

**G.S. 150B-21.3A Report for 21 NCAC 30, NC BOARD OF MASSAGE AND BODYWORK THERAPY**

Agency - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS/ NC BOARD OF MASSAGE AND BODYWORK THERAPY

Comment Period - April 22, 2014-June 21, 2014

Date Submitted to APO - Filled in by RRC staff

Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
<b>SECTION .0100 - ORGANIZATION AND GENERAL PROVISIONS</b>	21 NCAC 30 .0101	PURPOSE	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0102	DEFINITIONS	Amended Eff. September 1, 2008	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0200 - APPLICATION FOR LICENSE</b>	21 NCAC 30 .0201	APPLICATION AND SCOPE	Amended Eff. October 1, 2008	Necessary without substantive public interest	No		Yes	Necessary with substantive public interest
	21 NCAC 30 .0202	INTERVIEWS	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0203	EXEMPTIONS FROM LICENSURE	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0204	FEES	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0205	TERM OF LICENSE	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0206	BACKGROUND INVESTIGATION REQUIRED FOR APPLICANT	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0300 - LICENSING</b>	21 NCAC 30 .0301	PROFESSIONAL DESIGNATIONS	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0302	DISPLAY OF LICENSE	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0303	LICENSE RENEWAL	Amended Eff. April 1, 2010	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0306	GROUND FOR LICENSE DENIAL OR DISCIPLINE	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0400 - BUSINESS PRACTICES</b>	21 NCAC 30 .0401	ADDRESS OF RECORD	Eff. April 1, 2001	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest
	21 NCAC 30 .0402	TRADE NAMES	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0403	CHANGE OF ADDRESS OR TRADE NAME	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0404	ADVERTISING	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0500 - STANDARDS OF PROFESSIONAL CONDUCT</b>	21 NCAC 30 .0501	PURPOSE	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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	21 NCAC 30 .0502	GENERAL REQUIREMENTS	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0503	CLIENT ASSESSMENT AND INFORMED CONSENT	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0504	DOCUMENTATION; REFERRALS	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0505	CONFIDENTIALITY, ROLES AND BOUNDARIES	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0506	DRAPING REQUIREMENTS	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0507	HYGIENE	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0508	SEXUAL ACTIVITY DEFINED	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0509	SEXUAL ACTIVITY PROHIBITED	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0510	PROVIDING OR TERMINATING SERVICE	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0511	BUSINESS AND ETHICAL REQUIREMENTS	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0512	IMPAIRMENT	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0513	FACILITY REQUIREMENTS	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0514	INFORMING BOARD OF VIOLATIONS	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0515	CONTINUING DUTY TO REPORT CERTAIN CRIMES AND CIVIL SUITS	Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0516	TREATMENT IN BODY CAVITIES	Eff. October 1, 2008	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0600 - MASSAGE AND BODYWORK THERAPY SCHOOLS</b>				Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0601	BOARD APPROVAL	Amended Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0602	DEFINITIONS	Amended Eff. August 1, 2009	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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	21 NCAC 30 .0603	DOCUMENTATION OF SUCCESSFUL COMPLETION	Amended Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0604	APPROVAL DESIGNATION	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0607	VERIFICATION OF COMPLIANCE	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0608	SCHOOL APPROVAL FEES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0609	DISCIPLINARY SANCTIONS; REPORTING REQUIREMENTS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0610	AUTHORITY TO OPERATE	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0611	PROGRAM DIRECTOR QUALIFICATIONS AND ADMINISTRATIVE STAFF	Eff. November 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0612	INSTRUCTIONAL STAFF QUALIFICATIONS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0613	APPROVAL PROCESS FOR INSTRUCTIONAL STAFF	Eff. November 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0614	MANAGEMENT OF INSTRUCTORS	Eff. November 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0615	SCHOOL PLANT AND EQUIPMENT	Eff. November 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0616	FINANCIAL MANAGEMENT SYSTEMS AND ECONOMIC STABILITY	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0617	STUDENT RECRUITMENT	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0618	ADMISSIONS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0619	TUITION, REFUNDS AND FINANCIAL AID	Eff. November 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0620	PROGRAM REQUIREMENTS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0621	STUDENT RECORDS AND ACADEMIC PROGRESS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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	21 NCAC 30 .0622	EDUCATIONAL CREDENTIAL ISSUED; GRADUATES' PASS RATE ON NATIONAL EXAMINATIONS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0623	LEARNING RESOURCES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0624	STANDARDS OF PROFESSIONAL CONDUCT	Amended Eff. September 1, 2011	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0625	SCHOOL COMPLAINT POLICY	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0626	STUDENT COMPENSATION PROHIBITED	Amended Eff. November 1, 2008	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0627	TRANSFER OF CREDIT; ADVANCED PLACEMENT	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0628	ETHICAL REQUIREMENTS IN ADVERTISING	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0629	STUDENT ENROLLMENT AGREEMENT	Amended Eff. November 1, 2010	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0630	SCHOOL CATALOG	Amended Eff. February 1, 2011	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0631	BOARD APPROVAL NOT TRANSFERABLE	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0632	INITIAL APPLICATION FOR BOARD APPROVAL	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0633	APPLICATION FOR BOARD APPROVAL OF ADDITIONAL PROGRAMS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0634	CLOSURE OF SCHOOL; TERMINATION OF A PROGRAM	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0635	SCHOOL STAFF MEMBERS AS STUDENTS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0700 - CONTINUING EDUCATION</b>	21 NCAC 30 .0701	CONTINUING EDUCATION REQUIREMENTS	Amended Eff. November 1, 2008	Necessary without substantive public interest	No		Yes	Necessary with substantive public interest

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	21 NCAC 30 .0702	CONTINUING EDUCATION DEFINITIONS	Amended Eff. April 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0800 - RULES</b>								
	21 NCAC 30 .0801	PETITIONS FOR ADOPTION, AMENDMENT OR REPEAL OF RULES	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0802	RULE MAKING NOTICE AND PUBLIC HEARING	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0803	DECLARATORY RULINGS	Eff. April 1, 2001	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0900 - COMPLAINTS, DISCIPLINARY ACTION AND HEARINGS</b>								
	21 NCAC 30 .0901	PURPOSE AND SCOPE	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0902	COMPLAINTS	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0903	ACTION ON A COMPLAINT	Amended Eff. September 2, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0904	FORMAL HEARING	Amended Eff. April 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 30 .0905	DISCIPLINARY SANCTIONS	Amended Eff. April 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest