

NORTH CAROLINA REGISTER

VOLUME 39 • ISSUE 02 • Pages 63 – 89

July 15, 2024

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PUBLISHED BY

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Contact List for Rulemaking Questions or Concerns

For 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.

Office of Administrative Hearings

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Office of State Budget and Management

116 West Jones Street

Raleigh, North Carolina 27603-8005

Contact: Julie Ventaloro, Economic Analyst osbmruleanalysis@osbm.nc.gov 984-236-0694

NC Association of County Commissioners

215 North Dawson Street

Raleigh, North Carolina 27603

contact: Amy Bason amy.bason@ncacc.org

NC League of Municipalities

424 Fayetteville Street, Suite 1900

Raleigh, North Carolina 27601

contact: Baxter Wells bwells@nclm.org

Legislative Process Concerning Rulemaking

545 Legislative Office Building

300 North Salisbury Street

Raleigh, North Carolina 27611

919-733-2578

919-715-5460 FAX

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Chris Saunders, Staff Attorney

Aaron McGlothlin, Staff Attorney

NORTH CAROLINA REGISTER
Publication Schedule for January 2024 – December 2024

FILING DEADLINES			NOTICE OF TEXT		PERMANENT RULE			TEMPORARY RULES
Volume & issue number	Issue date	Last day for filing	Earliest date for public hearing	End of required comment Period	Deadline to submit to RRC for review at next meeting	RRC Meeting Date	Earliest Eff. Date of Permanent Rule	270 th day from publication in the Register
38:13	01/02/24	12/06/23	01/17/24	03/04/24	03/20/24	04/30/2024	05/01/24	09/28/24
38:14	01/16/24	12/19/23	01/31/24	03/18/24	03/20/24	04/30/2024	05/01/24	10/12/24
38:15	02/01/24	01/10/24	02/16/24	04/01/24	04/20/24	05/29/2024	06/01/24	10/28/24
38:16	02/15/24	01/25/24	03/01/24	04/15/24	04/20/24	05/29/2024	06/01/24	11/11/24
38:17	03/01/24	02/09/24	03/16/24	04/30/24	05/20/24	06/26/2024	07/01/24	11/26/24
38:18	03/15/24	02/23/24	03/30/24	05/14/24	05/20/24	06/26/2024	07/01/24	12/10/24
38:19	04/01/24	03/08/24	04/16/24	05/31/24	06/20/24	07/31/2024	08/01/24	12/27/24
38:20	04/15/24	03/22/24	04/30/24	06/14/24	06/20/24	07/31/2024	08/01/24	01/10/25
38:21	05/01/24	04/10/24	05/16/24	07/01/24	07/20/24	08/28/2024	09/01/24	01/26/25
38:22	05/15/24	04/24/24	05/30/24	07/15/24	07/20/24	08/28/2024	09/01/24	02/09/25
38:23	06/03/24	05/10/24	06/18/24	08/02/24	08/20/24	09/25/2024	10/01/24	02/28/25
38:24	06/17/24	05/24/24	07/02/24	08/16/24	08/20/24	09/25/2024	10/01/24	03/14/25
39:01	07/01/24	06/10/24	07/16/24	08/30/24	09/20/24	10/30/2024	11/01/24	03/28/25
39:02	07/15/24	06/21/24	07/30/24	09/13/24	09/20/24	10/30/2024	11/01/24	04/11/25
39:03	08/01/24	07/11/24	08/16/24	09/30/24	10/20/24	11/26/2024	12/01/24	04/28/25
39:04	08/15/24	07/25/24	08/30/24	10/14/24	10/20/24	11/26/2024	12/01/24	05/12/25
39:05	09/03/24	08/12/24	09/18/24	11/04/24	11/20/24	12/19/2024	01/01/25	05/31/25
39:06	09/16/24	08/23/24	10/01/24	11/15/24	11/20/24	12/19/2024	01/01/25	06/13/25
39:07	10/01/24	09/10/24	10/16/24	12/02/24	12/20/24	*01/29/2025	02/01/25	06/28/25
39:08	10/15/24	09/24/24	10/30/24	12/16/24	12/20/24	*01/29/2025	02/01/25	07/12/25
39:09	11/01/24	10/11/24	11/16/24	12/31/24	01/20/25	*02/26/2025	03/01/25	07/29/25
39:10	11/15/24	10/24/24	11/30/24	01/14/25	01/20/25	*02/26/2025	03/01/25	08/12/25
39:11	12/02/24	11/06/24	12/17/24	01/31/25	02/20/25	*03/26/2025	04/01/25	08/29/25
39:12	12/16/24	11/21/24	12/31/24	02/14/25	02/20/25	*03/26/2025	04/01/25	09/12/25

*Dates not approved by the RRC

This document is prepared by the Office of Administrative Hearings as a public service and is not to be deemed binding or controlling.

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

The North Carolina Register shall be published twice a month and contains the following information submitted for publication by a state agency:

- (1) temporary rules;
- (2) text of proposed rules;
- (3) text of permanent rules approved by the Rules Review Commission;
- (4) emergency rules
- (5) Executive Orders of the Governor;
- (6) 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; and
- (7) other information the Codifier of Rules determines to be helpful to the public.

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

FILING DEADLINES

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 Human Resources 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 after the first or fifteenth that is not a Saturday, Sunday, or holiday for State employees.

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

NOTICE OF TEXT

EARLIEST DATE FOR PUBLIC HEARING: The hearing date shall be at least 15 days but not later than 60 days after the date a notice of the hearing is published.

END OF REQUIRED COMMENT PERIOD
An agency shall accept comments on the text of a proposed rule for at least 60 days after the text is published.

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.



NC DEPARTMENT OF HEALTH AND HUMAN SERVICES

ROY COOPER • Governor
KODY H. KINSLEY • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

MEMORANDUM

DATE: July 3, 2024
TO: The N.C. Office of Administrative Hearing
FROM: Taylor Corpening, Rule Review Manager
RE: Proposed Readoption of Licensing of Adult Care Homes of Seven or More Beds and Licensing of Family Care Homes Rules
10A NCAC 13F and 10A NCAC 13G

GS 150B-21.2 requires a rule-making body to give notice of the change in date of a public hearing. The change of date is due to a scheduling conflict with another agency public hearing. The public hearing for the rules listed below is now set for August 7, 2024 at 11:00 am at the Edgerton Building, Room 026, 809 Ruggles Drive, Raleigh, NC 27699. Previously the public hearing was scheduled for July 24, 2024 at 2:00 pm and published in the June 17, 2024 version of the N.C Register.

The North Carolina Medical Care Commission has submitted form OAH 0300 to the Codifier of Rules, Office of Administrative Hearings, indicating its intent to proceed with the following rule-making actions:

10A NCAC 13F Licensing of Adult Care Homes of Seven or More Beds

- 10A NCAC 13F .0206 Amendment
10A NCAC 13F .0301 Readoption
10A NCAC 13F .0302 Readoption
10A NCAC 13F .0304 Readoption
10A NCAC 13F .0305 Readoption
10A NCAC 13F .0306 Readoption
10A NCAC 13F .0307 Readoption
10A NCAC 13F .0309 Readoption
10A NCAC 13F .0310 Repeal
10A NCAC 13F .0311 Readoption
10A NCAC 13F .0801 Readoption
10A NCAC 13F .0802 Readoption
10A NCAC 13F .1304 Readoption
10A NCAC 13F .1501 Amendment
10A NCAC 13F .1601 Readoption
10A NCAC 13F .1602 Readoption
10A NCAC 13F .1603 Readoption
10A NCAC 13F .1604 Readoption
10A NCAC 13F .1605 Readoption

10A NCAC 13G Licensing of Family Care Homes

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

OFFICE OF THE DIRECTOR

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 2701 Mail Service Center, Raleigh, NC 27699-2701
https://info.ncdhhs.gov/dhsr/ • TEL: 919-855-3750 • FAX: 919-733-2757

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

10A NCAC 13G .0206	Readoption
10A NCAC 13G .0301	Readoption
10A NCAC 13G .0302	Readoption
10A NCAC 13G .0305	Amendment
10A NCAC 13G .0306	Readoption
10A NCAC 13G .0307	Readoption
10A NCAC 13G .0308	Amendment
10A NCAC 13G .0309	Readoption
10A NCAC 13G .0312	Readoption
10A NCAC 13G .0313	Amendment
10A NCAC 13G .0315	Readoption
10A NCAC 13G .0316	Readoption
10A NCAC 13G .0317	Readoption
10A NCAC 13G .0318	Readoption
10A NCAC 13G .0801	Readoption
10A NCAC 13G .0802	Readoption
10A NCAC 13G .1601	Readoption
10A NCAC 13G .1602	Readoption
10A NCAC 13G .1603	Readoption
10A NCAC 13G .1604	Readoption
10A NCAC 13G .1605	Readoption

Approval of the fiscal analysis for these rules was obtained from the Office of State Budget and Management on April 22, 2024 in accordance with G.S. 150B-21.4.

A copy of the proposed rules, fiscal analysis, and instructions for submitting comment can be found at the Division of Health Service Regulation web site at <https://info.ncdhhs.gov/dhsr/ruleactions.html>.

Please feel free to contact the Adult Care Licensure Section at (919) 855-3765, should you have questions related to this memorandum or the proposed rule text and fiscal note.

North Carolina License and Theft Bureau

PUBLIC NOTICE

This serves as a notice pursuant to G.S. § 20-288 of a license application submission by a manufacturer, factory branch, factory representative, distributor, distributor branch, or distributor representative that has not been previously issued a license by the Division.

Applicant's Name: Nivel Parts & Manufacturing Co LLC

Applicant's Address: 3510 Port Jacksonville Parkway, Jacksonville FL 32226

Application Date: 4/23/2024

Names and titles of any individual listed on the application as an owner, partner, member or officer of the applicant:

Brett Hankey CEO

Note from the Codifier: The notices published in this Section of the NC Register include the text of proposed rules. The agency must accept comments on the proposed rule(s) for at least 60 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. If the agency adopts a rule that differs substantially from a prior published notice, the agency must publish the text of the proposed different rule and accept comment on the proposed different rule for 60 days. Statutory reference: G.S. 150B-21.2.

TITLE 12 – DEPARTMENT OF JUSTICE

CHAPTER 09 - CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS

Notice is hereby given in accordance with G.S. 150B-21.2 that the Criminal Justice Education and Training Standards Commission intends to adopt the rule cited as 12 NCAC 09C .0104.

SUBCHAPTER 09C - ADMINISTRATION OF CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS

Link to agency website pursuant to G.S. 150B-19.1(c): https://ncdoj.gov/law-enforcement-training/criminal-justice/forms-and-publications

SECTION .0100 - RESPONSIBILITIES OF CRIMINAL JUSTICE STANDARDS DIVISION

Proposed Effective Date: February 1, 2025

Public Hearing:

Date: September 13, 2024

Time: 10:00 a.m.

Location: Microsoft Teams. Meeting information will be published on agency's website.

Reason for Proposed Action: To provide information for agency heads regarding the annual reporting for Critical Incidents.

Comments may be submitted to: Michelle S. Schilling, 1700 Tryon Park Drive, Raleigh, NC 27602; phone (919) 779-8205; email MSchilling@ncdoj.gov

Comment period ends: September 13, 2024

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
Local funds affected
Substantial economic impact (>= \$1,000,000)
Approved by OSBM
No fiscal note required

12 NCAC 09C .0104 AGENCY HEAD RESPONSIBILITIES: CRITICAL INCIDENT REPORTING

(a) For all criminal justice agencies in the State that employ personnel certified by the North Criminal Justice Education and Training Standards Commission, the Agency head shall submit the Critical Incident Report, (F-27), to the Criminal Justice Standards Division no later than 30 days after making the determination that an incident involving any use of force by a law enforcement officer that resulted in death or serious bodily injury to a person has occurred. The Critical Incident Report (F-27) shall contain the following:

- (1) date of incident
(2) location of incident
(3) person(s) involved and their participation
(4) whether the incident involved serious bodily injury or death

(b) In addition to the reporting in paragraph (a) of this rule, the Agency head for any law enforcement agency in the State that employs personnel certified by the North Criminal Justice Education and Training Standards Commission, shall submit the Annual Critical Incident Report, (F-27A), to the Criminal Justice Standards Division no later than the following January 15th of each year, listing all incidents involving any use of force by a law enforcement officer that results in death or serious bodily injury to a person. The Annual Critical Incident Report (F-27A) shall contain the following:

- (1) the total number of incidents involving the use of force resulting in death or serious bodily injury
(2) date of incident
(3) location of incident
(4) whether the incident had previously been reported on the Critical Incident Report (F-27)

(c) Information contained in the submitted Critical Incident Report, (F-27) and the Annual Critical Incident Report, (F-27A), that is confidential under State or federal law shall remain confidential.

(d) The Division shall develop and maintain a statewide database for use by law enforcement agencies that tracks all critical incident data in North Carolina that is reported to the Division.

(e) The Division shall give notice to any law enforcement officer who is reported to the Division as having been involved in a

critical incident. The notice will contain language notifying the officer that, if the officer disputes being involved in a critical incident, the officer has a right to request a hearing in superior court for a determination of whether the officer's involvement was properly placed in the database.

Authority G.S. 17-6; 17C-15.

TITLE 14B – DEPARTMENT OF PUBLIC SAFETY

Notice is hereby given in accordance with G.S. 150B-21.2 that the Crime Victims Compensation Commission intends to amend the rule cited as 14B NCAC 09 .0302.

Link to agency website pursuant to G.S. 150B-19.1(c): https://www.ncdps.gov/about-dps/administrative-rules

Proposed Effective Date: November 1, 2024

Instructions on How to Demand a Public Hearing: (must be requested in writing within 15 days of notice): A request for a public hearing must be made within 15 days of notice. Email rulemaking coordinator Liddie Shropshire at Lidd.Shropshire@ncdps.gov to request a public hearing.

Reason for Proposed Action: The first proposed change to this rule adds the website location (https://www.ncdps.gov/4victims where claimants can find the application for reimbursement. This aligns with current practice; the application has been on the website since 2005.

The proposed second change allows applications to be accepted via an electronic application portal, fax, or email once the Director has determined the submitted application is complete. Under the current process, claimants mail a one-page Victim Compensation application and supporting documentation to the Office of Victim Compensation Services (OVCS). Applications are distributed at District Attorney's offices, law enforcement offices, or can be downloaded from the website listed above.

Comments may be submitted to: Liddie Shropshire, 4232 Mail Service Center, Raleigh, NC 27699-4232

Comment period ends: September 13, 2024

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions

concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
Local funds affected
Substantial economic impact (>= \$1,000,000)
Approved by OSBM
No fiscal note required

CHAPTER 09 - DIVISION OF VICTIMS SERVICES

SECTION .0300 - CRIME VICTIMS COMPENSATION COMMISSION

14B NCAC 09 .0302 PROCESSING AND PAYMENT OF CLAIMS

(a) An application for a claim shall be accepted only when submitted on an approved claim application form and a determination is made by the Director that the application is complete with the required information in accordance with G.S. 15B-7. An application for a claim shall only be submitted on an approved claim application form located on the Crime Victim Compensation website, http://www.ncdps.gov/4victim. An application for a claim shall be submitted on an approved claim application through the Crime Victim Compensation application portal, or by fax, or by email. The portal will be accessed through the NCDPS Victim Compensation Services website where there will be access to the portal using a weblink or a QR code. The public will gain access using electronic devices such as smart phones, computers, tablets and I-pads. The Director shall determine if the application is complete with the required information in accordance with G.S. 15B-7. An application for a claim shall be accepted only if all the preceding conditions are met.

(b) Claims will be processed in the order in which the completed applications are received, deliverable by United States mail-received. In any consideration of competing claims, with respect to priority order of processing, the filed date stamped on the claim shall be controlling. The date stamped on the claim shall control the order of processing any competing claims.

(c) Every claim filed is subject to investigation to determine eligibility in accordance with G.S. 15B-8 by the Director. The Director shall determine compensation eligibility in accordance with G.S. 15B-8. Failure of the claimant to cooperate in the with any investigation in accordance with G.S. 15B-11(c) involving their claim may result in a denial of the claim or a reduction in the amount awarded. Each claim filed is investigated to determine eligibility in accordance with G.S. 15B-8.

(d) The Director or the Commission may reopen the investigation of into any claim upon a finding that the claimant has provided additional information. receiving additional information regarding the claim incident. This information may be provided by the victim/claimant, law enforcement, medical documents and the court system according to G.S. 11(d).

(e) The Director shall mail a written statement of the award decision to the claimant, along with the check for the

award, if any, within 15 business days of the Director's or the Commission's decision according to G.S. 15B-10 or verification of current collateral source information, whichever occurs ~~last~~ last according to G.S. 15B-16. This written statement shall notify the ~~claimant~~; claimant whether this check is a partial or complete payment of the ~~award~~; award, of any payments made directly to a service ~~provider~~; provider, and of appeal rights.

(f) Claims shall be docketed on a list to be reviewed by the Commission or the Director for determination of payment in accordance with G.S. 15B-8 and 15B-10 ~~in an order determined by the Director~~.

(g) All payments of compensation shall be made in ~~strict~~ accordance with the award issued by the Director or the ~~Commission~~. Commission according to G.S. 15B-2(1), 15B-10, and 15B-11.

(h) A claimant who fails to cooperate with or supply requested information including medical expenses, current contact information, details regarding circumstances of crime to the Director or who supplies inaccurate or incomplete information may have the claim denied or the award reduced, in the discretion of the Director or the Commission.

(i) The claimant shall inform the Director at any time before any action brought to recover damages for the criminally injurious conduct that is the basis of any claim or award and the availability of any collateral source. Each claim filed is investigated to determine eligibility in accordance with G.S. 15B-7(b). The failure to provide such information may be considered as ~~fraud~~; fraud in accordance with G.S. 15B-7(b), allowing the Director or the Commission to reduce or deny an award or to recover monies previously paid.

(j) All notifications and payments or other documents transmitted by ~~mailing~~ U.S. Mail will be sent to the address submitted by the claimant. The claimant shall notify the Director in writing of any change of address.

Authority G.S. 15B-2; 15B-3; 15B-4; 15B-6; 15B-7; 15B-8; 15B-10; 15B-11; 15B-16.

TITLE 15A – DEPARTMENT OF ENVIRONMENTAL QUALITY

Notice is hereby given in accordance with G.S. 150B-21.2 that the Wildlife Resources Commission intends to amend the rules cited as 15A NCAC 10B .0209, .0301, .0306, .0405; 10C .0205, .0306, .0422; 10D .0219, .0229, .0232, .0239, .0244 and .0263.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncwildlife.org/hunting/regulations/proposed-regulations>

Proposed Effective Date: August 1, 2025

Public Hearing:

Date: August 13, 2024

Time: 7:00 p.m.

Location: Southwestern Randolph High School (Auditorium), 1641 Hopewell Friends Road, Asheboro, NC 27205

Date: August 14, 2024

Time: 7:00 p.m.

Location:

Zoom Meeting. Registration Required: https://ncwildlife.org.zoomgov.com/webinar/register/WN_GvC2fpMeTZOUkP4u7SvHpw,

or Join by Phone: Toll Free (833) 568-8864,

Webinar ID 161 300 5238

Date: August 15, 2024

Time: 7:00 p.m.

Location: Pitt Community College (Smith Center), 1935 Warren Drive, Winterville, NC 28590

Reason for Proposed Action: *Each year, the N.C. Wildlife Resources Commission reviews and adjusts seasons, bag limits, and the land management regulations, as needed, to achieve conservation management goals, comply with statutory changes, and respond to constituent requests.*

NOTE: Current proposed changes in Rule 10C .0205 are struck through, underlined, and italicized.

Comments may be submitted to: *Rulemaking Coordinator, 1701 Mail Service Center, Raleigh, NC 27699; email regulations@ncwildlife.org*

Comment period ends: September 13, 2024

Procedure for Subjecting a Proposed Rule to Legislative

Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (>= \$1,000,000)
- Approved by OSBM
- No fiscal note required

CHAPTER 10 - WILDLIFE RESOURCES AND WATER SAFETY

SUBCHAPTER 10B - HUNTING AND TRAPPING

SECTION .0200 - HUNTING

15A NCAC 10B .0209 WILD TURKEY

(a) The open season for wild turkey is from the ~~second~~ Saturday on or after ~~in~~ April 11 through the fourth Saturday thereafter on bearded or male turkeys only.

(b) The daily bag limit is one, the possession limit is two, and the season limit is two.

(c) The use of dogs for hunting wild turkeys is prohibited.

(d) The following shall apply to Spring Youth Only Wild Turkey Season:

- (1) the open season is ~~from the first Saturday and Sunday in prior to April 11 through the Friday thereafter~~ on bearded or male wild turkeys ~~only~~ only;
- (2) the season limit is ~~one~~ one; and
- (3) youth are individuals under 16 years of age.

Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.2; 113-291.5.

SECTION .0300 - TRAPPING

15A NCAC 10B .0301 DEFINITIONS

As used in this Section, the following definitions apply:

- (1) "Box trap", "corral trap", and "cage trap" are a device designed so that the animal enters the trap through a door that closes and is meant to prevent the animal from exiting.
- (2) "Breakaway device" means a device incorporated into a snare or snare component that allows the loop to break open, and an animal to escape completely free of the snare, when a specified amount of force is applied.
- (3) "Collarum™-type trap" means a power-activated snare that is activated when the trigger is pulled and that is designed to capture and restrain the animal by a cable around the neck.
- (4) "Conibear®", "Conibear®-type", and "bodygrip" traps are designed to catch an animal in a body hold resulting in a quick kill.
- (5) "Leghold" and "foothold" mean a trap designed to hold an animal by the foot.
- (6) "Loop stop" means a device that is attached to the snare cable to prevent the loop from closing beyond a specified point.
- (7) "Power-activated" means a snare on which the speed or direction of the loop closure is initiated or augmented by a powering device like a spring.
- (8) "Relaxing lock" means a snare lock that allows the snare loop to release constriction pressure on the captured animal when the cable is not taut.
- (9) "Snare" means a cable restraining device.
- (10) "Steel-jaw" means a leghold or foothold trap in which the jaws are made of metal.
- (11) "Submersion trapping systems" are traps, other than snares and Conibear®-type traps, that are

set in a manner that allow or cause the captured animal to become irreversibly submerged in water.

Authority G.S. 113-134; 113-291.1; 113-291.6.

15A NCAC 10B .0306 ATTENDANCE AND TAGGING OF TRAPS

(a) Traps shall be visited daily and animals caught shall be removed, except for completely submerged Conibear®-type, Conibear®, ~~or bodygrip traps~~ traps, and submersion trapping systems, as defined in 15A NCAC 10B .0301, which shall be visited once per 72 hours and animals caught shall be removed.

