

Commission Review

Log of Permanent Rule Filings

June 23, 2014 through July 21, 2014

PESTICIDE BOARD

The rules in Chapter 9 are from the Food and Drug Protection Division of the Department of Agriculture and Consumer Services.

The rules in Subchapter 9L are from the N.C. Pesticide Board and include organizational rules (.0100); registration (.0300); samples and submissions (.0400); pesticide licenses (.0500); pesticide and pesticide container disposal (.0600); declaration of pests and restrictions on their control (.0700); bulk distribution of pesticides (.0800); aerial application of pesticides (.1000); private pesticide applicator certification (.1100); arsenic trioxide (.1200); availability of restricted use pesticides (.1300); ground application of pesticides (.1400); worker protection standards for agricultural pesticides (.1800); pesticide storage (.1900); chemigation (any process whereby pesticides are applied to land, crops, or plants using an irrigation system) (.2000); hearing rules of the North Carolina pesticide board (.2100); and interim protection measures for the Carolina heelsplitter mussel (.2200).

<u>Duties of Pesticide Section</u>	02	NCAC 09L .0101
Amend/		
<u>Assignment of Duties</u>	02	NCAC 09L .0103
Amend/		
<u>Common and Chemical Names of Pesticides</u>	02	NCAC 09L .0316
Amend/		
<u>Registration of Pesticides to Meet with Special Local Needs</u>	02	NCAC 09L .0317
Amend/		
<u>Exemption of Agencies for Use of Pesticides in Emergencies</u>	02	NCAC 09L .0318
Amend/		
<u>Tolerances</u>	02	NCAC 09L .0402
Amend/		
<u>Governmental Workers</u>	02	NCAC 09L .0506
Amend/		
<u>Continuances</u>	02	NCAC 09L .0516
Amend/		
<u>Recertification Process</u>	02	NCAC 09L .0522
Amend/		
<u>Designations</u>	02	NCAC 09L .0901
Amend/		
<u>Definitions</u>	02	NCAC 09L .1001
Amend/		
<u>Exemptions</u>	02	NCAC 09L .1006
Amend/		
<u>Single Purchase Emergency Certification Permit</u>	02	NCAC 09L .1104
Amend/		
<u>Definitions</u>	02	NCAC 09L .1401
Amend/		
<u>Adoption by Reference</u>	02	NCAC 09L .1805
Amend/		
<u>Copies of Contingency Plan</u>	02	NCAC 09L .1909
Amend/		

Inspection: Maintenance and Modification
Amend/

02 NCAC 09L .2004

ALCOHOLIC BEVERAGE CONTROL COMMISSION

The rules in Chapter 2 are from the Alcoholic Beverage Control Commission.

The rules in Subchapter 2S concern retail beer, wine, mixed beverages, brownbagging, advertising, and special permits. The rules include definitions and permit application procedures (.0100); general rules affecting retailers and brownbagging permittees (.0200); malt beverages and the wine retailer/wholesaler relationship (.0300); additional requirements for brownbagging permittees (.0400); additional requirements for mixed beverages permittees (.0500); special requirements for convention centers, community theatres, sports clubs, and nonprofit and political organizations (.0600); special occasions permits (.0700); culinary permits (.0800); wine and beer tastings (.0900); advertising (.1000); and effect of administrative action, fines, and offers in compromise (.1100).

Applications for Permits: General Provisions
Amend/

04 NCAC 02S .0102

The rules in Subchapter 2T concern industry members, retail/industry member relationships, ship chandlers, air carriers, and fuel alcohol including definitions and application procedures (.0100); product approvals, listing procedures and product lists (.0200); packaging and labeling of malt beverages and wine (.0300); standards of identity for wine containers (.0400); general provisions for industry members (.0500); sales and deliveries of malt beverages and wine (.0600); alcoholic beverages, retailer/industry member relationship and trade practices (.0700); ships chandler's permit (.0800); distillers and representatives (.0900); air carriers (.1000); fuel alcohol permits (.1100); and administrative action by commission (.1200).

Labels to be Submitted to Commission
Amend/

04 NCAC 02T .0302

Label Contents: Malt Beverages
Amend/

04 NCAC 02T .0303

Growlers
Amend/

04 NCAC 02T .0308

Growlers: Cleaning, Sanitizing, Filling and Sealing
Adopt/

04 NCAC 02T .0309

LABOR, DEPARTMENT OF

The rules in Chapter 13 concern boiler and pressure vessel including definitions (.0100); administration (.0200); enforcement of standards (.0300); general requirements (.0400); non-standard boilers and pressure vessels (.0500); hot water vessels used for heating or for storage of hot water (.0600); nuclear energy systems (.0700); and forms (.0800).

