

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: N.C. Board of Agriculture

2. Rule citation & name (name not required for repeal): 02 NCAC 37 .0202 Plant Analysis Service

3. Action:
 ADOPTION AMENDMENT REPEAL

4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):

5. Agency obtained G.S. 150B-19.1 certification:
 OSBM certified on: RRC certified on: 12/19/13 Not Required

6. Notice for Proposed Rule:
 Notice Required
Notice of Text published on: 2/3/14
Link to Agency notice: 2/3/14
Hearing on: N/A
Adoption by agency on: 4/9/14
 Notice not required under G.S.:
Adoption by agency on:

OFFICE OF
ADJUTANT GENERAL
2014 APR 21 PM 4:14
FILED

7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)
 Yes
Agency submitted request for consultation on: 9/30/13
Consultation not required. Cite authority:
 No

8. Fiscal impact (check all that apply):
 State funds affected
 Environmental permitting of DOT affected and analysis submitted to Board of Transportation
 Local funds affected
 Substantial economic impact (≥\$1,000,000)
 Approved by OSBM
 No fiscal note required

9. REASON FOR ACTION

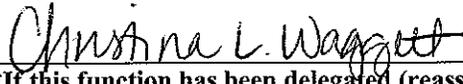
9A. What prompted this action? Check all that apply:
 Agency
 Court order / cite:
 Federal statute / cite:
 Federal regulation / cite:

Legislation enacted in last General Assembly session
Cite Session Law: S.L. 2013 – 360; page H1 of Conference Report on the Continuation, Capital, and Expansion Budget
 Petition for rule-making

9B. Explain:
The proposed increase in waste analysis fees will offset budget cuts generated by the managerial flexibility cuts mandated by the General Assembly in S.L. 2013-360. As seen on page H1 of the Conference Report on the Continuation, Capital and Expansion Budget, the Department was directed, under Management Flexibility Reserve, to reduce funds by 1.5% or \$1.5 million. The increase in the waste analysis fee offset this reduction in funding. The other fees listed have been a part of the fee scheduled adopted in 2005, but are added here to make the rule as up to date and accurate as possible. This rule became temporary on December 3, 2013 so the division could begin collecting the updated fee and we are now making this change permanent.

10. Rule-making Coordinator: Christina L. Waggett
Address: 1001 Mail Service Center, Raleigh, NC 27699-1001
Phone: 919-707-3008
E-Mail: christina.waggett@ncagr.gov

Agency Contact, if any:
Phone:
E-Mail:

11. Signature of Agency Head* or Rule-making Coordinator:

*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

Typed Name: Christina L. Waggett
Title: Rulemaking Coordinator

RRC AND OAH USE ONLY

Action taken:
 RRC Extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency
 Subject to Legislative Review
 Other:

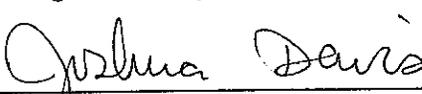
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Repeal: 07 NCAC 04M .0101-.0103, .0205, .0302-.0304, .0505; 04V .0101-.0105, .0201-.0202	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply:	
<input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite:	<input type="checkbox"/> Legislation enacted in last General Assembly session Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:
9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. Specific explanations for rule repeals include: Rule 04M .0101- A statement of purpose for the Division is not necessary for Administrative Code. Rule 04M .0102 - Listing the public hours for Division programs is not necessary for Administrative Code. Rule 04M .0103 - Information on services and research is available on the Division website and not in printed circulars. Rule 04M .0205 - The rule text is incorporated in the amended text for rule 04M .0204. Rule 04M .0302 - It is a conflict of interest for the Division to assign a value to a collection it is accepting as a donation. Staff is not qualified to assign value to collections nor to arrange for the valuation of potential gifts. Donors have always been responsible for any financial burden in seeking a valuation of gifts. Currently staff will refer donors to generic resources on locating a qualified appraiser, but we do not recommend particular companies or individuals. Deletion of this section will not result in any additional staff time, nor will it result in additional financial or time burdens for a donating individual. Rule 04M .0303 - The rule text is incorporated in the amended text for rule 04M .0301. Rule 04M .0304 - The rule text is incorporated in the amended text for rule 04M .0301. Rule 04M .0505 - Agency legal counsel advised that this section was duplicative of rule 04M .0502. 07 NCAC Subchapter 04V applies to one facility managed by the Division. All provisions of Subchapter 4V are covered in Subchapter 4M. There is no need for an entire portion of the Administrative code to be devoted to one facility managed by the Division when all rules governing use of the facility and collections are included in Subchapter 4M. Rule 04V .0202 concerning rules for use of the gallery were moved to Subchapter 04M .0107. The rest of subchapter 04V rule text is subsumed in the amendments in subchapter 4M.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken:	
<input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