(b) Steel-jaw, leghold, Conibear®, Conibear®-type traps, Collarum™-type traps, snares, box traps, and cage traps must have a weather-resistant permanent tag attached legibly giving the trapper's name and address or the trapper's trapper identification number provided by the Wildlife Resources Commission and the Wildlife Resources Commission's telephone number to report wildlife violations. Box traps for rabbits shall have a weather-resistant permanent tag attached legibly giving the hunter's name and address or the hunter's Wildlife Resources Commission customer number and the Wildlife Resources Commission's telephone number to report wildlife violations.

(c) Remote trap checking systems may be used in lieu of visiting the trap, provided the system has the following features:

- (1) a control unit that monitors the trap in real-time and reports trap status and unit status to a centralized application database a minimum of once every two hours;
- (2) a software application that notifies the user of unit status, trap activity, and system health issues within 10 minutes of these events via email, text-based messaging systems, or an in-application notification; and
- (3) an on-demand test procedure that is used at deployment of a unit to confirm that the unit is placed in a location where its wireless communication can be received and processed.

(d) If the remote trap checking system control unit reports a trap closure, the trap shall be physically visited within 24 hours of the time the trap was reported closed.

(e) If a remote trap checking system control unit fails to report its status after a 12-hour period, or reports a system health issue, the trap shall be physically visited within 24 hours of the last time a status report was sent.

(f) Remote trap checking system users shall maintain records of trap status and notification alarms for a minimum of seven days after receipt. Records shall be made available for inspection upon request by a representative of the Commission.

Authority G.S. 113-134; 113-291.1; 113-291.2; 113-291.12.

SECTION .0400 - TAGGING FURS

15A NCAC 10B .0405 FUR DEALERS

(a) Any individual wanting to engage in the business of buying or selling fur-bearing animals or other wild animals that may

lawfully be sold, as specified in G.S. 113-273(f), shall first obtain a fur dealer license from the Commission.

(b) Application for a fur dealer license shall be made online at www.ncwildlife.org or at the Commission headquarters located at 1751 Varsity Drive, Raleigh, NC 27606. Information required from the applicant shall include:

- (1) the applicant's name, address, telephone number, date of birth; and
- (2) a list of all employees to be covered under the license.

(c) The fur dealer license shall not be transferable.

(d) Any individual working on behalf of the licensed fur dealer shall have a copy of the fur dealer's current license.

(e) It is unlawful for any fur dealer, or person acting on his or her behalf, to import, buy, or accept delivery of a carcass or pelt of any fur-bearing animal or other wild animal from a source located in any other state that has not been affixed with a tag in accordance with the tagging requirements of the state from which the animal was taken, unless documentation of the date and hour of the arrival of such carcass or pelt at the fur dealer's place of business is available for inspection.

(f) Imported carcasses and pelts shall not be resold or removed from a fur dealer's place of business without having been tagged as required by Paragraph (e) of this Rule.

(g) Except as provided by Paragraph (e) of this Rule, it is unlawful for any licensed fur dealer to have in his or her possession the carcass or pelt of any bobcat, otter, or fox which has not been affixed with a fur tag provided by the Commission unless the fox was taken from a county exempt from fox tagging requirements.

(h) Licensed fur dealers shall maintain records of all acquisitions of carcasses and pelts of beaver, bobcat, coyote, mink, muskrat, nutria, opossum, otter, raccoon, striped skunk, spotted skunk, weasel, and foxes. Such records shall consist of receipts, copies of receipts, or other written evidence of the transactions showing the sources and numbers of acquisition.

(i) ~~Monthly Annual~~ reports shall be submitted to the Commission ~~on or before the 15th day of the succeeding month within 15 days following the date of license expiration~~ on forms supplied by the Commission at www.ncwildlife.org or at the Commission headquarters located at 1751 Varsity Drive, Raleigh, NC 27606-2576. Reports shall include the following:

- (1) all acquisitions of carcasses and pelts, except those which have been acquired from and reported by other fur dealers licensed by the State;
- (2) all acquisitions made during each month beginning with October and ending with March of the following year;
- (3) distinguishment between acquisitions made within the State and those made from outside the State; and
- (4) counties in which the animals were taken if within the State.

In the case of nonresident fur dealers licensed to do business in this State, the records and reports required by this Paragraph apply only to carcasses or pelts of animals acquired from within this State, and no reports are required from nonresident fur dealers who acquire pelts only from other fur dealers licensed in the State.

(j) The records required by Paragraph (i) of this Rule and the inventory of carcasses and pelts on hand shall be made available for inspection by representatives of the Commission upon request or during the fur dealer's business hours.

Authority G.S. 113-129; 113-134; 113-273; 113-291.3; 113-291.4; 50 C.F.R. 23; 87 Stat. 884.

SUBCHAPTER 10C - INLAND FISHING REGULATIONS

SECTION .0200 - GENERAL REGULATIONS

15A NCAC 10C .0205 PUBLIC MOUNTAIN TROUT WATERS

(a) For purposes of this Rule, the following definitions apply:

- (1) "Natural bait" means a living or dead plant or animal, or parts thereof, or prepared substances designed to attract fish by the sense of taste or smell.
- (2) "Single hook" means a fish hook with only one point.
- (3) "Artificial lure" means a fishing lure that neither contains nor has been treated by a substance that attracts fish by the sense of taste or smell.
- (4) "Artificial fly" means one single hook dressed with feathers, hair, thread, tinsel, rubber, or a similar material to which no additional hook, spinner, ~~spoon~~ spoon, or similar device is added.
- (5) "Youth anglers" are individuals under ~~18~~ 16 years of age.

(b) For purposes of this Rule, 15A NCAC 10C .0316, and 15A NCAC 10D .0104, the following classifications apply:

- (1) "Public Mountain Trout Waters" are the waters included in this Rule and those designated in 15A NCAC 10D .0104.
- (2) "Catch and Release Artificial Flies and Lures Only Trout Waters" are Public Mountain Trout Waters where only artificial flies and lures having one single hook may be used. No trout may be possessed or harvested while fishing these streams. Waters with this designation include tributaries unless otherwise noted.
- (3) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and one-half hour after sunset on the Friday before the first Saturday of the following June, it is unlawful to possess natural bait, use more than one single hook on an artificial lure, or harvest or possess trout while fishing. From 6:00 a.m. until noon on the first Saturday in June, only youth anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday in June until October 1, anglers ~~of all ages~~ may fish ~~and~~ these waters ~~have with~~ no bait or lure restrictions. Waters with this designation do not include tributaries unless otherwise noted.

- (4) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure restrictions. Waters with this designation do not include tributaries unless otherwise noted.
- (5) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific regulations apply. Waters with this designation do not include tributaries unless otherwise noted.
- (6) "Wild Trout Waters" are Public Mountain Trout Waters identified in this Rule or 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person shall possess natural bait while fishing these waters. Waters with this designation do not include tributaries unless otherwise noted.
- ~~(7)~~ ~~"Wild Trout Natural Bait Waters" are Public Mountain Trout Waters where artificial lures and natural baits, except live fish, may be used provided they are fished using only one single hook. Waters with this designation include tributaries unless otherwise noted.~~
- ~~(8)~~(7) "Undesignated Waters" are the other waters in the State. These waters have no bait or lure restrictions.
- (c) Seasons, creel, and size limits. Seasons, creel, and size limits for trout are listed in Rule .0316 of this Subchapter.
- (d) Classifications. This Paragraph designates waters in each county that have a specific classification. Waters on game lands are designated in 15A NCAC 10D .0104, unless otherwise indicated in this Paragraph. The other waters are classified as Undesignated Waters.
- (1) Alleghany
- ~~(A)~~ ~~Delayed Harvest Trout Waters are as follows:~~
~~Little River from the S.R. 1133 bridge to 275 yards downstream of the intersection of S.R. 1128 and S.R. 1129, marked by a sign on both banks~~
- ~~(B)~~(A) Hatchery Supported Trout Waters are as follows:
 Big Pine Creek
 Bledsoe Creek
 Brush Creek from the N.C. 21 bridge to the confluence with the Little River, except where posted against trespassing
 Cranberry Creek
 Glade Creek
 Little River from ~~275~~ 400 yards ~~downstream~~ upstream of the ~~intersection of S.R. 1128 and S.R. 1129, bridge,~~ marked by a sign on ~~both banks, each bank,~~ to McCann Dam
 Meadow Fork
 Pine Swamp Creek
 Piney Fork
 Prathers Creek
- ~~(C)~~(B) Wild Trout Waters are as follows:
- (2) Ashe County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Big Horse Creek from the Virginia state line to Mud Creek at S.R. 1363, excluding tributaries
- (B) Delayed Harvest Trout Waters are as follows:
 Big Horse Creek from the S.R. 1324 bridge to the North Fork New River
 Helton Creek from 900 yards upstream of the S.R. 1372 bridge, marked by a sign on both banks to ~~the North Fork New River~~ a point adjacent to intersection of N.C. 16 and S.R. 1536
 South Fork New River from the upstream end of Todd Island to the S.R. 1351 bridge
 Trout Lake
- (C) Hatchery Supported Trout Waters are as follows:
 Beaver Creek from N.C. 221 to the confluence of Beaver Creek and South Beaver Creek
 Big Horse Creek from Mud Creek at S.R. 1363 to the S.R. 1324 bridge
 Big Laurel Creek from the S.R. 1315 bridge to the confluence with the North Fork New River
 Buffalo Creek from the S.R. 1133 bridge to the N.C. 194-88 bridge
 Cranberry Creek from the Alleghany Co. line to the South Fork New River
 Nathans Creek
 North Fork New River from the Watauga Co. line to Sharp Dam
 Old Fields Creek from N.C. 221 to the South Fork New River
 Peak Creek from the upper boundary of the NCDA-NCSU Upper Mountain Research Station to Trout Lake
 Roan Creek
 Three Top Creek
- (3) Avery County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Elk River, the portion on Lees-McRae College property, excluding the millpond
 Lost Cove Creek, the game land portion, excluding Gragg Prong and Rockhouse Creek
 Wilson Creek, the game land portion

- (B) Hatchery Supported Trout Waters are as follows:
 Boyde Coffey Lake
 Elk River from the S.R. 1305 crossing immediately upstream of Big Falls to the Tennessee state line
 Linville River from S.R. 1504 to the Blue Ridge Parkway boundary line, except where posted against trespassing
 Milltimber Creek
 North Toe River from Watauga St. to Roby Shoemaker Wetlands and Family Recreational Park, except where posted against trespassing
 North Toe River from S.R. 1164 to Mitchell Co. line, except where posted against trespassing
 Squirrel Creek
 Wildcat Lake
- (C) Wild Trout Waters are as follows:
 Birchfield Creek
 Cow Camp Creek
 Cranberry Creek from the headwaters to the U.S. 19E, N.C. 194, bridge
 Gragg Prong
 Horse Creek
 Kentucky Creek
 North Harper Creek
 Plumtree Creek
 Roaring Creek
 Rockhouse Creek
 Shawneehaw Creek, the portion adjacent to Banner Elk Greenway
 South Harper Creek
 Webb Prong
- (4) Buncombe County
 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Carter Creek, the game land portion
 (B) Hatchery Supported Trout Waters are as follows:
 Bent Creek from the headwaters to the N.C. Arboretum boundary line
 Cane Creek from the headwaters to the S.R. 3138 bridge
 Corner Rock Creek from Little Andy Creek to the confluence with Walker Branch
 Dillingham Creek from Corner Rock Creek to Ivy Creek
 Ivy Creek from Dillingham Creek to the U.S. 19-23 bridge
 Lake Powhatan
 Reems Creek from Sugar Camp Fork to the U.S. 19-23 bridge, except where posted against trespassing
- Rich Branch from downstream of the confluence with Rocky Branch
 Stony Creek
 Swannanoa from the S.R. 2702 bridge near Ridgecrest to the Wood Avenue bridge, at the intersection of N.C. 81 and U.S. 74A in Asheville, except where posted against trespassing
- (5) Burke County
 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Henry Fork, the portion on South Mountains State Park
 (B) Delayed Harvest Trout Waters are as follows:
 Jacob Fork from Shinny Creek to the lower South Mountains State Park boundary
 (C) Hatchery Supported Trout Waters are as follows:
 Carroll Creek, the game land portion above S.R. 1405
~~Henry Fork from the lower South Mountain State Park line to S.R. 1919 at Ivy Creek~~
 Linville River, ~~the portion within Linville Gorge Wilderness area and~~ the portion below Lake James powerhouse from the upstream bridge on S.R. 1223 to Muddy Creek
 (D) Special Regulation Trout Waters are as follows:
 Catawba River from Muddy Creek to the City of Morganton water intake dam
 (E) Wild Trout Waters are as follows:
 The waters located on South Mountains State Park, except those waters identified in Parts ~~A~~ (A) and ~~B~~ (B) of this Subparagraph
- (6) Caldwell County
 (A) Delayed Harvest Trout Waters are as follows:
 Wilson Creek, the game land portion below Lost Cove Creek to Philips Branch
 (B) Hatchery Supported Trout Waters are as follows:
 Boone Fork Pond
 Buffalo Creek from the mouth of Joes Creek to McCloud Branch
 Joes Creek from the first falls upstream of S.R. 1574 to the confluence with Buffalo Creek
 Wilson Creek from Phillips Branch to Brown Mountain Beach Dam, except where posted against trespassing

- Yadkin River from the Happy Valley Ruritan Community Park to S.R. 1515
- (C) Wild Trout Waters are as follows:
 Buffalo Creek from the Watauga Co. line to Long Ridge Branch including game land tributaries
 Joes Creek from the Watauga Co. line to the first falls upstream of the end of S.R. 1574
 Rockhouse Creek
- (7) Cherokee County
 (A) Hatchery Supported Trout Waters are as follows:
 Davis Creek from the confluence of Bald Creek and Dockery Creek to Hanging Dog Creek
 Hyatt Creek from Big Dam Branch to the Valley River
 Junaluska Creek from Ashturn Creek to the Valley River
 Shuler Creek from the Joe Brown Hwy, S.R. 1325 bridge, to the Tennessee state line
 Valley River from S.R. 1359 to the U.S. 19 Business bridge in Murphy
 (B) Special Regulation Trout Waters are as follows:
 Apalachia Reservoir
~~(C) Wild Trout Natural Bait Waters are as follows:
 Bald Creek, the game land portion
 Dockery Creek, the game land portion~~
- (8) Clay County
 (A) Delayed Harvest Trout Waters are as follows:
 Fires Creek from Rockhouse Creek to the foot bridge in the USFS Fires Creek Picnic Area
 (B) Hatchery Supported Trout Waters are as follows:
 Buck Creek, the game land portion downstream of the U.S. 64 bridge
 Fires Creek from the foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300
 Tusquitee Creek from Compass Creek to the lower S.R. 1300 bridge
- (9) Graham County
 (A) Delayed Harvest Trout Waters are as follows:
 Snowbird Creek from the USFS footbridge at the old railroad junction to USFS Rd. 2579
 (B) Hatchery Supported Trout Waters are as follows:
 Calderwood Reservoir from Cheoah Dam to the Tennessee state line
 Cheoah Reservoir
- Panther Creek from the confluence of Stand Creek and Rock Creek to Lake Fontana
 Santeetlah Creek from Johns Branch to Lake Santeetlah
 Snowbird Creek from USFS Rd. 2579 to the S.R. 1127 bridge
 Stecoah Creek from the upper game land boundary to Lake Fontana
 Tulula Creek from S.R. 1201 to the lower bridge on S.R. 1275
 West Buffalo Creek
 Yellow Creek from Lake Santeetlah hydropower pipeline to the Cheoah River
- (C) Wild Trout Waters are as follows:
 Little Buffalo Creek
 South Fork Squally Creek
 Squally Creek
~~(D) Wild Trout Natural Bait Waters are as follows:
 Long Creek, the game land portion~~
- (10) Haywood County
 (A) Delayed Harvest Trout Waters are as follows:
 West Fork Pigeon River from Queen Creek to the first game land boundary upstream of Lake Logan
 (B) Hatchery Supported Trout Waters are as follows:
 Cold Springs Creek from Fall Branch to the Pigeon River
 Jonathan Creek from upstream of the S.R. 1302 bridge to the Pigeon River, except where posted against trespassing
 Pigeon River from Stamey Cove Branch to the upstream U.S. 19-23 bridge
 Richland Creek from the Russ Avenue, U.S. 276, bridge to the U.S. 19 bridge
 West Fork Pigeon River from Tom Creek to Queen Creek, ~~including the game land portion, except Middle Prong Creek~~
- (11) Henderson County
 (A) Delayed Harvest Trout Waters are as follows:
 North Fork Mills River, the game land portion below the Hendersonville watershed dam
 (B) Hatchery Supported Trout Waters are as follows:
 Broad River from the end of S.R. 1611 to the Rutherford Co. line
 Cane Creek from the railroad bridge upstream of the S.R. 1551 bridge to the U.S. 25 bridge

- | | | | |
|------|--|------|--|
| | <p>Clear Creek from Laurel Fork to S.R. 1582</p> <p>Green River from the Lake Summit powerhouse to the game land boundary</p> <p>Hungry River from S.R. 1885 <u>Little Hungry River</u> to the Green River</p> | | <p>Wolf Creek except Balsam Lake and Wolf Creek Lake</p> |
| (12) | <p>Jackson County</p> <p>(A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
Flat Creek
Tuckasegee River, the game land portion upstream of Tanasee Creek Lake, including the Duke Energy powerline corridor
Tuckasegee River the portion upstream from the Clark property</p> <p>(B) Delayed Harvest Trout Waters are as follows:
Tuckasegee River from downstream of the N.C. 107 bridge to the falls located 275 yards upstream of the U.S. 23-441 bridge, marked by a sign on both banks</p> <p>(C) Hatchery Supported Trout Waters are as follows:
Balsam Lake
Bear Creek Lake
Cedar Cliff Lake
Cullowhee Creek from Tilley Creek to the Tuckasegee River
Dark Ridge Creek from Jones Creek to Scott Creek
Greens Creek from Greens Creek Baptist Church on S.R. 1370 to Savannah Creek
Savannah Creek from Shell Branch to Cagle Branch
Scott Creek from Dark Ridge Creek to the Tuckasegee River, except where posted against trespassing
Tanasee Creek Lake
Tuckasegee River from John Brown Branch to the downstream N.C. 107 bridge
Tuckasegee River from the falls located 275 yards upstream of the U.S. 23-441 bridge, marked by a sign on both banks, to the S.R. 1534 bridge at Wilmont</p> <p>(D) Wild Trout Waters are as follows:
Gage Creek
North Fork Scott Creek
Tanasee Creek
Whitewater River from Silver Run Creek to the South Carolina state line</p> | (13) | <p>Macon County</p> <p>(A) Delayed Harvest Trout Waters are as follows:
Nantahala River from Whiteoak Creek to the Nantahala hydropower discharge canal</p> <p>(B) Hatchery Supported Trout Waters are as follows:
Burningtown Creek from Left Prong to the Little Tennessee River
Cartoogechaye Creek from downstream of the U.S. 64 bridge to the Little Tennessee River
Cliffside Lake
Cullasaja River from Sequoyah Dam to the U.S. 64 bridge near the junction of S.R. 1672
Nantahala River from Dicks Creek to Whiteoak Creek
Nantahala River from the Nantahala hydropower discharge canal to the Swain Co. line
Queens Creek Lake</p> <p>(C) Wild Trout Natural Bait Waters are as follows:
Chattooga River from the S.R. 1100 bridge to the South Carolina state line
Kimsey Creek
Park Creek</p> <p>(14) Madison County</p> <p>(A) Delayed Harvest Trout Waters are as follows:
Big Laurel Creek from the N.C. 208 bridge to the U.S. 25-70 bridge
Shelton Laurel Creek from the N.C. 208 bridge at Belva to the confluence with Big Laurel Creek
Spring Creek from the N.C. 209 bridge at the Hot Springs city limits to the iron bridge at end of Andrews Ave.</p> <p>(B) Hatchery Supported Trout Waters are as follows:
Big Laurel Creek from Puncheon Fork to the S.R. 1318, Big Laurel Rd., bridge downstream of Bearpen Branch
Big Pine Creek from the S.R. 1151 bridge to the French Broad River
Little Ivy Creek from the confluence of Middle Fork and Paint Fork at Beech Glen to the confluence with Ivy Creek at Forks of Ivy
Max Patch Pond</p> |

- Meadow Fork Creek from Meadow Fork Campground to Spring Creek
 Puncheon Fork from Wolf Laurel Branch to Big Laurel Creek
 Roaring Fork from Fall Branch to Meadow Fork
 Shelton Laurel Creek from the confluence of Big Creek and Mill Creek to the N.C. 208 bridge at Belva Shut-in Creek
 Spillcorn Creek
 Spring Creek from the junction of N.C. 209 and N.C. 63 to the confluence with Meadow Fork
 West Fork Shut-in Creek from the lower game land boundary to the confluence with East Fork Shut-in Creek
- (15) McDowell County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Newberry Creek, the game land portion
- (B) Delayed Harvest Trout Waters are as follows:
 Catawba River, the portion adjacent to the Marion Greenway
 Curtis Creek, the game land portion downstream of the USFS boundary at Deep Branch
 Mill Creek from the U.S. 70 bridge to the I-40 bridge
- (C) Hatchery Supported Trout Waters are as follows:
 Armstrong Creek from the Cato Holler line downstream to the upper Greenlee line
 Catawba River from the Catawba Falls Campground to the Old Fort Recreation Park
 Little Buck Creek, the game land portion
 North Fork Catawba River from the headwaters to North Cove School at the S.R. 1569 bridge
- (16) Mitchell County
- (A) Delayed Harvest Trout Waters are as follows:
 Cane Creek from the N.C. 226 bridge to the S.R. 1189 bridge
 North Toe River from the U.S. 19E bridge to the N.C. 226 bridge
- (B) Hatchery Supported Trout Waters are as follows:
 Big Rock Creek from the headwaters to ~~the N.C. 226 bridge at the S.R. 1307 intersection~~ the S.R. 1325 bridge
- Cane Creek from S.R. 1219 to the N.C. 226 bridge
 East Fork Grassy Creek
 Grassy Creek from East Fork Grassy Creek to the mouth
~~Little Rock Creek from the Green Creek bridge to Big Rock Creek, except where posted against trespassing~~
 North Toe River from the Avery Co. line to the S.R. 1121 bridge
- (C) Wild Trout Waters are as follows:
 Green Creek from the headwaters to the Green Creek bridge, except where posted against trespassing
 Little Rock Creek the portion upstream of the Green Creek bridge, including the tributaries, except where posted against trespassing
 Wiles Creek from the game land boundary to the mouth
- (17) Polk County
- (A) Delayed Harvest Trout Waters are as follows:
 Green River from the Fishtop Falls Access Area to the confluence with Cove Creek
- (B) Hatchery Supported Trout Waters are as follows:
 Green River from the mouth of Cove Creek to the natural gas pipeline crossing
 North Pacolet River from Joels Creek to the N.C. 108 bridge
- (18) Rutherford County
- (A) Hatchery Supported Trout Waters are as follows:
 Broad River from the Henderson Co. line to the U.S. 64/74 bridge, except where posted against trespassing
- (19) Stokes County
- (A) Hatchery Supported Trout Waters are as follows:
 Dan River from the Virginia state line downstream to a point 200 yards below the end of S.R. 1421
- (20) Surry County
- (A) Delayed Harvest Trout Waters are as follows:
 Ararat River, the portion adjacent to the Ararat River Greenway downstream of the N.C. 103 bridge
 Mitchell River from 0.6 miles upstream of the end of S.R. 1333 to the lowermost bridge on S.R. 1330
- (B) Hatchery Supported Trout Waters are as follows:
 Ararat ~~River from the S.R. 1727 bridge~~ ~~to~~ River, the portion adjacent to the

- Ararat River Greenway upstream of the N.C. 103 bridge
 Big Elkin Creek from the dam 440 yards upstream of the N.C. 268 bridge to a point 265 yards downstream of N.C. 268, marked by a sign on both banks
 Fisher River from the Virginia state line to the I-77 bridge
 Little Fisher River from the Virginia state line to the N.C. 89 bridge
 Lovills Creek from the U.S. 52 Business bridge to the Ararat River
 Pauls Creek from the Virginia state line to 0.3 miles below the S.R. 1625 bridge
- (21) Swain County
- (A) Delayed Harvest Waters Trout Waters are as follows:
 Tuckasegee River from the U.S. 19 bridge to the Slope Street bridge
- (B) Hatchery Supported Trout Waters are as follows:
 Alarka Creek from the game land boundary to Fontana Reservoir
 Calderwood Reservoir from Cheoah Dam to the Tennessee state line
 Cheoah Reservoir
 Connelly Creek from Camp Branch to the Tuckasegee River
 Deep Creek from the Great Smoky Mountains National Park Boundary line to the Tuckasegee River
 Nantahala River from the Macon Co. line to the existing Fontana Lake water level
- (22) Transylvania County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Davidson River from the headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek, Grogan Creek, Cedar Rock Creek and John Rock Branch
- (B) Delayed Harvest Trout Waters are as follows:
 East Fork French Broad River from East Fork Baptist Church to ~~the 350 yards~~ downstream S.R. 1107 of Whitmire Falls, marked by a sign on both banks bridge
 Little River from the confluence of Lake Dense to 100 yards downstream of Hooker Falls
- (C) Hatchery Supported Trout Waters are as follows:
 Davidson River from Avery Creek to the lower USFS boundary
- (D) French Broad River from the confluence of the North Fork French Broad River and West Fork French Broad River to the Island Ford Rd., S.R. 1110, Access Area
 Middle Fork French Broad River from upstream of the U.S. 178 bridge to the French Broad River
 West Fork French Broad River from S.R. 1312 to confluence with North Fork French Broad River
 Wild Trout Waters are as follows:
 The waters located on Gorges State Park
 Whitewater River from Silver Run Creek to the South Carolina state line
- (E) ~~Wild Trout Natural Bait Waters are as follows:
 North Fork French Broad River, the game land portion downstream of S.R. 1326
 Thompson River from S.R. 1152 to the South Carolina state line, except where posted against trespassing~~
- (23) Watauga County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
 Laurel Creek from the confluence of North Fork Laurel Creek and South Fork Laurel Creek to Elk Creek, excluding tributaries
 Pond Creek from the headwaters to the Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee Lake
- (B) Delayed Harvest Trout Waters are as follows:
 Lake Coffey
 Watauga River from the S.R. 1114 bridge to the Valle Crucis Community Park lower boundary
 Watauga River from the S.R. 1103 bridge to the confluence with Laurel Creek
- (C) Hatchery Supported Trout Waters are as follows:
 Beaverdam Creek from the confluence of Beaverdam Creek and Little Beaverdam Creek to an unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203
 Beech Creek
 Buckeye Creek from Buckeye Creek Reservoir dam to Grassy Gap Creek
 Buckeye Creek Reservoir
 Cove Creek from the S.R. 1233 bridge at Zionville to the S.R. 1214 bridge at Sherwood

Dutch Creek from the second S.R. 1136 bridge to the mouth
Elk Creek from the S.R. 1510 bridge at Triplett to the Wilkes Co. line, except where posted against trespassing
Laurel Creek from the S.R. 1123 bridge at the S.R. 1157 intersection to the Watauga River
Meat Camp Creek from the S.R. 1340 bridge at the S.R. 1384 intersection to N.C. 194
Middle Fork New River from adjacent to the intersection of S.R. 1539 and U.S. 321 to the South Fork New River
Norris Fork Creek
South Fork New River from the canoe launch 70 yards upstream of U.S. 421 bridge to the lower boundary of Brookshire Park
Stony Fork from the S.R. 1500 bridge at the S.R. 1505 intersection to the Wilkes Co. line

(D) Wild Trout Waters are as follows:
Dutch Creek from the headwaters to the second S.R. 1136 bridge
Howard Creek
Maine Branch from the headwaters to the North Fork New River
North Fork New River from the confluence with Maine Branch and Mine Branch to the Ashe Co. line
~~Watauga River from the Avery Co. line to the S.R. 1580 bridge~~
Winkler Creek from the lower bridge on S.R. 1549 to the confluence with the South Fork New River

(24) Wilkes County

(A) Delayed Harvest Trout Waters are as follows:
East Prong Roaring River from Bullhead Creek to the Stone Mountain State Park lower boundary
Elk Creek from the Watauga Co. line to the lower boundary of the Blue Ridge Mountain Club
Elk Creek, the portion on Leatherwood Mountains development
Reddies River from the Town of North Wilkesboro water intake dam to the confluence with the Yadkin River
Stone Mountain Creek from the falls at the Alleghany Co. line to the confluence with the East Prong Roaring River and Bullhead Creek

(B) Hatchery Supported Trout Waters are as follows:
Basin Creek from the S.R. 1730 bridge to the confluence with Lovelace Creek

Bell Branch Pond
Boundary Line Pond
Cub Creek from 0.5 miles upstream of the S.R. 2460 bridge to the S.R. 1001 bridge
Darnell Creek from the downstream ford on S.R. 1569 to the confluence with the North
Fork Reddies River
East Prong Roaring River from the Stone Mountain State Park lower boundary to the ~~S.R.~~
~~1002 Low Meadows Lane~~ bridge
Fall Creek from the S.R. 1300 bridge to the confluence with South Prong Lewis Fork, except where posted against trespassing
Middle Fork Reddies River from the headwaters to the bridge on S.R. 1580
Middle Prong Roaring River from the headwaters to the second bridge on S.R. 1736
North Fork Reddies River from the headwaters to the Union School bridge on S.R. 1559
Pike Creek
Pike Creek Pond
South Fork Reddies River from the S.R. 1355 bridge to the confluence with the Middle Fork Reddies River
South Prong Lewis Fork from Fall Creek to the U.S. 421 bridge adjacent to the S.R. 1155 intersection

(C) Wild Trout Waters are as follows:
The waters located on Stone Mountain State Park, except East Prong Roaring River from Bullhead Creek to the Stone Mountain State Park lower boundary where Delayed Harvest Trout Waters regulations apply, and Stone Mountain Creek from the falls at the Alleghany Co. line to the confluence with the East Prong Roaring River and Bullhead Creek in Stone Mountain State Park where Delayed Harvest Trout Waters regulations apply

(25) Yancey County

(A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
South Toe River from the headwaters to Upper Creek
Upper Creek
(B) Delayed Harvest Trout Waters are as follows:
Cane River from Blackberry Ridge Rd. to the downstream boundary of Cane River County Park

- (C) Hatchery Supported Trout Waters are as follows:
Bald Mountain Creek, except where posted against trespassing
Cane River from Bee Branch, S.R. 1110, to Bowlens Creek
Price Creek from the junction of S.R. 1120 and S.R. 1121 to Indian Creek
South Toe River from Clear Creek to the lower boundary line of Yancey Co. Recreation Park, except where posted against trespassing
- (D) Wild Trout Waters are as follows:
Cattail Creek from the bridge at Mountain Farm Community Rd. to the N.C. 197 bridge
Licksillet Creek
Middle Creek from the game land boundary to the mouth

- ~~(9)~~(11) Cape Fear River including tributaries;
- ~~(40)~~(12) Waccamaw River downstream of Lake Waccamaw Dam including tributaries;
- ~~(44)~~(13) Lumber River including Drowning Creek including tributaries;
- ~~(42)~~(14) public fishing waters east of Interstate 95, except Tar River Reservoir in Nash County, Sutton Lake in New Hanover County, and waters listed in Paragraph (f) of this Rule; and
- ~~(43)~~(15) public waters west of Interstate 77, except Lake ~~Chatuge~~; and ~~Chatuga~~.
- ~~(14) B. Everett Jordan Reservoir.~~

(h) In John H. Kerr Reservoir, the daily creel limit is 25 fish and the minimum size limit is nine inches.

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

SECTION .0400 – NONGAME FISH IN INLAND FISHING WATERS

15A NCAC 10C .0422 STRIPED MULLET AND WHITE MULLET

- (a) The daily creel limit for striped mullet and white mullet is ~~200~~ 100 fish per person in aggregate; aggregate and no more than 400 fish per boat.
- (b) There is no minimum size limit.
- (c) There is no closed season.

Authority G.S. 113-134; 113-292; 113-304; 113-305.

SUBCHAPTER 10D - GAME LANDS REGULATIONS

SECTION .0200 - USE OF GAME LANDS

15A NCAC 10D .0219 COLD MOUNTAIN GAME LAND IN HAYWOOD COUNTY

Cold Mountain game land is a Seven Days per Week Area, in which the following applies:

- (1) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.
- (2) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
- (3) Target shooting is prohibited.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

15A NCAC 10D .0229 GOOSE CREEK GAME LAND IN BEAUFORT AND PAMLICO COUNTIES

Goose Creek game land is a Seven Days per Week Area, in which the following applies:

- (1) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.
- (2) Except as provided in 15A NCAC 10D .0103(d)(2), waterfowl in posted waterfowl

Authority G.S. 113-272; 113-292.

SECTION .0300 – GAME FISH IN INLAND FISHING WATERS

15A NCAC 10C .0306 CRAPPIE

- (a) There is no daily creel limit for Crappie, except in waters identified in Paragraphs (d) through (h) of this Rule.
- (b) There is no minimum size limit except in waters identified in Paragraphs (f) through (h) of this Rule.
- (c) There is no closed season.
- (d) In Buckhorn Reservoir in Wilson and Nash counties, the daily creel limit is 20 fish.
- (e) In Lake Chatuge in Clay County, the daily creel limit is 30 fish.
- (f) In the following waters, the daily creel limit is 20 fish and the minimum size limit is 10 inches:
 - (1) Roanoke River and its tributaries downstream of Roanoke Rapids dam;
 - (2) Cashie River and its tributaries;
 - (3) Middle River and its tributaries;
 - (4) Eastmost River and its tributaries; and
 - (5) Lake Mattamuskeet in Hyde County.

