rockingham)	NC	10
17- (Alamance, Caswell)	NC	6
18- (Orange, Person, Chatham)	NC	2
20- (Vance, Granville, Franklin, Warren)	NC	10
21- (Davidson)	SC	10
23- (Robeson, Bladen, Scotland, Columbus)	SC	5
26- (Johnston)	SE	7
27- (Wake)	SC	26
31- (Wayne)	E	4
32- (Wilson, Greene)	E	10
33- (Edgecombe, Nash)	E	6
34- (Halifax)	E	10
35- (Craven, Jones, Pamlico, Carteret)	E	10
36- (Lenoir)	E	10
38- (Hertford, Bertie, Gates, Northampton)	E	4
39- (Beaufort, Washington, Tyrrell, Hyde, Martin)	E	5
40- (Pasquotank, Chowan, Perquimans, Camden, Dare, Currituck)	E	10
41- (Duplin, Sampson)	E	10

(b) "Detox-only beds for adults" are chemical dependency treatment beds that are occupied exclusively by persons who are 18 years of age or older who are experiencing physiological withdrawal from the effects of alcohol or other drugs.

(c) The county or counties which comprise each mental health planning area are listed in 10 NCAC 3R .6104(b).

(d) Detox-only beds for adults may be developed outside of the mental health planning area in which they are needed if:

- (1) The beds are developed in a contiguous mental health planning area that is within the same mental health planning region, as defined by 10 NCAC 3R .6104(c); and
- (2) The program board in the planning area in which the beds are needed and the program board in the planning area in which the beds are to be developed each adopt a resolution supporting the development of the beds in the contiguous planning area.

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

.6129 INTERMEDIATE CARE BEDS FOR THE MENTALLY RETARDED NEED DETERMINATION (REVIEW CATEGORY C)

Intermediate Care Beds for the Mentally Retarded. It is determined that the mental health planning areas listed in the following

table need additional Intermediate Care Beds for the Mentally Retarded ("ICF/MR beds"). The table identifies the number of new child and adult ICF/MR beds needed by each of the listed planning areas. In all but the Forsyth-Stokes Mental Health Planning Area, the new ICF/MR beds shall only be used to convert existing five-bed ICF/MR facilities into six-bed facilities. In the Forsyth-Stokes Mental Health Planning Area, the ICF/MR bed shall be used only for a one-bed addition to an existing ICF/MR facility of 9 beds or less. The addition of a bed must result in the reduction of "per client costs." There is no need for new ICF/MR facilities or for any additional ICF/MR beds in any other mental health planning areas, except as provided in Rule 10 NCAC 3R .6106(a)(8).

Mental Health Planning Area (Constituent Counties)	Need Determination	
	Child	Adult
8 (Gaston-Lincoln)	0	1
10 (Mecklenburg)	0	2
14 (Forsyth, Stokes)	0	1
21 (Davidson)	0	1
24 (Cumberland)	0	1
37 (Pitt)	0	1

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

.6130 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 (c) 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 teaching hospitals may qualify for exemption from provisions of 10 NCAC 3R .6107 through .6129:

- (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 .6107 through .6129 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.

(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 .6107:

Licensed Bed Capacity	Percent 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 Acute Care Beds	Target Occupancy (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).

.6131 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).

.6132 POLICY FOR AMBULATORY SURGICAL FACILITIES

Multi-Specialty Ambulatory Surgery. After applying other required criteria, when superiority among two or more competing ambulatory surgical facility certificate of need applications is uncertain, favorable consideration shall be given to "multi-specialty programs" over "specialty programs" in areas where need is demonstrated in 10 NCAC 3R .6109. A multi-specialty ambulatory surgical program means a program providing services in at least three of the following areas: gynecology, otolaryngology, plastic surgery, general surgery, ophthalmology, orthopedics, urology, and oral surgery. An ambulatory surgical facility shall provide at least two designated operating rooms with general anesthesia capabilities; and at least one designated recovery room.

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

.6133 POLICY FOR PROVISION OF HOSPITAL-BASED 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 10 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 3R .6121 if the hospital:

(1) is located in a county which was designated as non-

metropolitan by the U.S. Office of Management and Budget on January 1, 1998; and

(2) on January 1, 1998, 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. Determination of the patient's need for hospital-based long-term nursing care shall be made in accordance with criteria and procedures for determining need for long-term nursing care administered by the Division of Medical Assistance and the Medicare program. 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 .6130(d); without regard to the acute care bed need shown in 10 NCAC 3R .6107.

(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 3R .6121; 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 Rural Primary Care 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 .6121 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 .6121. Continuation of this Rule shall be reviewed and approved by the Department of Health and Human Services annually. Certificates of need issued under policies analogous to this policy in State Medical Facilities Plans subsequent to the 1986 State Medical Facilities 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).

.6134 POLICY FOR NURSING CARE BEDS IN CONTINUING CARE FACILITIES

(a) Qualified continuing care facilities may include from the outset, or add or convert bed capacity for long-term nursing care without regard to the bed need shown in 10 NCAC 3R .6121.

To qualify for such exemption, applications for certificates of need shall show that the proposed long-term nursing bed capacity:

- (1) Will only be developed concurrently with, or subsequent to construction on the same site, of facilities for both of the following levels of care:
 - (A) independent living accommodations (apartments and homes) for persons who are able to carry out normal activities of daily living without assistance; such accommodations may be in the form of apartments, flats, houses, cottages, and rooms within a suitable structure;
 - (B) licensed adult care home beds for use by persons who, because of age or disability require some personal services, incidental medical services, and room and board to assure their safety and comfort.

- (2) Will be used exclusively to meet the needs of persons with whom the facility has continuing care contracts (in compliance with the Department of Insurance statutes and rules) who have lived in a non-nursing unit of the continuing care facility for a period of at least 30 days. Exceptions shall be allowed when one spouse or sibling is admitted to the nursing unit at the time the other spouse or sibling moves into a non-nursing unit, or when the medical condition requiring nursing care was not known to exist or be imminent when the individual became a party to the continuing care contract. Financial consideration paid by persons purchasing a continuing care contract shall be equitable between persons entering at the independent living and licensed adult care home levels of care.
- (3) Reflects the number of beds required to meet the current or projected needs of residents with whom the facility has an agreement to provide continuing care, after making use of all feasible alternatives to institutional nursing care.
- (4) Will not be certified for participation in the Medicaid program.

(b) One half of the long-term nursing beds developed under this exemption shall be excluded from the inventory used to project bed need for the general population. Certificates of need issued under policies analogous to this policy in State Medical Facilities Plans subsequent to the 1985 SMFP are automatically amended to conform with the provisions of this Paragraph. Certificates of need awarded pursuant to the provisions of Chapter 920, Session Laws 1983, or Chapter 445, Session Laws 1985 shall not be amended.

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

.6135 POLICY FOR DETERMINATION OF NEED FOR ADDITIONAL NURSING BEDS IN SINGLE PROVIDER COUNTIES

When a long-term care facility with fewer than 80 nursing care beds is the only nursing care facility within a county, it may apply for a certificate of need for additional nursing beds in

order to bring the minimum number of beds available within the county to no more than 80 nursing beds without regard to the nursing bed need determination for that county as listed in 10 NCAC 3R .6121.

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

.6136 POLICY FOR RELOCATION OF CERTAIN NURSING FACILITY BEDS

A certificate of need to relocate existing licensed nursing facility beds to another county(ies) may be issued to a facility licensed as a nursing facility under G.S. 131E, Article 6, Part A; provided that the conditions set forth in this Paragraph and in 10 NCAC 3R .1100 and the review criteria in G.S. 131E-183(a) are met.

- (1) A facility applying for a certificate of need to relocate nursing facility beds shall demonstrate that:
 - (a) it is a non-profit nursing facility supported by and directly affiliated with a particular religion and that it is the only nursing facility in North Carolina supported by and affiliated with that religion;
 - (b) the primary purpose for the nursing facility's existence is to provide long-term care to followers of the specified religion in an environment which emphasizes religious customs, ceremonies, and practices;
 - (c) relocation of the nursing facility beds to one or more sites is necessary to more effectively provide long-term nursing care to followers of the specified religion in an environment which emphasizes religious customs, ceremonies, and practices;
 - (d) the nursing facility is expected to serve followers of the specified religion from a multi-county area; and
 - (e) the needs of the population presently served shall be met adequately pursuant to G.S. 131E-183;
- (2) Exemption from the provisions of 10 NCAC 3R .6121 shall be granted to a nursing facility for purposes of relocating existing licensed nursing beds to another county provided that it complies with all of the criteria listed in this Rule:
- (3) Any certificate of need issued under this Rule shall be subject to the following conditions:
 - (a) the nursing facility shall relocate beds in at least two stages over a period of at least six months; and
 - (b) the nursing facility shall provide a letter to the Medical Facilities Licensure Section, on or before the date that the first group of beds are relocated, irrevocably committing the facility to relocate all of the nursing facility beds for which it has a certificate of need to relocate; and
 - (c) subsequent to providing the letter to the Medical Facilities Licensure Section described

in Sub-item (3)(b) of this Rule, the nursing facility shall accept no new patients in the beds which are being relocated, except new patients who, prior to admission, indicate their desire to transfer to the facility's new location(s).

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

.6137 POLICY FOR HOME HEALTH SERVICES

Need Determination Upon Termination of County's Sole Home Health Agency. When a home health agency's board of directors, or in the case of a public agency, the responsible public body, votes to discontinue the agency's provision of home health services and:

- (1) the agency is the only home health agency with an office physically located in the county; and
- (2) the agency is not being lawfully transferred to another entity;

need for a new home health agency office in the county is thereby established through this Rule. Following receipt of written notice of such decision from the home health agency's chief administrative officer, the Certificate of Need Section shall give public notice of the need for one home health agency office in the county, and the dates of the review of applications to meet the need. Such notice shall be given no less than 45 days prior to the final date for receipt of applications in a newspaper serving the county and to home health agencies located outside the county reporting serving county patients in the most recent licensure applications on file.

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

.6138 POLICY FOR END-STAGE RENAL DISEASE DIALYSIS SERVICES

Relocation of Dialysis Stations. Relocations of existing dialysis stations are allowed only within the host county and to contiguous counties currently served by the facility. Certificate of need applicants proposing to relocate dialysis stations shall:

- (1) demonstrate that the proposal shall not result in a deficit in the number of dialysis stations in the county that would be losing stations as a result of the proposed project, as reflected in the most recent Semiannual Dialysis Report, and
- (2) demonstrate that the proposal shall not result in a surplus of dialysis stations in the county that would gain stations as a result of the proposed project, as reflected in the most recent Semiannual Dialysis Report.

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

.6139 POLICIES FOR PSYCHIATRIC INPATIENT FACILITIES

(a) Transfer of Beds from State Psychiatric Hospitals to Community Facilities. Beds in the State psychiatric hospitals used to serve short-term psychiatric patients may be relocated to community facilities. However, before beds are transferred out of the State psychiatric hospitals, appropriate services and

programs shall be available in the community. State hospital beds which are relocated to community facilities shall be closed within 90 days following the date the transferred beds become operational in the community. Facilities proposing to operate transferred beds shall commit to serve the type of short-term patients normally placed at the State psychiatric hospitals. To help ensure that relocated beds will serve those persons who would have been served by the State psychiatric hospitals, a proposal to transfer beds from a State hospital shall include a written memorandum of agreement between the area MH/DD/SAS program serving the county where the beds are to be located, the Secretary of Human Resources, and the person submitting the proposal.

(b) **Allocation of Psychiatric Beds.**—A hospital submitting a Certificate of Need application to add inpatient psychiatric beds shall convert excess licensed acute care beds to psychiatric beds. In determining excess licensed acute care beds, the hospital shall subtract the average occupancy rate for its licensed acute care beds over the previous 12-month period from the appropriate target occupancy rate for acute care beds listed in 10 NCAC 3R .6130(d) and multiply the difference by the number of its existing licensed acute care beds.

(c) **Linkages Between Treatment Settings.**—An applicant applying for a certificate of need for psychiatric inpatient facility beds shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services.

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

.6140 POLICY FOR CHEMICAL DEPENDENCY TREATMENT FACILITIES

Linkages Between Treatment Settings.—An applicant applying for a certificate of need for chemical dependency treatment facility beds shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services.

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

.6141 POLICIES FOR INTERMEDIATE CARE FACILITIES FOR MENTALLY RETARDED

(a) **Determination of Intermediate Care Bed Need for Mentally Retarded/Developmentally Disabled Persons.**—After applying other required criteria, when superiority among two or more competing ICF/MR certificate of need applications is uncertain, favorable consideration shall be given to counties that do not have ICF/MR group homes when such counties are part of a multi-county area for which a need is shown in 10 NCAC 3R .6129.

(b) **Linkages Between Treatment Settings.**—An applicant applying for a certificate of need for intermediate care facility beds for mentally retarded shall document that the affected area mental health, developmental disabilities and substance abuse authorities have been contacted and invited to comment on the proposed services.

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

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Notice is hereby given in accordance with G.S. 150B-21.2 that the Environmental Management Commission intends to amend rules cited as 15A NCAC 2D .0521, .0535 Notice of Rule-making Proceedings was published in the Register on August 16, 1999 and February 15, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 7:00 p.m. on June 6, 2000 at the Groundfloor Hearing Room, Archdale Building, 512 N. Salisbury St., Raleigh, NC.

Reason for Proposed Action: The Control of Visible Emission rule is being amended to revise the methodology for determining compliance with the opacity standard when the opacity is measured with a continuous opacity monitor and the Excess Emissions Reporting and Malfunctions rule is being amended to specify the criteria to use to determine if excess emissions during start-up and shut-down are unavoidable to make start-up and shut-down provisions federally enforceable.

Comment Procedures: All persons interested in these matters are invited to attend the public hearings. Any person desiring to comment is requested to submit a written statement for inclusion in the record of proceedings at the public hearing. The hearing officer may limit oral presentation lengths to three minutes if many people want to speak. The hearing record will remain open until June 14, 2000 to receive additional written statements. To be included, the statement must be received by the Division by June 14, 2000. Comments should be sent to, and additional information concerning the hearings or the proposals may be obtained by contacting Mr. Thomas C. Allen, Division of Air Quality, 1641 Mail Service Center, Raleigh, NC 27699-1641, phone (919)733-1489, fax (919)715-7476, Thom.Allen@ncmail.net.

Fiscal Impact			
State	Local	Sub.	None
			✓

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2D - AIR POLLUTION CONTROL REQUIREMENTS

SECTION .0500 - EMISSION CONTROL STANDARDS

.0521 CONTROL OF VISIBLE EMISSIONS

(a) **Purpose.** The intent of this Rule is to prevent, abate and control emissions generated from fuel burning operations and industrial processes where an emission can be reasonably expected to occur, except during startups made start-up, shut-downs, and malfunctions approved as such according to procedures approved under Rule .0535 of this Section.

(b) Scope. This Rule shall apply to all fuel burning sources and to other processes that may have a visible emission. However, sources subject to a visible emission standard in Rules .0508, .0524, .1110, or .1111 of this Subchapter shall meet that standard instead of the standard contained in this Rule.

(c) For sources manufactured as of July 1, 1971, visible emissions shall not be more than 40 percent opacity when averaged over a six-minute period. However, except for sources required to comply with Paragraph (g) of this Rule, six-minute averaging periods may exceed 40 percent opacity if:

- (1) No six-minute period exceeds 90 percent opacity;
- (2) No more than one six-minute period exceeds 40 percent opacity in any hour; and
- (3) No more than four six-minute periods exceed 40 percent opacity in any 24-hour period.

(d) For sources manufactured after July 1, 1971, visible emissions shall not be more than 20 percent opacity when averaged over a six-minute period. However, except for sources required to comply with Paragraph (g) of this Rule, six-minute averaging periods may exceed 20 percent opacity if:

- (1) No six-minute period exceeds 87 percent opacity;
- (2) No more than one six-minute period exceeds 20 percent opacity in any hour; and
- (3) No more than four six-minute periods exceed 20 percent opacity in any 24-hour period.

(e) Where the presence of uncombined water is the only reason for failure of an emission to meet the limitations of Paragraph (c) or (d) of this Rule, those requirements shall not apply.

(f) Exception from Opacity Standard in Paragraph (d) of this Rule. Sources subject to Paragraph (d) of this Rule may be allowed to comply with Paragraph (c) of this Rule if:

- (1) The owner or operator of the source demonstrates compliance with applicable particulate mass emissions standards; and
- (2) The owner or operator of the source submits necessary data to show that emissions up to those allowed by Paragraph (c) of this Rule will not violate any national ambient air quality standard.

The burden of proving these conditions shall be on the owner or operator of the source and shall be approached in the following manner. The owner or operator of a source seeking an exception shall apply to the Director requesting this modification in its permit. The applicant shall submit the results of a source test within 90 days of application. Source testing shall be by the appropriate procedure as designated by rules in this Subchapter. During this 90-day period the applicant shall submit data necessary to show that emissions up to those allowed by Paragraph (c) of this Rule will not contravene ambient air quality standards. This evidence shall include, as a minimum, an inventory of past and projected emissions from the facility. In its review of ambient air quality, the Division may require additional information that it considers necessary to assess the resulting ambient air quality. If the applicant can thus show that it will be in compliance both with particulate mass emissions standards and ambient air quality standards, the Director shall modify the permit to allow emissions up to those allowed by Paragraph (c) of this Rule.

(g) For sources required to install, operate, and maintain continuous opacity monitoring systems (COMS), compliance with the numerical opacity limits in this Rule shall be determined as follows: excluding start-ups, shut-downs, and malfunctions approved as such according to procedures approved under Rule .0535 of this Section, the percent of excess emissions (defined as the percentage of monitored operating time in a calendar quarter above the opacity limit) shall not exceed 0.8 percent of the total operating hours. If a source operates less than 500 hours during a calendar quarter, the percent of excess emissions shall be calculated by including hours operated immediately previous to this quarter until 500 operational hours are obtained.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0535 EXCESS EMISSIONS REPORTING AND MALFUNCTIONS

(a) For this Rule the following definitions apply:

- (1) "Excess Emissions" means an emission rate that exceeds any applicable emission limitation or standard allowed by any rule in Sections .0500, .0900, .1200, or .1400 of this Subchapter; or by a permit condition; or that exceeds an emission limit established in a permit issued under 15A NCAC 2Q .0700.
- (2) "Malfunction" means any unavoidable failure of air pollution control equipment, process equipment, or process to operate in a normal and usual manner that results in excess emissions. Excess emissions during periods of routine start-up and shut-down of process equipment shall not be considered a malfunction. Failures caused entirely or in part by poor maintenance, careless operations or any other upset condition within the control of the emission source shall not be considered a malfunction.
- (3) "Start-up" means the commencement of operation of any source that has shut-down or ceased operation for a period sufficient to cause temperature, pressure, process, chemical, or a pollution control device imbalance that would result in excess emission.
- (4) "Shut-down" means the cessation of the operation of any source for any purpose.

(b) This Rule does not apply to sources to which Rules .0524, .1110, or .1111 of this Subchapter applies unless excess emissions exceed an emission limit established in a permit issued under 15A NCAC 2Q .0700 that is more stringent than the emission limit set by Rules .0524, .1110 or .1111 of this Subchapter.

(c) Any excess emissions that do not occur during start-up or shut-down shall be considered a violation of the appropriate rule unless the owner or operator of the source of excess emissions demonstrates to the Director, that the excess emissions are the result of a malfunction. To determine if the excess emissions are the result of a malfunction, the Director shall consider, along with any other pertinent information, the following:

- (1) The air cleaning device, process equipment, or process has been maintained and operated, to the maximum extent practicable, consistent with good practice for minimizing emissions;

- (2) Repairs have been made expeditiously when the emission limits have been exceeded;
- (3) The amount and duration of the excess emissions, including any bypass, have been minimized to the maximum extent practicable;
- (4) All practical steps have been taken to minimize the impact of the excess emissions on ambient air quality;
- (5) The excess emissions are not part of a recurring pattern indicative of inadequate design, operation, or maintenance;
- (6) The requirements of Paragraph (f) of this Rule have been met; and
- (7) If the source is required to have a malfunction abatement plan, it has followed that plan.

All malfunctions shall be repaired as expeditiously as practicable. However, the Director shall not excuse excess emissions caused by malfunctions from a source for more than 15 percent of the operating time during each calendar year. The Director may require the owner or operator of a facility to maintain records of the time that a source operates when it or its air pollution control equipment is malfunctioning or otherwise has excess emissions.

(d) All electric utility boiler units shall have a malfunction abatement plan approved by the Director as satisfying the requirements of Subparagraphs (1) through (3) of this Paragraph. In addition, the Director may require any other source to have a malfunction abatement plan approved by the Director as satisfying the requirements of Subparagraphs (1) through (3) of this Paragraph. If the Director requires a malfunction abatement plan for a source other than an electric utility boiler, the owner or operator of that source shall submit a malfunction abatement plan within 60 days after receipt of the Director's request. The malfunction plans of electric utility boiler units and of other sources required to have them shall be implemented when a malfunction or other breakdown occurs. The purpose of the malfunction abatement plan is to prevent, detect, and correct malfunctions or equipment failures that could result in excess emissions. A malfunction abatement plan shall contain as a minimum:

- (1) a complete preventive maintenance program including:
 - (A) the identification of individuals or positions responsible for inspecting, maintaining and repairing air cleaning devices;
 - (B) a description of the items or conditions that will be inspected and maintained;
 - (C) the frequency of the inspection, maintenance services, and repairs; and
 - (D) an identification and quantities of the replacement parts that shall be maintained in inventory for quick replacement;
- (2) an identification of the source and air cleaning operating variables and outlet variables, such as opacity, grain loading, and pollutant concentration, that may be monitored to detect a malfunction or failure; the normal operating range of these variables and a description of the method of monitoring or surveillance procedures and of informing operating

- personnel of any malfunctions, including alarm systems, lights or other indicators; and
- (3) a description of the corrective procedures that the owner or operator will take in case of a malfunction or failure to achieve compliance with the applicable rule as expeditiously as practicable but no longer than the next boiler or process outage that would provide for an orderly repair or correction of the malfunction or 15 days, whichever is shorter. If the owner or operator anticipates that the malfunction would continue for more than 15 days, a case-by-case repair schedule will be established by the Director with the source.

The owner or operator shall maintain logs to show that the operation and maintenance parts of the malfunction abatement plan are implemented. These logs shall be subject to inspection by the Director or his designee upon request during business hours.

(e) The owner or operator of any electric utility boiler unit required to have a malfunction abatement plan shall submit a malfunction abatement plan to the Director within 60 days of the effective date of this Rule. The owner or operator of any other source required by the Director to have a malfunction abatement plan shall submit a malfunction abatement plan to the Director within six months after it has been required by the Director. The malfunction abatement plan and any amendment to it shall be reviewed by the Director or his designee. If the plan carries out the objectives described by Paragraph (d) of this Rule, the Director shall approve it. If the plan does not carry out the objectives described by Paragraph (d) of this Rule, the Director shall disapprove the plan. The Director shall state his reasons for his disapproval. The person who submits the plan shall submit an amendment to the plan to satisfy the reasons for the Director's disapproval within a time prescribed by the Director. Any person having an approved malfunction abatement plan shall submit to the Director for his approval amendments reflecting changes in any element of the plan required by Paragraph (d) of this Rule or amendments when requested by the Director. The malfunction abatement plan and amendments to it shall be implemented within 90 days upon receipt of written notice of approval.

(f) The owner or operator of a source of excess emissions that last for more than four hours and that results from a malfunction, a breakdown of process or control equipment or any other abnormal conditions, shall:

- (1) notify the Director or his designee of any such occurrence by 9:00 a.m. Eastern time of the Division's next business day of becoming aware of the occurrence and describe:
 - (A) name and location of the facility,
 - (B) the nature and cause of the malfunction or breakdown,
 - (C) the time when the malfunction or breakdown is first observed,
 - (D) the expected duration, and
 - (E) an estimated rate of emissions;
- (2) notify the Director or his designee immediately when the corrective measures have been accomplished;

- (3) submit to the Director within 15 days after the request a written report that includes:
 - (A) name and location of the facility,
 - (B) identification or description of the processes and control devices involved in the malfunction or breakdown,
 - (C) the cause and nature of the event,
 - (D) time and duration of the violation or the expected duration of the excess emission if the malfunction or breakdown has not been fixed,
 - (E) estimated quantity of pollutant emitted,
 - (F) steps taken to control the emissions and to prevent recurrences and if the malfunction or breakdown has not been fixed, steps planned to be taken, and
 - (G) any other pertinent information requested by the Director.

After the malfunction or breakdown has been corrected, the Director may require the owner or operator of the source to test the source in accordance with Rule .0501 of this Section to demonstrate compliance.

(g) Start-up and shut-down. Excess emissions during start-up and shut-down shall be considered a violation of the appropriate rule if the owner or operator cannot demonstrate that the excess emissions are unavoidable, unavoidable when requested to do so by the Director. To determine if excess emissions are unavoidable during start-up or shut-down the Director shall consider the items listed in Paragraph (c)(1) through (c)(7) of this Rule along with any other pertinent information. The Director may specify for a particular source the amount, time, and duration of emissions allowed during start-up or shut-down. The owner or operator shall, to the extent practicable, operate the source and any associated air pollution control equipment or monitoring equipment in a manner consistent with best practicable air pollution control practices to minimize emissions during start-up and shut-down.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(4).

Notice is hereby given in accordance with G.S. 150B-21.2 that the Environmental Management Commission intends to adopt rules cited as 15A NCAC 2D .1416 - .1417, amend rules cited as 15A NCAC 2D .1402 - .1404, .1411. Notice of Rule-making Proceedings was published in the Register on June 15, 1999.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted:

July 12, 2000
7:00 p.m.
Groundfloor Hearing Room
Archdale Building
512 N. Salisbury Street
Raleigh, NC 27611

July 17, 2000
7:00 p.m.
Forsyth County Public Library
660 West 5th Street
Winston-Salem, NC 27101

July 25, 2000
7:00 p.m.
Charlotte-Mecklenburg Government Center
600 East 4th Street
Charlotte, NC 28202

July 27, 2000
7:00 p.m.
Lipinsky Auditorium
UNC Asheville
1 University Heights
Asheville, NC 28804

Reason for Proposed Action: *The proposed amendments and adoptions are a critical element in Governor Hunt's Clean Air Plan for North Carolina. These proposals will reduce nitrogen oxide emissions from power plants within North Carolina, which will, in turn, significantly reduce the formation of low-level ozone within this State.*

Comment Procedures: *All persons interested in these matters are invited to attend the public hearings. Any person desiring to comment for more than three minutes is requested to submit a written statement for inclusion in the record of proceedings at the public hearing. The hearing officer may limit oral comments to no more than five minutes. The hearing record will remain open until August 1, 2000 to receive additional written statements. Comments should be sent to and additional information concerning the hearing or the proposals may be obtained by contacting Mr. Thomas C. Allen, Division of Air Quality, 1641 Mail Service Center, Raleigh, NC 27699-1641, Phone (919)733-1489, Fax (919)715-7476, E-mail: Thom.Allen@ncmail.net.*

<u>Fiscal Impact</u>			
State	Local	Sub.	None
			✓ - 15A NCAC 2D .1402 - .1404, .1411
		✓	- 15A NCAC 2D .1416 - .1417

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2D - AIR POLLUTION CONTROL REQUIREMENTS

SECTION .1400 - NITROGEN OXIDES

.1402 APPLICABILITY

(a) The requirements of this Section shall only apply from April 1 May 1 through September 30, October 31.

(b) Rule .1416 of this Section applies statewide effective October 1, 2000.

(b)(c) With the exceptions stated in Paragraph (f) (g) of this Rule, this Section shall apply to:

- (1) Charlotte/Gastonia, consisting of Mecklenburg and Gaston Counties in accordance with Paragraph (c) (d) of this Rule;
- (2) Greensboro/Winston-Salem/High Point, consisting of Davidson, Forsyth, and Guilford Counties and the part of Davie County bounded by the Yadkin River, Dutchmans Creek, North Carolina Highway 801, Fulton Creek and back to Yadkin River in accordance with Paragraph (d) (e) of this Rule ; or
- (3) Raleigh/Durham, consisting of Durham and Wake Counties and Dutchville Township in Granville County in accordance with Paragraph (e) (f) of this Rule.

(c)(d) If a violation of the ambient air quality standard for ozone is measured in accordance with 40 CFR 50.9 in Cabarrus, Gaston, Iredell, Lincoln, Mecklenburg, Rowan, or Union County, North Carolina or York County, South Carolina, the Director shall initiate analysis to determine the control measures needed to attain and maintain the ambient air quality standard for ozone. By the following May 1, the Director shall implement the specific stationary source control measures contained in this Section that are required as part of the control strategy necessary to bring the area into compliance and to maintain compliance with the ambient air quality standard for ozone. The Director shall implement the rules in this Section identified as being necessary by the analysis by notice in the North Carolina Register. The notice shall identify the rules that are to be implemented and shall identify whether the rules implemented are to apply in Gaston or Mecklenburg County or in both counties. At least one week before the scheduled publication date of the North Carolina Register containing the Director's notice implementing rules in this Section, the Director shall send written notification to all permitted facilities within the county in which the rules are being implemented that are or may be subject to the requirements of this Section informing them that they are or may be subject to the requirements of this Section. (For Mecklenburg County, "Director" means for the purpose of notifying permitted facilities in Mecklenburg County, the Director of the Mecklenburg County local air pollution control program.) Compliance shall be in accordance with Rule .1403 of this Section.

(d)(e) If a violation of the ambient air quality standard for ozone is measured in accordance with 40 CFR 50.9 in Davidson, Forsyth, or Guilford County or that part of Davie County bounded by the Yadkin River, Dutchmans Creek, North Carolina Highway 801, Fulton Creek and back to Yadkin River, the Director shall initiate analysis to determine the control measures needed to attain and maintain the ambient air quality standard for ozone. By the following May 1, the Director shall implement the specific stationary source control measures contained in this Section that are required as part of the control strategy necessary to bring the area into compliance and to maintain compliance with the ambient air quality standard for ozone. The Director shall implement the rules in this Section identified as being necessary by the analysis by notice in the North Carolina Register. The notice shall identify the rules that are to be

implemented and shall identify whether the rules implemented are to apply in Davidson, Forsyth, or Guilford County or that part of Davie County bounded by the Yadkin River, Dutchmans Creek, North Carolina Highway 801, Fulton Creek and back to Yadkin River or any combination thereof. At least one week before the scheduled publication date of the North Carolina Register containing the Director's notice implementing rules in this Section, the Director shall send written notification to all permitted facilities within the county in which the rules are being implemented that are or may be subject to the requirements of this Section informing them that they are or may be subject to the requirements of this Section. (For Forsyth County, "Director" means for the purpose of notifying permitted facilities in Forsyth County, the Director of the Forsyth County local air pollution control program.) Compliance shall be in accordance with Rule .1403 of this Section.

(e)(f) If a violation of the ambient air quality standard for ozone is measured in accordance with 40 CFR 50.9 in Durham or Wake County or Dutchville Township in Granville County, the Director shall initiate analysis to determine the control measures needed to attain and maintain the ambient air quality standard for ozone. By the following May 1, the Director shall implement the specific stationary source control measures contained in this Section that are required as part of the control strategy necessary to bring the area into compliance and to maintain compliance with the ambient air quality standard for ozone. The Director shall implement the rules in this Section identified as being necessary by the analysis by notice in the North Carolina Register. The notice shall identify the rules that are to be implemented and shall identify whether the rules implemented are to apply in Durham or Wake County or Dutchville Township in Granville County or any combination thereof. At least one week before the scheduled publication date of the North Carolina Register containing the Director's notice implementing rules in this Section, the Director shall send written notification to all permitted facilities within the county in which the rules are being implemented that are or may be subject to the requirements of this Section informing them that they are or may be subject to the requirements of this Section. Compliance shall be in accordance with Rule .1403 of this Section.

(f)(g) This Section does not apply to:

- (1) any sources not required to obtain an air permit under 15A NCAC 2Q .0102;
- (2) any incinerator, or thermal or catalytic oxidizer used primarily for the control of air pollution;
- (3) emergency generators;
- (4) emergency use internal combustion engines;
- (5) stationary combustion turbines constructed before January 1, 1979, that operate no more than 16 hours from April 1 May 1 through September 30; October 31;
- (6) facilities with a federally enforceable potential to emit nitrogen oxides of:
 - (A) less than 100 tons per year; and
 - (B) less than 560 pounds per calendar day from April 1 May 1 through October 31; September 30.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.1403 COMPLIANCE SCHEDULES

(a) This Rule applies to all sources covered by Paragraph (b) or (c) of Rule .1402 of this Section.

(b) The owner or operator of a source subject to this Rule because of the applicability of Paragraphs (c); (d); or (e) (d), (e), or (f) of Rule .1402 of this Section, shall adhere to the following increments of progress and schedules:

- (1) If compliance with this Section is to be achieved through a demonstration to certify compliance without source modification:
 - (A) The owner or operator shall notify the Director in writing within six months after the Director's notice in the North Carolina Register that the source is in compliance with the applicable RACT limitation or RACT standard;
 - (B) The owner or operator shall perform any required testing within 12 months after the Director's notice in the North Carolina Register to demonstrate compliance with the applicable RACT limitation in accordance with Rule .1404 of this Section; and
 - (C) The owner or operator shall implement any required recordkeeping and reporting requirements within 12 months after the Director's notice in the North Carolina Register to demonstrate compliance with the applicable RACT standard in accordance with Rule .1404 of this Section.
- (2) If compliance with this Section is to be achieved through the installation of combustion modification technology or other source modification:
 - (A) The owner or operator shall submit a permit application and a compliance schedule within six months after the Director's notice in the North Carolina Register.
 - (B) The compliance schedule shall contain the following increments of progress:
 - (i) a date by which contracts for installation of the modification shall be awarded or orders shall be issued for purchase of component parts;
 - (ii) a date by which installation of the modification shall begin;
 - (iii) a date by which installation of the modification shall be completed; and
 - (iv) if the source is subject to a RACT limitation, a date by which compliance testing shall be completed.
 - (C) Final compliance shall be achieved within three years after the Director's notice in the North Carolina Register unless the owner or operator of the source petitions the Director for an alternative RACT limitation in accordance with Rule .1412 of this Section. If such a petition is made, final compliance shall be achieved within four years after the Director's notice in

the North Carolina Register.

- (3) If compliance with this Section is to be achieved through the implementation of an emissions averaging plan as provided for in Rule .1410 of this Section:
 - (A) The owner or operator shall abide by the applicable requirements of Subparagraphs (b)(1) and (b)(2) of this Rule for certification or modification of each source to be included under the averaging plan;
 - (B) The owner or operator shall submit a plan to implement an emissions averaging plan in accordance with Rule .1410 of this Section within six months after the Director's notice in the North Carolina Register.
 - (C) Final compliance shall be achieved within one year after the Director's notice in the North Carolina Register unless implementation of the emissions averaging plan requires the modification of one or more of the averaging sources. If modification of one or more of the averaging sources is required, final compliance shall be achieved within three years.
 - (4) If compliance with this Section is to be achieved through the implementation of seasonal fuel switching program as provided for in Rule .1411 of this Section:
 - (A) The owner or operator shall make all necessary modifications in accordance with Subparagraph (b)(2) of this Rule.
 - (B) The owner or operator shall include a plan for complying with the requirements of Rule .1411 of this Section with the permit application required under Part (A) of this Subparagraph.
 - (C) Final compliance shall be achieved within three years after the Director's notice in the North Carolina Register.
- (c) The owner or operator of a source subject to this Rule because of the applicability of Paragraph (b) of Rule .1402 of this Section, shall adhere to the following increments of progress and schedules:
- (1) The owner or operator shall notify the Director in writing by December 1, 2000, whether the source intends to comply with 15A NCAC 2D .1416(b) or with 15A NCAC 2D .1416(c) and if a extension will be sought through early emissions reductions credits under 15A NCAC 2D .1417.
 - (2) If compliance with this Section is to be achieved through a demonstration to certify compliance without source modification:
 - (A) The owner or operator shall notify the Director in writing by December 1, 2000, that the source is in compliance with the applicable limitation or standard;
 - (B) The owner or operator shall perform any required testing by October 1, 2001, to demonstrate compliance with the applicable limitation according to Rule .1404 of this Section and Rule .0501 of this Subchapter; and
 - (C) The owner or operator shall implement any

required recordkeeping and reporting requirements by October 1, 2001, to demonstrate compliance with the applicable standard according to Rule .1404 of this Section.

(3) If compliance with this Section is to be achieved through the installation of combustion modification technology, emission control equipment, or other source modification:

(A) The owner or operator shall submit a permit application and a compliance schedule by April 1, 2001.

(B) The compliance schedule shall contain the following increments of progress:

(i) a date by which contracts for installation of the modification or emission control equipment shall be awarded or orders shall be issued for purchase of component parts;

(ii) a date by which installation of the modification or emission control equipment shall begin;

(iii) a date by which installation of the modification or emission control equipment shall be completed; and

(iv) a date by which compliance testing shall be completed, which shall be at least 60 days before the final compliance date in Part (C) of this Subparagraph.

(C) Final compliance shall be achieved by:

(ii) April 30, 2003, for sources complying with 15A NCAC 2D .1416(b) or

(iii) April 30, 2005, for sources complying with 15A NCAC 2D .1416(c) with such exceptions as allowed under 15A NCAC 2D .1417.

(c)(d) The owner or operator shall certify to the Director, within five days after the deadline for each increment of progress in Paragraph (b) or (c) of this Rule, whether the required increment of progress has been met.

(d)(e) With such exception as the Director may allow, the owner or operator of any source subject to this Rule shall continue to comply with any applicable requirements for the control of nitrogen oxides until such time as the source complies with applicable rules in this Section or until the final compliance date set forth in this Rule, whichever comes first. The Director may allow the following exceptions:

- (1) testing of combustion control modifications; or
- (2) adding or testing equipment or methods for the application of RACT: a requirement in this Section.

(e)(f) The owner or operator of any new source of nitrogen oxides not in existence or under construction as of the date the Director notices in the North Carolina Register in accordance with Paragraphs (c), (d), or (e) (d), (e), or (f) of Rule .1402 of this Section, shall comply with all applicable rules in this Section upon start-up of the source.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5); 143-215.65.

.1404 RECORDKEEPING: REPORTING: MONITORING:

(a) The owner or operator of any source subject to the requirements of this Section shall comply with the monitoring, recordkeeping and reporting requirements in Section .0600 of this Subchapter and shall maintain all records necessary for determining compliance with all applicable RACT limitations and standards of this Section for at least five years after.

(b) When requested by the Director, the owner or operator of any source subject to the requirements of this Section shall submit to the Director any information necessary to determine the compliance status of an affected source.

(c) Within 30 days of becoming aware of an occurrence of excess emissions from a source subject to the requirements of this Section, the owner or operator shall notify the Director and provide the following information:

- (1) the name and location of the facility;
- (2) the source that caused the excess emissions;
- (3) the time and date the excess emissions were discovered;
- (4) the cause and duration of the excess emissions;
- (5) for sources subject to a RACT limitation, the estimated rate of emissions and the data and calculations used to determine the magnitude of the excess emissions; and
- (6) the corrective actions and schedule proposed to correct the conditions causing the excess emissions.

(d) The owner or operator of a utility boiler covered under Rule .1402(b) of this Section shall install, operate, and maintain a continuous emission monitoring system according to 40 CFR Part 75, Subpart H. When required, the The owner or operator of a source all other sources, including stationary reciprocating internal combustion engines, subject to the requirements of this Section using a continuous emissions monitoring system to measure emissions of nitrogen oxides shall operate and maintain a continuous emission monitoring system in accordance with according to 40 CFR, Part 60, Appendix F.

(e) Data from continuous emissions monitoring systems shall be available for at least 95 percent of the operating hours for the applicable averaging period, where four equally spaced readings constitute a valid hour. If data from continuous emission monitoring systems is not available for at least 95 percent of the time that the source is operated, the procedures in 40 CFR 75.33 shall apply.

(f) The owner or operator of a utility boiler covered under Rule .1402(b) of this Section shall report to the Director no later than 30 days following the end of each month beginning with May and ending with September the daily calculated nitrogen oxides emission rates expressed in pounds per million Btu and tons per day for each utility boiler.

(f)(g) When compliance with a RACT limitation established for a source subject to the requirements of this Section is determined using a continuous emissions monitoring system, a 24-hour block average as described under Rule .0606 of this Subchapter shall be recorded for each day -rolling average computed and recorded each hour from April 1 May 1 through September 30 October 31 shall be used: unless a specific rule

requires a different averaging time or procedure.

(g)(h) When compliance with a RACT limitation established for a source subject to the requirements of this Section is not determined using a continuous emissions monitoring system, compliance shall be determined using source testing in accordance with 40 CFR, Part 60, Appendix A, or any equivalent test method, approved by the Director. Where source testing is used to determine compliance with a RACT limitation established in accordance with according to this Section, testing shall be conducted at least annually in accordance with Rule .1415 of this Section.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5); 143-215.65; 143-215.66.

.1411 SEASONAL FUEL SWITCHING

(a) This Rule shall not apply to facilities covered under Rule .1402(b) of this Section.

(a)(b) The owner or operator of a utility or non-utility coal-fired boiler subject to the requirements of this Section as determined by Rule .1402 of this Section may elect to comply by applying apply RACT through the seasonal combustion of natural gas in accordance with according to Paragraph (b) (c) of this Rule. This option is not available to a boiler that used natural gas as its primary fuel in 1990 or has used natural gas as its primary fuel during any year since 1990. Compliance with this Section in accordance with according to this Rule does not remove or reduce any applicable requirement of the Acid Rain Program.

(b)(c) The owner or operator electing to comply with the requirements of this Section through the seasonal combustion of natural gas shall establish a NO_x emission limit for November 1 through March 31 April 30 that will result in annual NO_x emissions of less than or equal to the NO_x that would have been emitted if the source complied with the applicable RACT limitation for the combustion of coal for the entire calendar year. Compliance with this Section in accordance with according to this Rule does not remove or reduce any applicable requirement of the Acid Rain Program.

(c)(d) To comply with the requirements of this Section through the seasonal combustion of natural gas, the owner or operator shall submit to the Director the following information:

- (1) the name and location of the facility;
- (2) information identifying the source to use seasonal combustion of natural gas for compliance;
- (3) the maximum heat input rate for each source;
- (4) a demonstration that the source will comply with the applicable RACT limitation for the combustion of coal from April 1 May 1 through October 31; September 30;
- (5) a demonstration that the source will comply with the NO_x emission limitation established under Paragraph (b) (c) of this Rule from November 1 October 1 through March 31; April 30; and
- (6) a written statement from the natural gas supplier providing reasonable assurance that the fuel will be available from April 1 May 1 through October 31; September 30.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.1416 REQUIRED EMISSIONS REDUCTIONS AT UTILITY COMPANIES

(a) Companies that own or operate coal-fired utility boilers subject to 15A NCAC 2D .0536 or .0524 shall comply with either Paragraph (b) or (c) of this Rule. The company shall choose the control option.

(b) Companies subject to this Rule shall comply by reducing emissions of nitrogen oxides from facilities in Catawba, Gaston, Person, or Stokes counties with coal-fired utility boilers whose total nameplate capacity at the facility is greater than 700 megawatts to no more than 0.15 pounds per million Btu heat input. Emissions from a coal-fired utility boiler covered under this Paragraph shall not exceed the tons per day computed using the equation in Paragraph (d) of this Rule, substituting 0.15 pounds per million Btu for the 0.25 pounds per million Btu factor in the equation.

(c) Except as allowed under Rule .1417 of this Section, companies subject to this Rule shall comply by reducing nitrogen oxide emissions from utility boilers owned by that company in North Carolina such that the emissions of nitrogen oxides from each boiler is no more than:

- (1) 0.25 pounds of nitrogen oxides per million Btu heat input, 24-hour block average, and
- (2) the tons per day as computed by the procedure in Paragraph (d) of this Rule, or

the limit set under the procedures of Paragraphs (e) and (f) of this Rule.

If emissions reduction credits are used, the company shall comply with the allowable emission rates set by the Director under Rule .1417 of this Section.

(d) The tons-per-day allowable rate under Paragraph (c) of this Rule shall be computed for each boiler using the following equation:

allowable rate in tons per day = (0.25 pounds per million Btu) x (average daily capacity factor of the boiler between May 1 and September 30 for 1997, 1998, and 1999) x (heat input in million Btu per hour contained in the "emission source description" of its permit) x (24 hours per day) ÷ (2000 pounds per ton).

(e) The option in this Paragraph does not apply to facilities that comply with this Rule under Paragraph (b) of this Rule. Companies subject to this Rule may comply using an alternative mix of controls for boilers covered under this Rule than required under Paragraph (c) of this Rule if the reduction of emissions of nitrogen oxides is greater than or equal to the emissions that would have been obtained by meeting the emission limits under Paragraph (c) of this Rule. To use this option the companies involved in the alternative mix of controls shall submit the following written documentation to the Director as part of the initial report required under Rule .1403(c)(1) of this Section and as part of the permit application required under Rule .1403(c)(3) of this Section and any subsequent application for revision to its permits involving an alternative mix of controls:

- (1) the names and locations of the facilities and boilers involved in the reductions;
- (2) information identifying each boiler to be included in

the reductions;

- (3) the maximum heat input rate for each boiler;
- (4) the fuel or fuels combusted by each boiler;
- (5) the maximum nitrogen oxide emission rate proposed in pounds per million Btu and tons per day for each boiler;
- (6) a demonstration that the resulting emissions reductions of nitrogen oxide emissions is greater than or equal to that specified in Paragraph (c) of this Rule; and
- (7) a description of the monitoring and recordkeeping plan that will assure compliance with the required reduction.

(f) If the Director finds that the requirements of Paragraph (e) of this Rule are satisfied and that the alternative mix of controls will achieve a reduction in emissions of nitrogen oxides greater than or equal to the reduction that would have been obtained by meeting the emission limits under Paragraph (c) of this Rule, the Director may approve the alternative mix of controls. If the Director approves the alternative mix of controls, he shall put in the permits of each facility and boiler involved in the alternative mix of controls the allowable emission rates for nitrogen oxides and the monitoring, recordkeeping, and reporting requirements necessary to determine compliance with the allowable emission rates.

(g) All emission control equipment and techniques shall be operated from May 1 through September 30 in the manner in which they are designed or permitted to be operated.

(h) If early emissions reduction credits are used, after May 1, 2005, emissions from coal-fired utility boilers shall not exceed the sum of the tons per season (May 1 through September 30) computed using the equation in Paragraph (d) of this Rule times 153 days per season.

(i) If early emissions reduction credits are not used, after May 1, 2005, emissions from a coal-fired utility boiler covered under this Rule shall not exceed the tons per day computed using the equation in Paragraph (d) of this Rule with the exception of sources using a different mix of controls as allowed under Paragraph (e) of this Rule.

(j) The Environmental Management Commission may specify through rule-making a specific emission limit lower than that established under this Rule for a specific unit if compliance with the lower emission limit is required as part of the State Implementation Plan to attain or maintain the ambient air quality standard for ozone.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5); 143-215.65; 143-215.66.

.1417 EARLY EMISSIONS REDUCTION CREDITS FOR UTILITY COMPANIES

(a) Electric utility companies covered under Rule .1416 of this Section that choose the control option allowed under Rule .1416(c) of this Section may receive emissions reduction credits for those nitrogen oxide emissions reductions required by 2D .1416 that are:

- (1) beyond emission reductions required under 40 CFR Part 76, Acid Rain Nitrogen Oxides Emission

Reduction Program and

- (2) achieved after May 1, 1999 and before September 30, 2003.

(b) The emissions reduction credits earned under the auspices of this Rule shall be tabulated in terms of tons of nitrogen oxides reduced per season (a season is from May 1 through September 30). To be credible, the emission reductions have to be permanent. Only emission reductions beyond emission reductions required under 40 CFR Part 76 are credible. Emissions reduction credits are counted in successive seasons through September 30, 2003. Seasonal emissions reduction credits shall be recorded in a Division of Air Quality data base and will accumulate in this data base until September 30, 2003. At that point a cumulative total of all the emissions reduction credits earned during the entire period shall be tabulated in terms of tons per ozone season for each company that participates in this program. These credits will then be available for use by their respective companies to offset emissions in excess of that allowed under 15A NCAC 2D .1416(c) or (e) after May 1, 2005, on a one for one basis for a period not to exceed September 30, 2006.

(c) In order to earn emissions reduction credits each company shall provide the following written documentation to the Director:

- (1) the boiler or boilers involved in the emissions reduction;
- (2) the start date of the emissions reduction;
- (3) a description of the add-on control device, modification or change in operational practice that will permit the boiler or boilers to achieve the emissions reduction;
- (4) the current, or baseline, emissions of nitrogen oxides of the boiler or boilers involved in this reduction in terms of tons of nitrogen oxides per season;
- (5) the amount of reduction of emissions of nitrogen oxides that will be achieved by this action in terms of tons of nitrogen oxides per season per boiler involved;
- (6) the total reduction of nitrogen oxides that will be achieved by this action in terms of tons of nitrogen oxides per season for all the boilers involved;
- (7) a demonstration that the proposed action will indeed reduce the emissions of nitrogen oxides from the boilers involved by the amount specified in Subparagraphs (c)(5) and (c)(6) of this Rule; and
- (8) a description of the monitoring, recordkeeping, and reporting plan that will assure continued compliance with the proposed emissions reduction activity.

(d) Before any emissions reduction credits can be used, the Director shall have to approve them. The Director may approve emissions reduction credits if he finds that:

- (1) early emissions reductions are beyond the reductions required under 40 CFR Part 76, Acid Rain Nitrogen Oxides Emission Reduction Program,
- (2) the emission reductions are achieved after March 10, 1999, and before September 30, 2003,
- (3) the emission reductions are permanent, and
- (4) all the information and documentation required under

Paragraph (c) of this Rule has been submitted.

(e) If the Director approves the proposed early emissions reduction action, the Director shall enter into the permits of the involved sources the new allowable emission rates for nitrogen oxides and the monitoring, recordkeeping, and reporting requirements necessary to determine compliance with the new allowable emission rates.

(f) If the Director approves the proposed early emissions reduction action, the Division shall record the early emissions reduction credits earned by this activity in a central data base. This data base will be maintained by the Division of Air Quality. These credits shall be recorded in terms of tons of emissions of nitrogen oxides reduced per season with the actual start date of the reduction activity. To be counted as emissions reduction credits, the company shall report by December 1 of each year the emission reductions achieved between May 1 and September 30 of that year.

(g) These emissions reduction credits shall then be available for use by their respective companies either individually or jointly to offset exceedances of the emissions of nitrogen oxides by that company in order to achieve compliance with 15A NCAC 2D .1416(c) or (e) after May 1, 2005. The credits shall be used on a one for one basis, that is, one ton per season of credit can be used to offset one ton, or less, per season of excess emissions to achieve compliance with the requirements of 15A NCAC 2D .1416(c) or (e). All credits shall expire and will no longer be available for use after September 30, 2006.

(h) Each company using emissions reduction credits shall report to the Director by December 1, 2005, the emissions reduction credits used between May 1 and September 30, 2005 and by December 1, 2006, the emissions reduction credits used between May 1 and September 30, 2006.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5); 143-215.65; 143-215.66.

Notice is hereby given in accordance with G.S. 150B-21.2 that the DENR - Environmental Management Commission intends to adopt the rule cited as 15A NCAC 2H .0227. Notice of Rule-making Proceedings was published in the Register on March 15, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 6:00 p.m. on June 6, 2000 at the Western Piedmont Community College, Moore Hall - Main Campus, 1001 Burckmont Ave., Morganton, NC 28655 and June 8, 2000 at 6:00 p.m., Archdale Building, Ground Floor, 512 N. Salisbury Street, Raleigh, NC.

Reason for Proposed Action: With the enactment of HB 1160, 1999 N.C. Sess. Laws ch. 329, a new permitting program was required by the General Assembly. The new permitting program for systemwide collection system permits will be a permanent program. This rule establishes the requirements of collection

system owners, the procedures for issuing new permits, renewal of permits, and the scope of the program. The requirements will be needed on a continual basis.

Comment Procedures: Written comments may be submitted to Kim H. Colson, Division of Water Quality, Water Quality Section, Non-Discharge Permitting Unit, 1617 Mail Service Center, Raleigh, NC 27699-1617. An information package may be obtained by contacting the Non-Discharge Permitting Unit at (919)733-5083 (ext. 574 or 524). Comments should be received by June 15, 2000.

Fiscal Impact		
State	Local	Sub. None
	✓	

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2H - PROCEDURES FOR PERMITS: APPROVALS

SECTION .0200 - WASTE NOT DISCHARGED TO SURFACE WATERS

.0227 SYSTEM-WIDE COLLECTION SYSTEM PERMITTING

(a) In accordance with the North Carolina Clean Water Act of 1999, S. L. 1999 c. 329, s. 11.2, the Director may issue system-wide permits for collection systems.

(b) The following definitions apply to this Section:

- (1) "Collection system" means a group of contiguous sewer systems that convey municipal or domestic wastewater to a wastewater treatment facility or separately-owned sewer system.
- (2) "High-priority sewer line" means any aerial line, sub-waterway crossing, line contacting surface waters, siphon, line positioned parallel to streambanks that are subject to eroding in such a manner that may threaten the sewer line, or line designated as high priority in a permit.

(c) Permit applications for the initial issuance of a collection system permit shall be completed and submitted to the Division within 60 days of the collection system owner's receipt of the Division's request for application submittal. The Division shall request the initial application submittal by certified mail. Permit renewal requests shall be submitted to the Director at least 180 days prior to expiration, unless the permit has been revoked in accordance with Rule .0213 of this Section. All applications must be submitted in triplicate and made on official forms completely filled out, where applicable, and fully executed.

(d) Collection systems that have a design flow and convey an actual flow less than 200,000 gallons per day shall be deemed to be permitted pursuant to G.S. 143-215.1(b)(4)e, and it shall not be necessary for the Division to issue individual permits for the operation and maintenance of these systems and their associated management programs provided that the following criteria are met:

- (1) The sewer system is effectively maintained and

operated at all times to prevent discharge to land or surface waters, and any contravention of the groundwater standards in 15A NCAC 2L .0200 or the surface water standards in 15A NCAC 2B .0200;

- (2) A map of the sewer system has been developed prior to January 1, 2004 and is actively maintained;
- (3) An operation and maintenance plan has been developed and implemented;
- (4) Pump stations that are not connected to a telemetry system are inspected at least three times per week until July 1, 2000; thereafter, pump stations are inspected at least daily, as defined in 15A NCAC 2B .0503(5), until July 1, 2001; and thereafter, pump stations are inspected every day. Pump stations that are connected to a telemetry system are inspected at least once per week;
- (5) High-priority sewer lines are inspected at least once per every six-month period of time;
- (6) A general observation of the entire sewer system is conducted at least once per year;
- (7) Inspection and maintenance records are maintained for a period of at least three years; and
- (8) Overflows and bypasses are reported to the appropriate Division regional office in accordance with 15A NCAC 2B .0506(a), and public notice is provided as required by G.S. 143-215.1C.

(e) The Director may, on a case by case basis, determine that a collection system should not be deemed to be permitted in accordance with this Rule and require the owner of the collection system to obtain an individual collection system permit from the Division if:

- (1) The owner of the collection system does not maintain compliance with the requirements of Paragraph (d) of this Rule; or
- (2) The collection system is determined to be contributing to the impairment of surface waters specified on the Division's list generated as a result of the Federal Water Pollution Control Act (Clean Water Act) Section 303(d), 33 U.S.C. Section 1313(d).

Authority G.S. 143-215.1(a); 143-215.3(a),(d); North Carolina Clean Water Act of 1999.

TITLE 18 - SECRETARY OF STATE

Notice is hereby given in accordance with G.S. 150B-21.2 that the Secretary of State intends to amend rules cited as 18 NCAC 6 .1402, .1413, .1709. Notice of Rule-making Proceedings was published in the Register on March 1, 2000.

Proposed Effective Date: April 1, 2001

Instructions on How to Demand a Public Hearing (must be requested in writing within 15 days of notice): A public hearing may be scheduled by contacting David Massey, Deputy Securities Administrator at 300 N. Salisbury Street, Suite 100, Raleigh, NC 27603, (919)733-3924. Written requests for a

public hearing must be received within 15 days after the Notice of Text is published.

Reason for Proposed Action: *As of January 1, 2000, NASAA implemented a revised Uniform Investment Advisor State Law Examination (known as a Series 65 Exam) and retired the Series 65 Exam contemplated by 18 NCAC 6 .1709 that was in use prior to that due date. Additionally, as of January 1, 2000, NASAA requires that a person desiring to take the Uniform Combined State Law Examination (known as the 66 Exam) to qualify candidates as both securities agents and investment adviser representatives must pass the NASD General Securities Representatives Examination (known as the Series 7 Series 7 Exam) as a co-requisite for taking the Series 66 Exam.*

Comment Procedures: *Comments concerning these rules may be addressed to David S. Massey, Deputy Securities Administrator at 300 N. Salisbury Street, Suite 100, Raleigh, NC 27603, (919)733-3924. Comments must be received no later than June 14, 2000.*

Fiscal Impact

State	Local	Sub.	None
			✓

CHAPTER 6 - SECURITIES DIVISION

SECTION .1400 - REGISTRATION OF DEALERS AND SALESMEN

.1402 APPLICATION FOR REGISTRATION OF SALESMEN

(a) The application for registration as a salesman shall contain the following:

- (1) an executed Uniform Application for Securities and Commodities Industry Representative and/or Agent (Form U-4) or the appropriate successor form;
- (2) a fee in the amount of fifty-five dollars (\$55.00);
- (3) evidence of a passing grade of seventy percent on either
 - (i) the Uniform Securities Agent State Law Examination(USASLE-Series 63); or,
 - (ii) both the Uniform Combined State Law Examination (Series 66 Exam) and the General Securities Representative Examination (Series 7 Exam), as well as the appropriate NASD examination as required by Rule .1413 of this Section.

(b) The application for registration as a salesman shall be filed as follows:

- (1) NASD member dealers shall file all salesman applications for registration in the State of North Carolina with the NASAA/NASD Central Registration Depository, P.O.—Box—37441; Washington, D.C.—20013; P.O. Box 9401, Gaithersburg, MD 28898-9401.
- (2) Non-NASD member dealers shall file all salesman applications for registration in the State of North

Carolina directly with the Securities Division.

(c) The salesman or the dealer for which the salesman is registered shall file with the administrator, as soon as practicable but in no event later than 30 days, notice of any disciplinary action taken against a salesman by any exchange of which the dealer is a member; the Securities and Exchange Commission; the Commodity Futures Trading Commission; any national securities association registered with the Securities and Exchange Commission pursuant to Section 15A of the Securities Exchange Act of 1934 or any state securities commission and of any civil suit, warrant, criminal warrant, or criminal indictment filed against the salesman alleging violation of any federal or state securities laws. If the information contained in any document filed with the administrator is or becomes inaccurate or incomplete in any material respect, the salesman or the dealer for which the salesman is registered shall file a correcting amendment as soon as practicable but in no event later than thirty days. Such filing is to be made by NASD member dealers and their salesmen to the NASAA/NASD Central Registration Depository and non-NASD member dealers and their salesmen shall make such filing directly with the Securities Division.

(d) Registration becomes effective at noon of the 30th day after a completed application is filed or such earlier time upon approval of the application by the administrator, unless proceedings are instituted pursuant to G.S. 78A-39. The administrator may by order defer the effective date after the filing of any amendment but no later than noon of the 30th day after the filing of the amendment.

(e) A salesman shall only be registered in this State with one dealer.

Authority G.S. 78A-37(a); 78A-37(b); 78A-38(c); 78A-39(b)(4); 8A-49(a).

.1413 SALESMAN EXAMINATION REQUIRED

(a) Every application for registration as a salesman shall show evidence of a minimum passing grade of 70% on either:

- (1) the Uniform Securities Agent State Law Examination (USASLE-Series 63); or,
- (2) both the Uniform Combined State Law Examination (Series 66 Exam) and the General Securities Representative Examination (Series 7 Exam). The USASLE-Series 63 examination is These examinations are given by the National Association of Securities Dealers (NASD). Each application for registration must also show that the applicant has passed the appropriate NASD exam applicable to applicants for registration as a securities salesman. The scheduled dates, times and locations may be obtained by contacting the NASD, 1735 K Street Northwest, Washington, D.C. Central Registration Depository, P.O. Box 9401, Gaithersburg, MD 28898-9401 (202) 728-8800 (301) 590-6500 or the Securities Division.

(b) The requirement of Paragraph (a) of this Rule shall not apply to any salesman who has been registered continuously since April 1, 1981; provided that a lapse in registration in this State of less than one year shall not require compliance with

Paragraph (a) of this Rule. New registrants after April 1, 1981; who have not been registered previously in this State and previously registered salesmen in this State whose registration has lapsed for one year or more shall comply with Paragraph (a) of this Rule.

(c) The administrator may, upon a showing of undue hardship good cause, waive the requirements of Paragraph (a) of this Rule. For purposes of this Rule, "good cause" for waiver of the examination requirement is shown by a demonstration that the applicant's understanding of the ethics and legal guidelines applicable to securities salesmen is comparable to that shown by evidence of a passing grade on the examination for which waiver is sought.

(d) Termination of the salesman's registration with the NASD for violation of NASD rules shall automatically terminate the salesman's registration with the State of North Carolina.

Authority G.S. 78A-39(b)(4); 78A-49(a).

SECTION .1700 - REGISTRATION OF INVESTMENT ADVISERS AND INVESTMENT ADVISER REPRESENTATIVES

.1709 EXAMINATIONS FOR INVESTMENT ADVISERS AND INVESTMENT ADVISER REPRESENTATIVES

(a) ~~Unless otherwise waived by the administrator, an investment adviser registered or required to be registered under the Act shall take and pass the Uniform Investment Adviser State Law Examination with a score of 70 or better as a condition of registration as an investment adviser. If the investment adviser is not an individual, an officer (if the applicant is a corporation) or a general partner (if the applicant is a partnership) shall take and pass this examination.~~

(b) ~~Unless otherwise waived by the administrator, an investment adviser representative registered or required to be registered under the Act shall take and pass the Uniform Investment Adviser State Law Examination with a score of 70 percent or better.~~

(c) Any person who was registered as an investment adviser or investment adviser representative in this state as of the effective date of these Rules shall not be required to take and pass the Uniform Investment Adviser State Law Examination.

(d) An applicant who has taken and passed the Uniform Investment Adviser State Law Examination with a score of 70 percent or better within two years prior to the date the application is filed with the administrator, or at any time if the applicant has not been inactive in the investment advisory business for more than two years when the application is filed, shall not be required to take and pass the Uniform Investment Adviser State Law Examination again.

(a) Examination Requirements. A person applying to be registered as an investment adviser or investment adviser representative under the Investment Advisers Act shall provide the Administrator with proof that he or she has obtained a passing score on either:

- (1) The Uniform Investment Adviser Law Examination (Series 65 Exam); or

- (2) The General Securities Representative Examination (Series 7 Exam) and the Uniform Combined State Law Examination (Series 66 Exam).

In the event the applicant for registration as an investment adviser is an entity, rather than an individual, the examination shall be taken on behalf of the applicant by one of its officers, a general partner, a manager, or other managing executive of comparable status and position.

(b) Grandfathering. An individual who has not been registered in any jurisdiction for a period of two years shall be required to comply with the examination requirements of Paragraph (a) of this Rule.

(c) Waivers. The examination requirement shall not apply to an individual who currently holds one of the following professional designations:

- (1) Certified Financial Planner (CFP) awarded by the Certified Financial Planner Board of Standards, Inc.;
- (2) Chartered Financial Consultant (ChFC) awarded by the American College, Bryn Mawr, Pennsylvania;
- (3) Personal Financial Specialist (PFS) awarded by the American Institute of Certified Public Accountants;
- (4) Chartered Financial Analyst (CFA) awarded by the Institute of Chartered Financial Analysts;
- (5) Chartered Investment Counselor (CIC) awarded by the Investment Counsel Association of America, Inc.;
or
- (6) Such other professional designation as the Administrator may by order recognize.

Authority G.S. 78C-19(b)(5); 78C-30(a); 78C-30(b).

TITLE 21 - OCCUPATIONAL LICENSING BOARDS

CHAPTER 14 - BOARD OF COSMETIC ART EXAMINERS

Notice is hereby given in accordance with G.S. 150B-21.2 that the N.C. State Board of Cosmetic Art Examiners intends to adopt the rule cited as 21 NCAC 140 .0105 and amend rules cited as 21 NCAC 14A .0101; 14I .0104, .0106, .0401; 14P .0107, .0108, .0115 and repeal the rule cited as 21 NCAC 14P .0103 Notice of Rule-making Proceedings was published in the Register on February 15, 2000 and March 1, 2000.

Proposed Effective Date: April 1, 2001

A Public Hearing will be conducted at 9:00 a.m. on May 30, 2000 at the N.C. State Board of Cosmetic Art Examiners, 1201-110 Front St, Raleigh, NC 27609.

Reason for Proposed Action: To update the school curriculum and to add additional civil penalties.

Comment Procedures: Written comments concerning this rule-making action must be submitted by June 16, 2000 to Dee Williams, Rule-Making Coordinator, N.C. State Board of

Cosmetic Art Examiners, 1201-110 Front St., Raleigh, NC 27609.

Fiscal Impact

State	Local	Sub.	None
	✓		✓ - 21 NCAC 14A .0101, 14I .0104 .0106, .0401 - 21 NCAC 14P .0103, .0105, .0107, .0108 ✓ - 21 NCAC 14P .0115, 14O .0106, 14P .0115

SUBCHAPTER 14A - DEPARTMENTAL RULES

SECTION .0100 - ORGANIZATIONAL RULES

NOTE: The text in bold has been approved by Rules Review and waiting for 2000 session.

.0101 DEFINITIONS

The following definitions apply in this Chapter:

- (1) "Beauty Establishment" refers to both cosmetic art schools and cosmetic art shops.
- (2) **"Board" refers to the North Carolina State Board of Cosmetic Art Examiners.**
- (3) **"Cosmetic Art School" refers to any place where cosmetic art, as defined by G.S. 88-2, or methods of teaching cosmetic art are taught for purposes of licensing by the Board regardless of the title of the school or program.**
- (4) **"Cosmetic Art Shop" refers to any building, or part thereof, wherein cosmetic art, as defined by G.S. 88-2, is practiced, other than a cosmetic art school.**
- (5)(2) "Cosmetology School" is any cosmetic art school which teaches cosmetology cosmetic art as defined by G.S. 88-2, Paragraph 2, **G.S. 88B-2(5)**, but is not a manicurist school.
- (6)(3) **"Esthetician Student" is a student in any cosmetic art school whose study is limited to the esthetician curriculum set forth in 21 NCAC 14O .0102.**
- (6) ~~"Cosmetology Student" is a student in any cosmetic art school with the exception of a manicurist student.~~
- (7) ~~"Cosmetology Teacher" is any teacher who is licensed by the Board to teach the cosmetic arts.~~
- (8) ~~Manicuring" is that set of cosmetic arts related to the nails, hands, arms and feet. It includes traditional manicuring, pedicuring, arm and hand massages, and all types of artificial nails.~~
- (9)(3) **"Manicurist School" is a cosmetic art school which teaches only the cosmetic arts of manicuring.**
- (10)(4) ~~"Manicurist Student" is a student in any cosmetic art school whose study is limited to the manicurist curriculum set forth in 21 NCAC 14K .0002: .0102.~~
- (11) ~~"Manicurist Teacher" is a teacher who is licensed by the Board to teach only the manicuring curriculum.~~
- (12) **"Booth" is a work station within a cosmetic art shop which is used primarily by one cosmetologist or manicurist in performing cosmetic art services**

for their clientele:

- (13)(5) "Successfully" "Successful Completion" is the completion of an approved cosmetic art curriculum with a minimum grade of "C" or 70%, whichever is deemed as passing by the cosmetic art school.
- (14)(6) "Esthetician School" is any cosmetic art school which teaches only the cosmetic arts of skin care.
- (6)(7) "Esthetician Student" is a student in any cosmetic art school whose study is limited to the esthetician curriculum set forth in 21 NCAC 140 .0102.
- (7)(8) "Esthetician Teacher" is a teacher who is licensed by the Board to teach only the esthetician curriculum:
- (8) "Esthetics" refers to any of the following practices: giving facials, applying makeup, performing skin care, removing superfluous hair from the body of any person by the use of depilatories, tweezers or waxing, or applying eyelashes to any person (this is to include brow and lash color), beautifying the face, neck, arms or upper part of the human body, by use of cosmetic preparations, antiseptics, tonic, lotions or creams, massaging, cleaning, or stimulating the face, neck, ears, arms, hands, bust, torso, legs or feet, by means of the hands, devices, apparatus, or appliances, with the use of cosmetic preparations, antiseptics, tonics, lotions or creams.

Authority G.S. 88B-2; 88B-4.

SUBCHAPTER 14I - OPERATIONS OF SCHOOLS OF COSMETIC ART

SECTION .0100 - RECORD KEEPING

.0104 WITHDRAWALS

(a) When a student who is enrolled in a cosmetic art school withdraws from such school, whether by reason of transfer to another school, dismissal, suspension, voluntary disenrollment, or for any reason other than graduation, graduation a report thereof shall be forwarded to the Board within 30 working days of withdrawal. the cosmetic art school shall report the withdrawal to the Board within 30 working days.

(b) Such report shall contain the following:

- (1) name of the student,
- (2) Social Security number,
- (3) the last day of attendance,
- (4) the reason for withdrawal (if known),
- (5) the hours completed at the time of withdrawal, and
- (6) copy of all live model/mannequin performances completed at the time of withdrawal.

(c) A student may elect to withdraw from a cosmetic art program up to five school days from the first date of attendance. Hours earned during the time period prior to withdrawal will not be credited.

Authority G.S. 88-23; 88-30.

.0106 STUDENT DAILY RECORDS

All daily records kept by a cosmetic art school on a student must be kept in the school's permanent files for future reference until the date the student is accepted for the state board examination or ten five years (effective November 1, 1998) after the date the student first enrolled in the school, whichever occurs earlier.

Authority G.S. 88B-4(7a).

SECTION .0400 - LICENSURE OF INDIVIDUALS WHO HAVE BEEN CONVICTED OF A FELONY

.0401 APPLICATION/LICENSURE/INDIVIDUALS WHO HAVE BEEN CONVICTED OF A FELONY

(a) In addition to other requirements, any applicant who has been convicted of a felony shall supply the following:

- (1) A statement of facts of the crime accompanied by a certified copy of the indictment (or, in the absence of an indictment, a copy of the "information" that initiated the formal judicial process), the judgment and the commitment order for each felony for which there has been a conviction.
- (2) A listing of each place of residence for the applicant since the date of conviction. The applicant shall give the specific address by city or town, county, and state, and the specific dates for each residency.
- (3) A copy of the applicant's restoration of rights certificate, if applicable.
- (4) At least three letters attesting to the applicant's character from individuals unrelated by blood or marriage. If available, one of these letters must be from someone familiar with the applicant's cosmetology training and experience, one from the applicant's probation or parole officer, and one from the applicant's vocational rehabilitation officer. If letters from persons in these positions are unavailable, the applicant shall submit an explanatory statement as to why they are unavailable.
- (5) The names and addresses of at least three other unrelated persons who have known the applicant for three or more years.
- (6) The name and address of the applicant's current or last employer.
- (7) A brief summary of the applicant's personal history since conviction including, if applicable, date of release, parole or probation status, employment, and military service.
- (8) Records of any cosmetology or manicurist school disciplinary actions.
- (9) A description of any pending criminal charges with a copy of the indictment or, if there is not yet an indictment, the arrest warrant for each pending charge.
- (10) Any other information which in the opinion of the applicant would be useful or pertinent to the

consideration by the Board of the applicant's request.

(b) If a conviction was for an offense involving habitual drug or alcohol abuse, the applicant shall also provide verifiable evidence showing that he or she is drug/alcohol free. Examples of evidence which will be considered are:

- (1) enrollment in an on-going licensed treatment program.
- (2) drug analysis test results, and
- (3) certification of completion of a licensed treatment program.

(c) No applicant who has been convicted of a felony can be scheduled for an examination before the Board can review the application.

Authority G.S. 88B-4; 88B-24(1).

SUBCHAPTER 14O - ESTHETICIAN CURRICULUM

SECTION .0100 - ESTHETICIAN CURRICULUM

.0105 IDENTIFICATION PINS

Each student enrolled for an esthetics course only shall wear a pin stating "Esthetics ". The lettering on a pin must be easily read and in large print.

Authority G.S. 88B-4.

SUBCHAPTER 14P - CIVIL PENALTY

SECTION .0100 - CIVIL PENALTY

.0103 TEMPORARY EMPLOYMENT PERMIT

The presumptive civil penalty for practicing cosmetology, manicuring, or esthetics with an expired temporary employment is:

- | | | |
|-----|-------------------------|--------------------|
| (1) | 1 st offense | warning/(\$100.00) |
| (2) | 2 nd offense | \$250.00 |
| (3) | 3 rd offense | \$500.00 |

Authority G.S. 88B-24; 88B-12; 88B-29.

.0105 RENEWALS; EXPIRED LICENSES; LICENSES REQUIRED:

(a) The presumptive civil penalty for operating a cosmetic art shop/school with an expired license is:

- | | | |
|-----|-------------------------|--------------------|
| (1) | 1 st offense | warning (\$100.00) |
| (2) | 2 nd offense | \$250.00 |
| (3) | 3 rd offense | \$500.00 |

(b) The presumptive civil penalty for practicing cosmetology, manicuring, or esthetics with an expired license is:

- | | | |
|-----|-------------------------|--------------------|
| (1) | 1 st offense | warning (\$100.00) |
| (2) | 2 nd offense | \$250.00 |
| (3) | 3 rd offense | \$500.00 |

(c) The presumptive civil penalty for teaching with an expired license is:

- | | | |
|-----|-------------------------|--------------------|
| (1) | 1 st offense | warning (\$100.00) |
| (2) | 2 nd offense | \$200.00 |
| (3) | 3 rd offense | \$400.00 |

(d) The presumptive civil penalty for allowing an apprentice to practice cosmetic art without direct supervision:

- | | | |
|-----|-------------------------|----------|
| (1) | 1 st offense | \$100.00 |
| (2) | 2 nd offense | \$300.00 |
| (3) | 3 rd offense | \$500.00 |

(e) The presumptive civil penalty for operating a cosmetic art salon with an apprentice license:

- | | | |
|-----|-------------------------|----------|
| (1) | 1 st offense | \$100.00 |
| (2) | 2 nd offense | \$300.00 |
| (3) | 3 rd offense | \$500.00 |

Authority G.S. 88B-4; 88B-21; 88B- 23(a); 88B-24:88B-29.

.0107 LICENSES TO BE POSTED

(a) The presumptive civil penalty for failure to display a current cosmetic art shop/school license is:

- | | | |
|-----|-------------------------|-------------------|
| (1) | 1 st offense | warning (\$50.00) |
| (2) | 2 nd offense | \$100.00 |
| (3) | 3 rd offense | \$200.00 |

(b) The presumptive civil penalty for failure to display an a current individual license is:

- | | | |
|-----|-------------------------|-------------------|
| (1) | 1 st offense | warning (\$50.00) |
| (2) | 2 nd offense | \$100.00 |
| (3) | 3 rd offense | \$200.00 |

(c) The presumptive civil penalty for a school/salon for allowing an employee to practice cosmetic art without displaying a license.

- | | | |
|-----|-------------------------|------------------|
| (1) | 1 st offense | warning(\$50.00) |
| (2) | 2 nd offense | \$100.00 |
| (3) | 3 rd offense | \$200.00 |

Authority G.S. 88B-4; 88B-29.

.0108 REVOCATION OF LICENSES AND OTHER DISCIPLINARY MEASURES

(a) The presumptive civil penalty for allowing unlicensed practitioners to practice in a licensed cosmetic art shop; shop/school is:

- | | | |
|-----|-------------------------|------------|
| (1) | 1 st offense | \$250.00 |
| (2) | 2 nd offense | \$500.00 |
| (3) | 3 rd offense | \$1,000.00 |

(b) The presumptive civil penalty for practicing cosmetology, manicuring or esthetics with a license issued to another person is:

- | | | |
|-----|-------------------------|------------|
| (1) | 1 st offense | \$300.00 |
| (2) | 2 nd offense | \$500.00 |
| (3) | 3 rd offense | \$1,000.00 |

(c) The presumptive civil penalty for altering a license, permit or authorization issued by the Board is:

- | | | |
|-----|-------------------------|----------|
| (1) | 1 st offense | \$300.00 |
| (2) | 2 nd offense | \$400.00 |
| (3) | 3 rd offense | \$500.00 |

(d) The presumptive civil penalty for submitting false or fraudulent documents when enrolling students is:

- | | | |
|-----|-------------------------|--------------------|
| (1) | 1 st offense | \$200.00 \$500.00 |
| (2) | 2 nd offense | \$300.00 \$800.00 |
| (3) | 3 rd offense | \$500.00 \$1000.00 |

(e) The presumptive civil penalty for refusing to present

photographic identification:

- (1) 1st offense \$100.00
- (2) 2nd offense \$250.00
- (3) 3rd offense \$500.00

(f) The presumptive civil penalty for advertising by means of knowingly false or deceptive statement:

- (1) 1st offense warning (\$300.00)
- (2) 2nd offense \$400.00
- (3) 3rd offense \$500.00

(g) The presumptive civil penalty for permitting an individual to practice cosmetic art with an expired license or temporary employment permit, or with an invalid license or temporary employment permit:

- (1) 1st offense warning(\$300.00)
- (2) 2nd offense \$400.00
- (3) 3rd offense \$500.00

(h) The presumptive civil penalty for practicing or attempting to practice by fraudulent misrepresentation:

- (1) 1st offense \$500.00
- (2) 2nd offense \$800.00
- (3) 3rd offense \$1000.00

Authority G.S. 88B-4; 88B-24; 88B-29.

.0115 SANITARY RATINGS

The presumptive civil penalty for a school failure to display an inspection grade card is:

- (1) 1st offense warning (\$50.00)
- (2) 2nd offense \$100.00
- (3) 3rd offense \$200.00

Authority G.S. 88B-4; 88B-29.

**CHAPTER 30 - RULES AND REGULATIONS OF
THE NORTH CAROLINA BOARD OF
MASSAGE AND BODYWORK THERAPY**

Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Board of Massage and Bodywork Therapy intends to adopt rules cited as 21 NCAC 30 .0101-.0102, .0201-.0204, .0301-.0306, .0401-.0404, .0501-.0506, .0601-.0604, .0701-.0702, .0801-.0803, .0901-.0905. Notice of Rule-making Proceedings was published in the Register on March 15, 2000.

Proposed Effective Date: March 1, 2001

A **Public Hearing** will be conducted at 1:00 p.m. on June 7, 2000 at 150 Fayetteville Street Mall, 13th floor large Conference Room, Raleigh, NC 27602.

Reason for Proposed Action: The Massage and Bodywork Therapy Licensure Law requires licensure as a massage and bodywork therapist effective November 1, 1998 and licenses were to be required effective July 1, 1999. The Board was

unable to meet that timetable due to the extended discussions on the proposed Temporary Rules, as well as, other administrative matters the Board needed to accomplish. The Board needs to adopt Temporary Rules so they can begin the licensure process as soon as possible. An applicant seeking a Provisional License must submit an application prior to November 1, 2000 in order to be eligible for licensure or they will lose their right to apply for a Provisional License. If the Board were required to comply with the normal notice and hearing requirements for permanent rules or if the Board were to wait until permanent rules were adopted and approved, applicants would lose important licensure and provisional licensure rights. The Temporary Rules need to be adopted so the applications for licensure can be finalized and sent out to applicants and potential licensees as soon as possible. It was impossible for the Board to provide formal notice of rule making. Being a new licensing board, the Board did not know who its licensees would be. This is to request that the one hundred and eighty day definition of a recent act of the General Assembly be waived due to the delay in appointments to the Board and the extended amount of time spent by the Board developing Meet Procedures and proposed Temporary Rules.

Comment Procedures: Written comments must be directed to Charles Wilkins, PO Box 2539, Raleigh, NC 27602. All written comments can be received through June 14, 2000.

	<u>Fiscal Impact</u>		
State	Local	Sub.	None
			✓

SECTION .0100 - ORGANIZATION AND GENERAL PROVISIONS

.0101 PURPOSE

(a) The purpose of the Board is to regulate the practice of massage and bodywork therapy in this State in order to ensure minimum standards of competency and to protect the public health, safety and welfare.

(b) The Board regulates the practice of massage and bodywork therapy by:

- (1) Determining the qualifications of persons seeking to practice massage and bodywork therapy and authorizing persons who have met the statutory requirements to so practice; and
- (2) Enforcing the provisions of laws governing the practice of massage and bodywork therapy and those duly enacted rules designed to ensure its safe and ethical practice.

(c) The Board is not a Board of arbitration and has no jurisdiction to settle disputes between parties.

Authority G.S. 90-621; 90-626.

.0102 DEFINITIONS

In addition to the definitions set forth in G.S. 90-622(1) through (5), the following definitions apply:

- (1) Practice Act. -- G.S. 90-36: The North Carolina

Massage and Bodywork Therapy Practice Act.

- (2) Licensee. -- A person who holds a valid license issued by the Board to engage in the practice of massage and bodywork therapy.
- (3) Reciprocity. -- Pursuant to G.S. 90-630, a provision which shall apply only to qualified practitioners of massage and bodywork therapy who reside outside the State; or qualified practitioners who have resided in the State for not more than 180 days.
- (4) Place of business. -- The primary street location where the licensee provides massage and bodywork therapy. If the licensee provides massage and bodywork therapy only at the location of clients, then it shall be the residence street address of the licensee.
- (5) Malpractice. -- Professional misconduct or unreasonable lack of skill.
- (6) Gross negligence. -- The intentional failure to perform a manifest duty in reckless disregard of the consequences as affecting the life or property of another.
- (7) Incompetency. -- Conduct which evidences a lack of ability, fitness or knowledge to apply principles or skills of the profession of massage and bodywork therapy.
- (8) Sexual activity. -- Any direct or indirect physical contact, or verbal communication, by any person or between persons which is intended to erotically stimulate either person, or which is likely to cause such stimulation and includes sexual intercourse, fellatio, cunnilingus, masturbation or anal intercourse. As used herein, masturbation means the manipulation of any body tissue with the intent to cause sexual arousal. Sexual activity can involve the use of any device or object and is not dependent on whether penetration, orgasm or ejaculation has occurred.
- (9) Therapeutic, educational, or relaxation purposes. -- Pursuant to G.S. 90-622(3), that which is intended to positively affect the health and well-being of the client, and which does not include sexual activity, as defined in 21 NCAC 30 .0102(8).

Authority G.S. 90-622; 90-626(9).

SECTION .0200 - APPLICATIONS FOR LICENSE

.0201 APPLICATION AND SCOPE

Each applicant for a license as a massage and bodywork therapist shall complete an application form provided by the Board. This form shall be submitted to the Board and shall be accompanied by:

- (1) Recent original photograph(s) of the applicant of acceptable quality for identification, as required by application. Such photograph shall be of the head and shoulders, passport type, two inches by two inches in size;
- (2) The proper fees, as required by 21 NCAC 30 .0204;
- (3) Documentation that the applicant has earned a high school diploma or equivalent;

- (4) Documentation that the applicant is 18 years of age or older;
- (5) Documentation that the applicant has successfully completed a course of study at a Board-approved school consisting of a minimum of 500 classroom hours of supervised instruction. If the applicant attended a school which is not Board-approved, the Board may elect to review that applicant's educational credentials for approval on a case-by-case basis. At a minimum, the documentation of such training must come from a school which is licensed by the educational licensing authority in the state, territory or country in which it operates, or is exempt by statute. The curriculum must meet or be substantially equivalent to the standards set forth in 21 NCAC 30 .0602(2);
- (6) Documentation that the applicant has achieved a passing score on an examination administered by a certifying agency that has been approved by the National Commission of Certifying Agencies, and documentation that the applicant is a certificant in good standing with such agency; and
- (7) A form provided by the Board containing signed statements from two licensed massage and bodywork therapists, or other licensed health care practitioners, attesting to the applicant's good moral character and adherence to ethical standards.

Authority G.S. 90-626(2); 90-629.

.0202 INTERVIEWS

Interviews may be required by the Board if it has questions about the qualifications of an applicant.

Authority G.S. 90-626(2).

.0203 EXEMPTIONS FROM LICENSURE

(a) The Board considers practitioners of movement education, as well as practitioners of energy-based techniques, whose techniques do not involve direct manipulation of the soft tissues of the body and who are using only those techniques in their practice, to be within the scope of the exemptions set forth in G.S. 90-624 (6) and (7), respectively. Persons who are utilizing such techniques along with the practice of massage or bodywork therapy, as defined in G.S. 90-622(3), are not considered to be exempt and will be required to be licensed.

(b) Services such as herbal body wraps, skin exfoliating treatments or the topical application of products to the skin for beautification purposes are not considered to be the practice of massage and bodywork therapy, as long as such services do not involve direct manipulation of the soft tissues of the body. Those who are utilizing such techniques along with the practice of massage or bodywork therapy are not considered exempt and will be required to be licensed.

Authority G.S. 90-624.

.0204 FEES

(a) Fees are as follows:

(1) <u>Application for examination</u>	\$200.00
(2) <u>License fee</u>	150.00
(3) <u>License renewal</u>	100.00
(4) <u>Late renewal penalty</u>	75.00
(5) <u>Duplicate license</u>	25.00
(6) <u>Provisional license</u>	150.00

(b) Fees shall be nonrefundable and shall be paid in the form of a cashier's check, certified check or money order made payable to the North Carolina Board of Massage and Bodywork Therapy. Personal checks shall be accepted for payment of renewal fees.

(c) A personal check returned for insufficient funds may be grounds for disciplinary action.

Authority G.S. 90-626(8); 90-628.

SECTION .0300 - LICENSING

.0301 PROFESSIONAL DESIGNATIONS

(a) All licensees shall use the professional title, "Licensed Massage and Bodywork Therapist," or the letters "L.M.B.T." when they are holding themselves out to be a licensee in their professional communications.

(b) Licensees shall not use any other letters or abbreviations after their name when they are holding themselves out to be a licensee in their professional communications, except those which are conveyed by a degree from an accredited post-secondary institution, a license from another occupational licensing board, or certification from an agency which is approved by the National Commission on Certifying Agencies.

(c) Licensees may also use other words descriptive of their work, consistent with 21 NCAC 30 .0501(1), such as areas of clinical specialty, in addition to their primary identification as a Licensed Massage and Bodywork Therapist.

Authority G.S. 90-623(c); 90-626(9).

.0302 DISPLAY OF LICENSE

A license shall be displayed in a prominent place at the licensee's primary place of business so as to be visible for inspection. A licensee providing massage and bodywork therapy outside their primary business location, or at the location of clients, shall have their licensure card available for inspection upon request.

Authority G.S. 90-626(9).

.0303 LICENSE RENEWAL

(a) Any licensee desiring the renewal of a license shall comply with all continuing education requirements, shall apply for renewal and shall submit the required fee.

(b) A license which has not been renewed prior to its expiration date is considered lapsed.

(c) Licenses lapsed in excess of 24 months are expired and shall not be renewable. Persons whose licenses have expired and who desire to be licensed shall not be entitled to renew their license but shall apply for a new license.

(d) Any person whose license has lapsed or expired and who engages in any massage and bodywork therapy activities governed by the Practice Act will be subject to the penalties prescribed in 21 NCAC 30 .0905 herein.

Authority G.S. 90-626(3).

.0304 LICENSE BY RECIPROCITY

In addition to the requirements of G.S. 90-630, an applicant for licensure by reciprocity shall be eligible if:

- (1) The applicant is in good standing in each state where he or she has been licensed;
- (2) A state in which the applicant is licensed has granted similar reciprocity to licensees in this State;
- (3) The applicant complies with all requirements for licensure, completes the application and pays the license fee.

Authority G.S. 90-626(9); 90-630.