Design and Construction Standards
Amend/

13 NCAC 13 .0401

ENVIRONMENTAL MANAGEMENT COMMISSION

The rules in Subchapter 2B pertain to surface water standards and monitoring including procedures for assignment of water quality standards (.0100); the standards used to classify the waters of the state (.0200); stream classifications (.0300); effluent limitations (.0400); monitoring and reporting

requirements (.0500); and water quality management plans (.0600).

Broad River Basin
Amend/

15A NCAC 02B .0306

DENTAL EXAMINERS, BOARD OF

The rules in Subchapter 16D concern provisional licensure for dentists including general provisions (.0100); and examinations (.0200).

Patient Records
Repeal/

21 NCAC 16D .0103

Application
Amend/

21 NCAC 16D .0104

Consent for Board Investigation
Adopt/

21 NCAC 16D .0106

The rules in Subchapter 16E concern provisional licensure for dental hygienists.

Application
Amend/

21 NCAC 16E .0103

Examination
Amend/

21 NCAC 16E .0104

EXAMINERS OF ELECTRICAL CONTRACTORS, BOARD OF

The rules in Chapter 18B are from the Board of Electrical Contractors including general provisions (.0100); examinations and qualifications (.0200); terms and definitions applicable to licensing (.0300); licensing requirements (.0400); reciprocal licensing agreements with other states (.0700); special restricted licenses (.0800); violations and contested case hearings (.0900); forms, certificates, and publications of the board (.1000); and continuing education courses and requirements (.1100).

Electrical Installation: Project: Project Value-Limitation
Amend/

21 NCAC 18B .0303

Annual License Fees
Amend/

21 NCAC 18B .0404

MEDICAL BOARD

The rules in Subchapter 32B concern license to practice medicine including prescribing (.1000); general (.1300); resident's training license (.1400); faculty limited license (.1500); purpose license (.1600); other business (.1700); and expedited license for physician license (.2000).

Reinstatement of Physician License
Amend/

21 NCAC 32B .1350

Reactivation of Physician License
Amend/

21 NCAC 32B .1360

Application for Resident's Training License
Amend/

21 NCAC 32B .1402

The rules in Subchapter 32U cover the administration of vaccines by pharmacists.

Administration of Vaccines by Pharmacists
Amend/

21 NCAC 32U .0101

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); sterile parenteral pharmaceuticals (.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).

Administration of Vaccines by Pharmacists
Amend/

21 NCAC 46 .2507

PODIATRY EXAMINERS, BOARD OF

The rules in Chapter 52 concern Board of Podiatry Examiners including organization of the Board (.0100); examination and licensing (.0200); professional corporations (.0300); revocation or suspension of license (.0400); certification of podiatric assistants (.0500); general provisions (.0600); petitions for rules (.0700); notice of rulemaking hearings (.0800); rulemaking hearings (.0900); declaratory rulings (.1000); administrative hearing procedures (.1100); administrative hearings decisions related rights and procedures (.1200); nominations for podiatrist members of the board of podiatry examiners; the board of podiatry examiners constituting a board of podiatry elections; and procedures for holding an election (.1300); and scope of practice (.1400).

Temporary License for Clinical Residency/Fellowship
Adopt/

21 NCAC 52 .0213

Forms and Applications
Amend/

21 NCAC 52 .0611

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); and appraisal standards (.0500).

Expired Registration, License or Certificate
Amend/

21 NCAC 57A .0206

BUILDING CODE COUNCIL

2012 NC Building Code/Automatic Sprinkler Systems
Amend/

901.6.1

2012 NC Building Code/Fixture Calculations
Amend/

2902.1.1

2012 NC Building Code Council/Mean of Egress Capacity Fa...

3404.6

Amend/ <u>2012 NC Fuel Gas Code/Pipe Joints</u>	403.10.1
Amend/ <u>2012 NC Mechanical Code/Makeup Air Required</u>	505.2
Amend/ <u>2012 NC Plumbing Code/Fixture Calculations</u>	403.1.1
Amend/ <u>2012 NC Residential Code/Hazardous Locations</u>	R308.4
Amend/ <u>2012 NC Residential Code/Corrosion Resistance</u>	R4605.5
Amend/ <u>2012 NC Residential Code/Deck Attachment</u>	Appendix AM104.1