- (g) In the following waters, the daily creel limit is 20 fish and the minimum size limit is eight inches:
 - (1) Lake Norman;
 - (2) Lake Hyco;
 - (3) Cane Creek Lake in Union County;
 - (4) Lake Hampton in Yadkin County;
 - (5) B. Everett Jordan Reservoir;
 - (6) Shearon Harris Reservoir;
 - ~~(5)~~(7) Tar River downstream of Tar River Reservoir Dam including tributaries;
 - ~~(6)~~(8) Neuse River downstream of Falls Lake Dam including tributaries;
 - ~~(7)~~(9) Haw River downstream of B. Everett Jordan Reservoir Dam including tributaries;
 - ~~(8)~~(10) Deep River downstream of Lockville Dam including tributaries;

impoundments shall be taken only on the following days:

- (a) the opening and closing days of the applicable waterfowl seasons;
 - (b) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
 - (c) Tuesdays and Saturdays of the applicable waterfowl seasons.
- (3) Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith Creek, and Hobucken.
- (4) On Spring Lake, Pamlico Point, and Campbell Creek Waterfowl Impoundments, all activities, except waterfowl hunting on designated waterfowl hunting days and trapping during the trapping season, are restricted to the posted Scouting-only Zone during the period November 1 through March 15.
- (5) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.
- (6) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 through January 1 and April 1 through May 15 to individuals that possess a valid hunting opportunity permit.
- (7) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Beaufort County portion north of NC N.C. 33 except for that portion east of Smith Creek and south of Campbell Creek.
- (8) Bear shall not be harvested on Sunday.
- (9) Hunting for deer, bear, and turkey on the Bates-Bay Tract is by permit only.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

15A NCAC 10D .0232 GULL ROCK GAME LAND IN HYDE COUNTY

Gull Rock is a Seven Days per Week Area, in which the following applies:

- (1) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (2) Waterfowl on ~~posted waterfowl impoundments~~ the E. Merle Edwards/Loop Road Impoundment shall be taken only on the following days:
 - (a) the opening and closing days of the applicable waterfowl seasons;
 - (b) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and

(c) Tuesdays and Saturdays of the applicable waterfowl season.

- (3) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.
- (4) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season.
- (5) Waterfowl hunting on posted waterfowl impoundments on the Willow Point tract is by permit only.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

15A NCAC 10D .0239 JOHNS RIVER GAME LAND IN BURKE COUNTY

Johns River game land is hunting by permit only. The following shall apply:

- (1) During permitted deer hunts, antlered or antlerless deer may be taken by permit holders.
- (2) The construction of permanent hunting blinds is prohibited.
- (3) Camping is restricted to August 31 through the last day of February and March 31 through May 14.
- (4) Target shooting is prohibited.
- (5) During the open days of the seasons for game birds and game animals, the use of bicycles is restricted to hunters engaged in the act of hunting.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

15A NCAC 10D .0244 LANTERN ACRES GAME LAND IN TYRRELL AND WASHINGTON COUNTIES

Lantern Acres game land is a Six Days per Week Area, in which the following applies:

- (1) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.
- (2) Wild turkey hunting is by permit only.
- (3) The use of dogs for hunting deer on the Godley Tract is prohibited.
- (4) ~~Waterfowl hunting on posted waterfowl impoundments is by permit only.~~
- (4) Hunting on posted waterfowl impoundments from October 1 through February 14 is by permit only.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

15A NCAC 10D .0263 LITTLE FORK STATE FOREST GAME LAND IN WILKES COUNTY

Little Fork State Forest game land is a ~~Three~~ Six Days per Week Area, in which the following applies:

- (1) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the ~~second Wednesday~~ first Friday thereafter.
(2) Bear hunting is prohibited.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

Notice is hereby given in accordance with G.S. 150B-21.2 that the Wildlife Resources Commission intends to amend the rule cited as 15A NCAC 10D .0252.

Link to agency website pursuant to G.S. 150B-19.1(c): https://www.ncwildlife.org/hunting/regulations/proposed-regulations

Proposed Effective Date: December 1, 2024

Public Hearing:
Date: August 28, 2024
Time: 2:00 p.m.

Location:
Zoom Meeting. Registration Required: https://ncwildlife.org.zoomgov.com/webinar/register/WN_pUF-OEpxQvSPg7MpheZcDA;
Join by Phone: Toll Free (833) 568-8864,
Webinar ID 160 525 8341

Reason for Proposed Action: Because of the changes to the 2024 deer season, this amendment is needed to remove the one day of introductory antlerless deer harvest during the gun season on the Needmore Game Land in Macon and Swain County, and will align Needmore Game Land to the same antlerless deer season structure as the adjacent Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, and Swain counties.

Comments may be submitted to: Rulemaking Coordinator, 1701 Mail Service Center, Raleigh, NC 27699; email regulations@ncwildlife.org

Comment period ends: September 13, 2024

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the

Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- [X] State funds affected
[] Local funds affected
[] Substantial economic impact (>= \$1,000,000)
[X] Approved by OSBM
[] No fiscal note required

CHAPTER 10 - WILDLIFE RESOURCES AND WATER SAFETY

SUBCHAPTER 10D - GAME LANDS REGULATIONS

SECTION .0200 - USE OF GAME LANDS

15A NCAC 10D .0252 NEEDMORE GAME LAND IN MACON AND SWAIN COUNTIES

Needmore game land is a Seven Days per Week Area, in which the following applies:

- (1) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.
(2) On posted dove fields, dove hunting on the opening day of dove season is by permit only.
(3) No antlerless deer may be taken during the first open Saturday of the Deer With Visible Antlers season on Needmore Game Land.

Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305.

TITLE 21 - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 34 - BOARD OF FUNERAL SERVICE

Notice is hereby given in accordance with G.S. 150B-21.2 that the Board of Funeral Service intends to adopt the rules cited as 21 NCAC 34B .0801-.0806.

Link to agency website pursuant to G.S. 150B-19.1(c): https://ncbfs.org/

Proposed Effective Date: November 1, 2024

Public Hearing:
Date: August 14, 2024
Time: 10:00 a.m.
Location: 1033 Wade Ave, Ste 1033, Raleigh, NC 27605

Reason for Proposed Action:

21 NCAC 34B .0801- defines certain terms used in Section .0800 of Chapter 34B of the NCAC related to removal and transportation

21 NCAC 34B .0802 - codifies the process by which applicants may apply for a removal and transportation permit from the Board

21 NCAC 34B .0803 - codifies the process by which applicants may renew a removal and transportation permit from the Board

21 NCAC 34B .0804 - set forth minimum standards to treat dead human bodies with respect, as required by statute, and to reduce the spread of communicable diseases during the removal and transportation of dead human bodies

21 NCAC 34B .0805 - set forth the requirements for vehicles used in the removal and transportation of dead human bodies, to afford respect to the decedents and to limit the spread of communicable diseases

21 NCAC 34B .0806 - codifies a chain of custody and control for dead human bodies and their personal belongings, to protect the integrity of the decedent and the work performed by the Office of the Chief Medical Examiner for decedents under their jurisdiction

Comments may be submitted to: Stephen Davis, 108 Wade Ave., Ste. 108, Raleigh, NC 27605; phone (919) 733-9380; email sdavis@ncbfs.org

Comment period ends: September 13, 2024

Procedure for Subjecting a Proposed Rule to Legislative Review:

If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required

SUBCHAPTER 34B - FUNERAL SERVICE

SECTION .0800 – TRANSPORTATION OF DEAD HUMAN BODIES

21 NCAC 34B .0801 DEFINITIONS

For purposes of Section .0800, the following definitions shall apply:

- (1) "Decedent" shall mean any dead human body or remains believed to be human.
- (2) "Disinfect" shall mean a process that eliminates pathogenic microorganisms on inanimate objects using liquid chemicals or wet pasteurization.
- (3) "Impervious" shall mean constructed from material that does not allow another substance to pass through or to penetrate the material.
- (4) "Licensee" shall mean an individual or entity holding any type of licensure from the Board that allows the individual or entity to engage in the removal or transportation of a dead human body. As used in this section, "licensee" shall include employees or authorized representatives of any person or entity exempt from obtaining a transporter permit pursuant to G.S. 90-210.25(c)(5).
- (5) "Location of origin" shall mean the location from which the licensee is authorized to transport or remove a dead human body.
- (6) "ME" shall mean a local Medical Examiner appointed by the Office of the Chief Medical Examiner.
- (7) "NC OSH" shall mean the North Carolina Occupational Safety and Health Division, North Carolina Department of Labor.
- (8) "OCME" shall mean the Office of the Chief Medical Examiner.
- (9) "OSHA" shall mean the federal Occupational Safety and Health Administration.
- (10) "Permit holder" shall mean an individual who holds a permit issued by the Board to engage in the removal or transportation of a dead human body, as defined in G.S. 90-210.25(c)(3).
- (11) "Removal vehicle" shall mean a vehicle of a size, dimensions, and specifications capable of removing and transporting, in accordance with G.S. 90-210.25(c)(9), at least one adult human body measuring up to seven feet in length and three hundred pounds in weight.
- (12) "State" shall mean the State of North Carolina.
- (13) "Removal or Transportation" shall mean the removal or transportation of a dead human body, or part thereof.
- (14) "Transporter Permit" shall mean a permit issued by the Board to engage in the removal or transportation of a dead human body, as defined in G.S. 90-210.25(c)(3).
- (15) "Transportation Service" shall mean any business that employs or contracts with individuals to engage in the removal or transportation of a dead human body unless otherwise exempt pursuant to G.S. 90-210.25(c)(5) and (6).

Authority G.S. 90-210.25(c)(10).

21 NCAC 34B .0802 INITIAL PERMIT APPLICATION FORM

(a) Pursuant to G.S. 90-210.25(c)(7), any person desiring to obtain a Transporter Permit from the Board shall make application to the Board. Applications not completed within ninety (90) days of submission to the Board shall be denied. Application forms and instructions may be found on the Board's website at <https://ncbfs.org>.

(b) All applications for a Transporter Permit shall contain the following:

- (1) The applicant's full name;
- (2) The applicant's physical and mailing address of residence;
- (3) The name and address of the Transportation Service, if any, for which the applicant will work;
- (4) The applicant's work phone number, home phone number, and cell phone number;
- (5) The applicant's social security number and sex;
- (6) The applicant's date and place of birth;
- (7) The applicant's email address;
- (8) A copy of the applicant's valid driver's license issued by the State;
- (9) The make, model, year, and license plate number of the removal vehicle to be used by the applicant;
- (10) A copy of all liability insurance required for the registration of the removal vehicle to be used by the applicant;
- (11) A copy of professional liability insurance covering the applicant's acts and omissions while engaging in the removal or transportation, with liability limits not less than required by G.S. 90-210.25(c)(7);
- (12) Whether the applicant has been convicted of any felony or misdemeanor crimes and, if so, a statement providing the jurisdiction, charge, and disposition of each conviction;
- (13) Whether the applicant has had an occupational or business license denied, suspended, or revoked by any local, state, or federal agency and, if so, a statement providing the reason for the denial and the date, location, and circumstances of any violation that led to action against the applicant, the terms of any discipline imposed by the licensing authority, and whether said terms have been satisfied;
- (14) Whether OCME ever has terminated the applicant's ability to provide removal or transportation services on behalf of OCME and, if so, the reasons for said termination, if known;
- (15) Whether the applicant has been the subject of adverse action by any local, state, or federal agency and, if so, a statement giving details as the location, date, type of adverse action initiated, and the disposition of the adverse action;

(16) Whether the applicant has been subject to any investigation for employee misclassification in the preceding two (2) years;

(18) The applicant's signature to certify under oath that he or she has prepared the application and has read the answers; that the information provided in the application is true; and that he or she has read the NC Industrial Commission Public Notice Statement;

(19) The applicant's signature to certify under oath that he or she has read and understands the statutes and rules relating to the removal or transportation, as well as the standards of OSHA for universal precautions and blood-borne pathogens, 29 C.F.R. 1910.1030; and

(20) The application fee, as prescribed by G.S. 90-210.25(c)(7) and 21 NCAC 34A .0201.