.0305 PROVISIONAL LICENSE

(a) An applicant who does not meet the educational requirement of G.S. 90-629(4) or the examination requirement of G.S. 90-629(5) as interpreted by 21 NCAC 30 .0201(5), may, prior to November 1, 2000, apply for a provisional license. The applicant shall complete the application form provided by the Board, which shall be submitted to the Board and accompanied by:

- (1) Recent original photograph(s) of the applicant of acceptable quality for identification, as required by application. Such photograph shall be of the head and shoulders, passport type, two inches by two inches in size;
- (2) The proper fees, as required by 21 NCAC 30 .0204;
- (3) Documentation that they have obtained a high school diploma or equivalent;
- (4) Documentation that they are 18 years of age or older;
- (5) Signed and notarized statements from three licensed massage and bodywork therapists, or other health care practitioners licensed under Chapter 90 of the General Statutes, attesting to the sound moral character, professional qualifications, and competence of the applicant;
- (6) Documentation of a minimum of 500 hours of professional practice in the field of massage and bodywork therapy during the 4 years prior to the application to the Board. For the purposes of this Section, "professional practice" shall be defined as performing at least 100 hours of massage and bodywork therapy for compensation in a calendar year;
- (7) Documentation that the applicant has been practicing in the State at the time the application is submitted.

(b) At the end of 2 years after the granting of the provisional license, the applicant shall submit evidence to the Board of his or her compliance with the continuing education requirements of 21 NCAC 30 .0701-.0702. Upon receipt of proper documentation, the applicant shall be issued a license to practice

massage and bodywork therapy.

Authority 90-626(3); S.L. 1998, c. 230, s. 14.

.0306 GROUNDS FOR LICENSE DENIAL OR DISCIPLINE

(a) The Board may deny an application for licensure, or refuse to license an applicant for any of the reasons set forth in G.S. 90-633.

(b) The Board may suspend or revoke the license of a massage and bodywork therapist, or issue a letter of reprimand to a licensee for any of the reasons set forth in G.S. 90-633.

Authority G.S. 90-626(3); 90-633.

SECTION .0400 - BUSINESS PRACTICES

.0401 ADDRESS OF RECORD

Each licensee shall notify the Board in writing of the licensee's current residence street address and primary place of business. The licensee shall indicate to the Board their mailing address and telephone number for the purposes of receiving communication from the Board and for listing in the registry of licensees.

Authority G.S. 90-626(9).

.0402 TRADE NAMES

Licensees who conduct business under a name that is different than the licensee's surname are required to file an assumed name certificate and shall comply with the requirements of G.S. 66-68. The licensee shall notify the Board in writing of all assumed name certificates filed with any county register of deeds.

Authority G.S. 90-626(9).

.0403 CHANGE OF ADDRESS OR TRADE NAME

All licensees shall notify the Board in writing of each change of trade name or address of record within 30 days of such change.

Authority G.S. 90-626(9).

.0404 ADVERTISING

(a) Any advertisement of massage and bodywork therapy services in any advertising medium as defined herein shall include the licensee's name and license number, whether or not a trade name is used.

(b) Advertising medium shall be defined as any form of written, printed, broadcast or computer-based advertising, or other promotional materials, except a telephone directory listing for which no additional advertising charge is made.

(c) A business or establishment which employs or contracts with massage and bodywork therapists licensed by the Board may advertise on behalf of those licensees, by complying with the requirements of this section.

Authority G.S. 90-623(c); 90-626(9).

SECTION .0500 - STANDARDS OF PROFESSIONAL CONDUCT

.0501 CODE OF ETHICS

This Code of Ethics establishes standards for the practice of massage and bodywork therapy which are intended to protect the public health, safety and welfare, to preserve the integrity of the profession, and to allow for the proper discharge of responsibilities to those served. Licensees shall have a commitment to provide the highest quality of care to those who seek their professional services, and shall:

- (1) Represent their qualifications, credentials and professional affiliations accurately, and provide only those services which they are qualified to perform;
- (2) Inquire as to the health status of each client before treatment to determine whether there are contraindications for the application of massage and bodywork therapy;
- (3) Inform clients, other health care practitioners and the public of the scope and limitations of the practice of massage and bodywork therapy, and refer clients to appropriate health care practitioners whenever indicated;
- (4) Maintain the confidentiality of all client information, unless disclosure is consented to by the client, required by law or by court order;
- (5) Obtain and document the informed consent of the client before providing treatment. Informed consent may be given in written or verbal form;
- (6) Provide draping and treatment in a way that ensures the safety, comfort and privacy of the client;
- (7) Respect the client's right to refuse, modify or terminate treatment regardless of prior consent given;
- (8) Refrain from initiating or engaging in any sexual activity involving a client, as defined in 21 NCAC 30 .0102(8);
- (9) Refuse any gifts or benefits which are intended to influence a referral, decision or treatment that are primarily for personal gain and not for the good of the client.

Authority G.S. 90-621; 90-626(9).

.0502 FACILITY REQUIREMENTS

(a) The practice of massage and bodywork therapy shall be conducted in facilities which are safe and sanitary. Licensees shall maintain their treatment facilities according to the following standards:

- (1) Comply with all local building code requirements;
- (2) Comply with all state fire safety codes;
- (3) Comply with all state health inspection codes;
- (4) Maintain all equipment used in the practice of massage and bodywork therapy in a safe and sanitary condition;
- (5) Launder or sanitize, before reuse, all materials furnished for the personal use of the client, including towels and linens;
- (6) Provide adequate toilet and lavatory facilities for the

client;

- (7) If equipped with a whirlpool bath, sauna, steam cabinet, or steam room, maintain adequate and clean shower facilities on the premises;
- (8) Maintain a lavatory for hand cleansing, or have available a chemical germicidal product designed to disinfect and cleanse hands without the use of a lavatory.

(b) For treatments which are given at the location of a client, only standards (4), (5) and (8) of this Rule, apply. For treatments which are given at a temporary location lasting not more than 5 days such as a trade show, sporting event or community festival, only standards (4) and (8) of this Rule, apply.

Authority G.S. 90-626(9).

.0503 HYGIENE

Licensees shall maintain a professional standard of hygiene in the practice of massage and bodywork therapy.

- (1) Before and after each treatment, licensees shall cleanse and disinfect their hands, using a lavatory or a chemical germicidal product.
- (2) Licensees shall maintain a barrier of unbroken skin on their hands, forearms and elbows at all times. In the case of broken skin, the licensee shall use a finger cot, glove or chemical barrier product to cover the affected area during treatment.

Authority G.S. 90-626(9).

.0504 DRAPING OF CLIENTS

(a) Licensees shall maintain a sufficient supply of clean drapes, for the purpose of draping each client during treatment. As used herein, "drapes" mean towels, sheets, gowns or other appropriate coverings.

(b) Before proceeding with a treatment, licensees shall explain expected draping techniques to the client and provide the client with a clean drape for the purpose of ensuring their safety, comfort and privacy.

(c) The requirements of (a) and (b), above, do not apply in the case of treatments where the client does not disrobe.

Authority G.S. 90-626(9).

.0505 SEXUAL ACTIVITY PROHIBITED

(a) Sexual activity with a client, as defined in 21 NCAC 30 .0102(8), is prohibited where the practice of massage and bodywork therapy is conducted.

(b) No licensee shall engage in or permit any person or persons to engage in sexual activity with a client in a location where the practice of massage and bodywork therapy is conducted, or use such location to make arrangements to engage in sexual activity in any other place.

(c) Licensees shall not use the therapist-client relationship to engage in sexual activity with any client or to make arrangements to engage in sexual activity with any client.

Authority G.S. 90-626(9).

.0506 CONTINUING DUTY TO REPORT CERTAIN CRIMES AND CIVIL SUITS

(a) All licensees are under a continuing duty to report to the Board any and all of the following by themselves or by other licensees:

- (1) Charges of, convictions of, or pleas of guilty or no contest to a felony;
- (2) Charges of, convictions of, or pleas of guilty or no contest to any crime that involves moral turpitude;
- (3) Charges of, convictions of, or pleas of guilty or no contest to any alcohol or drug-related offense.

(b) All licensees are under a continuing duty to report to the Board if they are named as a defendant in a civil suit arising out of a licensee's practice of massage and bodywork therapy.

(c) A licensee must report a charge, conviction, plea in a criminal case, or involvement as a defendant in a civil suit, as set forth in (a) and (b), above, within thirty (30) days after it occurs.

Authority G.S. 90-626(9).

SECTION .0600 - MASSAGE AND BODYWORK THERAPY SCHOOLS

.0601 BOARD APPROVAL

(a) Any school, whether in this State or another state, territory or country, that offers a certificate, diploma or degree program in massage and bodywork therapy may make application for Board approval on a form provided by the Board. Every school must submit an application to be considered for approval, whether or not such school has been licensed, approved or accredited by another agency, state board, accreditation commission or trade association. A school which operates more than one location shall submit a separate application for each location.

(b) The Board shall grant approval to schools that meet the standards set forth in this section. The Board shall maintain a list of approved schools.

(c) In order to maintain approval status, each school shall submit an annual report on a form provided by the Board, which may include documentation of continued state licensure, where such licenses are required, and any changes in curriculum, instructional staff or administrative staff.

(d) An approved school shall notify the Board in writing within 30 days of any change in the school's location address, ownership, or controlling interest.

(e) The Board may refuse to issue approval to an applicant, or may withdraw approval granted to a school if the applicant for approval, or holder of such approval:

- (1) Fails to maintain, at any time, the minimum requirements for approval set forth in this Section;
- (2) Fails to require its students to complete the minimum standards in order to graduate;
- (3) Submits documents to the Board which contain false or misleading information;
- (4) Violates G.S. 115D-93(c), or any statute or rule required for licensure of that school by its educational

- licensing authority; or
(5) Violates any applicable rule of this Section.

Authority G.S. 90-631.

.0602 MINIMUM REQUIREMENTS FOR APPROVAL

(a) The minimum requirements for approval of massage and bodywork therapy schools are:

- (1) Authority to operate.
 - (A) Proprietary schools in the State shall provide documentation that they are licensed by the State Board of Community Colleges pursuant to G.S. 115D, Article 8, or subsequent State licensing authority; or shall be exempt from licensure by statute.
 - (B) Any school outside the State shall provide documentation that it is licensed by the equivalent educational licensing authority in the state, territory or country in which it operates; or shall be exempt from licensure by statute.
 - (C) A Community College within the State which offers a certificate, diploma, or degree program in the field of massage and bodywork therapy shall have approval from the State Board of Community Colleges to conduct such program, as required by G.S. 115D-5(f) and 23 NCAC 2E.0201(a).
- (2) General requirements. Schools shall provide documentation that they meet the following criteria:
 - (A) The school's director, administrative staff, and instructional staff possess adequate education and experience to carry out their responsibilities;
 - (B) The school has adequate space, equipment, instructional materials, learning resources, and instructional staff to provide training of good quality;
 - (C) A copy of the school bulletin or catalog is provided to the student upon enrollment, which shall include course descriptions, schedule of tuition, fees and other charges, grading policy, standards for completion, and administrative policies;
 - (D) Upon completion of training, the student is given a certificate, diploma, or degree indicating the program satisfactorily completed;
 - (E) Adequate records are maintained to show attendance and academic progress or grades; satisfactory standards relating to attendance, progress and conduct are enforced;
 - (F) The school complies with all city, county, State and Federal requirements, such as fire codes, building and sanitation codes;
 - (G) The school is financially sound and capable of

- fulfilling its commitments for training;
- (H) The school does not utilize advertising of any type which is erroneous or misleading, either by actual statement, omission or intimation;
- (I) The school's owners, directors, administrators and instructors are of good reputation and character;
- (J) Such additional criteria as may be deemed necessary by the Board.
- (3) Curriculum.
 - (A) Schools shall provide documentation that they offer a curriculum consisting of a minimum of 500 classroom hours of supervised instruction. A classroom hour of supervised instruction shall consist of at least 50 minutes of any one clock hour during which the student participates in a learning activity in the physical presence of a member of the school's instructional staff. Programs shall be a minimum of 6 months in length, with no more than 12 instructional hours in one day.
 - (B) At a minimum, the curriculum shall contain the following hours of specific instruction:
 - (i) 200 hours in the fundamental theory and practice of massage and bodywork therapy, which shall include application of hands-on methods, client assessment skills, indications and contraindications for treatment;
 - (ii) 100 hours in anatomy and physiology, which shall include the structure and function of the human body and common pathologies;
 - (iii) 200 hours in other courses which are consistent with the school's philosophy and educational objectives; such courses shall include therapeutic communication skills, standard practices for hygiene and control of infectious diseases, professional ethics, laws and rules, and business practices. Such courses may also include additional hands-on techniques, specific applications, adjunctive modalities, in-depth anatomy and physiology, kinesiology, psychology and supervised clinical practice;
 - (iv) Such additional criteria as may be deemed necessary by the Board.
- (4) Transfer of Credit. A school shall not grant transfer credit from another institution unless the following standards are met:
 - (A) The school from where credit is being transferred must be licensed by the educational

licensing authority in the state in which it operates, or be exempt by statute;

- (B) The school from where credit is being transferred shall provide an official transcript;
- (C) Courses for which credit is granted shall be parallel in content and intensity to the courses presently offered by the school; and
- (D) Documentation of previous training shall be included in each student's permanent file.

- (5) Student compensation prohibited. A student enrolled in a Board-approved school shall not receive a fee or other consideration for their work while they are completing clinical requirements for graduation, whether or not the school charges a fee for services provided in a student clinic.

(b) Any school approval issued by the Board shall be restricted to the programs of instruction or courses specifically indicated in the original application for approval. A school desiring to offer additional programs of instruction may submit a supplementary application for approval, as directed by the Board.

Authority G.S. 90-631.

.0603 DOCUMENTATION OF SUCCESSFUL COMPLETION

(a) In order to be acknowledged as having successfully completed a course of study as required by G.S. 90-629(4), an applicant for licensure must submit an official transcript to the Board's administrative office.

(b) Such transcript must document to the satisfaction of the Board that the applicant has completed all requirements in a course of study which meets the minimum curriculum standards set forth in this section, and shall indicate the following:

- (1) Passing grades in all courses;
- (2) Dates of attendance;
- (3) Date of graduation or successful completion of the entire program; and
- (4) Total number of supervised classroom hours of instruction.

Authority G.S. 90-631.

.0604 APPROVAL DESIGNATION

A school which is approved by the Board may utilize the designation, "Approved by the North Carolina Board of Massage and Bodywork Therapy," or "N.C. Board Approved." An approved school may utilize this designation only to promote a program in massage and bodywork therapy, and shall not utilize this designation to promote any other program.

Authority G.S. 90-631.

SECTION .0700 - CONTINUING EDUCATION

.0701 CONTINUING EDUCATION REQUIRED FOR LICENSE RENEWAL

When renewing a license to practice massage and bodywork

therapy, each licensee shall submit evidence to the Board that they have completed the required hours of approved continuing education during the immediately preceding licensure period.

Authority G.S. 90-626(9); 90-632.

.0702 APPROVED PROVIDER

(a) Approved continuing education shall be defined as any course, workshop or seminar relating to the practice of massage and bodywork therapy which is conducted by an approved provider.

(b) An approved provider is one which meets the criteria established by the Board.

Authority G.S. 90-626(9); 90-632.

SECTION .0800 - RULES

.0801 PETITIONS FOR ADOPTION, AMENDMENT OR REPEAL OF RULES

(a) The procedure for petitioning the Board to adopt, amend, or repeal a rule and for the Board's response is governed by G.S. 150B-20.

(b) Rule-making petitions shall be sent to the Board. No special form is required, but the petitioner shall state his or her name and address. The petition shall include:

- (1) A draft of any proposed rule or amendment to a rule;
- (2) The reason for the proposal;
- (3) The effect of the proposal on existing rules or decisions;
- (4) Any data supporting the proposed rule change;
- (5) Practices likely to be affected by the proposed rule change; and
- (6) Persons likely to be affected by the proposed rule change.

Authority G.S. 150B-20.

.0802 RULEMAKING NOTICE AND PUBLIC HEARING

(a) Any person who wishes to receive individual notice of agency rule making shall file a written request with the Board and shall be responsible for the actual cost of printing and mailing said notice.

(b) Any public rule-making hearing shall be conducted by the Board Chair or by any person he or she may designate. The presiding officer shall have control of the hearing, including setting limits on oral presentations, and shall conduct the hearing so as to provide a reasonable opportunity for any interested person to present views, data and comments.

Authority G.S. 150B-21.2.

.0803 DECLARATORY RULINGS

(a) The issuance of declaratory rulings by the Board is governed by G.S. 150B-4.

(b) A request for a declaratory ruling shall be in writing and addressed to the Board. The request shall contain the following

information:

- (1) The name and address of the person making the request;
 - (2) The statute or rule to which the request relates;
 - (3) A concise statement of the manner in which the person has been, or may be aggrieved by the statute or rule; and
 - (4) A statement as to whether a hearing is desired, and if desired, the reason therefore.
- (c) The Board shall refuse to issue a declaratory ruling under the following circumstances:
- (1) When the Board has already made a controlling decision on substantially similar facts in a contested case;
 - (2) When the facts underlying the request for a ruling on a rule were specifically considered at the time of the adoption of the rule in question; and
 - (3) When the subject matter of the request is involved in pending litigation in North Carolina.

Authority G.S. 150B-4.

SECTION .0900 - COMPLAINTS, DISCIPLINARY ACTION AND HEARINGS

.0901 PURPOSE AND SCOPE

The Practice Act authorizes the Board to conduct investigations, subpoena individuals and records, and do all other things necessary and proper to discipline persons licensed under the Act. The Board may issue, review, deny, suspend, revoke or refuse to issue or renew any license under the Act. This law was enacted to protect the public health, safety and welfare; therefore, it is the policy of the Board to discipline incompetent and fraudulent practitioners.

Authority G.S. 90-626(5), (6), (7).

.0902 COMPLAINTS

(a) A complaint regarding a violation of the Practice Act or Rules and Regulations shall be submitted in writing and shall document:

- (1) The name of the licensee or other person involved;
- (2) A description of the alleged behavior or incident; and
- (3) The name, mailing address and phone number of the person filing the complaint.

(b) The complaint shall be delivered to the Board administrative offices by mail, private carrier or in person. Complaints transmitted by facsimile or electronic mail will not be accepted.

(c) An incomplete complaint may be corrected and resubmitted.

Authority G.S. 90-626(13).

.0903 ACTION ON A COMPLAINT

Action on a complaint consists of the following:

- (1) The Board shall receive and acknowledge complaints, open a confidential file and initiate complaint

tracking.

- (2) Complaints will be screened to determine jurisdiction and the type of response appropriate for the complaint.

- (3) Investigation:

(a) If the facts do not clearly indicate a Practice Act violation, and the complaint can be handled without an investigation, the Board shall request that the licensee cease conduct that could result in a Practice Act violation.

(b) If the facts clearly indicate a Practice Act violation, the Board shall commence an investigation. The Board may utilize additional personnel such as licensees, law enforcement officials, or other technical personnel that may be required in a particular case. If a Board member is utilized in the investigation, care must be taken to observe due process by separating:

- (i) investigation,
- (ii) prosecution, and
- (iii) hearings and final decision-making.

No Board member shall participate in more than one of these three steps in the enforcement process.

(c) A confidential report of each investigation shall be prepared for the Board's review.

- (4) Formal and Informal Hearings:

(a) The Board, after review of an investigative file, may schedule an informal meeting.

(b) If the matter cannot be resolved informally, then a formal hearing shall be held.

(c) Members of the Board shall not make ex parte communication with parties to a hearing.

(5) Final Orders: As soon as possible, but at least within 60 days, the Board will issue its final decision in writing specifying the date on which it will take effect. The Board will serve one copy of the decision on each party to the hearing.

(6) Compliance: The Board Chair will cause a follow-up inquiry to determine that the orders of the Board are being obeyed.

Authority G.S. 90-626(5), (6), (7), (13).

.0904 FORMAL HEARING

Formal hearings shall be conducted in accordance with G.S. 150B-38 et seq.

Authority G.S. 90-626(6); G.S. 150B-38.

.0905 DISCIPLINARY SANCTIONS

(a) The following types of disciplinary sanctions may, among others, be utilized by the Board:

(1) Denial of Application: Refusal to license the applicant;

(2) Letter of Reprimand: An expression of displeasure. The mildest form of administrative action. This

formal expression of disapproval will be retained in the licensee's file but shall not be publicly announced. It is not published, but is released upon request;

- (3) Probation: A period of time where certain restrictions or conditions are imposed on a license. Continued licensure is subject to fulfillment of specified conditions;
- (4) Suspension of license: A condition of probation. Loss of license for a certain duration of time after which the individual may be required to reapply for licensure or remain on probation;
- (5) Refusal of License Renewal: A refusal to reinstate or renew a license;
- (6) Revocation of license: An involuntary termination of

a license;

- (7) Injunction: A court action prohibiting or compelling conduct by a licensee.

(b) The Board may request information from professional associations, professional review organizations (PROs), hospitals, clinics or other institutions in which a licensee performs professional services, on possible chemical abuse, or incompetent or unethical behavior.

(c) The Board will provide notice of sanction taken by it to other public entities as necessary to ensure that other state boards and enforcement authorities receive the names of licensees disciplined.

Authority G.S. 90-626(4).

This Section includes temporary rules reviewed by the Codifier of Rules and entered in the North Carolina Administrative Code and includes, from time to time, a listing of temporary rules that have expired. See G.S. 150B-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.

TITLE 1 - DEPARTMENT OF ADMINISTRATION

Rule-making Agency: *Department of Administration*

Rule Citation: *1 NCAC 5C .0224*

Effective Date: *April 26, 2000*

Findings Reviewed and Approved by: *Beecher R. Gray*

Authority for the rule-making: *G.S. 143-64.02, 143-64.05; S.L. Extra Session 1999-463*

Reason for Proposed Action: *The General Assembly, through The Hurricane Floyd Recovery Act of 1999, and the Governor have acted to harness every available resource to deal with the immediate aftereffects of the hurricanes and flooding. In order to encourage State agency recycling, provide resources to do so, and make such a program sustainable, these rules modify an existing program to achieve those ends. The effective implementation of the modifications would also reduce the flow of waste material from State agencies into landfills.*

Comment Procedures: *Comments are welcome and may be submitted to R. Glen Peterson, General Counsel, Department of Administration, 1301 Mail Service Center, Raleigh, NC 27699-1301, telephone (919) 807-2425, facsimile (919) 733-9571, email Glen.Peterson@ncmail.net.*

CHAPTER 5 - PURCHASE AND CONTRACT

SUBCHAPTER 5C - SURPLUS PROPERTY

SECTION .0200 - STATE SURPLUS PROPERTY

.0224 RECYCLABLE MATERIAL

(a) Agencies that have a solid waste reduction program, as defined in G.S. 130A-309.14, shall be eligible to retain receipts derived from the transfer or sale of recyclable material, less any charge or fee collected for the transfer or sale by the State Surplus Property Office. An agency shall have a solid waste reduction program in place at the time the recyclable material is designated as surplus property to be eligible to retain such funds. The funds may only be used to defray the costs of the agency's solid waste reduction program. If an agency with a solid waste reduction program elects to retain such funds, the agency shall certify in writing to the State Surplus Property Office that it has such a program in place.

(b) For the purpose of this Rule, recyclable materials shall include, but not be limited to, wooden pallets, paper/cardboard, plastics, scrap metals, tires, food residuals, oil, antifreeze, computers, computer parts, aluminum, and cloth. Recyclable

materials, as defined in G.S. 143-64.02, shall be added to, or removed from, this list based on changes in the marketability of materials or distribution networks.

(c) Agencies shall not be eligible to retain receipts derived from the transfer or sale of recyclable materials under geographical or statewide contracts established and administered by the State Surplus Property Office. All receipts derived from these contracts shall be retained by the State Surplus Property Office, as the agency that transferred or sold the recyclable material.

(d) All contracts for the transfer or sale of recyclable materials authorized by the State Surplus Property Office to be handled by the agency, shall not become effective until the contract is approved by the State Surplus Property Office. The State Surplus Property Office may permit an agency to handle a transfer or sale of recyclable materials due to local conditions, material decomposition, or market conditions. An agency authorized to handle the transfer or sale of recyclable material shall transfer the material in accordance with Rule .0204 of this Subchapter or sell the material in accordance with Rules .0205 and .0206 of this Subchapter, subject to prior approval of the State Surplus Property Office.

(e) When an agency handles a contract for the transfer or sale of recyclable materials, all checks received shall be made payable to the State Surplus Property Office. The agency shall forward all payments received to the State Surplus Property Office. If the agency qualifies for retaining funds received, the State Surplus Property Office shall return the funds to that agency, less any charge or fee collected for the transfer or sale by the State Surplus Property Office.

History Note: Authority G.S. 143-64.02; 143-64.05; S.L. Extra Session 1999-463;

Temporary Adoption Eff. April 26, 2000 to expire on January 1, 2003.

Rule-making Agency: *Department of Administration*

Rule Citation: *1 NCAC 25 .0108, .1001, .1002*

Effective Date: *April 12, 2000*

Findings Reviewed and Approved by: *Beecher R. Gray*

Authority for the rule-making: *G.S. 113A-11; 143-64.02; 143-64.05; S.L. Extra Session 1999-463*

Reason for Proposed Action: *The Hurricane Floyd Recovery Act of 1999 envisions spending on activities funded with public monies, which activities would be subject to review under the*

North Carolina Environmental Policy Act (NCEPA). Under NCEPA, each agency may exempt certain activities from review by adoption of minimum criteria, which are subject to review and approval by the Secretary of Administration. These temporary rules will enhance review of agency-proposed minimum criteria in emergency situations such as this.

Comment Procedures: *Comments are welcome and may be submitted to Ms. Chrys Baggett, Department of Administration, State Clearinghouse, 1302 Mail Service Center, Raleigh, NC 27699-1302, telephone (919) 807-2324, facsimile (919) 933-9571.*

CHAPTER 25 - NORTH CAROLINA ENVIRONMENTAL POLICY ACT

SECTION .0100 - GENERAL PROVISIONS

.0108 SCOPE

- (a) This Chapter is applicable to any situation where there is:
- (1) an expenditure of public monies or use of public land;
 - (2) an action by a state agency subject to this Chapter;
 - (3) a potential environmental effect upon either natural resources, public health and safety, natural beauty, or historical or cultural elements of the state's common inheritance.

(b) For the purpose of this Chapter:

- (1) "Action" includes but is not limited to licensing, certification, permitting, the lending of credit, expenditures of public monies, and other similar final agency decisions the absence of which would preclude the proposed activity. Action does not include the allocation of any public funds transferred in accordance with a statutory or regulatory formula, which leave no discretion to the allocating agency.

Note: This last exception is intended to exclude the following types of revenues: Powell bill, sales tax, intangibles tax, beer and wine taxes, utility franchise taxes, and General Revenue Sharing.

- (2) "Emergency" includes any occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural, man-made, accidental, intentional, military or paramilitary cause, as well as any time during which a state of disaster exists after proclamation made pursuant to G.S. 166A-6.
- (2)(3) "Environmental effect" includes direct, indirect, and cumulative impacts for the project or program that may be significant, depending upon the manner in which the activity is carried out.
- (3)(4) "Public monies" includes all expenditures in support of the proposed activity by federal, state or local or quasi-public entities from whatever source derived, but does not include resources used solely for processing a license, a certificate, or a permit; the lending of credit; or the resources used for the provision of technical services.

- (4)(5) "State Project Agency" means the state department or council of state agency which has been designated pursuant to Rule .0210(a) of this Chapter for ensuring compliance with the N.C. Environmental Policy Act.
- (5)(6) "State" includes all entities covered by the Executive Budget Act, Article One of the General Statutes, Chapter 143.
- (6)(7) "State agencies subject to this Chapter" means:
 - (A) the Departments listed in G.S. 143B-11;
 - (B) boards, commissions, committees and councils organized within the Departments listed in G.S. 143B-2;
 - (C) other departments, boards, commissions, committees and councils which adopt the provisions of this Chapter directly or by reference; and
 - (D) all entities within the executive branch of state government when a final decision is required by G.S. 113A-5.
- (7)(8) The definitions contained in G.S. 113A-1 through G.S. 113A-13 are incorporated by reference.

History Note: Authority G.S. 113A-11; S.L. Extra Session 1999-463; Eff. February 1, 1986; Amended Eff. May 3, 1993; Temporary Amendment Eff. April 12, 2000 to expire on January 1, 2003.

SECTION .1000 - EMERGENCY PROVISIONS

.1001 SCOPE

The minimum criteria established pursuant to Section .0300 of this Chapter or the review processes for environmental assessments or environmental impact statements set out in Rules .0506 and .0605 of this Chapter respectively may be altered where an emergency makes it necessary to take action to control or mitigate any threat to the public health, safety and welfare caused by the emergency. This section establishes the procedures to supplement the provisions of this Chapter in an emergency consistent with the policies of NCEPA.

History Note: Authority G.S. 113A-11; S.L. Extra Session 1999-463; Temporary Adoption Eff. April 12, 2000 to expire on January 1, 2003.

.1002 PROCESSES

(a) Previously approved minimum criteria may be revised to alter the current criteria thresholds to accommodate actions needed to mitigate an emergency. The State Agency seeking to revise those minimum criteria shall submit the proposed revised list to the State Clearinghouse for approval by the Secretary of Administration or the Secretary's designee. The Secretary or designee shall approve or reject the revised criteria within three working days of receipt.

(b) Because of an emergency, the Secretary of Administration or the Secretary's designee may alter the review periods set out

in Rules .0506 and .0605 of this Chapter upon request of the State Project Agency. The altered review periods may be no less than 10 calendar days after publication of the Notice of Availability of the appropriate environmental document in the Environmental Bulletin.

History Note: Authority G.S. 113A-11; S.L. Extra Session 1999-463;

Temporary Adoption Eff. April 12, 2000 to expire on January 1, 2003.

.0202, .0205 and .0206 of this Section is changed to June 30, 2001.

History Note: Authority G.S. 108A-25; 143B-153; S.L. 1999-463;

Temporary Adoption Eff. April 21, 2000 to Expire on June 30, 2001.

TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

Rule-making Agency: *Social Services Commission*

Rule Citation: *10 NCAC 29C .0207*

Effective Date: *April 21, 2000*

Findings Reviewed and Approved by: *Julian Mann, III*

Authority for the rule-making: *G.S. 108A-25; 143B-153*

Reason for Proposed Action: *This temporary adoption is necessitated by a need to change the expiration date of Rules 10 NCAC 29C .0201, .0202, .0205 and .0206 to be consistent with the change in Rules 10 NCAC 29C .0203 and .0204, amended on March 8 and effective March 13, 2000. The Division of Social Services proposes the changed in order to allow the county departments of social services the flexibility they need to serve families beyond June 30, 2000. The extension of rules to June 30, 2001 will ensure that energy needs are met with these funds and the potential loss of much needed federal funds is minimized. Funds obligated by September 30, 2000, will be available to the county in the next federal fiscal year; therefore counties will have the opportunity to spend these funds into next year to address the ongoing needs for their citizens.*

Comment Procedures: *If you wish to make comments please contact Ms. Sharnese Ransome, APA Coordinator, Division of Social Services, 2401 Mail Service, Raleigh, NC 27699-2401; (919) 733-3055. Verbal comments may be presented at the public hearing. Written comments must be received by Ms. Ransome not later than June 14, 2000.*

CHAPTER 29 - INCOME MAINTENANCE

SUBCHAPTER 29C - CRISIS INTERVENTION

SECTION .0200 - MODIFIED CRISIS INTERVENTION PROGRAM

.0207 CHANGE OF EXPIRATION DATE OF TEMPORARY RULES

The expiration date of temporary Rules 10 NCAC 29C .0201,

Rule-making Agency: *Social Services Commission*

Rule Citation: *10 NCAC 41S .0613*

Effective Date: *May 15, 2000*

Findings Reviewed and Approved by: *Julian Mann, III*

Authority for the rule-making: *G.S. 131D-10.5; 143B-153*

Reason for Proposed Action: *In July 1999, the Social Services Commission amended licensure rule 10 NCAC 41S .0613 as a result of a child fatality in a residential child care facility that occurred as a result of improper restraint techniques utilized by a child care worker. Licensure rules governing the use of restraint need further clarification on the types of restraints that are allowed, when time-out may be employed, who may administer a physical restraint hold, the need to have planning and debriefing sessions, and specific reporting requirements when a death occurs as a result of a restraint hold. Amendment of 10 NCAC 41S .0613 will clarify any confusion on the use of restraints in residential child care facilities, use of time-out, and specific reporting requirements.*

Comment Procedures: *The Rule-making Proceeding was published in the August 16, 1999 issue of the North Carolina Register and the Notice of Text was published in the March 15, 2000 issue of the North Carolina Register.*

CHAPTER 41 - CHILDREN'S SERVICES

SUBCHAPTER 41S - MINIMUM LICENSING STANDARDS FOR RESIDENTIAL CHILD CARE

SECTION .0600 - SERVICE DELIVERY

.0613 DISCIPLINE AND BEHAVIOR MANAGEMENT

(a) The residential child care facility shall have written policies and procedures on discipline and behavior management, including the type and use of physical restraint holds, if utilized. A copy of the written policies and procedures shall be provided to and discussed with, each child and the child's parents or legal custodians prior to or at the time of admission. Policies and procedures shall include:

- (1) Proactive means for interacting with and teaching children which emphasize praise and encouragement for exhibiting self control and desired behavior; and
- (2) Methods for protecting children and others when a

child is out of control.

(b) The residential child care facility shall implement standards for behavior which are reasonable and developmentally appropriate.

(c) The residential child care facility shall not engage in discipline or behavior management which includes:

- (1) Corporal/physical punishment;
- (2) Cruel, severe, or humiliating actions;
- (3) Discipline of one child by another child;
- (4) Denial of food, sleep, clothing or shelter;
- (5) Denial of family contact, including family time, telephone or mail contacts with family;
- (6) Assignment of extremely strenuous exercise or work;
- (7) Verbal abuse or ridicule;
- (8) Chemical, mechanical, or physical restraints, except as specified in 10 NCAC 41S .0614 (c), or Mechanical restraints;
- (9) Drug used as a restraint, except as outlined in 10 NCAC 41S .0613(e);

(9)(10) Locked rooms. Seclusion or isolation time-out, or

(11) Physical restraints except as outlined in 10 NCAC 41S .0613(f).

(d) Time-out means the removal of a child to a separate unlocked room or area from which the child is not physically prevented from leaving. The residential child care facility shall prohibit isolation may use time-out as a behavioral control measure except when the facility provides it in an unlocked room, within hearing distance and sight of a staff member, member and the The length of time alone is shall be appropriate to the child's age and stages of development.

(e) Drug used as a restraint means a medication used to control behavior or to restrict a child's freedom of movement and is not a standard treatment for the child's medical or psychiatric condition. A drug use as a restraint shall be employed only if required to treat a medical condition. It shall not be employed for the purpose of punishment, staff convenience or as a substitute for adequate staffing.

(e)(f) Physical restraint of a child means physically holding a child who is at imminent risk of harm to himself or others until the child is calm. If physical restraints are utilized:

- (1) Physical restraint holds shall be administered by qualified, trained staff. only by staff trained in the use of physical restraint holds. No child or group of children shall be allowed to participate in the physical restraint of another child;
 - (2) Before employing a physical restraint, the residential child care facility shall take into consideration the child's medical condition and any medications the child may be taking.
- (2)(3) No child shall be physically restrained utilizing a protective or mechanical device.
- Physical restraint holds shall:
- (A) not be used for purposes of discipline or convenience;
 - (B) only be used as a last resort if when there is imminent risk of harm to the child or others and less restrictive approaches have failed;
 - (C) be administered in the least restrictive manner

possible to protect the child or others from imminent risk of harm; and

(D) end when the child becomes calm.

(3)(4) The residential child care facility shall:

- (A) Ensure that any physical restraint hold utilized on a child is administered by a trained staff member with a second staff member in attendance. An exception may occur when no other staff member is present or can be called for immediate assistance. Concurrent with the administration of a physical restraint hold and for a minimum of 15 minutes subsequent to the termination of the hold, a staff member shall:
 - (i) monitor the child's breathing;
 - (ii) ascertain that the child is verbally responsive and motorically in control; and
 - (iii) shall ensure that the child remains conscious without any complaints of pain.

If at any time during the administration of a physical restraint hold the child complains of being unable to breathe or loses motor control, the staff member administering the physical restraint hold shall immediately terminate the hold or adjust the position to ensure that the child's breathing and motor control are not restricted. If at any time the child appears to be in distress, a staff member shall immediately seek medical attention for the child; child. Following the use of a physical restraint hold, a staff member shall conduct an interview with the child about the incident, and the staff administering the physical restraint hold shall be interviewed about the incident.

- (B) Document each incident of a child being subjected to a physical restraint hold on an incident report. This report shall include:
 - (i) the child's name, age, height and weight;
 - (ii) the type of hold utilized;
 - (iii) the duration of the hold;
 - (iv) the staff member administering the hold;
 - (v) staff member witnessing the hold;
 - (vi) supervisory staff who reviewed the incident report;
 - (vii) less restrictive alternatives that were attempted prior to utilizing physical restraint;
 - (viii) the child's behavior which necessitated the use of physical restraint; and
 - (ix) whether the child's condition necessitated medical attention: attention;
 - (x) planning and debriefing conducted with the child and staff to eliminate or reduce the probability of reoccurrence; and
 - (xi) the total number of restraints of the

child since admission.

Within 48 hours, supervisory staff shall review the incident report to ensure that correct steps were followed and shall forward the report to the legal custodian and the licensing authority; authority on a report form developed by the licensing authority. If a child dies as a result of a physical restraint hold, the residential child care facility shall immediately report the death of the child to the legal custodian and to the licensing authority.

- (C) Submit a summary report to the Division of Social Services by the 10th day of each month indicating the number of physical restraint holds used during the previous month on each child and any injuries that resulted;
- (D) Ensure that any physical restraint hold utilized on a child is administered by a competent trained staff member who has completed at least 16 hours of training in behavior management, including techniques for de-escalating problem behavior and behavior, the appropriate use of physical restraint holds: holds, monitoring of the child's breathing, verbal responsiveness and motor control. Training shall also include debriefing children and staff involved in physical restraint holds. Thereafter, staff authorized to use physical restraint holds shall must also annually complete at least 8 eight hours of behavior management training, including techniques for de-escalating problem behavior; and
- (E) Complete and annual review of the discipline and behavior management policies and techniques to verify that the physical restraint holds being utilized are being applied properly and safely. This review shall be documented and submitted to the licensing authority as part of the annual licensing renewal application.

History Note: Authority G.S. 131D-10.5; 143B-153; S.L. 1999-237;

Eff. July 1, 1999;

Temporary Amendment Eff. July 20, 1999;

Temporary Amendment Eff. May 15, 2000.

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Rule-making Agency: Environmental Management Commission

Rule Citation: 15A NCAC 2N .0304

Effective Date: May 1, 2000

Findings Reviewed and Approved by: Beecher R. Gray

Authority for the rule-making: G.S. 143-215(a)(15); 143B-

282(2)(h); 150B-14(c)

Reason for Proposed Action: *The UST Section is requesting that a temporary rule modifying secondary containment requirements for certain UST systems be enacted with an effective date of May 1, 2000, to immediately mitigate a serious and unforeseen threat to the environment and public health, safety and welfare. Under current rules, secondary containment for USTs is required where public water supply wells are located in close proximity to USTs because of the greater potential risk. At the time the rules were enacted, the regulated community, as well as the regulators, did not clearly understand that water supply wells at most convenience stores and service stations are considered to be public water supplies. The tank rules do not specifically state what a public water supply well is, but refer the reader to the Public Water Supply (PWS) rules (15A NCAC 18C) and the definitions contained therein. PWS did not begin to focus their inspections on these transient, non-community water supplies until 1998 when they began to inventory those locations. Until then, our agency had not received adequate clarification that the wells at most convenience stores and service stations were considered to be public water supplies. After the upgrade deadline in 1998, and since the PWS inspections began, we have found a large number of tank owners are not in compliance with these rules. Tank owners spent in the range of Fifteen Thousand Dollars (\$15,000) to Fifty Thousand Dollars (\$50,000) to upgrade their systems to the 1998 standards. Requiring them to now replace their tank systems with secondary containment tank systems would cause an additional expenditure of One Hundred Twenty-Five Thousand Dollars (\$125,000) (based on three tanks per facility) and has resulted in substantial non-compliance with the current rule due to extreme financial hardship. Therefore, enforcement of the original rule will not substantially increase the rate of compliance, nor will it quickly or significantly reduce the hazard associated with these substandard USTs. We now know that drinking water supplies at approximately 4800 facilities across North Carolina are at risk of becoming contaminated if leaks from UST systems occur at these locations. The proposed rule mandates that enhanced leak detection must be implemented immediately for early detection of releases in order to protect human health and the environment. This will involve utilizing some of the most rigorous leak detection monitoring techniques available and annual sampling of all affected water supply wells. Monitoring will help ensure that contamination will not reach public water supplies. Secondary containment will still be required, but it will be implemented on an alternate schedule. Enhanced leak detection with annual sampling of the affected water supply wells and the alternative schedule for secondary containment is not available to owners of UST systems located within 100 feet of a public water supply well or within 50 feet of any other well used for human consumption. Immediate compliance with secondary containment requirements in these areas is critical to protecting water supplies; no modifications to the current rule are provided. The proposed rule establishes that all applicable new UST systems and all replacements to applicable UST systems installed after the effective date of the proposed rule*

must have secondary containment at the time of installation or replacement.

The proposed rule is intended to protect public welfare and the environment and implement an achievable corrective action schedule. The proposed rule was drafted with extensive input from the stakeholders, which included various environmentalists as well as the regulated community. An abbreviated notice was published in the April 17th NC Register. Upon approval by the Codifier of Rules this rule will become effective May 1, 2000 and published in the May 15, 2000 Register.

Comment Procedures: Comments submitted to: Ruth Strauss, DENR, Division of Waste Management, UST Section, 1637 Mail Service Center, Raleigh, NC 27699-1637, Telephone: 919-733-1330.

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2N - UNDERGROUND STORAGE TANKS

SECTION .0300 - UST SYSTEMS: DESIGN, CONSTRUCTION, INSTALLATION, AND NOTIFICATION

.0304 IMPLEMENTATION SCHEDULE FOR PERFORMANCE STANDARDS FOR NEW UST SYSTEMS AND UPGRADING REQUIREMENTS FOR EXISTING UST SYSTEMS LOCATED IN AREAS DEFINED IN RULE .0301(d)

(a) The following implementation schedule shall only apply to UST owners and operators of UST systems located within areas defined in Rule .0301(d) of this Section and who are in compliance with Paragraph (b) of this Rule. This implementation schedule shall be used by the Department for tank owners and operators to comply with the secondary containment requirements contained in Rule .0301(d) of this Section for new UST systems and the secondary containment requirements contained in Rule .0302(a) of this Section for existing UST systems located within areas defined in Rule .0301(d) of this Section.

- (1) All new UST systems and all replacements to a UST system shall be provided with secondary containment in accordance with 40 CFR 280.42 (b)(1) through (b)(4) as of the effective date of this Rule.
- (2) All steel or metal connected piping and ancillary equipment of a UST system regardless of date of installation, shall be provided with secondary containment in accordance with 40 CFR 280.42 (b)(1) through (b)(4) as of January 1, 2005.
- (3) All fiberglass or non-metal connected piping and ancillary equipment of a UST system regardless of date of installation, shall be provided with secondary containment in accordance with 40 CFR 280.42 (b)(1) through (b)(4) as of January 1, 2008.
- (4) All UST systems installed on or before January 1, 1991 shall be provided with secondary containment in

accordance with 40 CFR 280.42 (b)(1) through (b)(4) as of January 1, 2008.

- (5) All UST systems installed after January 1, 1991 shall be provided with secondary containment in accordance with 40 CFR 280.42 (b)(1) through (b)(4) as of January 1, 2016.

(b) All owners and operators of UST systems shall implement the following enhanced leak detection monitoring by October 1, 2000. The enhanced leak detection monitoring must consist of the following:

- (1) Install a continuous monitoring automatic tank gauging system (ATG) for each UST;
- (2) Install an electronic line leak detector (ELLD) for each pressurized piping system;
- (3) Conduct at least one valid 0.1 gallon per hour (gph) test per month on each UST system;
- (4) Conduct a line tightness test capable of detecting a leak rate of 0.1 gph, at least once per year for each suction piping system. No release detection is required for suction piping that is designed and constructed in accordance with 40 CFR 280.41 (b)(2)(i) through (b)(iv);
- (5) If the UST system is located within 500 feet of a public water supply well or within 100 feet of any other well supplying water for human consumption, sample the supply well at least once per year. The sample collected from the well must be analyzed for the constituents of petroleum using the following methods:
 - (A) EPA Methods 601 and 602, including methyl tertiary butyl ether, isopropyl ether and xylenes;
 - (B) EPA Method 625; and
 - (C) If a waste oil UST system is present which does not meet the requirements for secondary containment in accordance with 40 CFR 280.42 (b)(1) through (b)(4), the sample should also be analyzed for lead and chromium using Standard Method 3030C preparation.
- (6) The first sample collected in accordance with Subparagraph (b)(5) of this Rule shall be collected and the results received by the Division on or before October 1, 2000 and yearly thereafter.

History Note: Authority G.S. 143-215(a)(15); 143B-282(2)(h); 150B-14(c);

Temporary Adoption Eff. May 1, 2000.

Rule-making Agency: Coastal Resources Commission

Rule Citation: 15A NCAC 7H .0308, .1705

Effective Date: May 22, 2000

Findings Reviewed and Approved by: Beecher R. Gray

Authority for the rule-making: *G.S. 113A-107; 150B-21.1*

Reason for Proposed Action: *It has been determined that these temporary erosion control structures need to stay in place to encourage and allow adequate time for beach re-nourishment and for re-vegetation efforts to be carried out.*

Comment Procedures: *Comments should be directed to Charles S. Jones c/o Jessica Gill, 1638 Mail Service Center, Raleigh, NC 27699-1638. Telephone 919-733-2293.*

CHAPTER 7 - COASTAL MANAGEMENT

SUBCHAPTER 7H - STATE GUIDELINES FOR AREAS OF ENVIRONMENTAL CONCERN

SECTION .0300 - OCEAN HAZARD AREAS

.0308 SPECIFIC USE STANDARDS FOR OCEAN HAZARD AREAS

(a) Ocean Shoreline Erosion Control Activities:

- (1) Use Standards Applicable to all Erosion Control Activities:
 - (A) All oceanfront erosion response activities shall be consistent with the general policy statements in 15A NCAC 7M .0200.
 - (B) Permanent erosion control structures may cause significant adverse impacts on the value and enjoyment of adjacent properties or public access to and use of the ocean beach, and, therefore, are prohibited. Such structures include, but are not limited to: bulkheads; seawalls; revetments; jetties; groins and breakwaters.
 - (C) Rules concerning the use of oceanfront erosion response measures apply to all oceanfront properties without regard to the size of the structure on the property or the date of its construction.
 - (D) All permitted oceanfront erosion response projects, other than beach bulldozing and temporary placement of sandbag structures, shall demonstrate sound engineering for their planned purpose.
 - (E) Shoreline erosion response projects shall not be constructed in beach or estuarine areas that sustain substantial habitat for important fish and wildlife species unless adequate mitigation measures are incorporated into project design, as set forth in Rule .0306(i) of this Section.
 - (F) Project construction shall be timed to minimize adverse effects on biological activity.
 - (G) Prior to completing any erosion response project, all exposed remnants of or debris from failed erosion control structures must be removed by the permittee.
 - (H) Erosion control structures that would otherwise be prohibited by these standards may be

permitted on finding that:

- (i) the erosion control structure is necessary to protect a bridge which provides the only existing road access to a substantial population on a barrier island; that is vital to public safety; and is imminently threatened by erosion;
 - (ii) the erosion response measures of relocation, beach nourishment or temporary stabilization are not adequate to protect public health and safety; and
 - (iii) the proposed erosion control structure will have no adverse impacts on adjacent properties in private ownership and will have minimal impacts on public use of the beach.
- (I) Structures that would otherwise be prohibited by these standards may also be permitted on finding that:
- (i) the structure is necessary to protect an historic site of national significance, which is imminently threatened by shoreline erosion; and
 - (ii) the erosion response measures of relocation, beach nourishment or temporary stabilization are not adequate and practicable to protect the site; and
 - (iii) the structure is limited in extent and scope to that necessary to protect the site; and
 - (iv) any permit for a structure under this Part (I) of this Subparagraph may be issued only to a sponsoring public agency for projects where the public benefits clearly outweigh the short or long range adverse impacts. Additionally, the permit must include conditions providing for mitigation or minimization by that agency of any significant and unavoidable adverse impacts on adjoining properties and on public access to and use of the beach.
- (J) Structures that would otherwise be prohibited by these standards may also be permitted on finding that:
- (i) the structure is necessary to maintain an existing commercial navigation channel of regional significance within federally authorized limits; and
 - (ii) dredging alone is not practicable to maintain safe access to the affected channel; and
 - (iii) the structure is limited in extent and scope to that necessary to maintain the channel; and
 - (iv) the structure will not result in substantial adverse impacts to fisheries or other public trust resources; and

- (v) any permit for a structure under this Part (J) of this Subparagraph may be issued only to a sponsoring public agency for projects where the public benefits clearly outweigh the short or long range adverse impacts. Additionally, the permit must include conditions providing for mitigation or minimization by that agency of any significant and unavoidable adverse impacts on adjoining properties and on public access to and use of the beach.
- (K) Proposed erosion response measures using innovative technology or design will be considered as experimental and will be evaluated on a case-by-case basis to determine consistency with 15A NCAC 7M .0200 and general and specific use standards within this Section.
- (2) Temporary Erosion Control Structures:
 - (A) Permittable temporary erosion control structures shall be limited to sandbags placed above mean high water and parallel to the shore.
 - (B) Temporary erosion control structures as defined in Part (2)(A) of this Subparagraph may be used only to protect imminently threatened roads and associated right of ways, and buildings and associated septic systems. A structure will be considered to be imminently threatened if its foundation septic system, or right-of-way in the case of roads, is less than 20 feet away from the erosion scarp. Buildings and roads located more than 20 feet from the erosion scarp or in areas where there is no obvious erosion scarp may also be found to be imminently threatened when site conditions, such as a flat beach profile or accelerated erosion, tend to increase the risk of imminent damage to the structure.
 - (C) Temporary erosion control structures may be used to protect only the principal structure and its associated septic system, but not such appurtenances as gazebos, decks or any amenity that is allowed as an exception to the erosion setback requirement.
 - (D) Temporary erosion control structures may be placed seaward of a septic system when there is no alternative to relocate it on the same or adjoining lot so that it is landward of or in line with the structure being protected.
 - (E) Temporary erosion control structures must not extend more than 20 feet past the sides of the structure to be protected. The landward side of such temporary erosion control structures shall not be located more than 20 feet seaward of the structure to be protected or the right-of-way in the case of roads.
 - (F) A temporary erosion control structure may remain in place for up to two years after the date of approval if it is protecting a building with a total floor area of 5000 sq. ft. or less, or, for up to five years if the building has a total floor area of more than 5000 sq. ft. A temporary erosion control structure may remain in place for up to five years if it is protecting a bridge or a road. The property owner shall be responsible for removal of the temporary structure within 30 days of the end of the allowable time period. A temporary sandbag erosion control structure with a base width not exceeding 20 feet and a height not exceeding six feet may remain in place for up to five years or until May 2008, whichever is later regardless of the size of the structure if the community in which it is located is actively pursuing a beach nourishment project as of May 22, 2000. For purposes of this Rule, a community is considered to be actively pursuing a beach nourishment project if it has:
 - (i) been issued a CAMA permit permit, where necessary, approving such project, or
 - (ii) ~~been deemed worthy of further consideration by a U.S. Army Corps of Engineers' Beach Nourishment Reconnaissance Study, or an ongoing feasibility study by the U.S. Army Corps of Engineers and a commitment of local money, when necessary, or~~
 - (iii) received a favorable economic evaluation report on a federal project approved prior to 1986.

If beach nourishment is rejected by the sponsoring agency or community, or ceases to be actively planned for a section of shoreline, the time extension is void and existing sandbags are subject to all applicable time limits set forth in Parts (A) through (N) of this Subparagraph. Sandbag structures within nourishment project areas that exceed the 20 foot base width and six foot height limitation may be reconstructed to meet the size limitation and be eligible for this time extension; otherwise they must be removed by May 1, 2000 pursuant to Part (N) of this Subparagraph.
 - (G) Once the temporary erosion control structure is determined to be unnecessary due to relocation or removal of the threatened structure, or beach nourishment, it must be removed by the property owner within 30 days.
 - (H) Removal of temporary erosion control structures shall not be required if they are covered by dunes with vegetation sufficient to be considered stable and natural.

- (I) The property owner shall be responsible for the removal of remnants of all portions of any damaged temporary erosion control structure.
 - (J) Sandbags used to construct temporary erosion control structures shall be tan in color and three to five feet wide and seven to 15 feet long when measured flat. Base width of the structure shall not exceed 20 feet, and the height shall not exceed six feet.
 - (K) Soldier pilings and other types of devices to anchor sandbags shall not be allowed.
 - (L) An imminently threatened structure may be protected only once, regardless of ownership. In the case of a building, a temporary erosion control structure may be extended, or new segments constructed, if additional areas of the building become imminently threatened. Where temporary structures are installed or extended incrementally, the time period for removal under Part (F) of this Subparagraph shall begin at the time the initial erosion control structure is installed. For the purpose of this Rule:
 - (i) a building and septic system shall be considered as separate structures.
 - (ii) a road or highway shall be allowed to be incrementally protected as sections become imminently threatened. The time period for removal of each section of sandbags shall begin at the time that section is installed in accordance with Part (F) of this Subparagraph.
 - (M) Existing sandbag structures may be repaired or replaced within their originally permitted dimensions during the time period allowed under Part (F) of this Subparagraph.
 - (N) Existing sandbag structures that have been properly installed prior to May 1, 1995 shall be allowed to remain in place according to the provisions of Parts (F), (G) and (H) of this Subparagraph with the pertinent time periods beginning on May 1, 1995.
- (3) Beach Nourishment. Sand used for beach nourishment shall be compatible with existing grain size and type. Sand to be used for beach nourishment shall be taken only from those areas where the resulting environmental impacts will be minimal.
- (4) Beach Bulldozing. Beach bulldozing (defined as the process of moving natural beach material from any point seaward of the first line of stable vegetation to create a protective sand dike or to obtain material for any other purpose) is development and may be permitted as an erosion response if the following conditions are met:
- (A) The area on which this activity is being performed must maintain a slope of adequate grade so as to not endanger the public or the public's use of the beach and shall follow the pre-emergency slope as closely as possible. The movement of material utilizing a bulldozer, front end loader, backhoe, scraper, or any type of earth moving or construction equipment shall not exceed one foot in depth measured from the pre-activity surface elevation;
 - (B) The activity must not exceed the lateral bounds of the applicant's property unless he has permission of the adjoining land owner(s);
 - (C) Movement of material from seaward of the low water line will require a CAMA Major Development and State Dredge and Fill Permit;
 - (D) The activity must not significantly increase erosion on neighboring properties and must not have a significant adverse effect on important natural or cultural resources;
 - (E) The activity may be undertaken to protect threatened on-site waste disposal systems as well as the threatened structure's foundations.
- (b) Dune Establishment and Stabilization. Activities to establish dunes shall be allowed so long as the following conditions are met:
- (1) Any new dunes established shall be aligned to the greatest extent possible with existing adjacent dune ridges and shall be of the same general configuration as adjacent natural dunes.
 - (2) Existing primary and frontal dunes shall not, except for beach nourishment and emergency situations, be broadened or extended in an oceanward direction.
 - (3) Adding to dunes shall be accomplished in such a manner that the damage to existing vegetation is minimized. The filled areas will be immediately replanted or temporarily stabilized until planting can be successfully completed.
 - (4) Sand used to establish or strengthen dunes must be of the same general characteristics as the sand in the area in which it is to be placed.
 - (5) No new dunes shall be created in inlet hazard areas.
 - (6) Sand held in storage in any dune, other than the frontal or primary dune, may be redistributed within the AEC provided that it is not placed any farther oceanward than the crest of a primary dune or landward toe of a frontal dune.
 - (7) No disturbance of a dune area will be allowed when other techniques of construction can be utilized and alternative site locations exist to avoid unnecessary dune impacts.
- (c) Structural Accessways:
- (1) Structural accessways shall be permitted across primary dunes so long as they are designed and constructed in a manner which entails negligible alteration on the primary dune. Structural accessways may not be considered threatened structures for the purpose of Paragraph (a) of this Rule.
 - (2) An accessway shall be conclusively presumed to entail negligible alteration of a primary dune:
 - (A) The accessway is exclusively for pedestrian

use;

- (B) The accessway is less than six feet in width; and
- (C) The accessway is raised on posts or pilings of five feet or less depth, so that wherever possible only the posts or pilings touch the frontal dune. Where this is deemed impossible, the structure shall touch the dune only to the extent absolutely necessary. In no case shall an accessway be permitted if it will diminish the dune's capacity as a protective barrier against flooding and erosion; and
- (D) Any areas of vegetation that are disturbed are revegetated as soon as feasible.

- (3) An accessway which does not meet Parts (2)(A) and (B) of this Paragraph shall be permitted only if it meets a public purpose or need which cannot otherwise be met and it meets Part (2)(C) of this Paragraph. Public fishing piers shall not be deemed to be prohibited by this Rule, provided all other applicable standards are met.
- (4) In order to avoid weakening the protective nature of primary and frontal dunes a structural accessway (such as a "Hatteras ramp") shall be provided for any off-road vehicle (ORV) or emergency vehicle access. Such accessways shall be no greater than 10 feet in width and shall be constructed of wooden sections fastened together over the length of the affected dune area.

(d) Construction Standards. New construction and substantial improvements (increases of 50 percent or more in value to the existing square footage) to existing construction shall comply with the following standards:

- (1) In order to avoid unreasonable danger to life and property, all development shall be designed and placed so as to minimize damage due to fluctuations in ground elevation and wave action in a 100 year storm. Any building constructed within the ocean hazard area shall comply with the North Carolina Building Code and the local flood damage prevention ordinance as required by the National Flood Insurance Program. The building code or flood damage prevention ordinance may impose additional or more restrictive requirements than the following AEC standards.
- (2) All structures in the ocean hazard area shall be on pilings not less than eight inches in diameter if round or eight inches to a side if square.
- (3) All pilings shall have a tip penetration greater than eight feet below the lowest ground elevation under the structure. For those structures so located on the primary dune or nearer to the ocean, the pilings must extend to five feet below mean sea level.
- (4) All foundations shall be adequately designed to be stable during applicable fluctuations in ground elevation and wave forces during a 100 year storm. Cantilevered decks and walkways shall meet this standard or shall be designed to break-away without

structural damage to the main structure.

History Note: Filed as a Temporary Amendment Eff. June 20, 1989, for a period of 180 days to expire on December 17, 1989; Authority G.S. 113A-107(a); 113A-107(b); 113A-113(b)(6)a.,b.,d.; 113A-124; Eff. June 1, 1979; Amended Eff. August 3, 1992; December 1, 1991; March 1, 1990; December 1, 1989; RRC Objection Eff. November 19, 1992 due to ambiguity; RRC Objection Eff. January 21, 1993 due to ambiguity; Amended Eff. March 1, 1993; December 28, 1992; RRC Objection Eff. March 16, 1995 due to ambiguity; Amended Eff. April 1, 1999; January 1, 1999; December 1, 1996; February 1, 1996; May 4, 1995; Temporary Amendment Eff. May 22, 2000.

SECTION .1700 - GENERAL PERMIT FOR EMERGENCY WORK REQUIRING A CAMA AND/OR A DREDGE AND FILL PERMIT

.1705 SPECIFIC CONDITIONS

(a) Temporary Erosion Control Structures in the Ocean Hazard AEC.

- (1) Permittable temporary erosion control structures shall be limited to sandbags placed above mean high water and parallel to the shore.
- (2) Temporary erosion control structures as defined in Subparagraph (1) of this Paragraph may be used only to protect imminently threatened roads and associated right of ways, and buildings and associated septic systems. A structure will be considered to be imminently threatened if its foundation, septic system, or, right-of-way in the case of roads, is less than 20 feet away from the erosion scarp. Buildings and roads located more than 20 feet from the erosion scarp or in areas where there is not obvious erosion scarp may also be found to be imminently threatened when site conditions, such as a flat beach profile or accelerated erosion, tend to increase the risk of imminent damage to the structure.
- (3) Temporary erosion control structures may be used to protect only the principal structure and its associated septic system, but not such appurtenances as gazebos, decks or any amenity that is allowed as an exception to the erosion setback requirement.
- (4) Temporary erosion control structures may be placed seaward of a septic system when there is no alternative to relocate it on the same or adjoining lot so that it is landward of or in line with the structure being protected.
- (5) Temporary erosion control structures must not extend more than 20 feet past the sides of the structure to be protected. The landward side of such temporary erosion control structures shall not be located more than 20 feet seaward of the structure to be protected or the right-of-way in the case of roads.
- (6) The permittee shall be responsible for the removal of

remnants of all or portions of any damaged temporary erosion control structure.

- (7) A temporary erosion control structure may remain in place for up to two years after the date of approval if it is protecting a building with a total floor area of 5000 sq. ft. or less, or, for up to five years if the building has a total floor area of more than 5000 sq. ft. A temporary erosion control structure may remain in place for up to five years if it is protecting a bridge or a road. The property owner shall be responsible for removal of the temporary structure within 30 days of the end of the allowable time period. A temporary sandbag erosion control structure with a base width not exceeding 20 feet and a height not exceeding six feet may remain in place for up to five years or until May 2008, whichever is later, regardless of the size of the structure it is protecting if the community in which it is located is actively pursuing a beach nourishment project as of May 22, 2000. For purposes of this Rule, a community is considered to be actively pursuing a beach nourishment project if it has:

- (A) been issued a CAMA permit permit, where necessary, approving such project, or
- (B) been deemed worthy of further consideration by a U.S. Army Corps of Engineers' Beach Nourishment Reconnaissance Study, or an ongoing feasibility study by the U.S. Army Corps of Engineers and a commitment of local money, when necessary, or
- (C) received a favorable economic evaluation report on a federal project approved prior to 1986.

If beach nourishment is rejected by the sponsoring agency or community, or ceases to be actively planned for a section of shoreline, the time extension is void and existing sandbags are subject to all applicable time limits set forth in Parts (1) through (15) of this Subparagraph. Sandbag structures within nourishment project areas that exceed the 20 foot base width and six foot height limitation may be reconstructed to meet the size limitation and be eligible for this time extension; otherwise they must be removed by May 1, 2000 pursuant to Part (15) of this Subparagraph.

- (8) Once the temporary erosion control structure is determined to be unnecessary due to relocation or removal of the threatened structure, structure or beach nourishment, it must be removed by the permittee within 30 days.
- (9) Removal of temporary erosion control structures shall not be required if they are covered by dunes with vegetation sufficient to be considered stable and natural.
- (10) Sandbags used to construct temporary erosion control structures shall be tan in color and three to five feet wide and seven to 15 feet long when measured flat. Base width of the structure shall not exceed 20 feet, and the height shall not exceed six feet.

- (11) Soldier pilings and other types of devices to anchor sandbags shall not be allowed.
- (12) Excavation below mean high water in the Ocean Hazard AEC may be allowed to obtain material to fill sandbags used for emergency protection.
- (13) An imminently threatened structure may only be protected once regardless of ownership. In the case of a building, a temporary erosion control structure may be extended, or new segments constructed, if additional areas of the building become imminently threatened. Where temporary structures are installed or extended incrementally, the time period for removal under Subparagraph (7) of this Paragraph shall begin at the time the initial erosion control structure is installed. For the purpose of this Rule:
 - (A) a building and septic system will be considered as separate structures.
 - (B) a road or highway shall be allowed to be incrementally protected as sections become imminently threatened. The time period for removal of each section of sandbags shall begin at the time that section is installed in accordance with Subparagraph (7) of this Paragraph.
- (14) Existing sandbag structures may be repaired or replaced within their originally permitted dimensions during the time period allowed under Subparagraph (7) of this Paragraph.
- (15) Existing sandbag structures that have been properly installed prior to May 1, 1995 shall be allowed to remain in place according to the provisions of Subparagraphs (7), (8) and (9) of this Paragraph with the pertinent time periods beginning on May 1, 1995.
 - (b) Erosion Control Structures in the Estuarine Shoreline, Estuarine Waters, and Public Trust AECs. Work permitted by this general permit shall be subject to the following limitations:
 - (1) no work shall be permitted other than that which is necessary to reasonably protect against or reduce the imminent danger caused by the emergency or to restore the damaged property to its condition immediately before the emergency;
 - (2) the erosion control structure shall be located no more than 20 feet waterward of the endangered structure;
 - (3) fill material used in conjunction with emergency work for storm or erosion control in the Estuarine Shoreline, Estuarine Waters and Public Trust AECs shall be obtained from an upland source.
 - (c) Protection, Rehabilitation, or Temporary Relocation of Public Facilities or Transportation Corridors.
 - (1) Work permitted by this general permit shall be subject to the following limitations:
 - (A) no work shall be permitted other than that which is necessary to reasonably protect against or reduce the imminent danger caused by the emergency or to restore the damaged property to its condition immediately before the emergency;
 - (B) the erosion control structure shall be located no

- more than 20 feet waterward of the endangered structure;
- (C) any fill materials used in conjunction with emergency work for storm or erosion control shall be obtained from an upland source except that dredging for fill material to protect public facilities or transportation corridors will be considered in accordance with the standards in 15A NCAC 7H .0208;
- (D) all fill materials or structures associated with temporary relocations which are located within Coastal Wetlands, Estuarine Water, or Public Trust AECs shall be removed after the emergency event has ended and the area

restored to pre-disturbed conditions.

- (2) This permit only authorizes the immediate protection or temporary rehabilitation or relocation of existing public facilities. Long-term stabilization or relocation of public facilities shall be consistent with local governments' post-disaster recovery plans and policies which are part of their Land Use Plans.

History Note: Authority G.S. 113-229(cl); 113A-107(a),(b); 113A-113(b); 113A-118.1;
Eff. November 1, 1985;
Amended Eff. April 1, 1999; February 1, 1996; June 1, 1995;
Temporary Amendment Eff. May 22, 2000.

This Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, May 18, 2000, 10:00 a.m., at 1307 Glenwood Ave., Assembly Room, Raleigh, NC. Anyone wishing to submit written comment on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners by Friday, May 12, 2000, at 5:00 p.m. Specific instructions and addresses may be obtained from the Rules Review Commission at 919-733-2721. Anyone wishing to address the Commission should notify the RRC staff and the agency at least 24 hours prior to the meeting.

RULES REVIEW COMMISSION MEMBERS

Appointed by Senate

Teresa L. Smallwood, Chairman
 John Arrowood
 Laura Devan
 Jim Funderburke
 David Twiddy

Appointed by House

R. Palmer Sugg, 1st Vice Chairman
 Jennie J. Hayman, 2nd Vice Chairman
 Walter Futch
 Paul Powell
 George Robinson

RULES REVIEW COMMISSION MEETING DATES

May 18, 2000
 June 15, 2000
 July 20, 2000

August 17, 2000
 September 21, 2000
 October 19, 2000

LOG OF FILINGS

RULES SUBMITTED: March 20, 2000 through April 20, 2000

AGENCY/DIVISION	RULE NAME	RULE CITATION	ACTION
AGRICULTURE, DEPARTMENT OF/STRUCTURAL PEST CONTROL COMMITTEE			
	Importation Requirements: Equine	2 NCAC 52B .0206	Amend
	Definitions	2 NCAC 52B .0401	Amend
	Disposition of Reactors	2 NCAC 52B .0402	Repeal
	Exposed Horses	2 NCAC 52B .0403	Repeal
	Report of Test Results	2 NCAC 52B .0404	Repeal
	Fees for Blood Test	2 NCAC 52B .0405	Amend
	EIA Test Required	2 NCAC 52B .0406	Amend
	Testing for EIA	2 NCAC 52B .0407	Amend
	Positive Reactors	2 NCAC 52B .0408	Amend
	Adjacent or Exposed Equine	2 NCAC 52B .0409	Amend
	Market and Sale Responsibility	2 NCAC 52B .0410	Amend
	Market or Sale Veterinarians	2 NCAC 52B .0411	Amend
	Slaughter Sales	2 NCAC 52B .0412	Amend
DENR/DIVISION OF FOREST RESOURCES			
	Burner Certification	15 NCAC 9C .1102	Adopt
	Forest Land	15 NCAC 9C .1103	Adopt
	Prescription Filing	15 NCAC 9C .1104	Adopt
SECRETARY OF STATE			
	How to Contact Electronic Commerce Section	18 NCAC 10 .0101	Adopt
	Applicable Definitions	18 NCAC 10 .0201	Adopt
	Public Key Technology Licensing	18 NCAC 10 .0301	Adopt
	Public Key Technology	18 NCAC 10 .0302	Adopt
	Certificate Policy General Provisions	18 NCAC 10 .0303	Adopt
	Identification and Authentication	18 NCAC 10 .0304	Adopt
	Operational Requirements	18 NCAC 10 .0305	Adopt
	Personnel Security Controls	18 NCAC 10 .0306	Adopt
	Technical Security Controls	18 NCAC 10 .0307	Adopt

RULES REVIEW COMMISSION

Certificate and Certificate Revocation	18 NCAC 10 .0308	Adopt
Rule Administration	18 NCAC 10 .0309	Adopt
Alternate Technologies and Provisional Licensing	18 NCAC 10 .0701	Adopt
Civil Sanctions	18 NCAC 10 .0801	Adopt
Criminal Penalties and Injunctive Relief	18 NCAC 10 .0802	Adopt
Reciprocal Agreements	18 NCAC 10 .0901	Adopt
STATE BOARDS/MIDWIFERY JOINT COMMITTEE		
Nurse Midwife Applicant Status	21 NCAC 33 .0106	Amend

RULES REVIEW COMMISSION**April 13, 2000****MINUTES**

The Rules Review Commission met on March 16, 2000, in the Assembly Room of the Methodist Building, 1307 Glenwood Avenue, Raleigh, North Carolina. Commissioners in attendance were Chairman Teresa Smallwood, Palmer Sugg, Jennie J. Hayman, John Arrowood, Laura Devan, David R. Twiddy, Walter Futch, and George Robinson.

Staff members present were: Joseph J. DeLuca, Staff Director; Bobby Bryan, Rules Review Specialist; and Sandy Webster.

The following people attended:

Trish Wilson	News and Observer
Sharnese Ransome	DHHS/SSC
Allan Greene	LABOR
Jerry Carter	N C Board of Examiners for Engineers and Surveyors
Jim Upchurch	DHHS/DFS
Jan Brickley	DHHS/DFS
Doug Barrick	DHHS/DFS
Jackie Stalnaker	DHHS/Vocational Rehabilitation
Carol Teal	Friends of Residents
Dedra Alston	DENR
Tom West	Poyner and Spruill
Thomas Allen	DENR/DAQ
Ellie Sprenkel	Insurance
Emily Lee	Transportation
Leonard Mangum	LABOR
Beverly Wheeler	NCAFCFA
Marc Lodge	DHHS
Mike DeMaria	Blue Ridge Drilling and Blasting
Justus Everett	ABE Utilities
Bill Hopper	NCLTCA
Jack Forshey	LABOR
Brad Barringer	B.R.S. Inc.
Paul Billings	Billings and Garrett, Inc.
Jean Stanley	Midwifery Joint Committee
Jessica Gill	DENR/Coastal Resources
Mike Lopoanski	DENR/Coastal Resources
Trish Payne	Midwifery Joint Committee
Portia Rochelle	DHHS/DMA
Marjorie Donaldson	NCDVRS
Steven Hairston	NCDVRS
Joan Troy	DENR/Wildlife Resources Commission
Kent Nelson	DENR/Wildlife Resources Commission
Warren Plonk	Office of State Budget and Management
David Tuttle	Engineers and Surveyors
Brenda Grady	Transportation
Grady Ballentine	Attorney General
Jackie Sheppard	DHHS/DFS

Jim Wellons	Attorney General
Shirley Bullard	DHHS
Linda McDaniel	DHHS/DFS
Angela Waldorf	Labor
Jack Nichols	N C Nursing Home Administrators
E. Ann Christian	N C Substance Abuse Professional Certification Board

APPROVAL OF MINUTES

The meeting was called to order at 10:02 a.m. with Chairman Smallwood presiding. The Chairman asked for any discussion, comments, or corrections concerning the minutes of the March 16, 2000 meeting. There being none, the minutes were approved.

FOLLOW-UP MATTERS

10 NCAC 42A .0801 - .0810: DHHS/Social Services Commission – No action was necessary on these rules.

13 NCAC 7F .0601, .0602, .0603, .0604, .0605, and .0606: DEPARTMENT OF LABOR – No action was necessary on these rules.

15A NCAC 7M .0403: DENR/Coastal Resources Commission – The rewritten rule submitted by the agency was approved by the Commission.

15A NCAC 21F .1203 and .1204: DHHS/Commission for Health Services – The rewritten rules submitted by the agency were approved by the Commission.

19A NCAC 3G .0205: TRANSPORTATION/Division of Motor Vehicles – The rewritten rule submitted by the agency was approved by the Commission.

21 NCAC 12 .0202, .0209, .0402, .0405, .0410, and .0907: N C Licensing Board for General Contractors – The rewritten rules submitted by the agency were approved by the Commission.

21 NCAC 21 .0501 and .1101: N C Board for Licensing of Geologists – The rewritten rules submitted by the agency were approved by the Commission.

21 NCAC 37D .0403: N C State Board of Nursing Home Administrators – The rewritten rule submitted by the agency was approved by the Commission.

21 NCAC 50 .0304, .0402, and .1101: N C State Board of Examiners of Plumbing, Heating, and Fire Sprinkler Contractors – The rewritten rules submitted by the agency were approved by the Commission.

21 NCAC 68 .0507: N C Substance Abuse Professional Certification Board – The rewritten rule submitted by the agency was approved by the Commission.

LOG OF FILINGS

Chairman Smallwood presided over the review of the log and all rules were approved with the following exceptions:

2 NCAC 34 .0330: AGRICULTURE/Structural Pest Control Committee – The Commission objected to the original rule due to lack of statutory authority and approved the rewritten rule submitted by the agency.

10 NCAC 20B .0204: DHHS/Vocational Rehabilitation Services – The Commission objected to this rule due to ambiguity and approved the rewritten rule to be submitted by the agency, contingent upon receipt of the rewritten rule today. It was received.

10 NCAC 20B .0207: DHHS/Vocational Rehabilitation Services – The Commission objected to this rule due to ambiguity and approved the rewritten rule submitted by the agency.

10 NCAC 42B .1201: DHHS/Medical Care Commission – The Commission objected to the original rule due to lack of statutory authority and approved the rewritten rule submitted by the agency.

10 NCAC 42B .1213: DHHS/Medical Care Commission – The Commission objected to the original rule due to lack of statutory authority and ambiguity and approved the rewritten rule submitted by the agency.

10 NCAC 42C .2013: DHHS/Medical Care Commission – The Commission objected to the original rule due to lack of statutory authority and approved the rewritten rule submitted by the agency.

10 NCAC 42C .2014: DHHS/Medical Care Commission – The Commission objected to the original rule due to lack of statutory authority and approved the rewritten rule submitted by the agency.

10 NCAC 42C .2506: DHHS/Medical Care Commission – The Commission objected to the original rule due to ambiguity and to the rewritten rule due to lack of statutory authority. The Commission determined that the provision in (a)(7) allowing a patient to be discharged for failure to meet other contractual obligations is outside the authority of the Medical Care Commission. That is, the rule violates G.S. 131D-21(17) restricting the ability of the facility to transfer or discharge patients.

10 NCAC 42C .3901: DHHS/Medical Care Commission – The Commission objected to the original rule due to lack of statutory authority and approved the rewritten rule submitted by the agency.

10 NCAC 42D .1414: DHHS/Medical Care Commission – The Commission objected to the original rule due to lack of statutory authority and ambiguity and approved the rewritten rule submitted by the agency.

17 NCAC 9K .0201: DEPARTMENT OF REVENUE – This rule was withdrawn by the agency.

18 NCAC 10 rules – SECRETARY OF STATE – These rules were withdrawn by the agency.

19A NCAC 3D .0801: TRANSPORTATION/Division of Motor Vehicles – The Commission objected to this rule due to lack of statutory authority and ambiguity. In (b)(2), it is not clear what standards the Exemption Review Officer will use in approving operators. There is no authority cited for the Commissioner of Motor Vehicles to tell a person when and where the person can sue DMV as this rule does in (i). This objection applies to existing language in the rule.

21 NCAC 33 .0106: MIDWIFERY JOINT COMMITTEE – This rule was moved to next month's log at the request of the agency.

21 NCAC 56 .0503: N C Board of Examiners of Engineers and Surveyors – The Commission objected to this rule due to lack of statutory authority. There is no authority for the provision in (i) that an applicant for re-examination must demonstrate to the Board that actions have been taken to improve the chances for passing the exam. This objection applies to existing language in the rule.

21 NCAC 56 .0603: N C Board of Examiners of Engineers and Surveyors – The Commission objected to this rule due to lack of statutory authority. There is no authority for the provision in (h) that an applicant for re-examination must demonstrate to the Board that actions have been taken to improve the chances for passing the exam. This objection applies to existing language in the rule.

21 NCAC 56 .0804: N C Board of Examiners of Engineers and Surveyors – The Commission objected to this rule due to lack of statutory authority. Paragraph (b) of this rule is not consistent with G.S. 89C-17 which states that all certificates of licensure expire on the last day of December. This objection applies to existing language in the rule.

21 NCAC 56 .0901: N C Board of Examiners of Engineers and Surveyors – The Commission objected to this rule due to lack of statutory authority. There is no authority for this rule, specifically the first two sentences in paragraph (c). While the Board may license corporations and business firms, and the engineering and land surveying work done by the firm must be done under the responsible charge of individual registrants, there is no authority for the requirement that a specific individual licensee spend a majority of his normal working time in that place of business. This objection applies to existing language in the rule.

21 NCAC 63 .0101: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to lack of statutory authority and necessity. Not only does this rule not set out any requirements and is thus unnecessary, it is also the responsibility of the General Assembly, not the agency, to determine what the purpose of an Act is. This objection applies to existing language in the rule.

21 NCAC 63 .0104: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to ambiguity and lack of necessity. This purported rule only affects the internal management of the agency and does not directly affect the public. It therefore does not meet the APA definition of "rule" and as such is not necessary to be included in the Administrative Code. It also is not clear in that it is not clear when a term will end. This objection applies to existing language in the rule.

21 NCAC 63 .0105: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to lack of necessity. The only part of this rule that is arguably necessary is the number of meetings the Board is to hold each year. The rest either repeats matters already in the law or in fact have no meaning (e.g. Members are expected to attend all meetings.). This objection applies to existing language in the rule.

21 NCAC 63 .0204: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to lack of statutory authority. There is no authority cited for the Board to require references from all applicants. If an applicant meets the statutory requirements, he must be issued a certificate or license. This objection applies to existing language in the rule.

21 NCAC 63 .0210: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to lack of statutory authority. There is no authority for the 30 day time period in (g). If an applicant meets the requirements in G.S. 90B-7(d) for licensure, he must be licensed, regardless of when he applied.

21 NCAC 63 .0301: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to ambiguity. It is not clear what is meant by "reasonable geographic area."

21 NCAC 63 .0401: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to ambiguity. In (a)(4), it is not clear what standards the Board will use in pre-approving self-directed learning projects for continuing education credit. This objection applies to existing language in the rule.

21 NCAC 63 .0503: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to lack of necessity. As written, paragraph (c) probably goes beyond any legislative intent. This paragraph does much more than prohibit any illegal discrimination. As written, it would require a social worker to protest a religious organization with which he worked from favoring its members. There are any number of other examples that could be raised. It is one thing to prohibit the practice, it is entirely another to prohibit condoning someone else doing something perfectly legal. This objection applies to existing language in the rule.

21 NCAC 63 .0504, .0506, and .0507: N C Social Work Certification and Licensing Board - These rules were returned to the agency for failure to comply with Part 2 of Article 2A of the Administrative Procedure Act. No notice of text was published for Rules .0504 and .0506. Rule .0507 contains a substantive change from what was published, but was not republished.

21 NCAC 63 .0508: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to ambiguity. It is not clear from whom an investigator is to seek advice. In (I), it is not clear what is meant by "appropriate authority" and "proper credit." This objection applies to existing language in the rule.

21 NCAC 63 .0601: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to ambiguity. Item (4) is too ambiguous to let a licensee or certificate holder know what is grounds for disciplinary action. This objection applies to existing language in the rule.

21 NCAC 63 .0702: N C Social Work Certification and Licensing Board - The Commission objected to this rule due to lack of statutory authority. In (c)(1), the provision allowing the presiding officer to prescribe a greater time limit for oral presentations is a waiver provision without specific guidelines in violation of G.S. 150B-19(6). This objection applies to existing language in the rule. Commissioner Futch voted no to the motion on all of the 21 NCAC 63 rules.

21 NCAC 68 .0203: N C Substance Abuse Professional Certification Board - The Commission objected to the original rule due to lack of statutory authority and approved the rewritten rule submitted by the agency.

21 NCAC 68 .0213: N C Substance Abuse Professional Certification Board - The Commission objected to the original rule due to ambiguity and approved the rewritten rule submitted by the agency.

COMMISSION PROCEDURES AND OTHER BUSINESS

The next meeting will be on Thursday, May 18, 2000.

The meeting adjourned at 1:45 p.m.

Respectfully submitted,
Sandy Webster

This 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

James L. Conner, II
Robert Roosevelt Reilly Jr.
Beryl E. Wade

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
ADMINISTRATION				
Britthaven, Inc. v. Department of Administration and Priva-Trends, Inc.	98 DOA 0811	Chess	06/10/99	
Laidlaw Transit Svcs, Inc. v. Katie G. Dorsett, Sec'y/Dept/Administration	99 DOA 0102	Morrison	06/11/99	14:02 NCR 115
OFFICE OF ADMINISTRATIVE HEARINGS				
Ted Murrell, Zam, Inc. v. Office of Administrative Hearings	99 OAH 0665	Chess	07/14/99	
Samuel Lee Ferguson v. Office of Administrative Hearings	99 OAH 0718	Chess	07/16/99	
Robert McHenry v. Office of Administrative Hearings	99 OAH 1201	Gray	04/07/00	
Larry McLeod v. NC Crime Victims Compensation Commission	00 OAH 0039	Gray	04/12/00	
AGRICULTURE				
Archie McLean v. Department of Agriculture	98 DAG 1770	Reilly	07/12/99	14:04 NCR 349
ALCOHOLIC BEVERAGE CONTROL COMMISSION				
Alcoholic Beverage Control Commission v. Keyland, Inc., T/A Cloud 9	98 ABC 1099	Overby	01/17/99	
Alcoholic Beverage Control Commission v. Food Lion, Inc., Store #1351	98 ABC 1270	Gray	03/31/99	14:04 NCR 347
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	
Vickie A. Patrick and Ayed K. Al-Quzah T/A M&M #4 v. Alcoholic	99 ABC 0070	Wade	03/22/00	
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 #8620	99 ABC 0651	Chess	12/30/99	
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. t/a 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	
Verdict Ridge Country Club, by H. Edward Knox v. Alcoholic Beverage Control Commission	99 ABC 1637	Morrison	01/07/00	14:16 NCR 1489

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
AUCTIONEER LICENSING BOARD				
Larry C. Oiler v. North Carolina Auctioneer Licensing Board	99 CFA 1011	Mann	01/27/00	
George W. Phillips, II v N.C. Auctioneer Licensing Board	99 CFA 1336	Lassiter	02/15/00	
BOARD OF MORTUARY SCIENCE				
N.C. Board of Mortuary Science v. Kennedy Funeral Home	99 BMS 0894	Chess	01/20/00	
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	
Vernel Capel Harris v. Crime Victims Compensation Commission	98 CPS 0328	Chess	01/31/00	
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	
Eric Charles Williams v. Crime Control & Public Safety, Div. of State Highway Patrol	98 CPS 1279	Chess	11/01/99	
Bobby Mills v. 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 Compensation Commission	99 CPS 0118	Owens	08/03/99	
Michael Anthony Powell v. Crime Victims Compensation Commission	99 CPS 0426	Reilly	08/03/99	
Mary Elizabeth Peoples Hogan v. Crime Victims Compensation Comm.	99 CPS 0504	Reilly	07/29/99	
Louise Dowd v. Crime Victims Compensation Commission	99 CPS 0519	Morrison	12/07/99	
Lemuel Ray Jenkins v. Crime Victims Compensation Commission	99 CPS 0521	Gray	09/08/99	
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	
Johnola E. McAllister v. NC Victim and Justice Services	99 CPS 1060	Gray	12/29/99	
Quantisha Pratt v. NC Crime Victims Compensation Commission	99 CPS 1093	Mann	03/03/00	
Nancy Davis Cave v. N.C. Victim and Justice Services	99 CPS 1154	Mann	01/20/00	
Loretta Faye Green v. N.C. Crime Victims Compensation Commission	99 CPS 1421	Chess	03/23/00	
Oscar Reynolds v N.C. Crime Victims Compensation Commission	99 CPS 1453	Mann	02/23/00	
James E. Taylor v N.C. Crime Victims Compensation Commission	99 CPS 1473	Lassiter	02/07/00	
ENVIRONMENT AND NATURAL RESOURCES				
Richard D. Poling, Parent of Taylor B. Poling, A Minor v. NC Dept. of Environment, Health & Natural Resources	97 EHR 0277	Mann	02/25/00	
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	
Ronald Lee Hudson, Jr. v. Craven Health Department	97 EHR 1166	Mann	03/01/00	
R.J. Reynolds Tobacco Co. v. Dept. of Environment & Natural Resources	98 EHR 1315	Wade	06/04/99	14:02 NCR 110
Joseph T. London, Classic Car Restoration v. Dept. of Environment & Natural Resources	98 EHR 1579	Mann	03/16/00	
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 & Natural Resources	99 EHR 0166	Chess	06/28/99	
Charles H. Jordan v. Brunswick County Health Department	99 EHR 0201	Morrison	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	
McDowell Development, Allen Gurley - VP (LQS 98-087) v Environment and Natural Resources	99 EHR 0358	Mann	01/24/00	14:18 NCR 1656
Jerry Franks and John Schifano, et. al. v. Environment & Natural Resources and Wake County Board of Commissioners	99 EHR 0380 ⁹	Phipps	09/28/99	
James P. and Irene 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 ¹¹	Reilly	03/13/00	
Steve and Susan Griffin v. Dept. of Environment & Natural Resources	99 EHR 0595	Gray	03/16/00	
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	03/13/00	
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	
Wallace J. Burt, Jr. & Highlands/Cashiers Conservation League v. DENR, Div. of Water Quality & Highlands Cove, L.L.C.	99 EHR 0980	Gray	04/05/00	
Whiteside Estates, Inc., John David Young v. DENR, Div. of Water Quality & Highlands Cover, L.L.C.	99 EHR 0989	Gray	04/05/00	
Ronald L. Walker, Sr., v. Environmental Health Ala County	99 EHR 1076	Morrison	10/18/99	
Marvin Seals, III v. DENR, Div. of Water Quality & Highlands Cove, L.L.C.	99 EHR 1084	Gray	04/05/00	