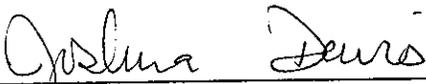
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0105 Public Research Facilities Regulations	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. The entire subchapter was examined for moderate edits, including those reflecting the change in organizational structure within DCR that elevated the Archives and Records program to a division. Additional minor edits were suggested by agency legal counsel, including the use of the word "shall" in place of "will." Regulations governing research facilities have been updated to account for procedures in all Division facilities. Language was made generic where possible to account for any variations in procedures for handling records. Identification requirements have been and continue to be the same across the Division. Additional language regarding use of equipment deemed to be acceptable for use with original records was added to accommodate requests by patrons for regulations governing use of imaging equipment in the Search Room. Language was made generic where possible to account for changes in technology while still allowing the Division to prevent equipment that would harm original records from being used by patrons.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> ADM. HEARINGS OFFICE OF 2014 APR 21 PM 4:55 FILED </div>

SUBMISSION FOR PERMANENT RULE

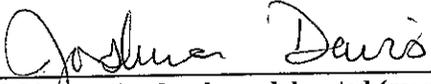
1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0106 Duplication Services	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. The entire subchapter was examined for moderate edits, including those reflecting the change in organizational structure within DCR that elevated the Archives and Records program to a division. Additional minor edits were suggested by agency legal counsel. The rule has been amended to reflect currently available duplication services. Deleted services are no longer available due to inability to maintain equipment or purchase supplies, such as photographic prints from negatives. All duplication services are digital now. In addition, the Division no longer has any requests for typed certified copies. Also, DCR added a statutory reference to the history note.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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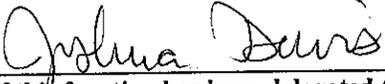
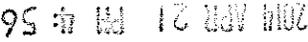
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0202 Procedures for Listing	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
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10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator </div>
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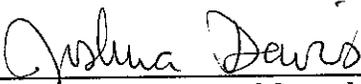
OFFICE OF
 ADMINISTRATIVE HEARINGS
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SUBMISSION FOR PERMANENT RULE

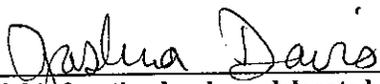
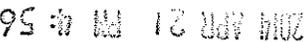
1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0203 Approval of Requests	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0301 Acceptance of Non-Government Papers	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
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ADMN HEARINGS
 OFFICE OF
 2014 APR 21 PM 4:56
 FILED

SUBMISSION FOR PERMANENT RULE

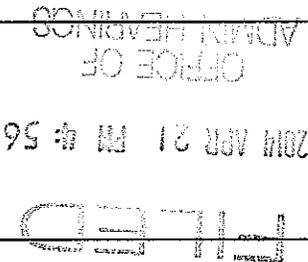
1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0401 Review	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
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10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	  

SUBMISSION FOR PERMANENT RULE

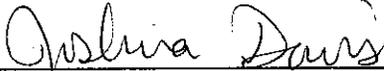
1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0403 Approval by Historical Commission	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. The entire subchapter was examined for moderate edits, including those reflecting the change in organizational structure within DCR that elevated the Archives and Records program to a division. The revised and additional rule text clarifies and expands the description of the established procedures for deaccession of records. Formatting changes provide improved structure for the rule.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

OFFICE OF
 ADJUTANT GENERAL
 2014 APR 21 PM 4:56


SUBMISSION FOR PERMANENT RULE

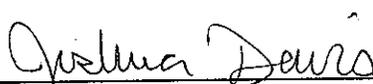
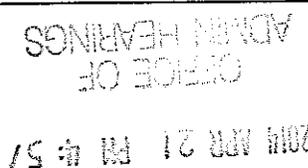
1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0502 Legal Custody of Records	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. The entire subchapter was examined for moderate edits, including those reflecting the change in organizational structure within DCR that elevated the Archives and Records program to a division. Custody of records can no longer be defined only as physical custody because electronic records may be in the custody of the DCR while stored on servers managed by DCR, but located outside a DCR facility. Edits reflect the accommodation of electronic records. Also, DCR added a statutory reference in the history note.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0509 Destruction of Records in State Records Center	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. The entire subchapter was examined for moderate edits, including those reflecting the change in organizational structure within DCR that elevated the Archives and Records program to a division. Additional minor edits were suggested by agency legal counsel, including the use of the word "shall" in place of "will." Rule text edits reflect procedures that apply to paper or electronic public records. Additional text clarifies the established procedures for the destruction of records. DCR also added a statutory reference in the history note.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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ADMINISTRATIVE
SERVICES
2014 APR 21 PM 4: 57
FILED

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Historical Commission	
2. Rule citation & name (name not required for repeal): Amendment: 07 NCAC 04M .0512 Restricted Areas in State Records Facilities	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: 10/22/2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/2/2013, Volume 28, Issue 11, pages 1171 - 1178 Link to Agency notice: http://www.ncoah.com/rules/register/Volume28Issue11December22013.pdf Hearing on: 12/17/2013 Adoption by agency on: 3/28/2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: 07 NCAC Subchapter 04M applies to the Division of Archives and Records (Division) in the Department of Cultural Resources (DCR), previously identified at the Archives and Records Section. The entire subchapter was examined for moderate edits, including those reflecting the change in organizational structure within DCR that elevated the Archives and Records program to a division. Edits to rule text accommodate procedures for all facilities managed by State Records Center. They also concur with provisions of proposed edits for rule .0104.	
10. Rule-making Coordinator: Joshua Davis Address: North Carolina Department of Cultural Resources 109 E Jones Street Raleigh, NC 27699 Phone: 919-807-7277 E-Mail: joshua.davis@ncdcr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Joshua Davis Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	 

ORIGINAL

3/21/14

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for MH/DD/SAS	
2. Rule citation & name (name not required for repeal): 10A NCAC 28C .0201, State Facility Environment	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: August 13, 2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: October 15, 2013 Link to Agency notice: http://www.ncdhhs.gov/mhddsas/MHDDSAScommission/proposedrules/index.htm#environment Hearing on: Adoption by agency on: February 27, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted in last General Assembly session Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: The amendment is to remove the rule provision which requires adequate areas accessible to patients/residents who wish to smoke tobacco at the state operated facilities given the health risks imposed to those who smoke and those who do not. Smoking interferes with patient recovery/habilitation and factors into aggressive behavior. Eliminating factors associated with smoking will facilitate improved patient/resident and staff health.	
10. Rule-making Coordinator: W. Denise Baker Address: 3018 Mail Service Center Raleigh, NC 27699-3018 Phone: 919-715-2780 E-Mail: denise.baker@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Title:
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

FILED
 214 MAR 28 PM 4:30
 OFFICE OF
 ADMIN HEARING &
 CONSTITUTIONAL

SUBMISSION FOR PERMANENT RULE

Action taken:

- RRC Extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

SUBMISSION FOR PERMANENT RULE

ORIGINAL
4/16/14

1. Rule-Making Agency: North Carolina Home Inspectors Licensure Board
2. Rule citation & name (name not required for repeal): 11 NCAC 08 .1301 - Definitions

3. Action:
 ADOPTION AMENDMENT REPEAL **4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):**

5. Agency obtained G.S. 150B-19.1 certification:
 OSBM certified on: RRC certified on: 11/21/13 Not Required

6. Notice for Proposed Rule:
 Notice Required
 Notice of Text published on: 2/3/14
 Link to Agency notice: http://www.ncdoi.com/LS/LS_Rules.aspx
 Hearing on: 4/11/14
 Adoption by agency on: 4/16/14
 Notice not required under G.S.:
 Adoption by agency on:

FILED
 APR 17 AM 8:16
 OFFICE OF
 ADMIN HEARINGS

7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)
 Yes
 Agency submitted request for consultation on:
 Consultation not required. Cite authority:
 No

8. Fiscal impact (check all that apply):
 State funds affected
 Environmental permitting of DOT affected and analysis submitted to Board of Transportation
 Local funds affected
 Substantial economic impact (≥\$1,000,000)
 Approved by OSBM
 No fiscal note required

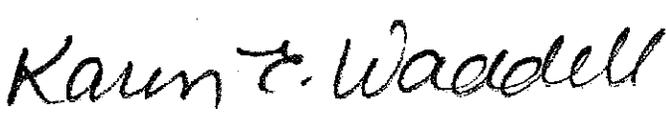
9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:

- Agency
- Court order / cite:
- Federal statute / cite:
- Federal regulation / cite:
- Legislation enacted in last General Assembly session
Cite Session Law: SL 2009-509
- Petition for rule-making
- Other:

9B. Explain: Per S.L. 2009-509, Effective October 1, 2013, no statutory authority for licensing of an Associate Home Inspector.

10. Rule-making Coordinator: Karen E. Waddell
 Address: 1201 Mail Service Center
 Raleigh, NC 27699-1201
 Phone: 919-807-6004
 E-Mail: Karen.waddell@ncdoi.gov
Agency Contact, if any:
 Phone:
 E-Mail:

11. Signature of Agency Head* or Rule-making Coordinator:

 *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.
 Typed Name: Karen Waddell
 Title: APA Coordinator

RRC AND OAH USE ONLY

Action taken:
 RRC Extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency
 Subject to Legislative Review
 Other:

SUBMISSION FOR PERMANENT RULE

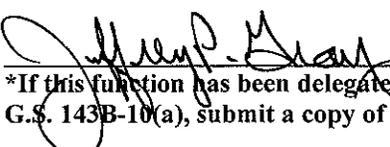
ORIGINAL
4/14/14

1. Rule-Making Agency: North Carolina Home Inspectors Licensure Board	
2. Rule citation & name (name not required for repeal): 11 NCAC 08 .1318 – Elective Course Component	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input checked="" type="checkbox"/> RRC certified on: 11/21/13 <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 2/3/14 Link to Agency notice: http://www.ncdoi.com/LS/LS_Rules.aspx Hearing on: 4/11/14 Adoption by agency on: 4/16/14 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input checked="" type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: SL 2009-509 <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: SL 2009-509 required a 3 year, 48 hr educational program for all home inspectors licensed prior to 9/30/11. Each year's 16 hour segment of education satisfied the continuing education (CE) requirement for the license periods ending 9/2012, 9/2013, 9/2014. Upon completion of the 48 hr program, in conjunction with additional CE for newly licensed inspectors in future years, this change reduces CE requirements back to 12 hours per year, reducing costs of licensure for licensees.	
10. Rule-making Coordinator: Karen E. Waddell Address: 1201 Mail Service Center Raleigh, NC 27699-1201 Phone: 919-807-6004 E-Mail: Karen.waddell@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="font-family: cursive; font-size: 1.2em; text-align: center;">Karen E. Waddell</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Karen Waddell Title: APA Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

FILED
 2014 APR 17 AM 8:18
 OFFICE OF
 ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

[For rules adopted on or after October 1, 2011]

1. Rule-Making Agency: North Carolina Alarm Systems Licensing Board	
2. Rule citation & name (name not required for repeal): 12 NCAC 11 .0105; PROHIBITED ACTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 21, 2013 Link to Agency notice: www.ncdoj.gov Hearing on: January 10, 2014 Adoption by agency on: March 20, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
6. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	7. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected Date submitted to OSBM: <input type="checkbox"/> Substantial economic impact (\geq \$500,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
8. REASON FOR ACTION	
8A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted in last General Assembly session Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
8B. Explain: To conform the Board's rule on prohibited acts to the Board's statute on providing false information.	
9. Rule-making Coordinator: Jeffrey P. Gray Address: P.O. Box 1351, Raleigh, NC 27602 Phone: (919) 828-0731 E-Mail: jgray@bdixon.com Agency Contact, if any: Terry Wright Phone: (919)788-5320 ext. 220 E-Mail: twright@ncdoj.gov	10. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jeffrey P. Gray Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

Office of Administrative Hearings
APR 11 PM 1:34
Filed

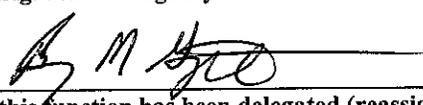
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Veterinary Medical Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 66.0101 Authority: Name and Location of Board	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input type="checkbox"/> Notice Required Notice of Text published on: Link to Agency notice: Hearing on: Adoption by agency on: <input checked="" type="checkbox"/> Notice not required under G.S.: GS 150B-21.5(a)(4) Adoption by agency on: 03/28/2014	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted in last General Assembly session Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: We have discontinued the use of our Post Office box.	
10. Rule-making Coordinator: George Hearn Address: P.O. Box 1776, Raleigh, NC 27602 Phone: 919-743-2200 E-Mail: ghearn@jvhgglaw.com Agency Contact, if any: Thomas Mickey Phone: 919-854-5601 E-Mail: tmickey@ncvmb.org	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Thomas Mickey Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2014 APR -2 AM 11:02
 OFFICE OF
 ADMIN HEARINGS

ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Building Code Table 1004.1.1 Maximum Floor Area Allowances per Occupant. (130910 Item B-1)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: The use of 15-sf/occupant in assembly spaces that are accessory to office areas inflates the occupant count because these spaces are typically occupied by the same persons that occupy the office space. As a consequence the egress requirements and toilet fixture quantities for a floor may be inflated also. The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF
 ADMIN HEARINGS