(c) Upon receipt of an applicant's application for a Transporter Permit, the Board shall provide to the applicant instructions on how to submit his or her fingerprints for a criminal background check, in accordance with G.S. 90-210.25(a)(5)(h). The applicant shall sign and return to the Board a form provided by the Board, consenting to the check of the criminal records and to the use of his or her fingerprints and other identifying information required by the State or national repositories. The applicant shall remit payment to the Board in the form of an official check, money order, or cashier's check, made payable to the State Bureau of Investigation, the actual costs charged by the Department of Public Safety for performing the criminal background check.

Authority G.S. 90-210.25(a)(5)(h); 90-210.25(c)(7) and (10).

21 NCAC 34B .0803 PERMIT RENEWAL APPLICATION FORM

(a) To renew a Transporter Permit, the permit holder shall complete and submit to the Board a renewal application on or before February 1 of each calendar year.

(b) The renewal application shall contain the following:

- (1) The permit holder's full name;
- (2) The permit holder's physical and mailing address of residence;
- (3) The name and address of the Transportation Service, if any, for which the permit holder works;
- (4) The permit holder's work phone number, home phone number, and cell phone number;
- (5) The permit holder's email address;
- (6) A copy of the permit holder's valid driver's license issued by the State;
- (7) A copy of all liability insurance required for the registration of the removal vehicle to be used by the permit holder;
- (8) A copy of professional liability insurance covering the permit holder's acts and omissions while engaging in the removal or transportation, with liability limits not less than required by G.S. 90-210.25(c)(7);
- (9) Whether the make, model, year, and license plate number of the permit holder's removal

- vehicle has changed since the previous renewal year and, if so, the make, model, year, and license plate number of the removal vehicle currently used by the applicant;
- (10) Whether the permit holder has been convicted of any felony or misdemeanor crimes since the previous renewal application was submitted and, if so, a statement providing the jurisdiction, charge, and disposition of each conviction;
- (11) Whether the permit holder has had an occupational or business license denied, suspended, or revoked by any local, state, or federal agency since the previous renewal application was submitted and, if so, a statement providing the reason for the denial and the date, location, and circumstances of any violation that led to action against the permit holder, the terms of any discipline imposed by the licensing authority, and whether said terms have been satisfied;
- (12) Whether OCME ever has terminated the permit holder's ability to provide removal or transportation services on behalf of OCME and, if so, the reasons for said termination, if known;
- (13) Whether the permit holder has been the subject of adverse action by any local, state, or federal agency since the previous renewal application was submitted and, if so, a statement giving details as the location, date, type of adverse action initiated, and the disposition of the adverse action;
- (14) Whether the permit holder has been subject to any investigation for employee misclassification since the previous renewal application was submitted;
- (15) The permit holder's signature to certify that he or she has prepared the application and has read the answers; that the information provided in the application is true; and that he or she has read the NC Industrial Commission Public Notice Statement;
- (16) The permit holder's signature to certify under oath that he or she has read and understands the statutes and rules relating to the removal or transportation, as well as the standards of OSHA for universal precautions and blood-borne pathogens, 29 C.F.R. 1910.1030;
- (17) The permit holder's consent to a check of the permit holder's criminal background by the Board; and
- (18) The application fee, as prescribed by G.S. 90-210.25(c)(7) and 21 NCAC 34A .0201. If the application fee is dishonored by the drawee bank for any reason, the Board shall suspend the Transporter Permit until the renewal fees and non-sufficient fund charges are paid.

21 NCAC 34B .0804 STANDARDS FOR REMOVAL AND TRANSPORTATION OF DEAD HUMAN BODIES

- (a) Removal and transportation must be conducted in accordance with the standards of OSHA for universal precautions and blood-borne pathogens set forth at 29 C.F.R. 1910.1030. Before engaging in removal or transportation, a permit holder shall provide an attestation to the Board that he or she has taken a training course on universal precautions and blood-borne pathogens.
- (b) Upon arrival at a location to engage in removal or transportation, a permit holder shall:
 - (1) Prominently display in the removal vehicle the permit issued by the Board allowing the removal or transportation service;
 - (2) Verbally identify himself or herself as a permit holder;
 - (3) Identify the entity for whom he or she is engaged in removal or transportation.
- (c) Licensees shall ensure decedents are placed in a face-up position prior to securing them in the removal vehicle or into a casket or container designated for common carrier transportation.
- (d) Belongings found at the location of origin (such as tools, bedding, or towels that are not supplied by the licensee) shall not be used by a licensee to assist with a decedent's removal or transportation, unless permission for such use is granted by the decedent's family members, OCME, an ME, or a law enforcement official.

Authority G.S. 90-210.25(c)(9), (10) and (14).

21 NCAC 34B .0805 REQUIREMENTS FOR REMOVAL VEHICLES

- (a) Licensees shall conduct removal or transportation in a removal vehicle. The removal vehicle shall have a cargo bay that:
 - (1) Has curtains or tinting on any windows displaying the cargo bay, to obscure the decedent from public view;
 - (2) Is designed to prevent co-mingling or shifting of the decedent while in transit; and
 - (3) Has flooring that is impervious.
- (b) The removal vehicle used by a licensee shall contain the following when removal or transportation is performed:
 - (1) Mortuary cot, ambulance cot, casket, or container designed for common carrier transportation;
 - (3) Sheets and cot cover;
 - (5) Rubber or plastic sheeting;
 - (6) Towels;
 - (7) Zippered mortuary body bag or disaster pouch;
 - (8) Straps;
 - (9) Impervious tags;
 - (10) Pen or marker with indelible ink;
 - (11) A universal precaution kit, which shall contain the following:
 - (A) A bio-waste bag;
 - (B) A heavy-duty disaster pouch;
 - (C) Goggles;
 - (D) Booties;
 - (E) Masks;

Authority G.S. 90-210.25(a)(5)(h); 90-210.25(c)(8) and (10).

- (D) Disposable gloves;
- (F) A clean or disposable apron;
- (G) Antiseptic hand cleaner;
- (H) Disinfectant spray; and
- (I) A first-aid kit.

(c) A licensee shall disinfect the entire interior of the removal vehicle, including the driver's cabin, as soon as reasonably possible after each removal or transportation of a decedent.

(d) A licensee shall not eat, drink, or smoke in the removal vehicle while engaged in removal or transportation.

(e) A licensee shall not stack decedents inside a removal vehicle unless using shelves designed for such purpose and capable of transporting decedents in a manner consistent with Subparagraph (a)(2) of this Rule.

Authority G.S. 90-210.25(c)(9) and (10).

21 NCAC 34B .0806 CHAIN OF CUSTODY AND CONTROL

(a) When removing or transporting a decedent from the place of the decedent's death, unless otherwise instructed by a law enforcement official, a licensee shall place an impervious tag on the decedent or the decedent's body bag or disaster pouch, if the decedent is so sealed therein by a law enforcement official prior to the licensee's arrival. The impervious tag shall contain the following:

- (1) The decedent name, if known. Otherwise, the word "unidentified;"
- (2) The name of the county in which the death occurred, if known;
- (3) The date on which the death occurred, if known; and
- (4) The date on which decedent was discovered.

(b) If the licensee places the decedent in a body bag or disaster pouch, the licensee shall place on the bag or pouch an impervious

tag, or otherwise indelibly mark the bag or pouch, with the licensee's name and the information set forth in Subparagraphs (a)(1)-(4) of this Rule.

(c) When conducting removal or transportation at the authorization of OCME or an ME, the licensee shall not transport or remove a decedent for which a suspicion of homicide as the cause of death is communicated to the licensee by OCME, an ME, or law enforcement unless the decedent has been sealed in a body bag or disaster pouch by a law enforcement official, OCME, or an ME.

(d) A licensee shall transport directly, with no intervening stops unrelated to the transportation, the decedent from the location of origin to the location requested by the individual or entity for whom the licensee has engaged in the removal or transportation. If the licensee is engaged in the removal or transportation of multiple decedents simultaneously, the licensee shall transport each decedent to its respective destination consecutively, without any intervening stops unrelated to the transportation.

(e) For each removal or transportation performed, a licensee shall give to each individual or entity for whom the removal or transportation is authorized an inventory of all personal belongings found on the decedent, which shall be signed by the licensee. A licensee shall not touch or take possession of any weapon, or controlled substances or paraphernalia that is found among the decedent's personal belongings.

(f) A licensee shall place records related to the decedent for which the licensee is entrusted with custody during transportation and removal in an impervious container, if said records are secured to the decedent.

Authority G.S. 90-210.25(c)(9) and (10).

RULES REVIEW COMMISSION

This Section contains information for the meeting of the Rules Review Commission July 31, 2024 at 1711 New Hope Church Road, RRC Commission Room, Raleigh, NC. Anyone wishing to submit written comments on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners. Specific instructions and addresses may be obtained from the Rules Review Commission at 984-236-1850. Anyone wishing to address the Commission should notify the RRC staff and the agency no later than 5:00 p.m. of the 2nd business day before the meeting. Please refer to RRC rules codified in 26 NCAC 05.

RULES REVIEW COMMISSION MEMBERS

Appointed by Senate

Jeanette Doran (Chair)
Jay R. Hemphill
Jeff Hyde
Brandon Leebrick
Bill Nelson

Appointed by House

Barbara A. Jackson (1st Vice-Chair)
Randy Overton (2nd Vice-Chair)
Wayne R. Boyles, III
Jake Parker
Paul Powell

COMMISSION COUNSEL

Brian Liebman	984-236-1948
William W. Peaslee	984-236-1939
Seth M. Ascher	984-236-1934
Travis Wiggs	984-236-1929

RULES REVIEW COMMISSION MEETING DATES

July 31, 2024	September 25, 2024
August 28, 2024	October 30, 2024

AGENDA

RULES REVIEW COMMISSION

Wednesday, July 31, 2024, 10:00 A.M.

1711 New Hope Church Rd., Raleigh, NC 27609

- I. Ethics reminder by the chair as set out in G.S. 138A-15(e)
- II. Oath of Office for new Commissioner
- III. Approval of the minutes from the July 9, 2024 Special Meeting
- IV. Approval of the minutes from the June 24, 2024 Meeting
- V. Follow-up matters
 1. Criminal Justice Education and Training Standards Commission - 12 NCAC 09C .0401 (Peaslee)
 2. Board of Examiners in Optometry - 21 NCAC 42D .0102 (Peaslee)
- VI. Review of Log of Filings (Permanent Rules) for rules filed May 21, 2024 through June 20, 2024
 1. Marine Fisheries Commission (Liebman)
 2. Board of Dental Examiners (Wiggs)
 3. Board of Pharmacy (Peaslee)
 4. Appraisal Board (Wiggs)
 5. State Human Resources Commission 25 NCAC 01C (Peaslee)
 6. State Human Resources Commission 25 NCAC 01E (Ascher)
 7. Building Code Council (Liebman)
- VII. Review of Log of Filings (Temporary Rules) for any rule filed within 15 business days prior to the RRC Meeting
- VIII. Existing Rules Review
 - Review of Reports
 1. 10A NCAC 27G - HHS – Division of Mental Health/DD/SAS and Commission for Mental Health/DD/SAS (Ascher)
 2. 11 NCAC 23 - Industrial Commission (Ascher)
 3. 21 NCAC 23 - Irrigation Contractors' Licensing Board (Wiggs)
 4. 21 NCAC 37 - Board of Examiners for Nursing Home Administrators (Ascher)
 5. 21 NCAC 39 - Onsite Wastewater Contractors and Inspectors Certification Board (Wiggs)
- IX. Commission Business
 - Recognition of Service for outgoing Commissioner

- Closed session, to consult with attorneys regarding CRC v. RRC and CJETS v. RRC; and ASHLEY SNYDER, in her official capacity as CODIFIER OF RULES
- Next meeting: Wednesday, August 28, 2024

**Commission Review
Log of Permanent Rule Filings
May 21, 2024 through June 20, 2024**

MARINE FISHERIES COMMISSION

The rules in Subchapter 3I are general Marine Fisheries Commission rules.