CONTESTED CASE DECISIONS

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Clifford Myers v. Montgomery County Health Department	99 EHR 1106	Mann	11/03/99	
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	
William Todd Allison v. Department of Environment and Natural Resources, Division of Coastal Management	99 EHR 1612	Chess	01/10/00	
Bethany Baptist Church, Ray Richardson v. Div. of Environmental Health, Department of Public Health	00 EHR 0020	Chess	03/28/00	
Sweetie Bullock v. Pitt County Health Department	00 EHR 0028	Mann	03/16/00	
<i>Division of Air Quality</i>				
Neighbors Against The Cullasaja Asphalt Plant & Blue Ridge Env. Defense League, Inc. 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, Inc. 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 0157 ¹²	Gray	12/06/99	
XVIII Airborne Corps & Fort 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	
Carolina Land Clearing Corp./Ron Olson v. DENR, Division of Air Quality	99 EHR 1105	Chess	02/22/00	
<i>Environmental Management</i>				
Allen Raynor v. Environmental Management Commission	99 EHR 0127	Gray	07/27/99	
<i>Division of Land Resources</i>				
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	
David B. McMillan v. DENR, Division of Land Resources	99 EHR 0717	Reilly	03/02/00	
Ronald G. Smith v. DENR, Division of Land Resources	99 EHR 0799	Morrison	10/29/99	
<i>Division of Marine Fisheries</i>				
Alton Chadwick v. Division of Marine Fisheries	99 EHR 0553	Reilly	08/19/99	
<i>Division of Water Quality</i>				
York Oil Company v. DENR, Division of Water Quality	97 EHR 1026	Phipps	07/26/99	14:04 NCR 343
J. Todd Yates and Teresa B. Yates v. DENR, Div. of Water Quality	98 EHR 1456	Wade	06/22/99	
N.G. Purvis Farms, Inc. v. DENR, Division of Water Quality	99 EHR 0696	Chess	08/27/99	
Dallas Harris Real Estate Construction, Inc., v. Dept. of Environment and Natural Resources, Division of Water Quality	99 EHR 0770	Lassiter	01/31/00	14:17 NCR 1586
Anson County Citizens Against Chemical Toxins in Underground Storage, Blue Ridge Environmental Defense League, Inc., Julia Cadle, T.C. Wright, Mae Wright, Clarethas Maske, Vernon Maske, Mark Maske, Emma Smith and Bobby Smith v. DENR, Div. of Water Quality and Chambers Development of North Carolina	99 EHR 1469	Chess	02/16/00	
<i>Soil and Water Conservation Commission</i>				
Neuse River Foundation, Neuse Riverkeeper, and Alliance For A Responsible Swine Industry, Inc. v. NC Soil & Water Conservation Commission	99 EHR 1660	Morrison	12/10/99	14:14 NCR 1334
BOARD OF GEOLOGISTS				
Andrew M. Raring, Ph.D v. Board for the Licensing of Geologists	99 BOG 0150	Mann	06/16/99	
HEALTH AND HUMAN SERVICES				
Eardley "JR" Stephens v. St. Bd. of Nurse's Aides and Practitioners	98 DHR 0155	Phipps	08/25/99	
Ernest Clyde Absher and Dianna B. Absher v. Health & Human Resources	98 DHR 1622	Reilly	06/17/99	
Vickie Jean Epps v. Department of Health & Human Services	98 DHR 1725	Gray	02/03/00	
Andrew Gainey v. Office of the Chief Medical Examiner	98 DHR 1761	Owens	05/12/99	14:01 NCR 69
J.P. Lynch v. Department of Health & Human Services	99 DHR 0111	Reilly	05/25/99	
Paul Walker, Thomas Walker & Mary Walker v. Mecklenburg Area Mental Health	99 DHR 0155	Morrison	08/19/99	
New Hope Living Centers, Eric D. Lewis v. Health & Human Services	99 DHR 0170	Owens	05/25/99	
Frank McKoy v. Department of Health & Human Services	99 DHR 0226	Wade	07/06/99	
Joan Marie McDaniel v. Department of Health & Human Services	99 DHR 0305	Reilly	08/05/99	
Lonnie Herring v. Department of Health & Human Services	99 DHR 0350	Reilly	06/03/99	
Robert H. Riley v. Office of the Governor, Office of Citizen Services	99 DHR 0356	Wade	07/21/99	
Jeff & Kellie Pope v. Department of Health & Human Services	99 DHR 0744	Chess	03/22/00	

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AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Paula Watts v. Department of Health & Human Services	99 DHR 0912	Reilly	03/07/00	
Betty C. Patterson v. Department of Health & Human Services	99 DHR 0954	Reilly	11/05/99	
Rayner Super Mkt., J.K. Rayner, Jr. v. Department of Health and Human Services	99 DHR 0961	Morrison	11/15/99	
Monica Denise Dayson v. Department of Health & Human Services	99 DHR 1041	Reilly	09/29/99	
Andrea Lightfoot v. Department of Health & Human Services	99 DHR 1094	Wade	02/09/00	
Melinda Faye Ikard v. CNC Services, A Human Service Agency	99 DHR 1307	Chess	03/06/00	
Cynthia A. Murray v. Department of Health & Human Services	99 DHR 1335	Mann	01/31/00	
Delisa Scott v. Health & Human Resources Services	99 DHR 1507	Lassiter	03/13/00	
Jerry Sales v. Department of Health & Human Services	00 DHR 0166	Reilly	04/19/00	
Division of Child Development				
Shaw Speaks Child Dev. Ctr. v. Health & Human Svcs., Child Dev.	99 DHR 0042	Gray	07/22/99	
Lachelle L. Parsons v. Health & Human Svcs., Div. of Child Dev.	99 DHR 0445	Reilly	07/19/99	
In The Beginning, Inc. v. Health & Human Svcs., Div. of Child Dev.	99 DHR 0575	Mann	07/19/99	
Barringer Center for Child Development, Elon Home for Children, Inc., Rev. Dr. Frederick G. Grosse v. Health & Human Services, Div. of Child Development	99 DHR 0621	Gray	12/15/99	
Dulatown Outreach Center, Inc. v. Health & Human Svcs., Child Dev.	99 DHR 0688	Owens	07/21/99	
Michele Denoff v. Health & Human Services, Div. of Child Dev.	99 DHR 0695	Owens	08/05/99	
MLCM, Inc., Mary C. McGovern v. DHHS, Div. of Child Dev.	99 DHR 1032	Wade	11/19/99	
Small World Daycare II, Trena S. McDaniel v. Health & Human Svcs., Div. of Child Dev.	99 DHR 1038	Lassiter	10/06/99	
Susan Voncannon, Voncannon Daycare Home v. DHHS, Division of Child Development	99 DHR 1636	Lassiter	04/10/00	
Evelyn Stegall v. Department of Health & Human Services	00 DHR 0003	Reilly	04/07/00	
H. Michael Poole, v. Clients Assistance Program	00 DHR 0093	Chess	03/27/00	
Division of Facility Services				
Kelly M. Poole v. Health & Human Services, Div. of Facility Services	97 DHR 0629	Chess	06/14/99	
Norma Faye Lewis v. Health & Human Svcs., Div. of Facility Services	98 DHR 1274 *	Phipps	07/02/99	
Della C. Jones v. Health & Human Services, Div. of Facility Services	98 DHR 1680	Gray	06/09/99	
Heather Alane Scott v. Health & Human Svcs. Div. of Facility Services	98 DHR 1671	Gray	10/08/99	
Effie Ruth Smith v. Health & Human Svcs., Div. of Facility Services	98 DHR 1774	Chess	07/14/99	
Vivienne Geloria Marshall v. DHHS, Div. of Facility Services	98 DHR 1786	Phipps	09/02/99	
Sarah L. Mathis v. DHHS, Div. of Facility Services	99 DHR 0032	Morrison	09/24/99	
Doris Laviner Moser v. Health & Human Services, Div. of Facility Svcs.	99 DHR 0074	Wade	08/06/99	
Norma Faye Lewis v. Health & Human Svcs., Div. of Facility Services	99 DHR 0144*	Phipps	07/02/99	
Carolyn Grant v. Health & Human Services, Div. of Facility Services	99 DHR 0145	Mann	06/11/99	
Marion Moser Thompson v. Health & Human Svcs., Facility Services	99 DHR 0216	Gray	08/13/99	
Rose Marie Hadley v. Health & Human Svcs., Div. of Facility Services	99 DHR 0218	Wade	08/06/99	
Sarah Frances Alford v. Health & Human Svcs., Div. of Facility Svcs.	99 DHR 0220	Phipps	06/08/99	
Alvin L. Phynon Jr. v. Health & Human Svcs., Dept. of Facility	99 DHR 0230	Mann	07/07/99	
Cabarrus Memorial Hospital d/b/a Northeast Medical Center v. DHHS, Div. of Facility Services, Certificate of Need Section & Cabarrus Diagnostic Imaging, Inc.	99 DHR 0392	Gray	11/18/99	
Cabarrus Diagnostic Imaging, Inc. v. DHHS, Div. of Facility Services, Certificate of Need Section & Cabarrus Memorial Hospital, d/b/a Northeast Medical Center	99 DHR 0396	Gray	12/20/99	
Barbara Rhue v. D.F.S.	99 DHR 0401*	Wade	07/30/99	
Barbara Rhue v. D.F.S.	99 DHR 0414*	Wade	07/30/99	
Michelle Johnson v. DHHS, Division of Facility Services	99 DHR 0546	Gray	10/12/99	
Donna L. Holland v. DHHS, Division of Facility Services	99 DHR 0712	Wade	03/09/00	
Esther Nieves v. Health & Human Services, Div. of Facility Services	99 DHR 0766	Phipps	07/21/99	
Shirley Ann Beck v. Division of Facility Services	99 DHR 0942	Mann	09/24/99	
Scott Cole v. DHHS, Division of Facility Services	99 DHR 1118	Mann	03/07/00	
Linda Gaile Funke v. Health & Human Svcs., Div. of Facility Services	99 DHR 1416	Mann	03/21/00	
Pamela Susan Moore v. DHHS, Division of Facility Services	99 DHR 1756	Reilly	04/07/00	
Mary Grace Arrowood v. DHHS, Division of Facility Services	00 DHR 0061	Lassiter	03/10/00	
Pinewood Forest Assisted Living v. NC Div. of Facility Services	00 DHR 0144	Chess	04/11/00	
Rose Vista Village Assisted Living v. NC Div. of Facility Services	00 DHR 0145	Chess	04/11/00	
Rose Terrace Assisted Living v. DHHS, Div. of Facility Services	00 DHR 0146	Chess	04/06/00	
Division of Medical Assistance				
Interim HealthCare - Morris Group, Inc., Lisa B. Morris, RN, BSN v. DHHS, Division of Medical Assistance	99 DHR 0552	Mann	09/01/99	
Companion Health Care, Inc. v. Div. of Medical Assistance, DHR	99 DHR 0762	Owens	07/29/99	
Family Pharmacy v. DHHS, Division of Medical Assistance	00 DHR 0032	Gray	04/19/00	
Division of Mental Health, Developmental Disabilities and Substance Abuse Services				

* Consolidated Cases.

CONTESTED CASE DECISIONS

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
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	
<i>Division of Vocational Rehabilitation</i>				
Dr. H. Michael Poole v. DHHS, Div of Vocational Rehabilitation	99 DHR 1495	Gray	01/04/00	
<i>Division of Social Services</i>				
Robert H. Riley v. Iredell County DSS	99 DHR 0354	Wade	07/21/99	
Robert H. Riley v. Health & Human Svcs., Div. of Social Services	99 DHR 0355	Wade	07/21/99	
Joanna Price v. Caldwell County Social Services	99 DHR 0520	Morrison	06/10/99	
April De'Shelle Turner v. DHHS, Div. of Social Service, Program Integrity Branch	99 DHR 0927	Gray	10/21/99	
Betty S. Lewis v. DHHS, Div. of Social Services, Program Integrity Branch	99 DHR 0950	Gray	12/20/99	
Veronica Owens v. Dept. of Social Services Union County	99 MIS 0677	Mann	08/17/99	
<i>Child Support Enforcement Section</i>				
Grady J. Griffith v. Department of Human Resources	97 CRA 1570	Mann	10/26/99	
Lindy Teachout v. Department of Health & Human Services	98 CRA 0727	Reilly	06/24/99	
Thomas Ashley Stewart II v. Department of Health & Human Services	99 CRA 0628	Reilly	06/14/99	
Tumu R. Johnson I v. Department of Human Resources	99 CRA 1697	Chess	01/22/00	
Teresa L. Galloway v. Department of Human Resources	00 CRA 0010	Wade	02/21/00	
June V. Pettus v. Department of Human Resources	96 CSE 1721*	Mann	09/17/99	
Floyd W. Hubbard v. Department of Human Resources	96 CSE 1725	Reilly	09/02/99	
Richard Arnold Collins v. Jones County DSS	96 CSE 1810	Reilly	06/28/99	
David S. Blackwelder v. Department of Human Resources	97 CSE 0416	Morrison	08/24/99	
June V. Pettus v. Department of Human Resources	97 CSE 0867*	Mann	09/17/99	
Walter M. Chlastawa v. Department of Human Resources	97 CSE 1464	Gray	02/24/00	
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	
Kenneth Wayne Adair v. Department of Human Resources	98 CSE 0229	Morrison	06/30/99	
Randy Snead v. Department of Human Resources	98 CSE 0544	Gray	10/21/99	
Shawn E. Williams v. Department of Human Resources	98 CSE 0845	Phipps	09/21/99	
Huri G. Stokes v. Department of Health & Human Services	98 CSE 0898	Gray	07/23/99	
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George Hoke Powell, Jr. v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 1363	Chess	12/08/99	
Marcus Anthony Dixon v. Sheriffs' Education & Training Stds. Comm.	99 DOJ 1527	Chess	01/21/00	
Charles S. Triplett v. Criminal Justice Ed. & Training Stds. Comm.	99 DOJ 1584	Wade	03/08/00	
Jack C. Davis v. Sheriffs' Education & Training Stds. Comm.	99 DOJ 1586	Wade	03/08/00	

CONTESTED CASE DECISIONS

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Tommie L. Wiggins v. Sheriffs' Education & Training Stds. Comm.	99 DOJ 1688	Mann	02/24/00	
Private Protective Services Board				
Tri-City Securities and James G. Hutcherson v. Private Protective Svcs. Bd.	98 DOJ 1749*	Phipps	09/02/99	
Tri-City Securities and James G. Hutcherson v. Private Protective Svcs. Bd.	98 DOJ 1752*	Phipps	09/02/99	
Ordie Hazu McFarland v. Private Protective Services Board	99 DOJ 0099	Morrison	10/12/99	
Thomas E. Mewborn v. Private Protective Services Board	99 DOJ 0101	Owens	07/30/99	
Michael Lynn Arter v. Private Protective Services Board	99 DOJ 0262	Wade	05/25/99	
Jeffrey S. Moore v. Private Protective Services Board	99 DOJ 0488	Morrison	05/24/99	
Bonnie Marie Keller v. Private Protective Services Board	99 DOJ 0491	Morrison	05/24/99	
Shawn E. Alexander v. Private Protective Services Board	99 DOJ 0492	Owens	07/19/99	
Ronald E. Sulloway v. Private Protective Services Board	99 DOJ 0493	Morrison	05/24/99	
Raymond Solomon v. Private Protective Services Board	99 DOJ 0494	Morrison	05/25/99	
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	
Bobby James Nicholson v. Private Protective Services Board	99 DOJ 0528	Phipps	08/17/99	
Murray J. Degnan v. Private Protective Services Board	99 DOJ 0529	Gray	11/29/99	
James Lee Morris v. Private Protective Services Board	99 DOJ 0714	Chess	12/08/99	
Thomas William Atchison v. Private Protective Services Board	99 DOJ 1018	Morrison	09/21/99	
Mark Lavern Hewitt v. Private Protective Services Board	99 DOJ 1019	Gray	11/10/99	
Robert Steven Pikel 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	
Michael Jay Korn v. Private Protective Services Board	99 DOJ 1122	Wade	01/07/00	
Jacqueline Renee Haywood v. Private Protective Services Board	99 DOJ 1123	Gray	11/10/99	
Isaiah Komegay, Jr. v. Private Protective Services Board	99 DOJ 1290	Morrison	12/07/99	
Wayne Orlando Miller v. Private Protective Services Board	99 DOJ 1291	Morrison	12/09/99	
Richard Asiedu v. Private Protective Services Board	99 DOJ 1293	Morrison	12/09/99	
David Gregory Mims 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	
Theodore Little v. Private Protective Services Board	99 DOJ 1300	Wade	01/07/00	
Dennis L. Young v. Private Protective Services Board	99 DOJ 1301	Morrison	12/03/99	
Jose V. Vargas v. Private Protective Services Board	99 DOJ 1302	Morrison	12/03/99	
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	
William Torres v. Private Protective Services Board	99 DOJ 1733	Morrison	03/09/00	
John Smiley v. Private Protective Services Board	00 DOJ 0016	Morrison	02/29/00	
Lynn Allen Hoosier, Hoosier Investigations & Security Services, Inc. v. Private Protective Services Board	00 DOJ 0057	Lassiter	03/20/00	
PUBLIC INSTRUCTION				
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 Morrill 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
Matthew 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	
David J. Dew v. Charlotte-Mecklenburg Board of Education	99 EDC 0498	Gray	12/13/99	
Deborah F. Brogden v. State Board of Education	99 EDC 0734	Reilly	10/05/99	
C. Kenneth Warrington v. Edgecombe County Schools	99 EDC 0955	Reilly	09/29/99	
Edward Lawrence Morrill & Paula Marie Morrill v. Board of Directors Raleigh Charter High School	99 EDC 1080	Chess	01/11/00	
Beverly Simon Hamilton v Union County Board of Education	99 EDC 1280	Gray	02/01/00	
STATE PERSONNEL				
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Bernard A. Brown v. Department of Administration	99 OSP 1025	Wade	01/14/00	
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H.C. Troxler, Jr. v. Dept. of Agriculture and Consumer Services	99 OSP 0659	Chess	07/27/99	
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Thomas Michael Chamberlin v. Department of Community Colleges	99 OSP 0286	Phipps	06/25/99	
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E. Wayne Irvin v. Department of Correction	94 OSP 1791	Morrison	05/18/99	14:01 NCR 60
Calvia L. Hill v. Department of Correction	98 OSP 0268	Reilly	02/15/00	
Betty Jean Grant v. Department of Correction	98 OSP 0974	Lassiter	04/07/00	

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Maydean L. Taylor v. Department of Correction	98 OSP 1272	Chess	05/14/99	
Ann McMillian v. Morrison Youth Institution, Department of Correction	98 OSP 1275	Chess	05/12/99	
Edward Alan Roper v. DOC, Div. of Prisons, Western Youth Institute	98 OSP 1644	Gray	08/11/99	
Shirley Sellars v. Department of Correction	98 OSP 1788 ¹⁰	Gray	09/30/99	
Sean R. Dillard v. Dept. of Correction, Pasquotank Correctional Inst.	98 OSP 1800	Gray	08/26/99	
DeCarlos Stanley v. Department of Correction	99 OSP 0027	Morrison	06/22/99	
Steve A. Matthews v. Department of Correction	99 OSP 0162	Morrison	08/20/99	
Patrick Smith v. Department of Correction	99 OSP 0163	Morrison	10/14/99	
Harry E. Kenan v. Capt. B.F. Lewis, Polk Youth Institution	99 OSP 0257	Phipps	06/07/99	
Robert Russell, Jr. v. Jeff Jones, Div of Community Corrections	99 OSP 0258	Lassiter	09/29/99	
Judith Caves v. Department of Correction	99 OSP 0338	Phipps	09/29/99	14:11 NCR 945
Shirley Sellars v. Department of Correction	99 OSP 0386 ¹⁰	Gray	09/30/99	
Richmond Fulmore v. Department of Correction, Wake Correctional	99 OSP 0416	Mann	06/04/99	
Henry C. Parks v. DART/Admin., Ann Shea, Edward McCall, Thomas G. Ivester	99 OSP 0512	Morrison	09/22/99	
Jerry D. Crawford v. Department of Correction	99 OSP 0577	Reilly	06/02/99	
Walter L. Whitaker v. Capt. Ricky Johnson, Pasquotank Corr. Inst.	99 OSP 0644	Gray	10/12/99	
Angelo Alfonzo Smith v. Department of Correction	99 OSP 0675	Gray	11/04/99	
Charles Creegan v. Department of Correction	99 OSP 0765	Reilly	08/03/99	
Kathi P. Brown v. NC Correctional Institute for Women	99 OSP 0914	Chess	12/10/99	
David J. Dennis v. Department of Corrections, Polk Youth Institution	99 OSP 0918	Chess	10/12/99	
Tara King v. Department of Corrections	99 OSP 0930	Chess	11/08/99	
Joyce Ann Bullock v. Polk Youth Institution	99 OSP 1065	Wade	11/15/99	
Timothy Ramey v. Department of Correction	99 OSP 1085	Chess	11/22/99	
Barbara Leviner Jackson v. Department of Correction	99 OSP 1091	Mann	03/16/00	
Curtis Lee Tucker v. Dept. of Correction - Caledonia	99 OSP 1097	Wade	12/06/99	
Heather Williams v. Department of Correction	99 OSP 1163	Reilly	12/13/99	
June Annette Cooley v. DOC, Correction Enterprises	99 OSP 1164 ¹⁴	Lassiter	02/18/00	
Edward E. Hodge v. Department of Correction	99 OSP 1224	Lassiter	01/03/00	
Russell S. Jackson v. Department of Correction, Albemarle Correctional Inst./Michael York	99 OSP 1236	Morrison	12/22/99	
Valee Taylor v. Department of Correction	99 OSP 1256	Lassiter	01/05/00	
Demetrice Arnette Keith v. DOC, Div. of Community Corrections	99 OSP 1318	Gray	03/17/00	
Scott Powell v. Department of Correction, Central Prison	99 OSP 1413	Mann	03/01/00	
Sharon Tucker v. Ms. LaVee Hamer, DOC, Gen. Counsel to the Secretary	99 OSP 1519	Gray	01/10/00	
Jan C. Smith v. Department of Correction, Dart Cherry Program	99 OSP 1647	Gray	01/21/00	
June Annette Cooley v. DOC, Correction Enterprises	99 OSP 1662 ¹⁴	Lassiter	02/18/00	
Judy A. Brewer v. Odom Correctional Institution	99 OSP 1714	Mann	03/03/00	
Curtis Lee Tucker v. Department of Correction	00 OSP 0201	Gray	03/31/00	
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Steve Crawford v. North Carolina School for the Deaf	99 OSP 0640	Lassiter	10/18/99	
Danny Wilson Carson v. North Carolina School for the Deaf	99 OSP 0641	Lassiter	10/18/99	
Eric Arden Hurley v. North Carolina School for the Deaf	99 OSP 0087	Reilly	06/24/99	
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Russell J. Suga v. Employment Security Commission	96 OSP 1122	Reilly	05/26/99	
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L. Clifton Carroll v. Dept of Natural Resources, Div. of Parks and Recreation	98 OSP 0914	Gray	10/22/99	14:12 NCR 1082
Larry A. Campbell v. NC Wildlife Resources Commission	99 OSP 0050	Morrison	11/10/99	14:12 NCR 1086
Pathe Vivek v. Department of Environment & Natural Resources	99 OSP 0956	Chess	10/06/99	
Health and Human Services				
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Dianna H. Smith v. DHHS, Caswell Center	98 OSP 1245	Chess	01/10/00	
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Tonya Carson v. Buncombe County Health Center	98 OSP 1335	Gray	02/16/00	
Doris Virginia Wearing v. Durham County Health Department	98 OSP 1432	Reilly	06/18/99	
Norman Kinnett v. DHHS, Caswell Center	98 OSP 1477	Wade	02/29/00	
Leon Kea v. DHR, O'Berry Center	98 OSP 1733	Morrison	12/22/99	
Julia A. Cameron v. John Umstead Hospital, Health & Human Services	99 OSP 0053	Morrison	06/22/99	
Danny Jacob v. Onslow County Board of Health	99 OSP 0129	Gray	10/12/99	14:11 NCR 936
Jency Abrams v. Department of Health & Human Services	99 OSP 0147	Owens	08/11/99	
Joann Thomas v. Neuse Mental Health Center	99 OSP 0254	Reilly	01/13/00	14:18 NCR 1661

CONTESTED CASE DECISIONS

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
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Linda R. Walker v. Craven County Health Dept., Craven County Dept. of Social Services, and Craven County	99 OSP 0281	Chess	03/07/00	
Timothy 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	Morrison	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	
James Michael Dunn v. Pitt Co. Mental Health, Developmental Disabilities, and Substance Abuse Area Program	99 OSP 0549	Gray	12/21/99	
Odell Hudson v. Health & Human Svcs., 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 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	
Debra R. Dellacroce v. Department of Health & Human Services	99 OSP 1010	Morrison	03/24/00	
Carolyn A. Carter v. Cleveland County Dept of Social Services	99 OSP 1055	Gray	11/29/99	
Veda B. Gill v. Durham County Department of Social Services	99 OSP 1090	Morrison	11/09/99	
Patricia Pender v. DHHS, Eastern NC School for the Deaf	99 OSP 1124	Lassiter	03/06/00	
Dennis W. Retzlaff v. Warren County Board of Health	99 OSP 1157	Morrison	02/22/00	14:19 NCR 1800
Dora P. Pettiford v. DHHS, Division of Mental Health	99 OSP 1279	Lassiter	04/04/00	
Alan J. Herrick v. Rutherford-Polk MH/DD/SAS	99 OSP 1357	Chess	01/21/00	
Jency Abrams v. Department of Health & Human Services	99 OSP 1382	Mann	02/04/00	
Todd L. Chavis v. Murdoch Center 99 OSP 1388	Mann	02/09/00		
Edna W. Childs v. Gaston-Lincoln Area Mental Health Program	99 OSP 1454	Morrison	12/29/99	
Donald R. Hopper v. Dart Caswell 4415	99 OSP 1481	Mann	02/09/00	
Anthony Ratcliff v. Department of Health & Human Services	99 OSP 1483	Phipps	09/22/99	
Johnnie R. Arrington v. DHHS, Dorothea Dix Hospital	99 OSP 1711	Mann	03/22/00	
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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 Academy	99 OSP 0308	Phipps	06/11/99	
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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	
State Auditor				
Antonio Allen Bolton v. Office of the N.C. State Auditor	99 OSP 0979	Wade	11/22/99	
Transportation				
Michelle Maloney Wilkins v. Department of Transportation	98 OSP 0836	Morrison	05/20/99	
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	
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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
John Gordon Strickland v. Department of Transportation	00 OSP 0049	Gray	04/03/00	
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Wanda Troxler v. A & T State University and Dr. Ray J. Davis	97 OSP 0819	Phipps	08/02/99	
Vivian Smith Hammel, Ling-Chih C. Hsu and Joel A. Williams v. East Carolina University	97 OSP 1268*2	Phipps	07/06/99	
Vivian Smith Hammel, Ling-Chih C. Hsu and Joel A. Williams v. East Carolina University	97 OSP 1269*2	Phipps	07/06/99	
Vivian Smith Hammel, 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	
Rashmi P. Eddins v. University of North Carolina at Charlotte	99 OSP 0557	Gray	02/22/00	
Anna Anita Huff v. Dr. Lonnie Sharpe/Dr. Reza Salami-Coll./Engineering	99 OSP 0599	Chess	07/16/99	
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<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
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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	
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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	
Inez Eason v. University of North Carolina at Wilmington	99 OSP 1069	Mann	02/14/00	
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	
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Suzanne M. Moravick v. Retirement Systems Division	99 DST 1418	Mann	03/28/00	
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Stephanie A. Payne v. UNC Hospitals	99 UNC 0375	Morrison	06/21/99	
Barbara A. Russell v. UNC Hospitals	99 UNC 0540	Gray	08/11/99	
Robin Perkins Stephens v. UNC Hospitals	99 UNC 0563	Owens	07/21/99	
Rita Jo Kincaid v. UNC Hospitals	99 UNC 0746*5	Reilly	08/09/99	
Rita Jo Kincaid v. UNC Hospitals	99 UNC 0747*5	Reilly	08/09/99	
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CUMULATIVE INDEX

(Updated through May 9, 2000)

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				

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 expenditure 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. 150B-21.4.

ACUPUNCTURE, LICENSING BOARD

21 NCAC 01 .0101	13:22 NCR 1820	14:03 NCR 243	*	Object Approve	11/17/99 02/17/00	*
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ADMINISTRATION

Council for Women, North Carolina

1 NCAC 17	13:19 NCR 1606
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Environmental Policy Act

1 NCAC 25 .1001	14:22 NCR 1994	14:22 NCR 1994
1 NCAC 25 .1002	14:22 NCR 1994	14:22 NCR 1994

Indian Affairs, Commission of

1 NCAC 15 .0201	13:02 NCR 175
1 NCAC 15 .0205	13:02 NCR 175
1 NCAC 15 .0206	13:02 NCR 175
1 NCAC 15 .0212	13:02 NCR 175
1 NCAC 15 .0213	13:02 NCR 175

Non-Public Education

1 NCAC 40 .0101	13:05 NCR 521	Temp Expired 05/29/99
1 NCAC 40 .0102	14:04 NCR 311	
1 NCAC 40 .0103	13:05 NCR 521	Temp Expired 05/29/99
	14:04 NCR 311	
	13:05 NCR 521	Temp Expired 05/29/99
	13:13 NCR 1057	Temp Expired 05/29/99
	14:04 NCR 311	
1 NCAC 40 .0201	13:05 NCR 521	Temp Expired 05/29/99
	13:13 NCR 1057	Temp Expired 05/29/99
1 NCAC 40 .0202	14:04 NCR 311	
	13:05 NCR 521	Temp Expired 05/29/99

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(Updated through May 9, 2000)

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					Action	Date				
1 NCAC 40 .0203		13:13 NCR 1057	Temp Expired 05/29/99							
		14:04 NCR 311								
		13:05 NCR 521								
		13:13 NCR 1057								
1 NCAC 40 .0204		14:04 NCR 311	Temp Expired 05/29/99							
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		14:04 NCR 311								
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1 NCAC 05C	13:04 NCR 360									
1 NCAC 05C .0224	14:22 NCR 1994	14:22 NCR 1994								
1 NCAC 05D	13:04 NCR 360									
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1 NCAC 35 .0101	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0103	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0202	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0304	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0308	13:04 NCR 360		13:08 NCR 647	*						
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26 NCAC 01 .0101	14:08 NCR 579		14:12 NCR 1029	*	Approve	02/17/00			14:10 NCR 839	
26 NCAC 01 .0101	N/A		N/A	N/A	Approve	10/04/99				
26 NCAC 01 .0103	14:08 NCR 579		14:12 NCR 1029	S	Agcy Withdrew	02/17/00			14:10 NCR 839	
26 NCAC 01 .0104	N/A		N/A	N/A	Approve	10/04/99				
26 NCAC 02C .0103	14:08 NCR 579		14:12 NCR 1030	*	Approve	02/17/00	*			
26 NCAC 02C .0105	14:08 NCR 579		14:12 NCR 1030	*	Approve	02/17/00	*			
26 NCAC 02C .0108	14:08 NCR 579		14:12 NCR 1030	*	Agcy Withdrew	02/17/00				
26 NCAC 02C .0303	14:08 NCR 579		14:12 NCR 1030	S	Approve	02/17/00			14:10 NCR 839	
26 NCAC 02C .0303	N/A		N/A	N/A	Approve	10/04/99				
26 NCAC 02C .0306	14:08 NCR 579		14:12 NCR 1030	*	Approve	02/17/00				
26 NCAC 02C .0403	14:08 NCR 579		14:12 NCR 1030	*	Approve	02/17/00				

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Agency/Rule Citation	Rule-making Proceedlogs	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
26 NCAC 03 .0101	14:08 NCR 579		14:12 NCR 1033	*	Approve	02/17/00	*			
26 NCAC 03 .0119	14:08 NCR 579		14:12 NCR 1033	*	Approve	02/17/00				
26 NCAC 04 .0102	N/A		N/A	N/A	Approve	10/04/99			14:10 NCR 839	
26 NCAC 04 .0103	N/A		N/A	N/A	Approve	10/04/99			14:10 NCR 839	
26 NCAC 04 .0104	N/A		N/A	N/A	Approve	10/04/99			14:10 NCR 839	
26 NCAC 04 .0108	N/A		N/A	N/A	Approve	11/17/99			14:15 NCR 1354	
26 NCAC 04 .0202	N/A		N/A	N/A	Approve	10/04/99			14:10 NCR 839	
AGRICULTURE										
2 NCAC 20B .0104	13:13 NCR 1040		13:18 NCR 1503	*	Object	07/15/99	*		14:09 NCR 708	
2 NCAC 43L .0304	14:18 NCR 1597				Approve	08/19/99				
2 NCAC 43L .0305	14:18 NCR 1597									
2 NCAC 43L .0309	13:14 NCR 1109		13:20 NCR 1718	*	Object	07/15/99	*		14:09 NCR 708	
Consumer Services										
2 NCAC 54 .0101	13:14 NCR 1119	13:14 NCR 1119	13:20 NCR 1718	*	Approve	07/15/99			14:06 NCR 490	
2 NCAC 54 .0102	13:14 NCR 1119	13:14 NCR 1119	13:20 NCR 1718	*	Approve	07/15/99			14:06 NCR 490	
2 NCAC 54 .0103	13:14 NCR 1119	13:14 NCR 1119 Temp Expired 10/12/99	13:20 NCR 1718	*	Agcy Withdrew	07/15/99				
2 NCAC 54 .0104	13:14 NCR 1119	13:14 NCR 1119	13:20 NCR 1718	*	Approve	07/15/99	*		14:06 NCR 490	
2 NCAC 54 .0105	13:14 NCR 1119	13:14 NCR 1119 Temp Expired 10/12/99	13:20 NCR 1718	*	Agcy Withdrew	07/15/99				
2 NCAC 55 .0101		14:17 NCR 1512								
2 NCAC 55 .0102		14:17 NCR 1512								
2 NCAC 55 .0103		14:17 NCR 1512								
2 NCAC 55 .0104		14:17 NCR 1512								
2 NCAC 55 .0201		14:17 NCR 1512								
2 NCAC 55 .0202		14:17 NCR 1512								
2 NCAC 55 .0203		14:17 NCR 1512								
2 NCAC 55 .0301		14:17 NCR 1512								

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					Action	Date				
2 NCAC 55 .0302		14:17 NCR 1512								
2 NCAC 55 .0303		14:17 NCR 1512								
2 NCAC 55 .0401		14:17 NCR 1512								
2 NCAC 55 .0402		14:17 NCR 1512								
2 NCAC 55 .0403		14:17 NCR 1512								
2 NCAC 55 .0501		14:17 NCR 1512								
2 NCAC 55 .0502		14:17 NCR 1512								
2 NCAC 55 .0503		14:17 NCR 1512								
Pesticide Board										
2 NCAC 09K .0214	13:14 NCR 1109		13:20 NCR 1717	*	Approve	07/15/99	*		14:06 NCR 490	
2 NCAC 09L .0502	14:01 NCR 4		14:05 NCR 374	*						
2 NCAC 09L .1201	14:01 NCR 4		14:05 NCR 374	*						
Structural Pest Control Committee										
2 NCAC 34 .0102	14:09 NCR 655		14:13 NCR 1093	*						
2 NCAC 34 .0330	14:09 NCR 687	14:09 NCR 687	14:13 NCR 1093	*						
2 NCAC 34 .0505	14:19 NCR 1684									
2 NCAC 34 .0506	14:19 NCR 1684									
2 NCAC 34 .0509	14:09 NCR 687		14:13 NCR 1093	*						
Veterinary Board										
Notice of Public Hearing on Proposed Temporary Rules										
2 NCAC 52B .0201	14:14 NCR 1223		14:18 NCR 1599	*						14:05 NCR 368
2 NCAC 52B .0206	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0207	13:23 NCR 1946	13:23 NCR 1946	14:03 NCR 128	*	Object Approve	11/17/99 01/20/00	*		14:19 NCR 1705	
2 NCAC 52B .0207		14:18 NCR 1605								
2 NCAC 52B .0207	14:21 NCR 1871	14:21 NCR 1871								
2 NCAC 52B .0208	14:19 NCR 1684									
2 NCAC 52B .0209	14:19 NCR 1684									

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					Action	Date				
2 NCAC 52B .0302	13:23 NCR 1901		14:03 NCR 128	*	Object	11/17/99				
2 NCAC 52B .0401	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*	Approve	01/20/00	*		14:19 NCR 1705	
2 NCAC 52B .0402	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0403	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0404	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0405	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0406	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0407	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0408	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0409	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0410	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0411	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52B .0412	14:08 NCR 582	14:08 NCR 582	14:13 NCR 1097	*						
2 NCAC 52E .0209	13:23 NCR 1901		14:03 NCR 128	*	Approve	01/20/00	*		14:19 NCR 1705	
APPRAISAL BOARD										
21 NCAC 57A .0305	13:01 NCR 3		13:05 NCR 513	*	Object	11/19/98				
ARCHITECTURE, BOARD OF										
21 NCAC 02 .0206	14:08 NCR 578				Approve	03/18/99	*		14:01 NCR 48	
21 NCAC 02 .0302	14:08 NCR 578		14:13 NCR 1148	*	Approve	03/16/00				
21 NCAC 02 .0303	14:08 NCR 578		14:13 NCR 1148	*	Approve	03/16/00				
AUCTIONEERS COMMISSION										
21 NCAC 04B .0201		14:13 NCR 1192								
21 NCAC 04B .0202		14:13 NCR 1192								
21 NCAC 04B .0302		14:13 NCR 1192								
21 NCAC 04B .0404		14:13 NCR 1192								
21 NCAC 04B .0601		14:13 NCR 1192								

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					Action	Date				
21 NCAC 04B .0801		14:13 NCR 1192								
21 NCAC 04B .0802		14:13 NCR 1192								
21 NCAC 04B .0803		14:13 NCR 1192								
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 04B .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								
CHIROPRATIC										
21 NCAC 10 .0203		12:23 NCR 2098	13:14 NCR 1117	*	Approve	04/15/99	*		14:02 NCR 84	
COMMERCE										
4 NCAC 01E .0104	11:09 NCR 569		13:08 NCR 652	*	Object	12/17/98				
4 NCAC 01I .0101	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Approve	01/21/99	*		13:22 NCR 1868	
4 NCAC 01I .0101		Temp. Expired 10/29/99	13:20 NCR 1719		Agcy withdrew	12/17/98				
		14:08 NCR 585	14:08 NCR 585	L/S	Return to Agcy	08/19/99				
4 NCAC 01I .0102	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	L/S/SE	Approve	02/17/00				
4 NCAC 01I .0102		Temp. Expired 10/29/99	13:20 NCR 1719	*	Agcy withdrew	12/17/98				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Return to Agcy	08/19/99	*			
					Approve	02/17/00				

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					Action	Date				
4 NCAC 011.0201	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0201		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0202	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0202		Temp. Expired 10/29/99	13:20 NCR 1719	L/S	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Object	02/17/00				
					Approve	03/16/00	*			
4 NCAC 011.0301	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0301		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0302	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0302		Temp. Expired 10/29/99	13:20 NCR 1719	L/S	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00	*			
4 NCAC 011.0303	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0303		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0304	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0304		Temp. Expired 10/29/99	13:20 NCR 1719	L/S/SE	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0401	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0401		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0402	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0402		Temp. Expired 10/29/99	13:20 NCR 1719	L/S	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00	*			
4 NCAC 011.0403	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0403		Temp. Expired 10/29/99	13:20 NCR 1719	L/S/SE	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0404	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0404		Temp. Expired 10/29/99	13:20 NCR 1719	L/S/SE	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0405	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0405		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0501	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0501		Temp. Expired 10/29/99	13:20 NCR 1719	L/S	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0502	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
4 NCAC 011.0502		Temp. Expired 10/29/99	13:20 NCR 1719	L/S	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0503	11:09 NCR 569	13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				

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					Action	Date				
4 NCAC 011.0503		Temp. Expired 10/29/99	13:20 NCR 1719	L/S	Return to Agency	08/19/99				
4 NCAC 011.0601	11:09 NCR 569	14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0601		13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
4 NCAC 011.0701	11:09 NCR 569	14:08 NCR 585	14:08 NCR 585	L/S/SE	Approve	02/17/00				
4 NCAC 011.0701		13:15 NCR 1224	13:08 NCR 652	*	Agency withdrew	12/17/98				
		Temp. Expired 10/29/99	13:20 NCR 1719	*	Return to Agency	08/19/99				
		14:08 NCR 585	14:08 NCR 585	L/S/SE	Object	02/17/00	*			
4 NCAC 011.0801	11:09 NCR 569	13:15 NCR 1224	13:20 NCR 1719	*	Approve	03/16/00				
		Temp. Expired 10/29/99	14:08 NCR 585		Return to Agency	08/19/99				
4 NCAC 01K.0102	11:09 NCR 569		13:08 NCR 652	L/S/SE	Approve	02/17/00				
4 NCAC 01K.0103	11:09 NCR 569		13:08 NCR 652	*	Object	12/17/98	*		13:22 NCR 1868	
4 NCAC 01K.0302	11:09 NCR 569		13:08 NCR 652	*	Approve	01/21/99				
			13:08 NCR 652	*	Object	12/17/98	*		13:22 NCR 1868	
4 NCAC 01K.0402	11:09 NCR 569		13:08 NCR 652	*	Approve	01/21/99				
				*	Object	12/17/98	*		13:22 NCR 1868	
				*	Approve	01/21/99				
				*	Object	12/17/98	*		13:22 NCR 1868	
				*	Approve	01/21/99				
4 NCAC 01L.0101		14:18 NCR 1606			Object	01/21/99				
4 NCAC 01L.0102		14:18 NCR 1606			Approve	01/21/99				
4 NCAC 01L.0103		14:18 NCR 1606			Object	12/17/98	*			
4 NCAC 01L.0104		14:18 NCR 1606			Approve	01/21/99				
4 NCAC 01L.0105		14:18 NCR 1606			Object	12/17/98	*			
4 NCAC 01L.0106		14:18 NCR 1606			Approve	01/21/99				
4 NCAC 01M.0101		14:17 NCR 1513			Object	12/17/98	*			
4 NCAC 01M.0102		14:17 NCR 1513			Approve	01/21/99				
4 NCAC 01M.0103		14:17 NCR 1513			Object	12/17/98	*			
4 NCAC 01M.0104		14:17 NCR 1513			Approve	01/21/99				
4 NCAC 01M.0105		14:17 NCR 1513			Object	12/17/98	*			
4 NCAC 01M.0106		14:17 NCR 1513			Approve	01/21/99				
4 NCAC 01M.0107		14:17 NCR 1513			Object	12/17/98	*			
					Approve	01/21/99				

Banking Commission

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					Action	Date				
4 NCAC 03B .0101	N/A		N/A	N/A	Object	10/22/98			14:01 NCR 48	
4 NCAC 03B .0102	N/A		N/A	N/A	Approve	03/18/99				
4 NCAC 03B .0103	N/A		N/A	N/A	Object	10/22/98			14:01 NCR 48	
4 NCAC 03H .0102	N/A		N/A	N/A	Approve	03/18/99			14:01 NCR 48	
4 NCAC 03L .0101	13:24 NCR 1997		14:04 NCR 274	*	Object	10/22/98			14:01 NCR 48	
4 NCAC 03L .0102	13:24 NCR 1997		14:04 NCR 274	*	Approve	03/18/99	*		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 03L .0403	13:24 NCR 1997		14:04 NCR 274	*	Approve	11/17/99			14:15 NCR 1354	
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 Navigation and Pilotage Commission										
4 NCAC 15 .0119	14:03 NCR 125		14:07 NCR 522	*	Approve	12/16/99	*		14:17 NCR 1525	
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	*	Return to agency	01/20/00				
					Object	12/16/99				

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					Action	Date				
Industrial Commission										
Public Notice - Hospital Fees for Workers' Compensation Cases										
Public Notice - Hospital Fees for Workers' Compensation Cases										
Secretary of Commerce/ITS										
4 NCAC 21A .0101	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00		Object Approve	*	14:01 NCR 2 14:11 NCR 903
4 NCAC 21A .0102	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21A .0103	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0101	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0102	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0103	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0201	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0202	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	
4 NCAC 21B .0203	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0204	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	
4 NCAC 21B .0205	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	
4 NCAC 21B .0206	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0207	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0301	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	
4 NCAC 21B .0302	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	
4 NCAC 21B .0303	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0304	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0305	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0306	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0307	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	
4 NCAC 21B .0308	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0309	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00			*	

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					Action	Date				
4 NCAC 21B .0310	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0311	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0312	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0313	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0314	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0315	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0401	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0402	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0403	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0501	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0502	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0503	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0504	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0505	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0601	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0602	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0603	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0701	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0702	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0703	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0801	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .0901	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .0902	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1001	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1002	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1003	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1004	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				

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					Action	Date				
4 NCAC 21B .1005	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1006	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1008	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1009	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1010	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1011	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1012	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1013	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1014	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1015	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1016	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1017	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1018	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1019	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1020	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1021	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1022	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1023	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1024	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1025	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1026	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1027	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1028	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1029	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1030	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1031	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1101	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			

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					Action	Date				
4 NCAC 21B .1102	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1103	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00	*			
4 NCAC 21B .1104	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1105	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1201	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
4 NCAC 21B .1202	14:08 NCR 577	14:14 NCR 1264	14:14 NCR 1264	S	Approve	03/16/00				
COMMUNITY COLLEGES										
23 NCAC 02B .0104	13:10 NCR 804		13:22 NCR 1849	*	Approve	01/20/00			14:19 NCR 1705	
23 NCAC 02C .0307	13:05 NCR 524		Temp Expired 05/29/99							
23 NCAC 02C .0503	13:10 NCR 815 Expired 08/13/99		13:22 NCR 1849	*	Approve	01/20/00	*		14:19 NCR 1705	
23 NCAC 02C .0504	13:10 NCR 815 Expired 08/13/99		13:22 NCR 1849	*	Approve	01/20/00	*		14:19 NCR 1705	
23 NCAC 02C .0505	13:10 NCR 815 Expired 08/13/99		13:22 NCR 1849	*	Approve	01/20/00	*		14:19 NCR 1705	
23 NCAC 02D .0323	13:19 NCR 1609		14:04 NCR 304	*						
23 NCAC 02D .0324	13:19 NCR 1609		14:04 NCR 304	*						
23 NCAC 02E .0205	14:13 NCR 1201									
COSMETIC ART EXAMINERS										
21 NCAC 14A .0101	13:14 NCR 1114	13:14 NCR 1157	13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	
21 NCAC 14A .0101	14:16 NCR 1401		14:22 NCR 1982	*						
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	

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					Action	Date				
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 14I .0104	13:14 NCR 1114		13:19 NCR 1652	*	Object	06/17/99	*		14:09 NCR 708	
					Approve	08/19/99				
21 NCAC 14I .0104		14:17 NCR 1523	14:22 NCR 1982	*						
21 NCAC 14I .0106		14:17 NCR 1523	14:22 NCR 1982	*						
21 NCAC 14I .0107	13:14 NCR 1114		13:19 NCR 1652	*	Object	06/17/99				
					Approve	08/19/99	*		14:09 NCR 708	
21 NCAC 14I .0109	13:14 NCR 1114		13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	
21 NCAC 14I .0401	14:16 NCR 1401		14:22 NCR 1982	*						
21 NCAC 14I .0401	14:19 NCR 1688			*						
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	*		14:09 NCR 708	
					Approve	08/19/99				
21 NCAC 14J .0501	13:14 NCR 1114		13:19 NCR 1652	*	Object	06/17/99	*		14:09 NCR 708	
					Approve	08/19/99	*		14:05 NCR 402	
21 NCAC 14K .0102		13:14 NCR 1157	13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	
21 NCAC 14K .0107			13:19 NCR 1652	*	Object	06/17/99	*		14:09 NCR 708	
					Approve	08/19/99	*		14:05 NCR 402	
21 NCAC 14L .0101	13:14 NCR 1114		13:19 NCR 1652	*	Object	06/17/99	*		14:09 NCR 708	
					Approve	08/19/99	*		14:05 NCR 402	
21 NCAC 14L .0105	13:14 NCR 1114	13:14 NCR 1157	13:19 NCR 1652	*	Approve	06/17/99				
21 NCAC 14L .0109		13:14 NCR 1157		*	Object	06/17/99	*		14:09 NCR 708	
		Expired 10/12/99			Approve	06/17/99			14:05 NCR 402	
21 NCAC 14L .0210	N/A		N/A	N/A	Approve	03/18/99			14:01 NCR 48	
21 NCAC 14L .0214	N/A		N/A	N/A	Approve	03/18/99			14:01 NCR 48	
21 NCAC 14L .0216		13:14 NCR 1157	13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	
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 14N .0104		13:14 NCR 1157	13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	

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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	06/17/99	*		14:09 NCR 708	
21 NCAC 14N .0601	13:14 NCR 1157		13:19 NCR 1652	*	Approve	08/19/99			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 14O .0101	13:14 NCR 1157		13:19 NCR 1652	*	Object	06/17/99			14:09 NCR 708	
21 NCAC 14O .0102	13:14 NCR 1157		13:19 NCR 1652	*	Approve	08/19/99	*		14:05 NCR 402	
21 NCAC 14O .0103	13:14 NCR 1157		13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	
21 NCAC 14O .0104	13:14 NCR 1157		13:19 NCR 1652	*	Object	06/17/99			14:09 NCR 708	
21 NCAC 14O .0105	13:14 NCR 1157		13:19 NCR 1652	*	Approve	08/19/99	*		14:05 NCR 402	
	Temp Expired 10/12/99				Agcy Withdrew	06/17/99				
21 NCAC 14O .0105	14:17 NCR 1523		14:22 NCR 1982	*						
21 NCAC 14O .0106	13:14 NCR 1157		13:19 NCR 1652	*	Approve	06/17/99	*		14:05 NCR 402	
21 NCAC 14O .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	14:16 NCR 1401		14:22 NCR 1982	L						
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	
21 NCAC 14P .0105	14:16 NCR 1401		14:22 NCR 1982	L						
21 NCAC 14P .0105	13:14 NCR 1157		13:19 NCR 1652	L	Object	06/17/99	*		14:09 NCR 708	
21 NCAC 14P .0106	13:14 NCR 1157		13:19 NCR 1652	L	Approve	08/19/99	*		14:05 NCR 402	

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21 NCAC 14P .0107	14:16 NCR 1401		14:22 NCR 1982	L						
21 NCAC 14P .0107		13:14 NCR 1157	13:19 NCR 1652	L	Approve	06/17/99			14:05 NCR 402	
21 NCAC 14P .0108		13:14 NCR 1157	13:19 NCR 1652	L	Approve	06/17/99			14:05 NCR 402	
21 NCAC 14P .0108	14:16 NCR 1401		14:22 NCR 1982	L						
21 NCAC 14P .0109		13:14 NCR 1157	13:19 NCR 1652	L	Approve	06/17/99			14:05 NCR 402	
21 NCAC 14P .0110		13:14 NCR 1157	13:19 NCR 1652	L	Approve	06/17/99	*		14:05 NCR 402	
21 NCAC 14P .0111		13:14 NCR 1157	13:19 NCR 1652	L	Object	06/17/99			14:09 NCR 708	
21 NCAC 14P .0112		13:14 NCR 1157	13:19 NCR 1652	L	Approve	08/19/99	*		14:09 NCR 708	
21 NCAC 14P .0113		13:14 NCR 1157	13:19 NCR 1652	L	Approve	08/19/99	*		14:09 NCR 708	
21 NCAC 14P .0114		13:14 NCR 1157	13:19 NCR 1652	L	Object	06/17/99			14:09 NCR 708	
21 NCAC 14P .0115	14:16 NCR 1401		14:22 NCR 1982	L	Approve	08/19/99			14:09 NCR 708	
21 NCAC 14P .0115		13:14 NCR 1157	13:19 NCR 1652	L	Object	06/17/99	*		14:05 NCR 402	
21 NCAC 14P .0116		13:14 NCR 1157	13:19 NCR 1652	L	Approve	08/19/99	*		14:09 NCR 708	
CULTURAL RESOURCES										
7 NCAC 04S .0101	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0102	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0103	14:05 NCR 370		14:09 NCR 657	*	Approve	01/20/00			14:19 NCR 1705	
7 NCAC 04S .0104	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0105	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0106	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0107	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0108	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0109	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
7 NCAC 04S .0110	14:05 NCR 370		14:09 NCR 657	*	Agcy Withdrew	01/20/00				
DENTAL EXAMINERS										
21 NCAC 16G .0101	13:10 NCR 804		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	

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21 NCAC 16G .0102	13:10 NCR 804		13:15 NCR 1218	*	Approve	01/20/00			14:19 NCR 1705	
21 NCAC 16G .0103	13:10 NCR 804		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0103	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0104	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0201	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0202	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0203	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0204	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16H .0205	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16I .0102	14:15 NCR 1346		14:19 NCR 1697	*					14:19 NCR 1705	
21 NCAC 16I .0103	14:15 NCR 1346		14:19 NCR 1697	*						
21 NCAC 16I .0104	14:15 NCR 1346		14:19 NCR 1697	*						
21 NCAC 16I .0105	14:15 NCR 1346		14:19 NCR 1697	*						
21 NCAC 16M .0101		13:11 NCR 910	13:15 NCR 1218	*	Object	06/17/99	*		14:06 NCR 490	
21 NCAC 16M .0102	14:06 NCR 487	14:06 NCR 487	14:19 NCR 1697	*	Approve	07/15/99				
21 NCAC 16Q .0201	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16Q .0202	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16Q .0301	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16Q .0302	12:24 NCR 2203		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16R .0102	14:15 NCR 1346		14:19 NCR 1697	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16R .0103	14:15 NCR 1346		14:19 NCR 1697	*						
21 NCAC 16R .0104	14:15 NCR 1346		14:19 NCR 1697	*						
21 NCAC 16R .0105	14:15 NCR 1346		14:19 NCR 1697	*						
21 NCAC 16S .0101	14:06 NCR 487	14:06 NCR 487	14:19 NCR 1697	*						
21 NCAC 16S .0102	14:06 NCR 487	14:06 NCR 487	14:19 NCR 1697	*						
21 NCAC 16S .0201	14:06 NCR 487	14:06 NCR 487	14:19 NCR 1697	*						
21 NCAC 16S .0203	14:06 NCR 487	14:06 NCR 487	14:19 NCR 1697	*						

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21 NCAC 16S .0205	13:10 NCR 804		13:15 NCR 1218	*						
21 NCAC 16S .0205	14:06 NCR 487	14:06 NCR 487	14:19 NCR 1697	*						
21 NCAC 16V .0101	13:10 NCR 804		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16V .0102	13:10 NCR 804		13:15 NCR 1218	*	Approve	01/20/00	*		14:19 NCR 1705	
21 NCAC 16W .0101	14:08 NCR 647	14:08 NCR 647	14:19 NCR 1697	*						
21 NCAC 16W .0102	14:08 NCR 647	14:08 NCR 647	14:19 NCR 1697	*						
21 NCAC 16W .0103		14:15 NCR 1353	14:19 NCR 1697	*						14:19 NCR 1665

ELECTIONS, BOARD OF

State Board of Elections Written Opinion

8 NCAC 10 .0101		14:18 NCR 1608								
8 NCAC 10 .0102		14:18 NCR 1608								
8 NCAC 10 .0103		14:18 NCR 1608								
8 NCAC 10 .0104		14:18 NCR 1608								
8 NCAC 10 .0105		14:18 NCR 1608								
8 NCAC 10 .0106		14:18 NCR 1608								
8 NCAC 11 .0101		14:18 NCR 1609								
8 NCAC 11 .0102		14:18 NCR 1609								
8 NCAC 11 .0103		14:18 NCR 1609								
8 NCAC 11 .0104		14:18 NCR 1609								
8 NCAC 11 .0105		14:18 NCR 1609								
8 NCAC 11 .0106		14:18 NCR 1609								

ELECTRICAL CONTRACTORS, BOARD OF EXAMINERS

21 NCAC 18B .0208	N/A		N/A	N/A	Object Approve	06/17/99 07/15/99			14:06 NCR 490	
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EMPLOYEE ASSISTANCE PROFESSIONALS, BOARD OF

21 NCAC 11 .0101	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0102	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Agcy. withdrew					

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21 NCAC 11 .0103	12:19 NCR 1764	12:21 NCR 1884 Expired 04/30/99	13:03 NCR 313	S/L	Agcy. withdrew					
21 NCAC 11 .0104	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0105	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0106	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0107	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0108	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0109	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
21 NCAC 11 .0110	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Object	01/21/99				
21 NCAC 11 .0111	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	02/18/99	*		13:24 NCR 2037	
21 NCAC 11 .0112	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L	Approve	01/21/99	*		13:22 NCR 1868	
				S/L	Approve	01/21/99			13:22 NCR 1868	
				S/L	Approve	01/21/99	*		13:22 NCR 1868	
ENGINEERS AND SURVEYORS, BOARD OF EXAMINERS FOR										
21 NCAC 56 .0101	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0103	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0104	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0402	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0501	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0502	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .0503	14:08 NCR 579		14:13 NCR 1154	*						
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	*						

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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	*						
21 NCAC 56 .1602	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1603	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1604	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1605	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1606	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1607	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1608	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1609	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1701	14:08 NCR 579		14:13 NCR 1154	*						

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21 NCAC 56 .1702	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1703	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1704	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1705	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1706	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1707	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1708	14:08 NCR 579		14:13 NCR 1154	*						
21 NCAC 56 .1709	14:08 NCR 579		14:13 NCR 1154	*						
ENVIRONMENT AND NATURAL RESOURCES										
ENR - Notice of Intent to Redevelop a Brownfields Property										
ENR - Corrected Summary of Notice of Intent to redevelop a Brownfields Property										
ENR - Notice of Intent to Redevelop a Brownfields Property										
15A NCAC 01C .0505		14:17 NCR 1515								14:18 NCR 1593
15A NCAC 01J .0101		13:18 NCR 1528	13:22 NCR 1827	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01J .0102		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01J .0202		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01J .0301	14:08 NCR 644	14:08 NCR 644								
15A NCAC 01J .0303		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01J .0402		13:18 NCR 1528	13:22 NCR 1827	S/L	Object	12/16/99				
15A NCAC 01J .0502		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 01J .0504		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01J .0601		13:18 NCR 1528	13:22 NCR 1827	*	Object	12/16/99	*		14:19 NCR 1705	
15A NCAC 01J .0604		13:18 NCR 1528	13:22 NCR 1827	*	Approve	01/20/00	*		14:17 NCR 1525	
15A NCAC 01J .0701		13:18 NCR 1528	13:22 NCR 1827	*	Approve	12/16/99	*		14:19 NCR 1705	
15A NCAC 01J .0703		13:18 NCR 1528	13:22 NCR 1827	S/L	Object	01/20/00	*		14:19 NCR 1705	
15A NCAC 01J .0803		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	01/20/00	*		14:17 NCR 1525	
		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99			14:17 NCR 1525	

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15A NCAC 01J .0903		13:18 NCR 1528	13:22 NCR 1827	S/L	Object	12/16/99				
15A NCAC 01J .0904		13:18 NCR 1528	13:22 NCR 1827	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 01K	10:19 NCR 2506				Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01L .0101		13:18 NCR 1528	13:22 NCR 1827	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01L .0102		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01L .0203		13:18 NCR 1528	13:22 NCR 1827	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01L .0301	14:08 NCR 644									
15A NCAC 01L .0303		13:18 NCR 1528	13:22 NCR 1827	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01L .0501		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99			14:17 NCR 1525	
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	01/20/00	*		14:19 NCR 1705	
15A NCAC 01L .0604		13:18 NCR 1528	13:22 NCR 1827	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 01L .0701		13:18 NCR 1528	13:22 NCR 1827	*	Object	12/16/99	*		14:19 NCR 1705	
15A NCAC 01L .0801		13:18 NCR 1528	13:22 NCR 1827	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 01L .0902		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	01/20/00	*		14:17 NCR 1525	
15A NCAC 01L .1003		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01L .1004		13:18 NCR 1528	13:22 NCR 1827	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01P .0101		14:17 NCR 1515			Object	12/16/99				
15A NCAC 01P .0102		14:17 NCR 1515		*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 01P .0103		14:17 NCR 1515			Approve	01/20/00	*		14:17 NCR 1525	
15A NCAC 01P .0104		14:17 NCR 1515			Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01P .0105		14:17 NCR 1515			Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 01Q .0101		14:17 NCR 1515		*	Object	12/16/99	*		14:19 NCR 1705	
				*	Approve	01/20/00	*		14:17 NCR 1525	

Coastal Resources Commission

15A NCAC 07 11:04 NCR 183
15A NCAC 07H .0200 13:22 NCR 1818

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15A NCAC 07H .0201	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99	*		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .0203	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99			14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .0208	11:19 NCR 1408		11:27 NCR 2058	*						
15A NCAC 07H .0208	12:21 NCR 1873									
15A NCAC 07H .0209	12:21 NCR 1873		13:23 NCR 1937	S/L	Object	12/16/99				14:02 NCR 74
15A NCAC 07H .0209	13:22 NCR 1818		14:16 NCR 1421	L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07H .0210	12:02 NCR 52									
15A NCAC 07H .0300	13:05 NCR 436									
15A NCAC 07H .0306	11:04 NCR 183		11:11 NCR 907	*						
15A NCAC 07H .0306	12:19 NCR 1763									
15A NCAC 07H .0308	14:22 NCR 1999	14:22 NCR 1999								
15A NCAC 07H .0309	13:05 NCR 436		13:13 NCR 1044	S	Object	07/15/99	*		14:09 NCR 708	
15A NCAC 07H .1100	12:21 NCR 1873				Approve	08/19/99				
15A NCAC 07H .1103	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .1200	12:21 NCR 1873									
15A NCAC 07H .1203	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .1300	14:06 NCR 428									
15A NCAC 07H .1301	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99	*		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .1303	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .1400	12:21 NCR 1873									
15A NCAC 07H .1403	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .1500	12:21 NCR 1873									
15A NCAC 07H .1503	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .1600	11:15 NCR 1200									
15A NCAC 07H .1600	14:06 NCR 428									
15A NCAC 07H .1601	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99	*		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .1603	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	

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15A NCAC 07H .1700	12:21 NCR 1873									
15A NCAC 07H .1705	14:22 NCR 1999	14:22 NCR 1999								
15A NCAC 07H .1803	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .1805		13:07 NCR 593	13:16 NCR 1259	*	Object	07/15/99				
					Object	08/19/99				
15A NCAC 07H .1901	12:21 NCR 1873		13:23 NCR 1937	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 07H .1903	14:06 NCR 428		14:09 NCR 662	S/L	Approve	12/16/99	*		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .2003	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .2100	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
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	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .2105	13:05 NCR 436		13:13 NCR 1044	S	Object	07/15/99				
					Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 07H .2203	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .2300	14:06 NCR 428									
15A NCAC 07H .2301	12:21 NCR 1873		13:23 NCR 1937	*	Approve	12/16/99			14:17 NCR 1525	14:02 NCR 74
15A NCAC 07H .2303	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07H .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	05/20/99				
					Approve	06/17/99	*		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 07H .2501	14:09 NCR 693	14:09 NCR 693								
15A NCAC 07H .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 07H .2505	14:09 NCR 693	14:09 NCR 693								

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					Action	Date				
15A NCAC 07J .0200	12:24 NCR 2202									
15A NCAC 07J .0204		13:07 NCR 593	Temp Expired 06/28/99							
15A NCAC 07J .0204	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07J .0404	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07J .0405	12:24 NCR 2202									
15A NCAC 07J .0405	14:06 NCR 428		14:09 NCR 662	S/L	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 07J .0406	14:06 NCR 428		14:09 NCR 662	S/L	Object	01/20/00	*			
					Approve	02/17/00	*			
					Approve	12/16/99	*		14:17 NCR 1525	14:02 NCR 74
15A NCAC 07K .0203	12:21 NCR 1873		13:23 NCR 1937	*						
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		*		14:17 NCR 1525	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									
15A NCAC 07M .0401	13:04 NCR 361	13:12 NCR 976	14:09 NCR 666	S/L	Object	01/20/00	*			
					Approve	02/17/00				
15A NCAC 07M .0401	14:01 NCR 44		13:16 NCR 1259	*	Approve	01/20/00			14:19 NCR 1705	
		14:01 NCR 44	14:09 NCR 666	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07M .0402	13:04 NCR 361	13:12 NCR 976	13:16 NCR 1259	*	Approve	01/20/00				
			14:09 NCR 666	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07M .0402	14:01 NCR 44	14:01 NCR 44	13:16 NCR 1259	*	Object	01/20/00				
		13:12 NCR 976	14:09 NCR 666	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 07M .0403	13:04 NCR 361		14:09 NCR 666	*						

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					Action	Date				
15A NCAC 07M .0403	14:01 NCR 44	14:01 NCR 44	14:09 NCR 666	*						
Environmental Management Commission										
NPDES Permit										
NPDES Permit										
Notice of Intent to Adopt Temporary Rules (Tar-Pamlico River Basin)										
Notice of Intent to Adopt Temporary Rules (Implementation Plan for Use of Hurricane Floyd Relief Funds)										
15A NCAC 02	10:24 NCR 3045									14:16 NCR 1400
15A NCAC 02	11:04 NCR 183									14:22 NCR 1904
15A NCAC 02	11:19 NCR 1408									14:05 NCR 369
15A NCAC 02B .0100	13:08 NCR 621									14:14 NCR 1218
15A NCAC 02B .0101	11:24 NCR 1818		11:30 NCR 2303	*						
15A NCAC 02B .0110	13:08 NCR 621		14:06 NCR 434	*	Approve	02/17/00				
15A NCAC 02B .0200	13:08 NCR 621									
15A NCAC 02B .0202	11:24 NCR 1818		11:30 NCR 2303	*						
15A NCAC 02B .0211	13:08 NCR 621		14:06 NCR 434	*	Object	02/17/00	*			
15A NCAC 02B .0220	13:08 NCR 621		14:06 NCR 434	*	Approve	03/16/00	*			
15A NCAC 02B .0223	11:02 NCR 75									
15A NCAC 02B .0223	11:03 NCR 109									
15A NCAC 02B .0223	13:08 NCR 621		14:06 NCR 434	*	Object	02/17/00	*			
15A NCAC 02B .0225	13:08 NCR 621		14:06 NCR 434	*	Approve	03/16/00	*			
15A NCAC 02B .0225	13:19 NCR 1606		13:23 NCR 1929	*	Object	02/17/00	*			
15A NCAC 02B .0227	10:18 NCR 2400		11:12 NCR 973	*	Object	03/16/00	*			
15A NCAC 02B .0230	14:10 NCR 823	14:10 NCR 823	14:21 NCR 1867	*	Object	02/17/00	*			
15A NCAC 02B .0231	11:02 NCR 75		11:10 NCR 824	L/SE	Object	01/20/00	*			
15A NCAC 02B .0233	11:02 NCR 75		11:14 NCR 1136		Approve	03/16/00	*			
15A NCAC 02B .0233	11:02 NCR 75		11:10 NCR 824	L	Object	01/15/98	*			
					Approve	02/19/98	*			
									12:22 NCR 2012	Disapproved (HB 1402)

Corr/Notice 14:22 NCR 1903

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					Action	Date				
		12:02 NCR 77 12:14 NCR 1348 12:20 NCR 1836 13:24 NCR 2017	11:14 NCR 1136	L						
15A NCAC 02B .0234	14:11 NCR 906	14:18 NCR 1609	14:04 NCR 287 12:06 NCR 462	L/SE S/L/SE	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02B .0241	14:03 NCR 125		14:09 NCR 660	*	Object	01/20/00				
15A NCAC 02B .0242		13:24 NCR 2017	14:04 NCR 287	*	Approve Object	02/17/00 01/20/00	*			
15A NCAC 02B .0245	12:23 NCR 2088		13:04 NCR 368	*	Approve	02/17/00				
15A NCAC 02B .0246	12:23 NCR 2088		13:04 NCR 368	*	Object	02/17/00				
15A NCAC 02B .0247	12:23 NCR 2088		13:04 NCR 368	L/SE	Approve	02/17/00				
15A NCAC 02B .0255	13:23 NCR 1901		14:03 NCR 162	SE						
15A NCAC 02B .0256	13:23 NCR 1901		14:03 NCR 162	SE						
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	L/SE	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02B .0260	13:23 NCR 1901	14:13 NCR 1177	14:03 NCR 162	SE	Object	01/20/00				
15A NCAC 02B .0261	13:23 NCR 1901	14:13 NCR 1177	14:03 NCR 162	SE	Approve	02/17/00	*			
15A NCAC 02B .0262	13:23 NCR 1901		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0303	13:14 NCR 1111		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0304	13:14 NCR 1111		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	14:02 NCR 73
15A NCAC 02B .0306	13:14 NCR 1111		13:20 NCR 1727	*	Approve	03/16/00	*			
15A NCAC 02B .0306	13:14 NCR 1111		13:23 NCR 1929	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0308	12:16 NCR 1489		13:20 NCR 1727	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0310	13:19 NCR 1606		13:23 NCR 1929	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02B .0311	14:19 NCR 1686			*	Approve	01/20/00			14:19 NCR 1705	

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					Action	Date				
15A NCAC 02B .0313	14:19 NCR 1686									
15A NCAC 02B .0315	14:19 NCR 1686									
15A NCAC 02B .0315	14:19 NCR 1686									
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	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02C .0100	14:10 NCR 743									
15A NCAC 02C .0102	14:10 NCR 743									
15A NCAC 02C .0103	14:10 NCR 743									
15A NCAC 02C .0105	14:10 NCR 743									
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 02C .0113	14:10 NCR 743									
15A NCAC 02C .0114	14:10 NCR 743									
15A NCAC 02C .0117	14:10 NCR 743									
15A NCAC 02C .0118	14:10 NCR 743									
15A NCAC 02D	13:12 NCR 943									
15A NCAC 02D	14:21 NCR 1863									
15A NCAC 02D .0101	12:02 NCR 52									
15A NCAC 02D .0101	12:16 NCR 1482									
15A NCAC 02D .0108	11:15 NCR 1200									
15A NCAC 02D .0307	11:15 NCR 1200									
15A NCAC 02D .0501	11:15 NCR 1200									
15A NCAC 02D .0501	11:04 NCR 183									
15A NCAC 02D .0501	13:16 NCR 1252									

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					Action	Date				
15A NCAC 02D .0506	14:04 NCR 265									
15A NCAC 02D .0518	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0521	14:04 NCR 265		14:22 NCR 1970	*						
15A NCAC 02D .0521	14:16 NCR 1401		14:22 NCR 1970	*						
15A NCAC 02D .0521	14:21 NCR 1863									
15A NCAC 02D .0523	13:12 NCR 943		14:03 NCR 162	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02D .0524	11:15 NCR 1200									
15A NCAC 02D .0524	13:08 NCR 621		14:03 NCR 162	*	Approve	11/17/99	*		14:15 NCR 1354	
15A NCAC 02D .0525	11:15 NCR 1200									
15A NCAC 02D .0535	14:16 NCR 1401		14:22 NCR 1970	*						
15A NCAC 02D .0536	14:21 NCR 1863									
15A NCAC 02D .0540	13:04 NCR 356									
15A NCAC 02D .0541	13:08 NCR 621									
15A NCAC 02D .0541	13:16 NCR 1252		14:03 NCR 162	*	Object	11/17/99	*		14:17 NCR 1525	
15A NCAC 02D .0542	13:24 NCR 1994				Approve	12/16/99				
15A NCAC 02D .0610	11:15 NCR 1200									
15A NCAC 02D .0611	11:15 NCR 1200									
15A NCAC 02D .0612	11:15 NCR 1200									
15A NCAC 02D .0613	11:15 NCR 1200									
15A NCAC 02D .0614	11:15 NCR 1200									
15A NCAC 02D .0615	11:15 NCR 1200									
15A NCAC 02D .0800	14:21 NCR 1863									
15A NCAC 02D .0806	11:26 NCR 1976									
15A NCAC 02D .0902	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0903	11:15 NCR 1200									
15A NCAC 02D .0909	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0912	11:15 NCR 1200									

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15A NCAC 02D .0917	11:19 NCR 1408									
15A NCAC 02D .0918	11:19 NCR 1408									
15A NCAC 02D .0919	11:19 NCR 1408									
15A NCAC 02D .0920	11:19 NCR 1408									
15A NCAC 02D .0921	11:19 NCR 1408									
15A NCAC 02D .0922	11:19 NCR 1408									
15A NCAC 02D .0923	11:19 NCR 1408									
15A NCAC 02D .0924	11:19 NCR 1408									
15A NCAC 02D .0926	13:16 NCR 1252									
15A NCAC 02D .0927	13:16 NCR 1252									
15A NCAC 02D .0932	13:16 NCR 1252									
15A NCAC 02D .0934	11:19 NCR 1408									
15A NCAC 02D .0948	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0949	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0950	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0951	11:19 NCR 1408		14:07 NCR 524	*						
15A NCAC 02D .0952	12:16 NCR 1482									
15A NCAC 02D .0954	11:15 NCR 1200									
15A NCAC 02D .0958	11:19 NCR 1408			*						
15A NCAC 02D .1005	14:04 NCR 265									
15A NCAC 02D .1100	11:08 NCR 442									
15A NCAC 02D .1103	13:04 NCR 356									
15A NCAC 02D .1103	14:04 NCR 265									
15A NCAC 02D .1104	13:04 NCR 356									
15A NCAC 02D .1104	13:16 NCR 1252									
15A NCAC 02D .1105	11:15 NCR 1200									
15A NCAC 02D .1106	11:26 NCR 1976									

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15A NCAC 02D .1200	14:04 NCR 265									
15A NCAC 02D .1201	13:12 NCR 943		14:03 NCR 162	*						
15A NCAC 02D .1202	13:12 NCR 943		14:14 NCR 1237	*						
15A NCAC 02D .1203	13:12 NCR 943		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1204	13:12 NCR 943		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1205	13:12 NCR 943		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1206	13:12 NCR 943		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1207	13:12 NCR 943		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1208	13:12 NCR 943		14:03 NCR 162	*	Object	01/20/00	*			
15A NCAC 02D .1209	13:12 NCR 943		14:03 NCR 162	*	Approve	02/17/00	*		14:19 NCR 1705	
15A NCAC 02D .1201	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1202	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1203	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1204	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1205	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1206	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1207	13:16 NCR 1252		14:03 NCR 162	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1208	13:16 NCR 1252		14:03 NCR 162	*	Object	01/20/00	*			
15A NCAC 02D .1209	13:16 NCR 1252		14:03 NCR 162	*	Approve	02/17/00	*		14:19 NCR 1705	
15A NCAC 02D .1400	13:24 NCR 1994		14:22 NCR 1970	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1402	13:24 NCR 1994		14:22 NCR 1970	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1403	13:24 NCR 1994		14:22 NCR 1970	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1404	13:24 NCR 1994		14:22 NCR 1970	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02D .1411	13:24 NCR 1994		14:22 NCR 1970	*	Object	01/20/00	*			
15A NCAC 02D .1416	13:24 NCR 1994		14:22 NCR 1970	SE	Approve	02/17/00	*		14:19 NCR 1705	
15A NCAC 02D .1417	13:24 NCR 1994		14:22 NCR 1970	SE	Approve	01/20/00	*		14:19 NCR 1705	

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					Action	Date				
15A NCAC 02D .1700	12:02 NCR 52									
15A NCAC 02D .1703	13:16 NCR 1252		14:07 NCR 524	*	Approve	03/16/00				
15A NCAC 02D .1708	13:16 NCR 1252		14:07 NCR 524	*	Approve	03/16/00				
15A NCAC 02D .1709	13:16 NCR 1252		14:07 NCR 524	*	Approve	03/16/00				
15A NCAC 02D .1801		13:18 NCR 1545 13:22 NCR 1860	14:03 NCR 162 1970 14:03 NCR 162	SE SE	Object Object	11/17/99 11/17/99	*		14:17 NCR 1525	
15A NCAC 02D .1802		13:18 NCR 1545 13:22 NCR 1860	14:03 NCR 162 14:03 NCR 162	SE SE	Approve Object	12/16/99 11/17/99	*		14:17 NCR 1525 14:15 NCR 1354 14:15 NCR 1354 14:15 NCR 1354	
15A NCAC 02D .1803		13:18 NCR 1545 13:22 NCR 1860	14:03 NCR 162 14:03 NCR 162	SE SE	Approve Approve	12/16/99 11/17/99	*			
15A NCAC 02D .1804		13:18 NCR 1545	14:03 NCR 162	SE	Approve	11/17/99	*			
15A NCAC 02D .1805		13:18 NCR 1545 13:24 NCR 2017								
15A NCAC 02D .1903	12:16 NCR 1482									
15A NCAC 02D .1903	13:12 NCR 943									
15A NCAC 02D .1904	12:16 NCR 1482									
15A NCAC 02D .2101	13:04 NCR 356		14:07 NCR 524	L	Approve	03/16/00	*			
15A NCAC 02D .2102	13:04 NCR 356		14:07 NCR 524	L	Approve	03/16/00	*			
15A NCAC 02D .2103	13:04 NCR 356		14:07 NCR 524	L	Approve	03/16/00	*			
15A NCAC 02D .2104	13:04 NCR 356		14:07 NCR 524	L	Approve	03/16/00	*			
15A NCAC 02D .2200	11:26 NCR 1976									
15A NCAC 02E .0102	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0103	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0106	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0107	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0201	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0202	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0205	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	
15A NCAC 02E .0501	13:20 NCR 1715		13:24 NCR 1998	*					14:01 NCR 3	

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15A NCAC 02E .0502	13:20 NCR 1715		13:24 NCR 1998	S/L/SE						14:01 NCR 3
15A NCAC 02E .0503	13:20 NCR 1715		13:24 NCR 1998	*						14:01 NCR 3
15A NCAC 02E .0504	13:20 NCR 1715		13:24 NCR 1998	*						14:01 NCR 3
15A NCAC 02H .0200	14:18 NCR 1597									
15A NCAC 02H .0226	12:20 NCR 1817	13:04 NCR 426	13:05 NCR 491	*						
		Temp Expired 05/1/99								
15A NCAC 02H .0227	14:17 NCR 1496	14:18 NCR 1609	14:22 NCR 1970	L						
15A NCAC 02H .0806	13:04 NCR 356		14:02 NCR 80	L						
15A NCAC 02H .0800	13:08 NCR 621									
15A NCAC 02H .1202	11:15 NCR 1200									
15A NCAC 02H .1203	11:15 NCR 1200									
15A NCAC 02H .1204	11:15 NCR 1200									
15A NCAC 02H .1205	11:15 NCR 1200									
15A NCAC 02L .0202	13:04 NCR 356									
15A NCAC 02L .0202	14:10 NCR 743									
15A NCAC 02N	11:15 NCR 1200									
15A NCAC 02N .0304	14:20 NCR 1808	14:22 NCR 1998								
15A NCAC 02N	11:15 NCR 1204									
15A NCAC 02P	11:15 NCR 1200									
15A NCAC 02P .0402	13:24 NCR 1994	14:07 NCR 550	14:11 NCR 908	S/L	Approve	03/16/00				
15A NCAC 02Q	14:21 NCR 1863									
15A NCAC 02Q .0102	12:16 NCR 1482									
15A NCAC 02Q .0102	13:08 NCR 621		14:03 NCR 162	*	Approve	11/17/99			14:15 NCR 1354	
15A NCAC 02Q .0102	13:12 NCR 943		14:03 NCR 162	*	Approve	11/17/99			14:15 NCR 1354	
15A NCAC 02Q .0102		13:18 NCR 1545	14:03 NCR 162	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02Q .0102	13:24 NCR 1994	14:10 NCR 823	14:07 NCR 524	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 02Q .0102	14:04 NCR 265									
15A NCAC 02Q .0103	13:24 NCR 1994	14:10 NCR 823	14:07 NCR 524	*	Object	01/20/00				

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					Action	Date				
15A NCAC 02Q .0109	14:04 NCR 265				Approve	02/17/00	*			
15A NCAC 02Q .0202	13:24 NCR 1994	14:10 NCR 823	14:07 NCR 524	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02Q .0203	14:21 NCR 1863									
15A NCAC 02Q .0304	14:04 NCR 265									
15A NCAC 02Q .0305	14:04 NCR 265									
15A NCAC 02Q .0306	13:12 NCR 943									
15A NCAC 02Q .0315	14:21 NCR 1863		14:03 NCR 162	*	Approve	01/20/00			14:19 NCR 1705	
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	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02Q .0503	13:24 NCR 1994	14:10 NCR 823	14:07 NCR 524	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02Q .0507	13:24 NCR 1994	14:10 NCR 823	14:07 NCR 524	*	Approve	01/20/00			14:19 NCR 1705	
15A NCAC 02Q .0508	13:08 NCR 621	14:10 NCR 823	14:07 NCR 524	*	Object Approve	01/20/00 02/17/00	*			
15A NCAC 02Q .0508	14:04 NCR 265									
15A NCAC 02Q .0600	14:21 NCR 1863									
15A NCAC 02Q .0700	11:08 NCR 442									
15A NCAC 02Q .0702	13:12 NCR 943		13:20 NCR 1727 14:03 NCR 162	*	Approve Object Approve	10/04/99 01/20/00 02/17/00	*		14:10 NCR 839	
15A NCAC 02Q .0703	13:04 NCR 356			*						
15A NCAC 02Q .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	*	Approve	03/16/00	*			

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15A NCAC 02S .0102	14:04 NCR 272		14:10 NCR 755	*	Approve	03/16/00	*			
15A NCAC 02S .0201	14:04 NCR 272		14:10 NCR 755	*	Approve	03/16/00	*			
15A NCAC 02S .0202	14:04 NCR 272		14:10 NCR 755	*	Approve	03/16/00	*			
Forest Resources, Division of										
15A NCAC 09C .0200	14:13 NCR 1092									
15A NCAC 09C .0400	14:13 NCR 1092									
15A NCAC 09C .1101		14:14 NCR 1316								
15A NCAC 09C .1102		14:14 NCR 1316	14:18 NCR 1603	*						
15A NCAC 09C .1103		14:14 NCR 1316	14:18 NCR 1603	*						
15A NCAC 09C .1104		14:14 NCR 1316	14:18 NCR 1603	*						
Health Services, Commission for										
15A NCAC 13A .0101	14:04 NCR 265		14:10 NCR 757	S	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	S	Approve	03/16/00				
15A NCAC 13A .0102	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13A .0103	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00	*			
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00	*			
15A NCAC 13A .0104	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13A .0106	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13A .0108	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13A .0110	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13A .0112	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13A .0113	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00	*			
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00	*			
15A NCAC 13A .0118	14:04 NCR 265		14:10 NCR 757	*	Approve	03/16/00				
	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 13B .1627	11:08 NCR 442		11:13 NCR 1055	*	Approve	03/16/00				
15A NCAC 13B .1800	11:08 NCR 442									
15A NCAC 13B .1800	11:26 NCR 1976									

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15A NCAC 18A .11:04 NCR 183										
15A NCAC 18A .0134 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00	*			
15A NCAC 18A .0188 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0189 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0190 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0191 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0301 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00	*			
15A NCAC 18A .0433 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0434 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0435 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0500 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0600 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0700 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0800 14:09 NCR 656			14:14 NCR 1238	*	Approve	03/16/00				
15A NCAC 18A .0900 14:09 NCR 656										
15A NCAC 18A .1000 13:16 NCR 1252										
15A NCAC 18A .1000 14:21 NCR 1863										
15A NCAC 18A .1300 13:16 NCR 1252										
15A NCAC 18A .1600 13:16 NCR 1252										
15A NCAC 18A .1601		12:21 NCR 1882 Temp Expired 01/26/99	Temp Expired 01/26/99							
15A NCAC 18A .1611		12:21 NCR 1882 Temp Expired 01/26/99 13:12 NCR 979 Temp Expired 01/26/99	Temp Expired 01/26/99 13:20 NCR 1738	*	Approve	08/19/99			14:09 NCR 708	
15A NCAC 18A .1700 13:16 NCR 1252										
15A NCAC 18A .1720 12:16 NCR 1482		12:18 NCR 1713 Temp Expired 12/11/98 12:21 NCR 1882 Temp Expired 01/26/99 12:24 NCR 2228 Temp Expired 03/12/99	Temp Expired 12/11/98 Temp Expired 01/26/99 Temp Expired 03/12/99							
15A NCAC 18A .1808 13:08 NCR 621			13:13 NCR 1047	*	Approve	04/15/99	*		14:02 NCR 84	
15A NCAC 18A .1809 14:11 NCR 906		14:12 NCR 1041	14:19 NCR 1692	*						

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15A NCAC 18A .1810	12:24 NCR 2228 13:20 NCR 1740 14:12 NCR 1041	13:13 NCR 1047	*	Approve	04/15/99				14:02 NCR 84	
15A NCAC 18A .1811	14:11 NCR 906	14:19 NCR 1692	*							
15A NCAC 18A .1812	13:08 NCR 621	13:13 NCR 1047	*	Approve	04/15/99		*		14:02 NCR 84	
15A NCAC 18A .1812	14:11 NCR 906	14:19 NCR 1692	*							
15A NCAC 18A .1938	N/A	N/A	N/A	Approve	10/04/99				14:10 NCR 839	
15A NCAC 18A .1952	13:12 NCR 979	14:03 NCR 234	*	Approve	10/04/99		*		14:10 NCR 839	
15A NCAC 18A .1953	13:12 NCR 979	14:03 NCR 234	*	Approve	10/04/99				14:10 NCR 839	
15A NCAC 18A .1954	13:12 NCR 979	14:03 NCR 234	*	Approve	10/04/99		*		14:10 NCR 839	
15A NCAC 18A .1955	13:12 NCR 979	14:03 NCR 234	*	Approve	10/04/99		*		14:10 NCR 839	
15A NCAC 18A .1956	N/A	N/A	N/A	Approve	10/04/99				14:10 NCR 839	
15A NCAC 18A .2400	13:16 NCR 1252									
15A NCAC 18A .2515	14:04 NCR 265	14:11 NCR 909	*	Approve	03/16/00					
15A NCAC 18A .2515	14:06 NCR 428	14:11 NCR 909	*							
15A NCAC 18A .2600	12:04 NCR 240									
15A NCAC 18A .2600	14:21 NCR 1863									
15A NCAC 18A .2618	N/A	N/A	N/A	Approve	08/19/99				14:09 NCR 708	
15A NCAC 18A .2700	14:21 NCR 1863									
15A NCAC 18A .2802	14:11 NCR 907	14:19 NCR 1692	*							
15A NCAC 18A .2805	12:16 NCR 1482									
15A NCAC 18A .2806	12:16 NCR 1482									
15A NCAC 18A .2806	14:11 NCR 907	14:19 NCR 1692	*							
15A NCAC 18A .2807	12:16 NCR 1482									
15A NCAC 18A .2809	12:16 NCR 1482									
15A NCAC 18A .2810	14:11 NCR 907	14:19 NCR 1692	*							
15A NCAC 18A .2811	12:16 NCR 1482									
15A NCAC 18A .2812	14:11 NCR 907	14:19 NCR 1692	*							
15A NCAC 18A .2814	12:16 NCR 1482									

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15A NCAC 18A .2815	14:11 NCR 907	14:12 NCR 1041	14:19 NCR 1692	*						
15A NCAC 18A .2816	12:16 NCR 1482									
15A NCAC 18A .2818	12:16 NCR 1482									
15A NCAC 18A .2821	12:16 NCR 1482									
15A NCAC 18A .2825	14:11 NCR 907	14:12 NCR 1041	14:19 NCR 1692	*						
15A NCAC 18A .2826	12:16 NCR 1482									
15A NCAC 18A .2835	12:16 NCR 1482									
15A NCAC 18A .2836	12:16 NCR 1482									
15A NCAC 18A .3300	14:20 NCR 1808									
15A NCAC 18A .3400	14:21 NCR 1863									
15A NCAC 18C .0301	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0302	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0303	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0304	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0305	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0306	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0307	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .0308	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 18C .0309	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	S/L	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .1211	14:19 NCR 1688									
15A NCAC 18C .1304	13:04 NCR 356	14:03 NCR 247	14:03 NCR 247	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 18C .1513	14:05 NCR 370		14:10 NCR 757	*	Approve	03/16/00				
15A NCAC 18C .1538	14:05 NCR 370		14:10 NCR 757	S/L	Approve	03/16/00				
15A NCAC 18C .2007	14:05 NCR 370		14:10 NCR 757	S/L/SE	Approve	03/16/00	*			
15A NCAC 18C .2008	14:05 NCR 370		14:10 NCR 757	S/L	Approve	03/16/00				
15A NCAC 18D .0201	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0203	13:23 NCR 1928		14:06 NCR 468	S/L	Object	02/17/00	*			
					Approve	03/16/00	*			

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15A NCAC 18D .0205	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0206	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0304	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00				
15A NCAC 18D .0305	13:23 NCR 1928		14:06 NCR 468	*	Approve	02/17/00				
15A NCAC 18D .0307	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00				
15A NCAC 18D .0308	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00	*			
15A NCAC 18D .0309	13:23 NCR 1928		14:06 NCR 468	S/L	Approve	02/17/00				
15A NCAC 18D .0403	13:23 NCR 1928		14:06 NCR 468	S/L	Object	02/17/00	*			
					Approve	03/16/00				
					Approve	02/17/00				
15A NCAC 18D .0701	13:23 NCR 1928		14:06 NCR 468	S/L						
15A NCAC 26C .0001	11:19 NCR 1408									
15A NCAC 26C .0002	11:19 NCR 1408									
15A NCAC 26C .0003	11:19 NCR 1408									
15A NCAC 26C .0004	11:19 NCR 1408									
15A NCAC 26C .0005	11:19 NCR 1408									
15A NCAC 26C .0006	11:19 NCR 1408									
15A NCAC 26C .0007	11:19 NCR 1408									
Land Resources/Land Quality/Sedimentation Control Commission										
15A NCAC 04B .0106	12:20 NCAC 1817		13:09 NCR 760	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 04B .0107	12:20 NCAC 1817		13:09 NCR 760	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 04B .0126	14:07 NCR 520		14:12 NCR 962	S/L	Approve	02/17/00	*			
15A NCAC 04B .0127	12:20 NCAC 1817		13:09 NCR 760	*	Approve	08/19/99			14:09 NCR 708	
15A NCAC 04C .0107	13:12 NCR 943		13:19 NCR 1651	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 04C .0107	14:21 NCR 1873	14:21 NCR 1873								
Marine Fisheries Commission										
15A NCAC 03	11:11 NCR 881									
15A NCAC 03	11:20 NCR 1537									
15A NCAC 03	11:26 NCR 1985									