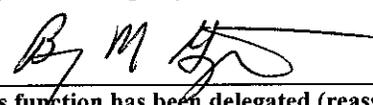
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Building Code Chapter 23 Wood Tables SP. (130910 Item B-2)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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9B. Explain: Ongoing testing conducted by the Southern Pine Inspection Bureau indicates that visually graded Southern Pine dimension lumber currently harvested has a bending strength of 10% to 30% less than the values on which the Tables in Chapter 23 of the NC Building Code are based. As a result, the American Standard Lumber Committee has approved changes to the design values published by the American Wood Council for all visually graded Sou The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF
 ADMIN HEARINGS
 FILED

ORIGINAL

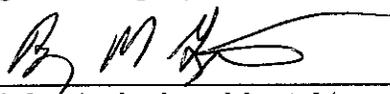
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Fire Code 908.7 Carbon monoxide alarms. (130910 Item B-8)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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9B. Explain: SL 2013-413; H74 was adopted to require CO detectors in sleeping locations adjacent to fueled equipment. This code change is an offer of replacement language, when the session law expires. The language submitted is taken from the 2012 IFC, except with some NC modifications to mirror the language added to GS 143-138 by the legislature. The delayed effective date of this Rule is June 1, 2014. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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ORIGINAL

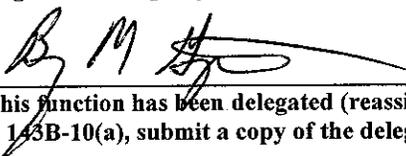
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Fire Code 2206.2.3 Above-ground tanks located outside, above grade. (130910 Item B-9)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
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9B. Explain: Similar language was present in previous code editions. This would remove the requirements for UL 2085 tanks for small fleet operations. The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2014 APR 16 PM 3:42
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HEARINGS

ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Plumbing Code 202 General Definitions, 605.2 Lead content of water supply pipe and fittings. (130910 Item B-15)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: This proposal brings the NC Plumbing Code into compliance with the Federal "Reduction of Lead in Drinking Water" Act that became Federal Law on January 4, 2014. The delayed effective date of this Rule is June 1, 2014. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMINISTRATIVE
SERVICES

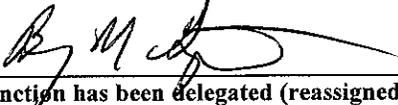
ORIGINAL

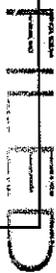
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Residential Code Chapter 5, Chapter 8 Wood Tables SP. (130910 Item B-3)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
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7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: Ongoing testing conducted by the Southern Pine Inspection Bureau indicates that visually graded Southern Pine dimension lumber currently harvested has a bending strength of 10% to 30% less than the values on which the Tables in Chapter 23 of the NC Building Code are based. As a result, the American Standard Lumber Committee has approved changes to the design values published by the American Wood Council for all visually graded Sou The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2014 APR 16 PM 3:43
 OFFICE OF
 ADMIN HEARINGS

ORIGINAL SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Residential Code R101.2 Scope. Accessory Buildings and Structures. (130910 Item B-10)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: This proposal will better define application of the technical codes for accessory buildings or structures. This is also done by creating separate subsections under scope for accessory buildings and structures. The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

2014 APR 16 PM 3:44
 OFFICE OF
 ADMIN HEARINGS


ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Residential Code R202 Definitions. (130910 Item B-11)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
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9B. Explain: This proposal is to better define when something should be considered an accessory building versus an accessory structure. The proposal is for clarity on when to apply the technical codes based on defining as either an accessory building or a structure (different rules apply based upon classification). The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
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Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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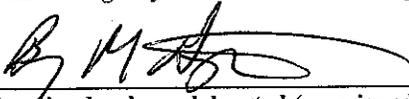
ORIGINAL SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Residential Code Table R302.1 Exterior Walls. (130910 Item B-12)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: This proposal is to correct a safety concern in the table related to a recent change the reduced the fire separation distance from 5-feet to 3-feet. A soffit protection requirement, that may have been an error, makes an unsafe condition. The intent of this proposal is to reinstate the 2009 Code requirement. The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Residential Code R310.1.1 Minimum opening area. (130910 Item B-14)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 15, 2013 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co Hearing on: December 10, 2013 Adoption by agency on: March 1, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted in last General Assembly session <input type="checkbox"/> Court order / cite: Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain: This proposal is to eliminate redundant language from the exception that is in the section above. The delayed effective date of this Rule is January 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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