<u>Definitions</u>	15A NCAC 03I .0101
Amend*	
<u>Data Collection</u>	15A NCAC 03I .0113
Amend*	

The rules in subchapter 3K concern oyster, clams, scallops, and mussels including shellfish, general (.0100); crabs (.0200); hard clams (mercenaria) (.0300); rangia clams (.0400); and scallops (.0500).

<u>Prohibited Activities in Polluted Shellfish Areas</u>	15A NCAC 03K .0101
Amend*	
<u>Permits for Relaying Shellfish from Polluted Areas</u>	15A NCAC 03K .0104
Repeal*	
<u>Public Health and Control of Oysters, Clams, Scallops and...</u>	15A NCAC 03K .0110
Amend*	
<u>Size and Harvest Limits of Clams</u>	15A NCAC 03K .0301
Amend*	
<u>Polluted Area Permit Requirements</u>	15A NCAC 03K .0401
Repeal*	
<u>Disposition of Meats</u>	15A NCAC 03K .0403
Repeal*	
<u>Oysters, Hard Clams, or Mussels Prohibited</u>	15A NCAC 03K .0405
Repeal*	

The rules in Subchapter 3O cover various licenses (.0100); leases and franchises (.0200); license appeal procedures (.0300); Standard Commercial Fishing License Eligibility Board (.0400); and licenses, leases and franchises (.0500).

<u>Procedures and Requirements to Obtain Licenses, Endorsement...</u>	15A NCAC 03O .0101
Amend*	
<u>Assignment of Standard Commercial Fishing License</u>	15A NCAC 03O .0109
Amend*	
<u>For-Hire License Requirements</u>	15A NCAC 03O .0112
Amend*	
<u>Standards and Requirements for Shellfish Leases and Franc...</u>	15A NCAC 03O .0201
Amend*	
<u>Eligibility and Requirements for Recreational Commercial ...</u>	15A NCAC 03O .0301
Amend*	
<u>Procedures and Requirements to Obtain Permits</u>	15A NCAC 03O .0501
Amend*	
<u>Permit Conditions; Specific</u>	15A NCAC 03O .0503
Amend*	

The rules in Subchapter 3R specify boundaries for various areas (.0100); and fishery management areas (.0200).

<u>Oyster Sanctuaries</u>	15A NCAC 03R .0117
Amend*	
<p>The rules in Chapter 18 cover environmental aspects of health such as sanitation (18A), mosquito control (18B), water supplies (18C), and water treatment facility operators (18D). The rules in Subchapter 18A concern sanitation and include handling, packing and shipping of crustacean meat (.0100) and shellfish (.0300 and .0400); operation of shellstock plants and reshippers (.0500); shucking and packing plants (.0600); depuration mechanical purification facilities (.0700); wet storage of shellstock (.0800); shellfish growing waters (.0900); sanitation of summer camps (.1000); grade A milk (.1200); hospitals, nursing homes, rest homes, etc. (.1300); mass gatherings (.1400); local confinement facilities (.1500); residential care facilities (.1600); protection of water supplies (.1700); lodging places (.1800); sewage treatment and disposal systems (.1900); migrant housing (.2100); bed and breakfast homes (.2200); delegation of authority to enforce rules (.2300); public, private and religious schools (.2400); public swimming pools (.2500); restaurants, meat markets, and other food handling establishments (.2600); child day care facilities (.2800); restaurant and lodging fee collection program (.2900); bed and breakfast inns (.3000); lead poisoning prevention (.3100); tattooing (.3200); adult day service facilities (.3300); primitive camps (.3500); rules governing the sanitation of resident camps (.3600); and private drinking water well sampling (.3800).</p>	
<u>Permits</u>	15A NCAC 18A .0302
Amend*	
<u>Definitions</u>	15A NCAC 18A .0901
Amend*	
<u>Restricted Areas</u>	15A NCAC 18A .0906
Amend*	
DENTAL EXAMINERS, BOARD OF	
<p>The rules in Subchapter 16A concern the organization of the board of dental examiners.</p>	
<u>Definitions</u>	21 NCAC 16A .0101
Amend*	
<u>Board Contact Information; Submission of Information and ...</u>	21 NCAC 16A .0107
Adopt*	
<p>The rules in Subchapter 16B concern licensure examination for dentists including examination required (.0100); qualifications (.0200); application (.0300); Board conducted examinations (.0400); licensure by credentials (.0500); limited volunteer dental license (.0600); instructor's license (.0700); temporary volunteer dental license (.0800); and exemptions for active military (.0900).</p>	
<u>Board Approved Examinations</u>	21 NCAC 16B .0303
Amend*	
<p>The rules in Subchapter 16C are dental hygienist licensure rules including general provisions (.0100); qualifications (.0200); application (.0300); Board conducted examinations (.0400); and licensure by credentials (.0500).</p>	
<u>Board Approved Examinations</u>	21 NCAC 16C .0303
Amend*	
<p>The rules in Subchapter 16H concern dental assistants including classification and training (.0100); and permitted functions of dental assistant (.0200).</p>	
<u>Approved Education and Training Programs</u>	21 NCAC 16H .0104
Amend*	
<p>The rules in Subchapter 16N concern rule-making and administrative hearing procedures including petitions for rulemaking (.0100); notice of rule-making hearings (.0200); rule-making hearings (.0300); declaratory rulings (.0400); administrative hearing procedures (.0500); and administrative hearings, decisions, related rights and procedures (.0600).</p>	
<u>Notice of Mailing List</u>	21 NCAC 16N .0202

Amend*		
<u>Right to Hearing</u>	21	NCAC 16N .0501
Amend*		
<u>Request for Hearing</u>	21	NCAC 16N .0502
Amend*		
<u>Granting or Denying Hearing Request</u>	21	NCAC 16N .0503
Amend*		
<u>Notice of Hearing</u>	21	NCAC 16N .0504
Amend*		

The rules in Subchapter 16U concern investigations including procedures (.0100); and complaints (.0200).

<u>Cooperation with Board Inquiry</u>	21	NCAC 16U .0104
Adopt*		

PHARMACY, BOARD OF

The rules in Chapter 46 cover organization of the board (.1200); general definitions (.1300); hospitals and other health facilities (.1400); admission requirements and examinations (.1500); licenses and permits (.1600); drugs dispensed by nurse and physician assistants (.1700); prescriptions (.1800); forms (.1900); administrative provisions (.2000); elections (.2100); continuing education (.2200); prescription information and records (.2300); dispensing in health departments (.2400); miscellaneous provisions (.2500); devices (.2600); nuclear pharmacy (.2700); compounding (.2800); product selection (.2900); disposal of unwanted drugs (.3000); clinical pharmacist practitioner (.3100); impaired pharmacist peer review program (.3200); and registry of pharmacist technicians (.3300).

<u>Hours: Records: Providers: Correspondence: Reciprocity</u>	21	NCAC 46 .2201
Amend*		
<u>Emergency Closure</u>	21	NCAC 46 .2516
Adopt*		

APPRAISAL BOARD

The rules in Subchapter 57A cover licensing, certification and practice rules for appraisers including application procedures (.0100); licensing and certification (.0200); examination (.0300); general practice requirements (.0400); appraisal standards (.0500); and experience credit (.0600).

<u>Continuing Education</u>	21	NCAC 57A .0204
Amend*		
<u>Expired Registration, License or Certificate</u>	21	NCAC 57A .0206
Amend*		
<u>Time and Place</u>	21	NCAC 57A .0301
Amend*		
<u>Re-Examination</u>	21	NCAC 57A .0303
Amend*		
<u>Business Practices</u>	21	NCAC 57A .0406
Repeal*		
<u>Appraisal Standards</u>	21	NCAC 57A .0501
Amend*		

The rules in Subchapter 57B cover real estate appraisal education including the courses required for licensure or certification (.0100); course sponsor standards for pre-licensing or pre-certification courses (.0200); pre-licensing and pre-certification course standards (.0300); course sponsor fees (.0400); fees for private real estate appraisal education schools (.0500); and continuing education course standards (.0600).

<u>Course Content</u>	21	NCAC 57B .0302
Amend*		

The rules in Subchapter 57D concern appraisal management companies including application for appraisal management registration (.0100); appraisal management company registration (.0200); appraisal management company procedures (.0300); and appraisal management company general practices (.0400).

<u>Form</u>	21	NCAC 57D .0101
Amend*		
<u>Registration Renewal</u>	21	NCAC 57D .0202
Amend*		
<u>Registration and Reporting Requirements</u>	21	NCAC 57D .0302
Amend*		

STATE HUMAN RESOURCES COMMISSION

The rules in Subchapter 1C concern personnel administration including employment (.0100); general employment policies (.0200); personnel records and reports (.0300); appointment (.0400); work schedule (.0500); competitive service (.0600); secondary employment (.0700); requirements for teleworking programs (.0800); employee recognition programs (.0900); and separation (.1000).

<u>Temporary Appointment</u>	25	NCAC 01C .0405
Amend*		

The rules in Subchapter 1E cover employee benefits including general leave provisions (.0100); vacation leave (.0200); sick leave (.0300); workers compensation leave (.0700); military leave (.0800); holidays (.0900); miscellaneous leave (.1000); other types of leave without pay (.1100); community involvement (.1200); the voluntary shared leave program (.1300); family and medical leave (.1400); child involvement leave (.1500); community services leave (.1600); administrative leave (.1700) incentive leave (.1800); and paid parental leave (.1900).

<u>Definitions</u>	25	NCAC 01E .1901
Adopt*		
<u>Relationship to Other Rules and Policies</u>	25	NCAC 01E .1902
Adopt*		
<u>Eligibility for Paid Parental Leave</u>	25	NCAC 01E .1903
Adopt*		
<u>Leave Available to Full-Time Employees</u>	25	NCAC 01E .1904
Adopt*		
<u>Leave Available to Part-Time Employees</u>	25	NCAC 01E .1905
Adopt*		
<u>Use of Other Leave</u>	25	NCAC 01E .1906
Adopt*		
<u>Requesting Use of Paid Parental Leave</u>	25	NCAC 01E .1907
Adopt*		
<u>Leave Administration</u>	25	NCAC 01E .1908
Adopt*		
<u>Leave Administration for Adoptions or Foster Care Placements</u>	25	NCAC 01E .1909
Adopt*		
<u>Miscarriage or Stillbirth</u>	25	NCAC 01E .1910
Adopt*		

BUILDING CODE COUNCIL

<u>2024 NC Residential Code/Referenced Standards</u>	Chapter 44
Adopt*	