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15A NCAC 03	13:14 NCR 1113										
15A NCAC 03	13:17 NCR 1377										
15A NCAC 03H .0101	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99				14:17 NCR 1525	
15A NCAC 03H .0103	12:23 NCR 2089										
15A NCAC 03I .0101	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99				14:17 NCR 1525	
	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03I .0105	13:14 NCR 1113	14:04 NCR 323	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
		14:20 NCR 1830	14:20 NCR 1830	*							
15A NCAC 03I .0106	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03I .0107	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Object	12/16/99					
					Approve	01/20/00	*			14:19 NCR 1705	
15A NCAC 03I .0112	N/A		N/A	N/A	Approve	06/17/99				14:05 NCR 402	
15A NCAC 03I .0114	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*							
15A NCAC 03I .0117	N/A	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
			N/A	N/A	Extend Review	11/17/99					
15A NCAC 03I .0120	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99				14:17 NCR 1525	
15A NCAC 03J .0103		13:08 NCR 739			Approve	12/16/99				14:17 NCR 1525	
15A NCAC 03J .0103	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*							
15A NCAC 03J .0103	14:09 NCR 688	14:09 NCR 688	14:20 NCR 1810	*							
15A NCAC 03J .0104	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03J .0110	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03J .0202	11:07 NCR 407		11:11 NCR 888	*							
15A NCAC 03J .0209	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*							
15A NCAC 03J .0301	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03J .0302	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03J .0305	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03J .0402	14:09 NCR 655										
15A NCAC 03K .0101	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03K .0105	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03K .0106	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	
15A NCAC 03K .0202	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*			14:17 NCR 1525	

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15A NCAC 03K .0502	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03L .0102	11:07 NCR 407		11:11 NCR 888	*						
15A NCAC 03L .0201	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03L .0205	14:09 NCR 688	14:09 NCR 688	14:20 NCR 1810	*						
15A NCAC 03L .0206	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03M .0201	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 03M .0202	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03M .0301	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*						
15A NCAC 03M .0301	14:12 NCR 958	14:12 NCR 1038	14:20 NCR 1810	*						
15A NCAC 03M .0501	13:14 NCR 1113	13:08 NCR 739		*						
15A NCAC 03M .0501		14:01 NCR 18	14:06 NCR 443	*						
15A NCAC 03M .0503	13:14 NCR 1113	14:21 NCR 1872		*						
15A NCAC 03M .0503	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03M .0503	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 03M .0504	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03M .0506		13:22 NCR 1865		*						
15A NCAC 03M .0506		14:12 NCR 1038	14:20 NCR 1810	*						
15A NCAC 03M .0507	13:10 NCR 803									
15A NCAC 03M .0507	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03M .0511	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03M .0513	11:26 NCR 1976		12:05 NCR 418	*						
15A NCAC 03M .0513	13:14 NCR 1113	14:01 NCR 18	14:20 NCR 1810	*						
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15A NCAC 03M .0513	13:19 NCR 1666	13:19 NCR 1666	14:20 NCR 1810	*						
15A NCAC 03M .0513	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 03M .0515	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03M .0515	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*						
15A NCAC 03M .0515		14:12 NCR 1038	14:20 NCR 1810	*						

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15A NCAC 03M .0516	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0101	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Object	12/16/99			14:19 NCR 1705	
					Approve	01/20/00	*			
15A NCAC 03O .0101	14:09 NCR 688	14:09 NCR 688								
15A NCAC 03O .0102	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0103	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0104	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0105	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0106	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0107	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0108	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0109	13:14 NCR 1113	14:04 NCR 323	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0109	14:09 NCR 688	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0110	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0111	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0201	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0301	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0302	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0303	13:14 NCR 1113	14:04 NCR 323	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0304	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 03O .0305	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0306	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0307	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0308	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0309	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 03O .0310	13:14 NCR 1113	14:01 NCR 18	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	

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15A NCAC 030 .0401	13:14 NCR 1113	13:18 NCR 1553	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 030 .0402	13:14 NCR 1113	13:18 NCR 1553	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 030 .0403	13:14 NCR 1113	13:18 NCR 1553	14:06 NCR 443	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 030 .0404	13:14 NCR 1113	13:18 NCR 1553	14:06 NCR 443	*	Object	12/16/99				
15A NCAC 030 .0405	13:14 NCR 1113	13:18 NCR 1553	14:06 NCR 443	*	Approve	01/20/00	*		14:19 NCR 1705	
15A NCAC 030 .0406	13:14 NCR 1113	13:18 NCR 1553	14:06 NCR 443	*	Approve	12/16/99			14:17 NCR 1525	
15A NCAC 030 .0501	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*	Approve	12/16/99	*		14:17 NCR 1525	
15A NCAC 030 .0502	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 030 .0503	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 030 .0504	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 030 .0505	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 030 .0506	13:14 NCR 1113	14:20 NCR 1830	14:20 NCR 1830	*						
15A NCAC 03P .0101	N/A		N/A	N/A	Approve	07/15/99			14:06 NCR 490	
15A NCAC 03P .0102	N/A		N/A	N/A	Approve	07/15/99			14:06 NCR 490	
15A NCAC 03Q .0106	N/A		N/A	N/A	Approve	06/17/99			14:05 NCR 402	
15A NCAC 03Q .0107	11:26 NCR 1985		13:13 NCR 1043	*	Approve	05/20/99			14:04 NCR 330	
15A NCAC 03Q .0107	14:12 NCR 958	14:20 NCR 1830	14:20 NCR 1830	*						

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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
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15A NCAC 12B .0501	12:13 NCR 1097									
15A NCAC 12B .0602	12:13 NCR 1097									
15A NCAC 12B .0701	12:13 NCR 1097									
15A NCAC 12B .0702	12:13 NCR 1097									
15A NCAC 12B .0802	12:13 NCR 1097									
15A NCAC 12B .1001	12:13 NCR 1097									
15A NCAC 12B .1004	12:13 NCR 1097									
15A NCAC 12B .1102	12:13 NCR 1097									
15A NCAC 12B .1201	12:13 NCR 1097									
15A NCAC 12K .0106		14:21 NCR 1873								
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15A NCAC 08E	11:26 NCR 1976									
15A NCAC 08F	11:26 NCR 1976									
15A NCAC 08F .0406	13:16 NCR 1252									
15A NCAC 08F .0407	13:16 NCR 1252									
Waste Management										
Public Notice - Seaboard Chemical Corporation										
Well Contractors Certification Commission										
15A NCAC 27 .0101	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99				
15A NCAC 27 .0110	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 27 .0201	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 27 .0301	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99	*		14:10 NCR 839	
15A NCAC 27 .0401	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 27 .0410	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 27 .0420	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99	*		14:10 NCR 839	
				*	Approve	10/04/99	*		14:10 NCR 839	
				*	Approve	10/04/99	*		14:10 NCR 839	

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15A NCAC 27.0430	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99				
15A NCAC 27.0440	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 27.0501	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 27.0510	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99			14:09 NCR 708	
15A NCAC 27.0520	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 27.0601	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99			14:09 NCR 708	
15A NCAC 27.0701	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 27.0801	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99				
15A NCAC 27.0810	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Agcy withdrew	09/30/99				
15A NCAC 27.0820	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99			14:09 NCR 708	
15A NCAC 27.0830	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99	*			
15A NCAC 27.0840	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 27.0901	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Object	08/19/99	*		14:10 NCR 839	
15A NCAC 27.0910	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	10/04/99	*		14:09 NCR 708	
15A NCAC 27.0920	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
15A NCAC 27.0930	13:10 NCR 803	13:12 NCR 988	13:21 NCR 1788	*	Approve	08/19/99	*		14:09 NCR 708	
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15A NCAC 10B.0100	14:08 NCR 577									
15A NCAC 10B.0105	13:07 NCR 595	13:07 NCR 595	13:12 NCR 948	*	Object	04/15/99			14:04 NCR 330	
15A NCAC 10B.0109	N/A		N/A	N/A	Approve	05/20/99	*		14:05 NCR 402	
15A NCAC 10B.0113	13:08 NCR 625	13:19 NCR 1666	13:12 NCR 948	*	Approve	06/17/99	*		14:02 NCR 84	
15A NCAC 10B.0115	13:18 NCR 1502		13:22 NCR 1842	*	Approve	04/15/99				
15A NCAC 10B.0116	14:08 NCR 577		14:12 NCR 963	*						
15A NCAC 10B.0119	14:08 NCR 577		14:12 NCR 963	*						
15A NCAC 10B.0200	14:08 NCR 577									

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15A NCAC 10B .0203	13:08 NCR 625	13:19 NCR 1666	13:12 NCR 948	*	Approve	04/15/99	*		14:02 NCR 84	
15A NCAC 10B .0203	14:08 NCR 577		14:12 NCR 963	*						
15A NCAC 10B .0204	N/A		N/A	N/A	Approve	06/17/99			14:05 NCR 402	
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 Approve	04/15/99 05/20/99	*		14:04 NCR 330	
15A NCAC 10B .0212	14:21 NCR1866									
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 10B .0403	14:21 NCR1866									
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		14:20 NCR 1814	*						
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	*						
15A 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									

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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	*						
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 10D .0104	14:21 NCR1866									
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	
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21 NCAC 20 .0103		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
21 NCAC 20 .0104		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
21 NCAC 20 .0105		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
21 NCAC 20 .0106		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
21 NCAC 20 .0117		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
21 NCAC 20 .0120		13:19 NCR 1695	13:23 NCR 1942	*	Object	10/04/99			14:15 NCR 1354	
21 NCAC 20 .0122		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
21 NCAC 20 .0123		13:19 NCR 1695	13:23 NCR 1942	*	Approve	10/04/99	*		14:10 NCR 839	
GENERAL CONTRACTORS LICENSING BOARD										
21 NCAC 12 .0202	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12 .0202	14:22 NCR 1905									
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	*	Agcy Withdraw	02/17/00				
21 NCAC 12 .0205	13:22 NCR 1821		14:06 NCR 474	*	Approve	02/17/00	*			
21 NCAC 12 .0209	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12 .0306	14:22 NCR 1905									
21 NCAC 12 .0307	13:22 NCR 1821		14:06 NCR 474	*	Approve	02/17/00				
21 NCAC 12 .0402	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12 .0405	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12 .0410	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
21 NCAC 12 .0504	13:13 NCR 1040		13:18 NCR 1524	*						
21 NCAC 12 .0901	13:22 NCR 1821		13:24 NCR 2015	*	Approve	11/17/99			14:15 NCR 1354	
21 NCAC 12 .0901	14:22 NCR 1905		14:06 NCR 474	*	Approve	02/17/00				
21 NCAC 12 .0907	13:22 NCR 1821		14:06 NCR 474	*	Object	02/17/00				
GEOLOGISTS, BOARD FOR LICENSING OF										
21 NCAC 21 .0501	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Object	03/16/00				
21 NCAC 21 .0502	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				

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21 NCAC 21 .0514	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				
21 NCAC 21 .0515	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				
21 NCAC 21 .1101	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Object	03/16/00				
21 NCAC 21 .1102	14:05 NCR 372	14:12 NCR 1064	14:12 NCR 1064	*	Approve	03/16/00				

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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
Number 158 - Eff. 08/30/99										14:07 NCR 510
Number 159 - Eff. 09/15/99										14:07 NCR 510
Number 160 - Eff. 09/16/99										14:08 NCR 574
Number 161 - Eff. 09/19/99										14:08 NCR 574
Number 162 - Eff. 10/18/99										14:08 NCR 574
Number 163 - Eff. 10/18/99										14:10 NCR 737
Number 164 - Eff. 10/18/99										14:10 NCR 737
Number 165 - Eff. 11/15/99										14:12 NCR 953
Number 166 - Eff. 12/30/99										14:15 NCR 1342
Number 167 - Eff. 01/28/00										14:17 NCR 1492
Number 168 - Eff. 04/13/00										14:22 NCR 1900
Number 169 - Eff. 04/13/00										14:22 NCR 1900

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9 NCAC 05A	14:03 NCR 245
9 NCAC 05B	14:03 NCR 245
9 NCAC 05C	14:03 NCR 245

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9 NCAC 05D	14:03 NCR 245									
9 NCAC 05E	14:03 NCR 245									
9 NCAC 05F	14:03 NCR 245									
9 NCAC 05G .0101		14:03 NCR 245								
9 NCAC 05G .0102		14:03 NCR 245								
9 NCAC 05G .0103		14:03 NCR 245								
9 NCAC 05G .0104		14:03 NCR 245								
HEALTH AND HUMAN SERVICES										
Aging										
10 NCAC 22	10:23 NCR 2956									
Blind/State Rehabilitation Council, Commission for the										
10 NCAC 19G .0823		13:17 NCR 1378	13:21 NCR 1785	*	Return to agcy Approve	07/15/99 11/17/99	*		14:15 NCR 1354 14:15 NCR 1354	
10 NCAC 19G .0827		13:17 NCR 1378	13:21 NCR 1785	*	Approve	11/17/99				
Child Day Care Commission										
10 NCAC 03U .0102	12:21 NCR 1873		14:03 NCR 154	*	Object Approve	12/16/99 02/17/00	*			
10 NCAC 03U .0300	14:17 NCR 1496									
10 NCAC 03U .0600	14:17 NCR 1496									
10 NCAC 03U .0700	14:10 NCR 742									
10 NCAC 03U .0800	14:17 NCR 1496									
10 NCAC 03U .1300	14:17 NCR 1496									
10 NCAC 03U .1600	14:17 NCR 1496									
10 NCAC 03U .2200	14:17 NCR 1496									
10 NCAC 03U .2501	12:21 NCR 1873		14:03 NCR 154	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03U .2502	12:21 NCR 1873		14:03 NCR 154	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03U .2510	12:21 NCR 1873		14:03 NCR 154	L	Object Approve	12/16/99 02/17/00	*			
10 NCAC 03U .2804	12:21 NCR 1873		14:03 NCR 154	*	Approve	12/16/99	*		14:17 NCR 1525	

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10 NCAC 03U .2811	12:21 NCR 1873		14:03 NCR 154	S	Approve	12/16/99	*		14:17 NCR 1525	
Controller, Office of										
10 NCAC 01B .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 01B .0420	13:14 NCR 1109		13:22 NCR 1823	*	Approve	07/15/99	*		14:06 NCR 490	
10 NCAC 01B .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										
Abbreviated Notice of Temporary Rule-Making										
10 NCAC 03R .0111	N/A		N/A	N/A	Approve	12/16/99			14:17 NCR 1525	14:04 NCR 264
10 NCAC 03R .0212	N/A		N/A	N/A	Object Approve	12/16/99 01/20/00			14:19 NCR 1705	
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		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1613		14:14 NCR 1282								
10 NCAC 03R .1615		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1615		14:14 NCR 1282								
10 NCAC 03R .1713		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1713		14:14 NCR 1282								
10 NCAC 03R .1714		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1714		14:14 NCR 1282								
10 NCAC 03R .1715		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1715		14:14 NCR 1282								
10 NCAC 03R .1715		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1912		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	

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10 NCAC 03R .1912		14:14 NCR 1282								
10 NCAC 03R .1913		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1913		14:14 NCR 1282								
10 NCAC 03R .1914		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .1914		14:14 NCR 1282								
10 NCAC 03R .2113		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .2113		14:14 NCR 1282								
10 NCAC 03R .2713		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .2713		14:14 NCR 1282								
10 NCAC 03R .2715		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .2715		14:14 NCR 1282								
10 NCAC 03R .3001	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3002	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3010	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3020	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3030	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3032	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3040	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3050	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3051	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3052	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3053	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3054	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3055	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3056	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3057	14:18 NCR 1597		14:22 NCR 1907	*						

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10 NCAC 03R .3058	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3059	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3060	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3061	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3062	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3063	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3064	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3065	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3066	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3067	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3068	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3069	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3070	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3071	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3072	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3073	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3074	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3075	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3076	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3077	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3078	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3079	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3080	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3081	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3082	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3083	14:18 NCR 1597		14:22 NCR 1907	*						
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10 NCAC 03R .3085	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3086	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3087	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .3088	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .4203		13:14 NCR 1119 Expired 10/12/99	14:04 NCR 279	*	Approve	11/17/99			14:15 NCR 1354	
10 NCAC 03R .4203		14:14 NCR 1282								
10 NCAC 03R .6001	11:22 NCR 1704									
10 NCAC 03R .6101	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6102	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6103	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6104	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6105	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6106	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6107	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6108	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6109	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6110	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6111	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6112	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6112		12:15 NCR 1431 Temp Expired 04/15/99	13:02 NCR 178	S/L/SE	Object Object Returned to Acy	10/22/98 12/17/98 04/15/99				
10 NCAC 03R .6113	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6114	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6115	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6116	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6117	14:18 NCR 1597		14:22 NCR 1907	*						
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10 NCAC 03R .6119	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6120	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6121	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6122	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6123	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6124	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6125	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6126	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6127	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6128	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6129	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6130	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6131	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6132	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6133	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6134	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6135	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6136	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6137	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6138	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6139	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6140	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6141	14:18 NCR 1597		14:22 NCR 1907	*						
10 NCAC 03R .6201	13:14 NCR 1119 Expired 10/12/99		14:03 NCR 130	*	Approve	11/17/99	*		14:15 NCR 1354	
10 NCAC 03R .6202	13:14 NCR 1119 Expired 10/12/99		14:03 NCR 130	*	Approve	11/17/99	*		14:15 NCR 1354	
10 NCAC 03R .6203	13:14 NCR 1119 14:04 NCR 314		14:03 NCR 130	*	Approve	11/17/99	*		14:15 NCR 1354	

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10 NCAC 03R .6204	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99	*	14:15 NCR 1354			
10 NCAC 03R .6205	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6206	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6207	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6208	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	S/L/SE	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6209	Expired 10/12/99 13:14 NCR 1119 14:04 NCR 314	14:03 NCR 130	S/L/SE	Approve	11/17/99	*	14:15 NCR 1354			
10 NCAC 03R .6210	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	S/L/SE	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6211	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	S/L/SE	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6212	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	S/L/SE	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6213	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6214	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6215	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6216	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6217	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6218	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6219	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	*	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6220	Expired 10/12/99 13:14 NCR 1119	14:03 NCR 130	S/L/SE	Approve	11/17/99		14:15 NCR 1354			
10 NCAC 03R .6221	Expired 10/12/99 13:14 NCR 1119 14:04 NCR 314	14:03 NCR 130	S/L/SE	Approve	11/17/99	*	14:15 NCR 1354			
10 NCAC 03R .6222	Expired 10/12/99 13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Approve	11/17/99	*	14:15 NCR 1354			

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10 NCAC 03R .6223	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6224	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Approve	11/17/99		*		14:15 NCR 1354	
10 NCAC 03R .6225	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6226	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6227	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6228	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6229	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6230	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99		*		14:15 NCR 1354	
10 NCAC 03R .6231	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99		*		14:15 NCR 1354	
10 NCAC 03R .6232	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6233	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Approve	11/17/99		*		14:15 NCR 1354	
10 NCAC 03R .6234	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	S/L/SE	Object	11/1799				14:17 NCR 1525	
10 NCAC 03R .6235	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	12/16/99		*		14:15 NCR 1354	
10 NCAC 03R .6236	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6237	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6238	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6239	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6240	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6241	13:14 NCR 1119 Expired 10/12/99	14:03 NCR 130	*	Approve	11/17/99				14:15 NCR 1354	
10 NCAC 03R .6242	14:12 NCR 1035									
10 NCAC 03R .6243	14:12 NCR 1035									

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10 NCAC 03R .6250		14:14 NCR 1282								
10 NCAC 03R .6252		14:14 NCR 1282								
10 NCAC 03R .6253		14:14 NCR 1282								
10 NCAC 03R .6254		14:14 NCR 1282								
10 NCAC 03R .6255		14:14 NCR 1282								
10 NCAC 03R .6256		14:14 NCR 1282								
10 NCAC 03R .6257		14:14 NCR 1282								
10 NCAC 03R .6258		14:14 NCR 1282								
10 NCAC 03R .6259		14:14 NCR 1282								
10 NCAC 03R .6260		14:14 NCR 1282								
10 NCAC 03R .6261		14:14 NCR 1282								
10 NCAC 03R .6263		14:14 NCR 1282								
10 NCAC 03R .6264		14:14 NCR 1282								
10 NCAC 03R .6265		14:14 NCR 1282								
10 NCAC 03R .6266		14:14 NCR 1282								
10 NCAC 03R .6267		14:14 NCR 1282								
10 NCAC 03R .6268		14:14 NCR 1282								
10 NCAC 03R .6269		14:14 NCR 1282								
10 NCAC 03R .6270		14:14 NCR 1282								
10 NCAC 03R .6271		14:14 NCR 1282								
10 NCAC 03R .6272		14:14 NCR 1282								
10 NCAC 03R .6273		14:14 NCR 1282								
10 NCAC 03R .6274		14:14 NCR 1282								
10 NCAC 03R .6275		14:14 NCR 1282								
10 NCAC 03R .6276		14:14 NCR 1282								
10 NCAC 03R .6277		14:14 NCR 1282								
10 NCAC 03R .6278		14:14 NCR 1282								

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10 NCAC 03R .6279		14:14 NCR 1282								
10 NCAC 03R .6280		14:14 NCR 1282								
10 NCAC 03R .6281		14:14 NCR 1282								
10 NCAC 03R .6282		14:14 NCR 1282								
10 NCAC 03R .6283		14:14 NCR 1282								
10 NCAC 03R .6284		14:14 NCR 1282								
10 NCAC 03R .6285		14:14 NCR 1282								
10 NCAC 03R .6286		14:14 NCR 1282								
10 NCAC 03R .6287		14:14 NCR 1282								
10 NCAC 03R .6288		14:14 NCR 1282								
10 NCAC 03R .6289		14:14 NCR 1282								
10 NCAC 03R .6290		14:14 NCR 1282								
10 NCAC 03R .6291		14:14 NCR 1282								
10 NCAC 03R .6292		14:14 NCR 1282								
10 NCAC 03R .6293		14:14 NCR 1282								
10 NCAC 03R .6300	14:20 NCR 1808									
10 NCAC 03S .0108	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0109	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0207	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0208	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0209	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0210	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0211	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0213	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0214	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0307	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0308	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	

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10 NCAC 03S .0407	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0408	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0506	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0507	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0508	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0509	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0510	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0511	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0614	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0615	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0616	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0617	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0618	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0619	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0706	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0707	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0806	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0807	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0808	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0901	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0902	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0903	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .0904	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1001	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1002	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1003	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1004	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	

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10 NCAC 03S .1005	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1006	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1101	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99				
				*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03S .1201	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1202	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99				
10 NCAC 03S .1203	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1204	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99				
10 NCAC 03S .1205	12:24 NCR 2194		14:05 NCR 374	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03S .1206	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1207	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1301	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99				
				*	Return to agcy	12/16/99				
10 NCAC 03S .1302	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1303	12:24 NCR 2194		14:05 NCR 374	*	Approve	12/16/99			14:17 NCR 1525	
10 NCAC 03S .1401	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1501	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1601	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1701	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1702	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1801	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99				
				*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03S .1802	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1803	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1804	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1805	12:24 NCR 2194		14:05 NCR 374	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 03S .1806	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .1901	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	

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10 NCAC 03S .1902	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .1903	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2001	12:24 NCR 2194		14:05 NCR 374	*	Object	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .2002	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2101	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99	*		14:17 NCR 1525	
10 NCAC 03S .2102	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2103	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2104	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2105	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
10 NCAC 03S .2106	12:24 NCR 2194		14:05 NCR 374	*	Approve	11/17/99			14:17 NCR 1525	
Health Services, Commission for										
15A NCAC 16A .1104	13:14 NCR 1114		14:01 NCR 12	*	Object	10/04/99	*			
15A NCAC 16A .1106	13:14 NCR 1114		14:01 NCR 12	*	Approve	02/20/00			14:10 NCR 839	
15A NCAC 16A .1301	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 16A .1302	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 16A .1303	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 16A .1304	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 16A .1305	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 16A .1306	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 16A .1307	14:15 NCR 1344	14:17 NCR 1522								
15A NCAC 19A .0401	13:11 NCR 855	13:24 NCR 2034	13:24 NCR 2004	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 19A .0401	13:22 NCR 1818	13:24 NCR 2034	13:24 NCR 2004	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 19A .0401	14:06 NCR 483	14:06 NCR 483	14:10 NCR 767	*	Agency Withdrew Rule-Making	02/16/00				
15A NCAC 19A .0401		14:18 NCR 1616								
15A NCAC 19A .0404	13:11 NCR 855		13:24 NCR 2004	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 19A .0404	13:22 NCR 1818		13:24 NCR 2004	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 19A .0406	13:11 NCR 855		13:24 NCR 2004	*	Approve	10/04/99			14:10 NCR 839	

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15A NCAC 19A .0406	13:22 NCR 1818		13:24 NCR 2004	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 19A .0406	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19A .0502	13:11 NCR 855	13:13 NCR 1059	13:24 NCR 2004	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 19A .0502	13:22 NCR 1818		13:24 NCR 2004	*	Approve	10/04/99	*		14:10 NCR 839	
15A NCAC 19B .0101	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0301	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0302	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0304	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0309	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0311	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0313	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0320	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0321	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0322	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0502	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 19B .0503	14:15 NCR 1345		14:20 NCR 1815	*						
15A NCAC 21D .0202	14:15 NCR 1345	14:21 NCR 1874	14:20 NCR 1815							
15A NCAC 21D .0701	14:15 NCR 1345									
15A NCAC 21D .0702	14:15 NCR 1345									
15A NCAC 21D .0703	14:15 NCR 1345									
15A NCAC 21D .0704	14:15 NCR 1345	14:21 NCR 1874								
15A NCAC 21D .0705	14:15 NCR 1345									
15A NCAC 21D .0706	14:15 NCR 1345	14:21 NCR 1874								
15A NCAC 21D .0802	14:15 NCR 1345	14:21 NCR 1874								
15A NCAC 21D .0803	14:15 NCR 1345	14:21 NCR 1874								
15A NCAC 21F .1201	14:03 NCR 126	14:06 NCR 483	14:10 NCR 767	*	Approve	03/16/00				
15A NCAC 21F .1202	14:03 NCR 126	14:06 NCR 483	14:10 NCR 767	*	Approve	03/16/00				

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15A NCAC 21F .1203	14:03 NCR 126	14:06 NCR 483	14:10 NCR 767	*	Object	03/16/00				
15A NCAC 21F .1204	14:03 NCR 126	14:06 NCR 483	14:10 NCR 767	*	Object	03/16/00				
15A NCAC 21H .0110	12:20 NCR 1822		13:07 NCR 591	S	Extended Rev.	01/21/99				
15A NCAC 21H .0111	12:20 NCR 1822		13:07 NCR 591	S	Agey Withdrew	02/02/99				
15A NCAC 21H .0113	12:20 NCR 1822		13:07 NCR 591	S	Approve	01/21/99	*		13:22 NCR 1868	
15A NCAC 21H .0314	14:03 NCR 126		13:07 NCR 591	*	Approve	01/21/99			13:22 NCR 1868	
15A NCAC 21I .0102	14:04 NCR 272	14:06 NCR 483	14:10 NCR 767	*	Approve	03/16/00				
15A NCAC 21I .0103	14:04 NCR 272									
15A NCAC 21J .0102	14:04 NCR 272									
15A NCAC 21J .0103	14:04 NCR 272									
15A NCAC 23 .0201	13:22 NCR 1820									
15A NCAC 23 .0202	13:22 NCR 1820	13:18 NCR 1555	14:02 NCR 80	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 23 .0204	13:22 NCR 1820		14:02 NCR 80	S/L	Approve	10/04/99			14:10 NCR 839	
15A NCAC 23 .0501	13:22 NCR 1820		14:02 NCR 80	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 24A .0402	14:03 NCR 126	14:06 NCR 483	14:10 NCR 767	*	Approve	10/04/99			14:10 NCR 839	
15A NCAC 24A .0403	14:03 NCR 126	14:06 NCR 483	14:10 NCR 767	*	Approve	03/16/00				
15A NCAC 26B .0101	14:15 NCR 1346		14:20 NCR 1815	*	Approve	03/16/00				
15A NCAC 26B .0102	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0103	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0104	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0105	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0106	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0107	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0108	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26B .0109	14:15 NCR 1346		14:20 NCR 1815	*						
15A NCAC 26C	13:22 NCR 1820		14:20 NCR 1815	*						
15A NCAC 26C .0101	13:22 NCR 1820		14:01 NCR 12	*	Approve	11/17/99	*		14:15 NCR 1354	

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15A NCAC 26C .0102	13:22 NCR 1820		14:01 NCR 12	*	Approve	11/17/99	*		14:15 NCR 1354	
15A NCAC 26C .0103	13:22 NCR 1820		14:01 NCR 12	*	Approve	11/17/99	*		14:15 NCR 1354	
15A NCAC 26C .0104	13:22 NCR 1820		14:01 NCR 12	*	Approve	11/17/99	*		14:15 NCR 1354	
15A NCAC 26C .0105	13:22 NCR 1820		14:01 NCR 12	*	Approve	11/17/99	*		14:15 NCR 1354	
15A NCAC 26C .0106	13:22 NCR 1820		14:01 NCR 12	*	Approve	11/17/99	*		14:15 NCR 1354	
15A NCAC 26C .0107	13:22 NCR 1820		14:01 NCR 12	*						
Medical Assistance										
10 NCAC 26B .0113	14:01 NCR 4	14:04 NCR 319	14:17 NCR 1500	S/L						
10 NCAC 26D .0101	14:09 NCR 687	14:09 NCR 687								
10 NCAC 26D .0110	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 26H .0101	11:14 NCR 1108									
10 NCAC 26H .0102	11:14 NCR 1108									
10 NCAC 26H .0212		12:09 NCR 827								
		Temp Expired 7/31/98								
		12:13 NCR 733								
10 NCAC 26H .0213	14:08 NCR 595	14:08 NCR 595								
		11:26 NCR 1997								
10 NCAC 26H .0213		12:09 NCR 827								
		13:08 NCR 733								
		14:08 NCR 595								
10 NCAC 26H .0304		13:03 NCR 316	13:08 NCR 668	S/L	Object	12/17/98			13:22 NCR 1868	
10 NCAC 26H .0304		14:05 NCR 394	14:17 NCR 1500	S/L	Approve	01/21/99	*			
10 NCAC 26H .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	14:18 NCR 1599	S/L/SE						
10 NCAC 26H .0506		14:15 NCR 1352								
10 NCAC 26H .0511	14:13 NCR 1092									
10 NCAC 26I .0101	13:02 NCR 175		13:07 NCR 588	*						
10 NCAC 26M .0301		14:04 NCR 319	14:17 NCR 1500	*						

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10 NCAC 26M .0302		14:04 NCR 319	14:17 NCR 1500	*						
10 NCAC 26M .0303		14:04 NCR 319	14:17 NCR 1500	*						
10 NCAC 26M .0304		14:04 NCR 319	14:17 NCR 1500	*						
10 NCAC 26M .0305		14:04 NCR 319	14:17 NCR 1500	*						
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	14:18 NCR 1602	S/L						
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								
Medical Care Commission/Secretary of the Department of Health and Human Services										
Abbreviated Notice to adopt Temporary Rules										
10 NCAC 42B .1201	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						14:15 NCR 1343
		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42B .1212	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42B .1213	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S						
		14:10 NCR 799	14:13 NCR 1106	S						
10 NCAC 42B .1214	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42B .1215	14:05 NCR 370									
10 NCAC 42B .1407	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .1707	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .1803	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .2013	14:05 NCR 370									

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10 NCAC 42B .2014	14:05 NCR 370									
10 NCAC 42B .2406		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42B .2501	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .2502	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .2503	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42B .2601		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42C .2005	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2011	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2012	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2013	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S						
10 NCAC 42C .2014	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S						
10 NCAC 42C .2015		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42C .2207	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2214	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2302	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2401	14:19 NCR 1684									
10 NCAC 42C .2501	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2505	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2506	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .2703	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3401	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S						
10 NCAC 42C .3402	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3701	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3703	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3801	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3802	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3803	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						

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10 NCAC 42C .3804	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3805	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3806	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3807	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3808	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3809	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3810	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3901	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3902	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .3903	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42C .4001		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42D .1301	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1302	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1303		14:10 NCR 799	14:13 NCR 1106	S						
10 NCAC 42D .1303	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S						
10 NCAC 42D .1304		14:10 NCR 799	14:13 NCR 1106	S/SE						
10 NCAC 42D .1401	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1402	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1407	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S/SE						
10 NCAC 42D .1410	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	S/SE						
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	S/SE						
10 NCAC 42D .1414	14:05 NCR 370	14:10 NCR 799	14:13 NCR 1106	S/SE						
10 NCAC 42D .1415	14:05 NCR 370	14:10 NCR 799	14:13 NCR 1106	S						
10 NCAC 42D .1416	14:05 NCR 370	14:10 NCR 799	14:13 NCR 1106	*						

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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	*						
10 NCAC 42D .1813	14:05 NCR 370									
10 NCAC 42D .1821	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1831		14:10 NCR 799	14:13 NCR 1106	*						
10 NCAC 42D .1832	14:05 NCR 370									
10 NCAC 42D .1833	14:05 NCR 370									
10 NCAC 42D .1901	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1902	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1903	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1904	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1905	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1906	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1907	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1908	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1909	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .1910	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2001	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2002	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2003	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2004	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2005	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2006	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2007	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2008	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2009	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						

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10 NCAC 42D .2010	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2011	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2101	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2102	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2201	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2202	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2203	14:05 NCR 370	14:08 NCR 606	14:13 NCR 1106	*						
10 NCAC 42D .2301		14:10 NCR 799	14:13 NCR 1106	*						
Mental Health, Developmental Disabilities and Substance Abuse Services										
10 NCAC 14V	14:22 NCR 1905									
10 NCAC 14V .0802	12:20 NCR 1820	13:22 NCR 1853	13:22 NCR 1853	*						
10 NCAC 14V .0803	12:20 NCR 1820	13:22 NCR 1853	13:22 NCR 1853	*						
10 NCAC 14V .0804	12:20 NCR 1820	13:22 NCR 1853	13:22 NCR 1853	*						
10 NCAC 14V .0805	12:20 NCR 1820	13:22 NCR 1853	13:22 NCR 1853	*						
10 NCAC 14V .3602	14:07 NCR 518	14:16 NCR 1465	14:16 NCR 1465	*						
10 NCAC 14V .3604	14:07 NCR 518	14:16 NCR 1465	14:16 NCR 1465	*						
10 NCAC 14V .3800	12:20 NCR 1820									
10 NCAC 14V .4000	12:20 NCR 1820									
10 NCAC 14V .4301	12:19 NCR 1762									
10 NCAC 14V .4302	12:19 NCR 1762									
10 NCAC 14V .4303	12:19 NCR 1762									
10 NCAC 14V .4304	12:19 NCR 1762									
10 NCAC 14V .4305	12:19 NCR 1762									
10 NCAC 14V .4306	12:19 NCR 1762									
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 45H .0205	11:19 NCR 1762	12:24 NCR 2223	13:05 NCR 487	*						
					Approve	11/17/99			14:15 NCR 1354	
					Approve	01/21/99	*		13:22 NCR 1868	
					Object	01/21/99	*		13:24 NCR 2037	
					Approve	02/18/99			13:22 NCR 1868	
					Approve	01/21/99	*		13:22 NCR 1868	
					Approve	01/21/99	*		13:22 NCR 1868	
					Approve	01/21/99	*		13:22 NCR 1868	
					Approve	01/21/99			13:22 NCR 1868	

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Secretary of Health and Human Services										
10 NCAC 14V .7000	14:07 NCR 518									
10 NCAC 14V .7006		12:01 NCR 31	12:07 NCR 511	*						
10 NCAC 14V .7201	13:05 NCR 436	Temp Expired 03/28/98	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	*						
Social Services Commission										
10 NCAC 24	14:06 NCR 427									
10 NCAC 29C .0102		14:19 NCR 1702								
10 NCAC 29C .0103		14:19 NCR 1702								
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 29C .0201	14:12 NCR 1036	14:12 NCR 1036								
10 NCAC 29C .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 .0203		14:19 NCR 1702								
10 NCAC 29C .0204	14:10 NCR 798	14:10 NCR 798								
10 NCAC 29C .0204		14:19 NCR 1702								
10 NCAC 29C .0205	14:10 NCR 798	14:10 NCR 798								
10 NCAC 29C .0206	14:10 NCR 798	14:10 NCR 798								
10 NCAC 29C .0207	14:22 NCR 1996	14:22 NCR 1996								
10 NCAC 41H .0304	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 41P .0106	14:10 NCR 742		14:16 NCR 1406	*						

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10 NCAC 41S .0613		14:04 NCR 321	14:18 NCR 1600	*						
10 NCAC 42A .0801	14:06 NCR 427	14:22 NCR 1996	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0802	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0803	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0804	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0805	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0806	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0807	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0808	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0809	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42A .0810	14:06 NCR 427	14:08 NCR 602	14:13 NCR 1100	S/L	Object	03/16/00				
10 NCAC 42E	14:10 NCR 742									
10 NCAC 42E .0801	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 42E .1501	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Agcy Withdraw	03/16/00				
10 NCAC 42E .1502	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Approve	03/16/00	*			
10 NCAC 42E .1503	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1504	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1505	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1506	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1507	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42E .1508	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42V .0108	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 42Z .1001	14:06 NCR 427	14:08 NCR 642	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 42Z .1002	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1003	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1004	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1005	14:10 NCR 742		14:16 NCR 1406	*						

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10 NCAC 42Z .1006	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 42Z .1007	14:10 NCR 742		14:16 NCR 1406	*						
10 NCAC 43L .0401	14:12 NCR 1036	14:12 NCR 1036	14:16 NCR 1406	*						
10 NCAC 46A	14:19 NCR 1684									
10 NCAC 46A	14:21 NCR 1866									
10 NCAC 46C	14:19 NCR 1684									
10 NCAC 46D	14:19 NCR 1684									
10 NCAC 46D	14:21 NCR 1866									
10 NCAC 46E	14:19 NCR 1684									
10 NCAC 46E	14:21 NCR 1866									
10 NCAC 46F	14:19 NCR 1684									
10 NCAC 46F	14:21 NCR 1866									
10 NCAC 46G	14:19 NCR 1684									
10 NCAC 46G	14:21 NCR 1866									
10 NCAC 46H	14:19 NCR 1684									
10 NCAC 47B .0103	14:07 NCR 519	14:08 NCR 602	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 47B .0204	14:07 NCR 519	14:08 NCR 602	14:13 NCR 1100	*	Approve	03/16/00				
10 NCAC 47B .0407	14:07 NCR 519	14:08 NCR 602	14:13 NCR 1100	*	Approve	03/16/00				
Vocational Rehabilitation Services										
10 NCAC 20A .0101	14:07 NCR 519									
10 NCAC 20A .0102	14:07 NCR 519									
10 NCAC 20B .0102	14:07 NCR 519									
10 NCAC 20B .0103	14:07 NCR 519									
10 NCAC 20B .0105	14:07 NCR 519									
10 NCAC 20B .0108	14:07 NCR 519									
10 NCAC 20B .0201	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0202	14:07 NCR 519		14:16 NCR 1402	*						

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10 NCAC 20B .0203	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0204	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0205	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0206	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0207	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0208	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0209	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0210	14:07 NCR 519		14:16 NCR 1402	S						
10 NCAC 20B .0211	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0217	14:07 NCR 519									
10 NCAC 20B .0221	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0223	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0224		13:17 NCR 1379	14:05 NCR 392	*	Approve	12/16/99	*		14:17 NCR 1525	
10 NCAC 20B .0225	14:07 NCR 519		14:16 NCR 1402	*						
10 NCAC 20B .0228		13:17 NCR 1379	14:05 NCR 392	*	Approve	12/16/99			14:17 NCR 1525	
10 NCAC 20C .0101	14:07 NCR 519									
10 NCAC 20C .0120	14:07 NCR 519									
10 NCAC 20C .0122	14:07 NCR 519									
10 NCAC 20C .0123	14:07 NCR 519									
10 NCAC 20C .0201	14:07 NCR 519									
10 NCAC 20C .0202	14:07 NCR 519									
10 NCAC 20C .0203	14:07 NCR 519									
10 NCAC 20C .0204	14:07 NCR 519									
10 NCAC 20C .0205	14:07 NCR 519									
10 NCAC 20C .0206	14:07 NCR 519									
10 NCAC 20C .0301	14:07 NCR 519									
10 NCAC 20C .0302	14:07 NCR 519									

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10 NCAC 20C .0303	14:07 NCR 519									
10 NCAC 20C .0304	14:07 NCR 519									
10 NCAC 20C .0305	14:07 NCR 519									
10 NCAC 20C .0306	14:07 NCR 519									
10 NCAC 20C .0307	14:07 NCR 519									
10 NCAC 20C .0308	14:07 NCR 519									
10 NCAC 20C .0310	14:07 NCR 519									
10 NCAC 20C .0311	14:07 NCR 519									
10 NCAC 20C .0313	14:07 NCR 519									
10 NCAC 20C .0314	14:07 NCR 519									
10 NCAC 20C .0315	14:07 NCR 519									
10 NCAC 20C .0316	14:07 NCR 519									
10 NCAC 20C .0401	14:07 NCR 519									
10 NCAC 20C .0408	14:07 NCR 519									
10 NCAC 20C .0502	14:07 NCR 519									
10 NCAC 20C .0601	14:07 NCR 519									
10 NCAC 20C .0603	14:07 NCR 519									
10 NCAC 20C .0604	14:07 NCR 519									
10 NCAC 20D .0101	14:07 NCR 519									
10 NCAC 20D .0201	14:07 NCR 519									
10 NCAC 20D .0301	14:07 NCR 519									
HOUSING FINANCE AGENCY										
24 NCAC 01H .0103	13:22 NCR 1822		14:02 NCR 82	*	Approve	12/16/99	*		14:17 NCR 1525	
INSURANCE										
11 NCAC 06B .0201	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0202	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0203	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	

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11 NCAC 06B .0204	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0205	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0301	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0302	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0303	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0304	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0401	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0402	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0403	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0404	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 06B .0405	12:09 NCR 744		14:10 NCR 752	*	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 10 .0105	14:10 NCR 809	14:10 NCR 809	14:14 NCR 1225	*	Approve	03/16/00			14:19 NCR 1705	
11 NCAC 10 .1110	14:10 NCR 809	14:10 NCR 809	14:14 NCR 1225	*	Approve	03/16/00			14:19 NCR 1705	
11 NCAC 11F .0401	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00	*		14:19 NCR 1705	
11 NCAC 11F .0402	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00	*		14:19 NCR 1705	
11 NCAC 11F .0403	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00	*		14:19 NCR 1705	
11 NCAC 11F .0404	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00	*		14:19 NCR 1705	
11 NCAC 11F .0405	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00	*		14:19 NCR 1705	
11 NCAC 11F .0501	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00	*		14:19 NCR 1705	
11 NCAC 11F .0502	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00			14:19 NCR 1705	
11 NCAC 11F .0503	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00			14:19 NCR 1705	
11 NCAC 11F .0504	14:10 NCR 811	14:10 NCR 811	14:14 NCR 1226	*	Approve	03/16/00			14:19 NCR 1705	
11 NCAC 12 .0308	14:10 NCR 819	14:10 NCR 819	N/A	N/A	Approve	01/20/00			14:19 NCR 1705	
11 NCAC 12 .0327	14:12 NCR 1038	14:12 NCR 1038	14:16 NCR 1409	*	Approve					
11 NCAC 12 .1025	N/A		N/A		Approve	10/04/99			14:10 NCR 839	
11 NCAC 12 .1701	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
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	*	Approve	03/16/00				

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11 NCAC 12 .1703	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 12 .1707	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 12 .1709	14:10 NCR 819	14:10 NCR 819	14:14 NCR 1234	*	Approve	03/16/00				
11 NCAC 13 .0317	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0318	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0324	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0326	14:10 NCR 822	14:10 NCR 822	14:14 NCR 1237	*	Approve	03/16/00				
11 NCAC 13 .0406	14:10 NCR 822	14:10 NCR 822	N/A	N/A	Approve	01/20/00			14:19 NCR 1705	
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	
Home Inspector Licensure Board										
11 NCAC 08 .1103	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00	*			
11 NCAC 08 .1105	14:08 NCR 577		14:12 NCR 959	*						
11 NCAC 08 .1106	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00	*			
11 NCAC 08 .1107	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00				
11 NCAC 08 .1116	14:08 NCR 577		14:12 NCR 959	*	Approve	02/17/00	*			
11 NCAC 08 .1300	14:08 NCR 577									
JUSTICE										
Alarm Systems Licensing Board										
12 NCAC 11 .0500	14:15 NCR 1344									
Criminal Justice Education and Training Standards Commission										
12 NCAC 09A .0103	N/A		N/A	N/A	Approve	10/04/99			14:10 NCR 839	
12 NCAC 09A .0103	14:15 NCR 1344		14:19 NCR 1689	*						
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 Return to Agcy	06/17/99				
					Approve	07/15/99				
12 NCAC 09B .0109	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0110	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
					Approve	06/17/99	*		14:05 NCR 402	

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12 NCAC 09B .0112	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 09B .0113	13:14 NCR 1110		13:19 NCR 1611	*	Ext. Review Return to Agency	06/17/99 07/15/99				
12 NCAC 09B .0115	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839 14:05 NCR 402	
12 NCAC 09B .0201	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 06/17/99 07/15/99				
12 NCAC 09B .0202	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 10/04/99 06/17/99	*		14:10 NCR 839	
12 NCAC 09B .0203	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 07/15/99 10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0204	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 07/15/99 10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0205	13:14 NCR 1110		13:19 NCR 1611	S/L	Approve Object Return to Agency	06/17/99 07/15/99 10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0206	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 07/15/99 10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0207	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 07/15/99 10/04/99	*		14:10 NCR 839 14:05 NCR 402	
12 NCAC 09B .0208	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 07/15/99 10/04/99	*		14:05 NCR 402	
12 NCAC 09B .0226	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 06/17/99 07/15/99	*		14:05 NCR 402	
12 NCAC 09B .0227	13:14 NCR 1110		13:19 NCR 1611	*	Approve Object Return to Agency	06/17/99 06/17/99 07/15/99	*		14:10 NCR 839	
12 NCAC 09B .0228	13:14 NCR 1110		13:19 NCR 1611	S	Approve Object Returned to Agency	10/04/99 06/17/99 06/17/99	*		14:10 NCR 839	
12 NCAC 09B .0232	13:14 NCR 1110		13:19 NCR 1611	S	Approve Object Return to Agency	10/04/99 06/17/99 07/15/99	*		14:10 NCR 839	
12 NCAC 09B .0233	13:14 NCR 1110		13:19 NCR 1611	S	Approve Object Return to Agency	10/04/99 06/17/99 07/15/99	*		14:10 NCR 839	

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12 NCAC 09B .0302	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0303	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 09B .0304	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 09B .0305	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
				*	Object	06/17/99				
					Return to Agcy	07/15/99				
12 NCAC 09B .0312	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839	
12 NCAC 09B .0403	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99			14:05 NCR 402	
12 NCAC 09B .0404	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99			14:05 NCR 402	
12 NCAC 09B .0405	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99			14:05 NCR 402	
12 NCAC 09B .0406	13:14 NCR 1110		13:19 NCR 1611	S	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 09B .0407	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99			14:05 NCR 402	
12 NCAC 09B .0414	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 09B .0415	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 09C .0211	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99			14:05 NCR 402	
				*	Object	06/17/99				
					Return to Agcy	07/15/99				
12 NCAC 09C .0212	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839	
				*	Object	06/17/99				
					Return to Agcy	07/15/99				
12 NCAC 09C .0213	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839	
				*	Object	06/17/99				
					Return to Agcy	07/15/99				
12 NCAC 09C .0403	13:14 NCR 1110		13:19 NCR 1611	*	Approve	10/04/99	*		14:10 NCR 839	
12 NCAC 09E .0107	13:14 NCR 1110		13:19 NCR 1611	*	Approve	06/17/99			14:05 NCR 402	
				*	Approve	06/17/99			14:05 NCR 402	
Private Protective Services Board										
12 NCAC 07D .0807	13:14 NCR 1110		14:07 NCR 523	*	Approve	03/16/00				
Sheriffs' Education and Training Standards Commission										
12 NCAC 10B .0103	13:14 NCR 1110		13:19 NCR 1637	S	Object	06/17/99				
					Return to Agcy	07/15/99				
					Approve	11/17/99	*		14:15 NCR 1354	
12 NCAC 10B .0302	14:12 NCR 957		14:16 NCR 1410	*						

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12 NCAC 10B .0303	14:12 NCR 957		14:16 NCR 1410	*						
12 NCAC 10B .0502	13:14 NCR 1110		13:19 NCR 1637	L	Object	06/17/99			14:15 NCR 1354	
12 NCAC 10B .0505	13:14 NCR 1110		13:19 NCR 1637	*	Approve	11/17/99	*		14:05 NCR 402	
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	
12 NCAC 10B .0509	13:14 NCR 1110		13:19 NCR 1637	*	Approve	06/17/99			14:05 NCR 402	
12 NCAC 10B .0601	13:14 NCR 1110		13:19 NCR 1637	S/L	Object	06/17/99	*		14:05 NCR 402	
12 NCAC 10B .0606	13:14 NCR 1110				Approve	11/17/99			14:15 NCR 1354	
12 NCAC 10B .0607	13:14 NCR 1110									
12 NCAC 10B .0703	13:14 NCR 1110		13:19 NCR 1637	S/L	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 10B .0908	13:14 NCR 1110		13:19 NCR 1637	S/L	Approve	06/17/99			14:05 NCR 402	
12 NCAC 10B .0909	14:12 NCR 957		14:16 NCR 1410	*						
12 NCAC 10B .1002	13:14 NCR 1110		13:19 NCR 1637	*	Approve	06/17/99			14:05 NCR 402	
12 NCAC 10B .1401	13:14 NCR 1110		13:19 NCR 1637	S	Approve	06/17/99			14:05 NCR 402	
12 NCAC 10B .1402	13:14 NCR 1110		13:19 NCR 1637	S	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 10B .1403	13:14 NCR 1110		13:19 NCR 1637	S	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 10B .1404	13:14 NCR 1110		13:19 NCR 1637	S	Approve	06/17/99	*		14:05 NCR 402	
12 NCAC 10B .1405	13:14 NCR 1110		13:19 NCR 1637	S	Approve	06/17/99	*		14:05 NCR 402	
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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13 NCAC 01B .0100	14:07 NCR 519
13 NCAC 01B .0200	14:07 NCR 519

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13 NCAC 01C .0200	14:07 NCR 519									
13 NCAC 01C .0300	14:07 NCR 519									
13 NCAC 01C .0400	14:07 NCR 519									
13 NCAC 01C .0500	14:07 NCR 519									
Elevator and Amusement Device Division										
13 NCAC 15 .0201		14:14 NCR 1315								
Job Listing Services										
13 NCAC 18 .0101	14:19 NCR 1685									
13 NCAC 18 .0102	14:19 NCR 1685									
13 NCAC 18 .0103	14:19 NCR 1685									
13 NCAC 18 .0104	14:19 NCR 1685									
13 NCAC 18 .0105	14:19 NCR 1685									
13 NCAC 18 .0106	14:19 NCR 1685									
13 NCAC 18 .0107	14:19 NCR 1685									
13 NCAC 18 .0108	14:19 NCR 1685									
13 NCAC 18 .0109	14:19 NCR 1685									
13 NCAC 18 .0110	14:19 NCR 1685									
Occupational Safety and Health										
*Verbatim Adoption Federal Standards										
13 NCAC 07A .0302		14:20 NCR 1829								14:07 NCR 517
13 NCAC 07A .0401	14:02 NCR 78		14:12 NCR 961	*						Filed over objection
13 NCAC 07F .0101	14:02 NCR 78									
13 NCAC 07F .0201	11:03 NCR 106		14:16 NCR 1412	N/A						

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13 NCAC 07F .0201	14:02 NCR 78									
13 NCAC 07F .0410	14:02 NCR 78									
13 NCAC 07F .0601	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	10/04/99				
13 NCAC 07F .0602	13:02 NCR 176		13:21 NCR 1786	S/L	Object	12/16/99				
13 NCAC 07F .0603	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	10/04/99				
13 NCAC 07F .0604	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	12/16/99				
13 NCAC 07F .0605	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	10/04/99				
13 NCAC 07F .0606	13:02 NCR 176		13:21 NCR 1786	S/L/SE	Object	12/16/99				
13 NCAC 07F .0606	13:02 NCR 176		13:21 NCR 1786	S/L	Object	10/04/99				
13 NCAC 07F .0606	13:02 NCR 176		13:21 NCR 1786	S/L	Object	12/16/99				
Private Personnel Services										
13 NCAC 17 .0101	13:19 NCR 1685									
13 NCAC 17 .0102	13:19 NCR 1685									
13 NCAC 17 .0103	13:19 NCR 1685									
13 NCAC 17 .0104	13:19 NCR 1685									
13 NCAC 17 .0105	13:19 NCR 1685									
13 NCAC 17 .0106	13:19 NCR 1685									
13 NCAC 17 .0107	13:19 NCR 1685									
13 NCAC 17 .0108	13:19 NCR 1685									
13 NCAC 17 .0109	13:19 NCR 1685									
13 NCAC 17 .0110	13:19 NCR 1685									
13 NCAC 17 .0111	13:19 NCR 1685									
Retaliatory Employment Discrimination										
13 NCAC 19 .0101	N/A	N/A	N/A	N/A	Approve	08/19/99			14:09 NCR 708	
Wage and Hour Division										
13 NCAC 12 .0102	14:19 NCR 1685									
13 NCAC 12 .0103	14:19 NCR 1685									
13 NCAC 12 .0202	14:19 NCR 1685									

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13 NCAC 12 .0301	14:19 NCR 1685										
13 NCAC 12 .0302	14:19 NCR 1685										
13 NCAC 12 .0303	14:19 NCR 1685										
13 NCAC 12 .0304	14:19 NCR 1685										
13 NCAC 12 .0305	14:19 NCR 1685										
13 NCAC 12 .0306	14:19 NCR 1685										
13 NCAC 12 .0307	14:19 NCR 1685										
13 NCAC 12 .0308	14:19 NCR 1685										
13 NCAC 12 .0309	14:19 NCR 1685										
13 NCAC 12 .0310	14:19 NCR 1685										
13 NCAC 12 .0401	14:19 NCR 1685										
13 NCAC 12 .0402	14:19 NCR 1685										
13 NCAC 12 .0403	14:19 NCR 1685										
13 NCAC 12 .0404	14:19 NCR 1685										
13 NCAC 12 .0405	14:19 NCR 1685										
13 NCAC 12 .0406	14:19 NCR 1685										
13 NCAC 12 .0501	13:03 NCR 268										
13 NCAC 12 .0501	14:19 NCR 1685										
13 NCAC 12 .0601	14:19 NCR 1685										
13 NCAC 12 .0602	14:19 NCR 1685										
13 NCAC 12 .0604	14:19 NCR 1685										
13 NCAC 12 .0701	14:19 NCR 1685										
13 NCAC 12 .0702	14:19 NCR 1685										
13 NCAC 12 .0703	14:19 NCR 1685										
13 NCAC 12 .0801	13:03 NCR 268										
13 NCAC 12 .0801	14:19 NCR 1685										
13 NCAC 12 .0802	13:03 NCR 268										
13 NCAC 12 .0802	14:19 NCR 1685										

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13 NCAC 12 .0803	14:19 NCR 1685									
13 NCAC 12 .0804	14:19 NCR 1685									
13 NCAC 12 .0805	14:19 NCR 1685									
13 NCAC 12 .0806	14:19 NCR 1685									
13 NCAC 12 .0807	14:19 NCR 1685									
LANDSCAPE ARCHITECTS, BOARD OF										
21 NCAC 26 .0101	14:05 NCR 373		14:12 NCR 1015	*						
21 NCAC 26 .0104	14:05 NCR 373		14:12 NCR 1015	*						
21 NCAC 26 .0105	14:05 NCR 373		14:12 NCR 1015	*						
21 NCAC 26 .0302	14:05 NCR 373		14:12 NCR 1015	*						
MESSAGE AND BODYWORK THERAPY, BOARD OF										
21 NCAC 30 .0101		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0102		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0201		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0202		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0203		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0204		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0301		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0302		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0303		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0304		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0305		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0306		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0401		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0402		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0403		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0404		14:18 NCR 1619	14:22 NCR 1985	*						

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21 NCAC 30 .0501		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0502		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0503		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0504		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0505		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0506		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0601		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0602		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0603		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0604		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0701		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0702		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0801		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0802		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0803		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0901		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0902		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0903		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0904		14:18 NCR 1619	14:22 NCR 1985	*						
21 NCAC 30 .0905		14:18 NCR 1619	14:22 NCR 1985	*						
MEDICAL BOARD										
21 NCAC 32	13:06 NCR 538									
21 NCAC 32B	11:18 NCR 1369									
21 NCAC 32B	12:04 NCR 245									
21 NCAC 320 .0118	11:18 NCR 1369		13:08 NCR 709	*						
21 NCAC 320 .0119	11:18 NCR 1369		13:08 NCR 709	*						
21 NCAC 320 .0120	11:18 NCR 1369		13:08 NCR 709	*						
21 NCAC 320 .0121	11:18 NCR 1369		13:08 NCR 709	*						

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21 NCAC 32R .0101	14:03 NCR 127		14:16 NCR 1455	*						
21 NCAC 32R .0102	14:03 NCR 127		14:16 NCR 1455	*						
21 NCAC 32R .0103	14:03 NCR 127		14:16 NCR 1455	*						
21 NCAC 32R .0104	14:03 NCR 127		14:16 NCR 1455	*						
MIDWIFERY JOINT COMMITTEE										
21 NCAC 33 .0101	14:12 NCR 958		14:16 NCR 1456	*						
21 NCAC 33 .0102	14:12 NCR 958		14:16 NCR 1456	*						
21 NCAC 33 .0104	14:12 NCR 958		14:16 NCR 1456	*						
21 NCAC 33 .0106	14:12 NCR 958		14:16 NCR 1456	*						
MORTUARY SCIENCE, BOARD OF										
21 NCAC 34C	12:09 NCR 745									
NURSING, BOARD OF										
21 NCAC 36 .0213	13:22 NCR 1821		14:02 NCR 82	*	Approve	11/17/99			14:15 NCR 1354	
21 NCAC 36 .0220	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0221	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0227	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0318	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0404	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0405	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0701	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0702	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0703	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0704	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
21 NCAC 36 .0705	14:07 NCR 521		14:12 NCR 1016	*	Approve	03/16/00	*			14:13 NCR 1090
NURSING HOME ADMINISTRATORS, BOARD OF EXAMINERS FOR										
21 NCAC 37D .0202		14:05 NCR 398	14:09 NCR 684	*	Approve	03/16/00				
21 NCAC 37D .0302	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				

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21 NCAC 37D .0303	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00	*			
21 NCAC 37D .0403	14:08 NCR 578		14:13 NCR 1149	*	Object	03/16/00				
21 NCAC 37D .0405	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0407	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0502	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0504	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0601	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0603	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0605	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0701	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37D .0704	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37E .0101	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37E .0102		14:05 NCR 398	14:09 NCR 684	*	Approve	03/16/00				
21 NCAC 37E .0102	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37F .0101	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37F .0102		14:05 NCR 398	14:09 NCR 684	*	Approve	03/16/00				
21 NCAC 37F .0102	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37G .0102		14:05 NCR 398	14:09 NCR 684	*	Approve	03/16/00				
21 NCAC 37G .0201		14:05 NCR 398	14:09 NCR 684	*	Approve	03/16/00				
21 NCAC 37G .0201	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37G .0202	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37H .0102		14:05 NCR 398	14:09 NCR 684	*	Approve	03/16/00				
21 NCAC 37H .0102	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37H .0104	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
21 NCAC 37I .0101	14:08 NCR 578		14:13 NCR 1149	*	Approve	03/16/00				
PHARMACY, BOARD OF										
21 NCAC 46 .1317	13:22 NCR 1821									
21 NCAC 46 .1413	13:22 NCR 1821		14:06 NCR 480	*	Approve	11/17/99	*		14:15 NCR 1354	

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21 NCAC 46 .1414	13:22 NCR 1821									
21 NCAC 46 .1508	13:22 NCR 1821		14:06 NCR 480	*	Approve	11/17/99	*		14:15 NCR 1354	
21 NCAC 46 .1601	13:22 NCR 1821									
21 NCAC 46 .1603	14:22 NCR 1905									
21 NCAC 46 .1604	14:22 NCR 1905									
21 NCAC 46 .1804	12:03 NCR 168									
			12:07 NCR 527	*	State Budget	03/20/98				
			12:09 NCR 797	*	Object	12/17/98				
			13:02 NCR 246	SE	Object	02/18/99				
					Object	04/15/99				
					Approve	05/20/99	*		14:04 NCR 330	
21 NCAC 46 .1810	13:22 NCR 1821		14:06 NCR 480	*						
21 NCAC 46 .1813	13:22 NCR 1821									
21 NCAC 46 .1814	13:22 NCR 1821		14:06 NCR 480	*	Approve	12/16/99	*		14:17 NCR 1525	
21 NCAC 46 .1815		13:11 NCR 910	13:22 NCR 1848	*						
			13:24 NCR 2016	*	Approve	08/19/99	*		14:09 NCR 708	
21 NCAC 46 .1816	13:22 NCR 1821		14:06 NCR 480	*	Approve	12/16/99			14:17 NCR 1525	
21 NCAC 46 .2502	14:22 NCR 1905									
Narrow Therapeutic Index Drugs										
14:13 NCR 1091										
21 NCAC 48F .0102	14:06 NCR 489	14:06 NCR 489	14:10 NCR 771	*	Approve	01/20/00			14:19 NCR 1705	
PHYSICAL THERAPY EXAMINERS										
PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS, EXAMINERS OF										
21 NCAC 50 .0301	14:06 NCR 429		14:14 NCR 1242	*						
21 NCAC 50 .0304	14:06 NCR 429		14:14 NCR 1242	*	Object	03/16/00				
21 NCAC 50 .0306	14:06 NCR 429		14:14 NCR 1242	*						
21 NCAC 50 .0310	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .0402	14:06 NCR 429		14:14 NCR 1242	*	Object	03/16/00				
21 NCAC 50 .0404	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .0406	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .0412	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				

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21 NCAC 50 .0501	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .0506	14:06 NCR 429		14:14 NCR 1242	*						
21 NCAC 50 .0508	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .0512	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
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	*	Approve	03/16/00				
21 NCAC 50 .1004	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1006	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1007	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1008	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1009	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1010	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1011	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1013	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1014	14:10 NCR 749		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1101	14:06 NCR 429		14:14 NCR 1242	*	Object	03/16/00				
21 NCAC 50 .1204	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1205	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1206	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1210	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1212	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1213	14:06 NCR 429		14:14 NCR 1242	*	Approve	03/16/00				
21 NCAC 50 .1214	N/A		N/A	N/A	Approve	03/16/00				
PSYCHOLOGY BOARD										
21 NCAC 54 .1611	12:05 NCR 338		13:13 NCR 1050	*						
21 NCAC 54 .1901	13:21 NCR 1784		14:16 NCR 1458	*						

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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 14:16 NCR 1458	*						
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									
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	

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					Action	Date				
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	*						
			14:16 NCR 1458	*						
21 NCAC 54 .2802	12:05 NCR 338		13:13 NCR 1050	*						
			14:16 NCR 1458	*						
21 NCAC 54 .2803	12:05 NCR 338		13:13 NCR 1050	*						
			14:16 NCR 1458	*						
21 NCAC 54 .2804	12:05 NCR 338		13:13 NCR 1050	*						
			14:16 NCR 1458	*						
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	*						
PUBLIC EDUCATION										
16 NCAC 06B .0108		13:13 NCR 1061	13:18 NCR 1503	*	Approve	07/15/99			14:06 NCR 490	
16 NCAC 06C .0100	14:06 NCR 428									
16 NCAC 06C .0102	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
			14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0103	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0200	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0202	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
			14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0205	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
			14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0206	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
			14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0207	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0300	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0301	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
			14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0302	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
			14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06C .0303	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				

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					Action	Date				
16 NCAC 06C .0304	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0305	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0306	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0307	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0308	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0309	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0311	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0312	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0313	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
			13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06C .0400	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00				
16 NCAC 06C .0401	14:17 NCR 1497		14:21 NCR 1868	*						
16 NCAC 06C .0402		14:11 NCR 910	14:17 NCR 1506	*						
16 NCAC 06C .0404	14:17 NCR 1497		14:21 NCR 1868	*						
16 NCAC 06C .0501			13:18 NCR 1503	*	Object	07/15/99			14:09 NCR 708	
				*	Approve	08/19/99	*			
16 NCAC 06C .0501	14:17 NCR 1497		14:21 NCR 1868	*	Approve	07/15/99	*		14:06 NCR 490	
16 NCAC 06D .0103		12:22 NCR 2010 Temp Expired 02/09/99	13:18 NCR 1503	*	Approve	07/15/99	*			
16 NCAC 06D .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	

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					Action	Date				
16 NCAC 06D .0305			14:17 NCR 1506	*						
16 NCAC 06D .0306			14:17 NCR 1506	*						
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	10/04/99				
16 NCAC 06D .0503			14:17 NCR 1506	*	Approve	11/17/99	*		14:15 NCR 1354	
16 NCAC 06D .0504			13:24 NCR 2008	S	Object	10/04/99				
16 NCAC 06D .0505			13:24 NCR 2008	S	Approve	11/17/99	*		14:15 NCR 1354	
16 NCAC 06D .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			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	*	Return to Agency	07/15/99				
16 NCAC 06E .0301		13:05 NCR 523	14:12 NCR 998	*	Approve	03/16/00				
16 NCAC 06E .0301		14:18 NCR 1618								
16 NCAC 06E .0301			13:18 NCR 1503	*	Approve	07/15/99			14:06 NCR 490	
16 NCAC 06G .0202			13:18 NCR 1503	*	Approve	07/15/99			14:06 NCR 490	
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 06G .0311		12:22 NCR 2010	13:18 NCR 1503	*	Approve	07/15/99	*		14:06 NCR 490	
16 NCAC 06G .0502		Temp Expired 02/09/99	13:18 NCR 1503	*	Return to Agency	07/15/99				
16 NCAC 06H .0101	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00				
16 NCAC 06H .0101	N/A		13:18 NCR 1503	*	Return to Agency	07/15/99				
16 NCAC 06H .0101	N/A		N/A	N/A	Approve	10/04/99			14:15 NCR 1354	
16 NCAC 06H .0103			13:18 NCR 1503	*	Return to Agency	07/15/99				
16 NCAC 06H .0105	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00	*			
16 NCAC 06H .0105	N/A		13:18 NCR 1503	*	Return to Agency	07/15/99				
16 NCAC 06H .0105	N/A		N/A	N/A	Approve	10/04/99			14:15 NCR 1354	
16 NCAC 06H .0106			13:18 NCR 1503	*	Return to Agency	07/15/99				

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					Action	Date				
16 NCAC 06H .0107	14:06 NCR 428		14:12 NCR 998	*	Approve	03/16/00				
16 NCAC 06H .0107	14:06 NCR 428		13:18 NCR 1503	*	Return to Agcy	07/15/99				
16 NCAC 06H .0107	N/A		N/A	N/A	Approve	10/04/99			14:15 NCR 1354	
16 NCAC 06H .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			14:15 NCR 1354	
16 NCAC 06H .0110			13:18 NCR 1503	*	Return to Agcy Object	07/15/99 10/04/99				
					Approve	11/17/99	*		14:15 NCR 1354	
REAL ESTATE COMMISSION										
21 NCAC 58A .0101	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0104	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0105	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0106	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0107	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .0109	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0110	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .0111	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0112	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0113	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0114	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .0301	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .0302	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0303	14:06 NCR 429		14:10 NCR 772	S	Approve	02/17/00				
21 NCAC 58A .0304	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0401	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				

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					Action	Date				
21 NCAC 58A .0402	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .0403	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0404	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0406	14:06 NCR 429		14:10 NCR 772	*	Object	02/17/00	*			
					Approve	03/16/00				
21 NCAC 58A .0501	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0502	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0503	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0504	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0505	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .0506	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0510	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0601	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0610	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0612	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .0615	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .0902	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .1402	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .1701	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .1702	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .1703	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58A .1708	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58A .1709	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58A .1711	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0101	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58B .0102	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58B .0104	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0201	N/A		N/A	N/A	Approve	02/17/00				

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					Action	Date				
21 NCAC 58B .0202	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0203	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0301	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0401	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0501	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58B .0602	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58C .0105	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0106	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0107	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0108	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0207	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0213	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0214	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0217	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58C .0218	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0220	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0302	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0304	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0305	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0306	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0307	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0310	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0312	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0601	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0602	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0603	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58C .0604	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				

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					Action	Date				
21 NCAC 58C .0605	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58C .0606	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58C .0607	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58C .0608	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0102	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0202	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0204	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0205	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0302	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58E .0304	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0310	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00	*			
21 NCAC 58E .0406	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58E .0412	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
21 NCAC 58E .0511	N/A		N/A	N/A	Approve	02/17/00				
21 NCAC 58E .0515	14:06 NCR 429		14:10 NCR 772	*	Approve	02/17/00				
REFRIGERATION EXAMINERS, BOARD OF										
21 NCAC 60 .0102	14:08 NCR 579		14:12 NCR 1028	*	Approve	03/16/00				
21 NCAC 60 .0207	14:08 NCR 579		14:12 NCR 1028	*	Approve	03/16/00				
21 NCAC 60 .0311	14:08 NCR 579		14:12 NCR 1028	*	Approve	03/16/00				
21 NCAC 60 .0316	14:08 NCR 579		14:12 NCR 1028	*	Approve	03/16/00				
21 NCAC 60 .1102	14:08 NCR 579		14:12 NCR 1028	*	Approve	03/16/00				
REVENUE										
17 NCAC 01C .0502	N/A		14:16 NCR 1424	*	Approve	03/16/00				
17 NCAC 01C .0504	N/A		14:16 NCR 1424	*	Approve	03/16/00				
17 NCAC 01C .0506	N/A		14:16 NCR 1424	*	Approve	03/16/00				
17 NCAC 01C .0509	N/A		14:16 NCR 1424	*	Approve	03/16/00	*			
17 NCAC 01C .0601	N/A		14:16 NCR 1424	*	Approve	03/16/00				

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					Action	Date				
17 NCAC 03B .0302	N/A		14:16 NCR 1427	*	Approve	03/16/00				
17 NCAC 03C .0108	N/A		14:16 NCR 1427	*	Approve	03/16/00				
17 NCAC 04B .0102	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0104	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0105	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0106	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0107	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0301	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0302	N/A		13:08 NCR 690	N/A	Object	02/17/00	*			
17 NCAC 04B .0306	N/A		13:08 NCR 690	N/A	Approve	03/16/00				
17 NCAC 04B .0308	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0309	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0310	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0311	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0312	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0403	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .0405	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .2902	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .2903	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .4301	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .4301	N/A		14:16 NCR 1428	*	Approve	03/16/00				
17 NCAC 04B .4302	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04B .4302	N/A		14:16 NCR 1428	*	Approve	03/16/00				
17 NCAC 04B .4401	N/A		14:16 NCR 1428	*	Approve	03/16/00				
17 NCAC 04B .4402	N/A		14:16 NCR 1428	*	Approve	03/16/00				
17 NCAC 04C .0603	N/A		14:16 NCR 1428	*						
17 NCAC 04C .1101	N/A		14:16 NCR 1428	*						

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					Action	Date				
17 NCAC 04C .1801	N/A		14:16 NCR 1428	*						
17 NCAC 04E .0102	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04E .0103	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04E .0201	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04E .0201	N/A		14:16 NCR 1428	*						
17 NCAC 04E .0202	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04E .0203	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04E .0302	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 04E .0703	N/A		13:08 NCR 690	N/A	Agcy Withdraw	02/17/00	*			
17 NCAC 04F .0101	N/A		N/A	N/A	Approve	03/16/00				
17 NCAC 04F .0102	N/A		N/A	N/A	Approve	02/17/00				
17 NCAC 04F .0103	N/A		N/A	N/A	Approve	02/17/00				
17 NCAC 04F .0104	N/A		N/A	N/A	Approve	02/17/00				
17 NCAC 04F .0105	N/A		13:08 NCR 690	N/A	Approve	02/17/00				
17 NCAC 05B .0603	N/A		14:16 NCR 1431	*	Approve	03/16/00				
17 NCAC 05B .0803	N/A		14:16 NCR 1431	*	Approve	03/16/00				
17 NCAC 05B .0903	N/A		14:16 NCR 1431	*	Approve	03/16/00				
17 NCAC 05B .1112	N/A		N/A	N/A	Approve	03/16/00				
17 NCAC 05C .0702	N/A		14:16 NCR 1431	*	Approve	03/16/00				
17 NCAC 05C .0703	N/A		14:16 NCR 1431	*	Approve	03/16/00				
17 NCAC 05C .2003	N/A		14:16 NCR 1431	*	Approve	03/16/00				
17 NCAC 06B .0105	N/A		13:08 NCR 694	N/A	Approve	02/17/00				
17 NCAC 06B .0118	N/A		13:09 NCR 762	N/A	Object	12/17/98				
					Object	03/18/99				
17 NCAC 06B .0605	N/A		14:16 NCR 1433	*	Approve	04/15/99	*		14:02 NCR 84	
17 NCAC 06B .3408	N/A		14:16 NCR 1433	*	Approve	03/16/00	*			
17 NCAC 06B .3503	N/A		14:16 NCR 1433	*	Approve	03/16/00	*			

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					Action	Date				
17 NCAC 07B .0104	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .0118	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .0123	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .0124	N/A		13:08 NCR 695	N/A	Approve	02/17/00				
17 NCAC 07B .0125	N/A		13:08 NCR 695	N/A	Approve	02/17/00				
17 NCAC 07B .0207	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1401	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1402	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1404	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1601	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1602	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1702	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1801	N/A		14:16 NCR 1437	*	Approve	03/16/00	*			
17 NCAC 07B .1802	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .1902	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .2101	N/A		13:09 NCR 767	N/A	Approve	02/17/00				
17 NCAC 07B .2213	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .2401	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .2402	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .2801	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .2901	N/A		14:16 NCR 1437	*	Approve	03/16/00	*			
17 NCAC 07B .2903	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .3001	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .3004	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .3009	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .3010	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .3013	N/A		14:16 NCR 1437	*	Approve	03/16/00				

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					Action	Date				
17 NCAC 07B .3204	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .4301	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 07B .4303	N/A		14:16 NCR 1437	*	Approve	03/16/00				
17 NCAC 09I .0302	N/A		14:16 NCR 1451	*	Approve	03/16/00				
17 NCAC 09K .0601	N/A		13:08 NCR 695	N/A	Approve	02/17/00				
17 NCAC 09K .0602	N/A		14:16 NCR 1451	*	Approve	03/16/00				
17 NCAC 09L .0403	N/A		14:16 NCR 1451	*	Approve	03/16/00				
17 NCAC 10 .0101	N/A		14:16 NCR 1452	*	Approve	03/16/00				
17 NCAC 10 .0204		14:18 NCR 1619								
17 NCAC 10 .0405	N/A		14:16 NCR 1452	*	Approve	03/16/00				
17 NCAC 10 .0504	N/A		14:16 NCR 1452	*	Approve	03/16/00				
17 NCAC 10 .0505	N/A		14:16 NCR 1452	*	Approve	03/16/00	*			14:12 NCR 954 14:19 NCR 1669
Tax Review Board										
Tax Review Board										
SECRETARY OF STATE										
18 NCAC 06 .1212		13:14 NCR 1151								
		14:08 NCR 645	14:08 NCR 645	*	Approve	01/20/00			14:19 NCR 1705	
18 NCAC 06 .1304		13:14 NCR 1151								
		14:08 NCR 645	14:08 NCR 645	*	Approve	01/20/00			14:19 NCR 1705	
18 NCAC 06 .1402	14:17 NCR 1497		14:22 NCR 1980	*						
18 NCAC 06 .1413	14:17 NCR 1497		14:22 NCR 1980	*						
18 NCAC 06 .1502		13:14 NCR 1151								
		14:08 NCR 645	14:08 NCR 645	*	Approve	01/20/00			14:19 NCR 1705	
18 NCAC 06 .1709	14:17 NCR 1497		14:22 NCR 1980	*						
18 NCAC 06 .1802		12:07 NCR 534	12:14 NCR 1312	*						
		Temp Expired 06/28/98								
18 NCAC 06 .1803		12:07 NCR 534	12:14 NCR 1312	*						
		Temp Expired 06/28/98								
18 NCAC 10 .0101	13:09 NCR 759	13:14 NCR 1153								
		Expired 10/12/99								

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					RRC Status						
					Action	Date					
18 NCAC 10 .0201	13-09 NCR 759	13:18 NCR 1556									Temp Filed over obj
		Expired 12/10/99									
		14:12 NCR 1046									
		13:14 NCR 1153									
		Expired 10/12/99									
18 NCAC 10 .0301	13-09 NCR 759	13:18 NCR 1556									Temp Filed over obj
		Expired 12/10/99									
		14:12 NCR 1046									
		13:14 NCR 1153									
		Expired 10/12/99									
18 NCAC 10 .0302	13-09 NCR 759	13:18 NCR 1556									Temp Filed over obj
		Expired 12/10/99									
		14:12 NCR 1046									
		13:14 NCR 1153									
		Expired 10/12/99									
18 NCAC 10 .0303	13-09 NCR 759	14:12 NCR 1046									Temp Filed over obj
		13:14 NCR 1153									
		Expired 10/12/99									
		13:14 NCR 1153									
		Expired 10/12/99									
18 NCAC 10 .0304	13-09 NCR 759	14:12 NCR 1046									Temp Filed over obj
		13:14 NCR 1153									
		Expired 10/12/99									
		13:14 NCR 1153									
		Expired 10/12/99									
18 NCAC 10 .0305	13-09 NCR 759	14:12 NCR 1046									Temp Filed over obj
		13:14 NCR 1153									
		Expired 10/12/99									
		13:14 NCR 1153									
		Expired 10/12/99									
18 NCAC 10 .0306	13-09 NCR 759	13:18 NCR 1556									Temp Filed over obj
		Expired 12/10/99									
		14:12 NCR 1046									
		13:18 NCR 1556									
		Expired 12/10/99									
18 NCAC 10 .0307	13-09 NCR 759	14:12 NCR 1046									Temp Filed over obj
		13:18 NCR 1556									
		Expired 12/10/99									
		14:12 NCR 1046									
		13:18 NCR 1556									
18 NCAC 10 .0308	13-09 NCR 759	Expired 12/10/99									Temp Filed over obj
		14:12 NCR 1046									
		13:18 NCR 1556									
		Expired 12/10/99									
		14:12 NCR 1046									
18 NCAC 10 .0309	13-09 NCR 759	13:18 NCR 1556									Temp Filed over obj
		Expired 12/10/99									
		14:12 NCR 1046									
		13:14 NCR 1153-Recodified to .0801									
		14:12 NCR 1046									
18 NCAC 10 .0401	13-09 NCR 759	13:14 NCR 1153-Recodified to .0801									Temp Filed over obj

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18 NCAC 10 .0402	13:09 NCR 759	Expired 10/12/99	13:14 NCR 1153-Recodified to .0802							
		13:18 NCR 1556								
		Expired 12/10/99								
		Expired 10/12/99								
18 NCAC 10 .0501	13:09 NCR 759	13:18 NCR 1556	13:14 NCR 1153-Recodified to .0901							
		Expired 12/10/99								
		Expired 10/12/99								
		13:18 NCR 1556								
18 NCAC 10 .0701		Expired 12/10/99								
		Expired 12/10/99								
		13:18 NCR 1556								
		Expired 12/10/99								
18 NCAC 10 .0801		14:12 NCR 1046								Temp Filed over obj
		13:18 NCR 1556								
		Expired 12/10/99								
		14:12 NCR 1046								
18 NCAC 10 .0802		13:18 NCR 1556								Temp Filed over obj
		Expired 12/10/99								
		14:12 NCR 1046								
		13:18 NCR 1556								
18 NCAC 10 .0901		Expired 12/10/99								Temp Filed over obj
		14:12 NCR 1046								
		13:18 NCR 1556								
		Expired 12/10/99								

SOCIAL WORK CERTIFICATION AND LICENSURE BOARD

Additional Public Hearing on March 16, 2000

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	*
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	*

14:17 NCR 1493

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					Action	Date				
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	*						
21 NCAC 63 .0509	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0601	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0602	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0603	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0604	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
21 NCAC 63 .0607	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						

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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	*						
21 NCAC 63 .0820	14:09 NCR 697	14:09 NCR 697	14:14 NCR 1249	*						
STATE PERSONNEL COMMISSION										
25 NCAC 01B .0354	13:05 NCR 436		13:09 NCR 773	*	Approve	10/04/99	*		14:10 NCR 839	
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	*	Object	10/04/99	*		14:15 NCR 1354	
25 NCAC 01B .0437	13:05 NCR 436		13:09 NCR 773	*	Approve	11/17/99	*		14:10 NCR 839	
25 NCAC 01C .0214		13:18 NCR 1560	13:22 NCR 1850	*						
25 NCAC 01C .0801	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0802	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0803	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0804	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0805	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0806	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						

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					Action	Date				
25 NCAC 01C .0807	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0808	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0809	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0810	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0811	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0812	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01C .0813	14:16 NCR 1467	14:16 NCR 1467	14:20 NCR 1824	S/SE						
25 NCAC 01D .2516		11:13 NCR 1062	11:19 NCR 1429	*						
25 NCAC 01D .2517		Temp Expired 12:09 NCR 835	Temp Expired 07/31/98							
25 NCAC 01H .0602	13:05 NCR 436		13:09 NCR 773	*	Approve	10/04/99	*		14:10 NCR 839	
25 NCAC 01H .0605	13:05 NCR 436		13:09 NCR 773	*	Object	10/04/99	*		14:15 NCR 1354	
25 NCAC 01H .0606	13:05 NCR 436		13:09 NCR 773	*	Approve	11/17/99	*		14:15 NCR 1354	
25 NCAC 01J .0503	13:05 NCR 436		13:09 NCR 773	*	Object	10/04/99	*		14:10 NCR 839	
25 NCAC 01J .0506	13:05 NCR 436	13:18 NCR 1560	13:22 NCR 1850	*	Approve	10/04/99	*		14:10 NCR 839	
25 NCAC 01J .0512	13:05 NCR 436		13:09 NCR 773	*						
25 NCAC 01J .0603	13:05 NCR 436		13:09 NCR 773	*	Approve	10/04/99	*		14:10 NCR 839	
25 NCAC 01J .0603		13:18 NCR 1560	13:22 NCR 1850	*	Approve	10/04/99	*		14:10 NCR 839	
STATE TREASURER										
20 NCAC 08 .0102	14:16 NCR 1466	14:16 NCR 1466								
20 NCAC 08 .0110	14:16 NCR 1466	14:16 NCR 1466								
20 NCAC 08 .0111	14:16 NCR 1466	14:16 NCR 1466								
20 NCAC 08 .0112	14:16 NCR 1466	14:16 NCR 1466								
SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD										
21 NCAC 68 .0101	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00				
21 NCAC 68 .0203	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0205	14:10 NCR 749		14:16 NCR 1460	*						

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21 NCAC 68 .0206	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0208	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0209	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0211	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0212	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0213	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0503	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00	*			
21 NCAC 68 .0503	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0507	14:10 NCR 749		14:14 NCR 1259	*	Object	03/16/00				
21 NCAC 68 .0509	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00	*			
21 NCAC 68 .0511	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00	*			
21 NCAC 68 .0601	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00	*			
21 NCAC 68 .0701	14:10 NCR 749		14:16 NCR 1460	*						
21 NCAC 68 .0706	14:10 NCR 749		14:14 NCR 1259	*	Approve	03/16/00				
TRANSPORTATION										
Highways, Division of										
19A NCAC 02D .0415	13:08 NCR 626		13:14 NCR 1116	*	Approve	04/15/99			14:02 NCR 84	
19A NCAC 02E .0201	14:03 NCR 126		14:09 NCR 670	*	Agcy Withdraw	02/17/00				
19A NCAC 02E .0202	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00				
19A NCAC 02E .0203	14:03 NCR 126		14:09 NCR 670	*						
19A NCAC 02E .0206	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0207	14:03 NCR 126	14:09 NCR 695	14:09 NCR 695	*	Approve	02/17/00				
19A NCAC 02E .0208	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0209	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00				
19A NCAC 02E .0210	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0211	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0212	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			

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19A NCAC 02E .0213	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0214	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0215	14:03 NCR 126	14:09 NCR 695	14:09 NCR 695	*	Approve	02/17/00				
19A NCAC 02E .0221	13:04 NCR 361		13:10 NCR 811	*	Approve	03/18/99	*		14:01 NCR 48	
19A NCAC 02E .0222	13:04 NCR 361		13:10 NCR 811	*	Approve	03/18/99			14:01 NCR 48	
19A NCAC 02E .0224	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0225	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
19A NCAC 02E .0226	14:03 NCR 126	14:09 NCR 695	14:09 NCR 695	*	Approve	02/17/00	*			
19A NCAC 02E .0602	14:03 NCR 126	14:09 NCR 695	14:09 NCR 695	*	Approve	03/16/00				
19A NCAC 02E .0603	14:03 NCR 126		14:12 NCR 1012	*	Approve	02/17/00	*			
19A NCAC 02E .0604	14:03 NCR 126		14:09 NCR 670	*	Approve	02/17/00	*			
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19A NCAC 03D .0801		14:11 NCR 911	14:16 NCR 1453	*						
19A NCAC 03D .0802	14:14 NCR 1223		14:20 NCR 1824	*						
19A NCAC 03G .0203	14:07 NCR 520		14:13 NCR 1145	*	Approve	03/16/00				
19A NCAC 03G .0205	14:07 NCR 520		14:13 NCR 1145	*	Object	03/16/00				
19A NCAC 03G .0206	14:07 NCR 520		14:13 NCR 1145	*	Approve	03/16/00				
19A NCAC 03G .0207	14:07 NCR 520		14:13 NCR 1145	*	Approve	03/16/00				
19A NCAC 03G .0209	14:07 NCR 520		14:13 NCR 1145	*	Approve	03/16/00				
19A NCAC 03G .0213	14:07 NCR 520		14:13 NCR 1145	*	Approve	03/16/00	*			
19A NCAC 031 .0207	13:16 NCR 1258		13:22 NCR 1843	*	Approve	07/15/99			14:06 NCR 490	
19A NCAC 031 .0301	13:16 NCR 1258		13:22 NCR 1843	*	Approve	07/15/99			14:06 NCR 490	
19A NCAC 031 .0302	13:16 NCR 1258		13:22 NCR 1843	*	Approve	07/15/99			14:06 NCR 490	
19A NCAC 031 .0307	13:16 NCR 1258		13:22 NCR 1843	*	Object	07/15/99				
				*	Approve	08/19/99	*		14:09 NCR 708	
19A NCAC 031 .0401	13:16 NCR 1258		13:22 NCR 1843	*	Approve	07/15/99			14:06 NCR 490	
19A NCAC 031 .0402	13:16 NCR 1258		13:22 NCR 1843	*	Object	07/15/99	*			
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19A NCAC 031 .0601	13:16 NCR 1258		13:22 NCR 1843	*	Approve	07/15/99			14:06 NCR 490	
19A NCAC 031 .0701	13:16 NCR 1258		13:22 NCR 1843	*	Approve	07/15/99			14:06 NCR 490	
19A NCAC 031 .0804	13:16 NCR 1258		13:22 NCR 1843	*	Object	07/15/99				
					Approve	08/19/99	*		14:09 NCR 708	

VETERINARY MEDICAL BOARD

21 NCAC 66 .0207 12:23 NCR 2089
21 NCAC 66 .0208 12:23 NCR 2089

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