Original 1-20-2015

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1. Rule-Making Agency: NORTH CAROLINA INDUSTRIAL	COMMISSION
2. Rule citation & name (name not required for repeal):	
04 NCAC 10J .0101 GENERAL PROVISIONS	
3. Action:	-
ADOPTION X AMENDMENT REPEAT 4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
\mathbf{X} No	
6. Notice for Proposed Rule:	X No
	No N
Notice Required Notice of Text published on: NOVEMBER 17, 2014	27 5
Link to Agency notice: www.ic.nc.gov/ProposedNCICMedia	calFeeScheduleRules.pdf
Hearing on: DECEMBER 17, 2014	ACC R
Adoption by agency on: JANUARY 20, 2015	
Notice not required under G.S.: Adoption by agency on:	GS 33
	<u> </u>
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
Yes	 State funds affected Environmental permitting of DOT affected and
Agency submitted request for consultation on:	analysis submitted to Board of Transportation
Consultation not required. Cite authority:	Local funds affected
No No	□ Substantial economic impact (≥\$1,000,000)
_	Approved by OSBM No fiscal note required
	SON FOR ACTION
9A. What prompted this action? Check all that apply:	
Court order / cite:	Legislation enacted by the General Assembly Cite Session Law: S.L. 2013-410, Section 33
Federal statute / cite:	Petition for rule-making
Federal regulation / cite:	Other:
9B. Explain: See attachment.	
See allachment.	
10. Rule-making Coordinator: Meredith R. Henderson	11. Signature of Agency Head* or Rule-making Coordinator:
Address: 4333 Mail Service Center Raleigh, NC 27699	1. 11
Phone: (919) 807-2575	that 1/ball
E-Mail:	*If this function has been delegated (reassigned) pursuant to
neredith.henderson@ic.nc.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency Contact, if any: Ryan S. Boyce Phone: (919) 807-2582	Typed Name: Andrew T. Heath
E-Mail: ryan.boyce@ic.nc.gov	Title: Chairman
	D OAH USE ONLY
Action taken:	
RRC Extended period of review:	
RRC determined substantial changes:	
Withdrawn by agency	
Subject to Legislative Review	
Other:	
Save Dermanent	Dula 0400 11/2014
Reset	Rule 0400 – 11/2014

Attachment to Submission of Permanent Rule Form for Rule 04 NCAC 10J .0101

9B. Explain:

The Industrial Commission proposes to amend this rule in conjunction with the adoption of two other rules to fulfill its statutory duty to periodically review the schedule of fees charged for medical treatment in workers' compensation cases and to make revisions if necessary. The revisions reflected in this proposed rule in conjunction with the adoption of proposed Rules 04 NCAC 10J .0102 and .0103 are intended to ensure that injured workers are provided the standard of services and care intended by the Workers' Compensation Act, that health care providers receive reasonable reimbursement for services, and that medical costs are adequately contained. The Industrial Commission was directed in S.L. 2013-410, s.33.(a) to base its physician and hospital fee schedules on "the applicable Medicare payment methodologies." The package of proposed rules, including this rule, is intended to carry out this legislative mandate.

Original 1-20-2015

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1. Rule-Making Agency: NORTH CAROLINA INDUSTRIAL	COMMISSION
2. Rule citation & name (name not required for repeal): 04 NCAC 10J .0102 FEES FOR PROFESSIONAL SERVICE	S (proposed eff. April 1, 2015)
3. Action:	
ADOPTION AMENDMENT REPEAT	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
X No	X No
6. Notice for Proposed Rule:	P 35
 Notice Required Notice of Text published on: NOVEMBER 17, 2014 Link to Agency notice: www.ic.nc.gov/ProposedNCICMedia Hearing on: DECEMBER 17, 2014 Adoption by agency on: JANUARY 20, 2015 Notice not required under G.S.: Adoption by agency on: 	THE OF IN 2:
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
 Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No 	 ☐ 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. REAS	SON FOR ACTION
9A. What prompted this action? Check all that apply:	
Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain:	 Legislation enacted by the General Assembly Cite Session Law: S.L. 2013-410, Section 33 Petition for rule-making Other:
10. Rule-making Coordinator: Meredith R. Henderson Address: 4333 Mail Service Center	11. Signature of Agency Head* or Rule-making Coordinator:
Raleigh, NC 27699	Λ Λ Λ
Phone: (919) 807-2575	How fill
E-Mail:	*If this function has been delegated (reassigned) pursuant to
neredith.henderson@ic.nc.gov Agency Contact, if any: Ryan S. Boyce	G.S. 143B-10(a), submit a copy of the delegation with this form.
Phone: (919) 807-2582	Typed Name: Andrew T. Heath
E-Mail: ryan.boyce@ic.nc.gov	Title: Chairman
	O OAH USE ONLY
Action taken:	
 RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: 	
Save Permanent Reset	Rule 0400 – 11/2014

Attachment to Submission of Permanent Rule Form for Rule 04 NCAC 10J .0102 (proposed eff. April 1, 2015)

9B. Explain:

The Industrial Commission proposes to adopt this rule in conjunction with the amendment /adoption of two other rules to fulfill its statutory duty to periodically review the schedule of fees charged for medical treatment in workers' compensation cases and to make revisions if necessary. The Industrial Commission was directed in S.L. 2013-410, s.33.(a) to base its physician and hospital fee schedules on "the applicable Medicare payment methodologies." The package of proposed rules, including this rule, is intended to carry out this legislative mandate. There are two versions of Rule 04 NCAC 10J .0102 being adopted in order to move the physician and hospital fee schedules out of Rule 04 NCAC 10J .0101 now and yet keep the current physician fee schedule in place until July 1, 2014. This version of Rule 04 NCAC 10J .0102, proposed to be effective April 1, 2015, is essentially Paragraphs (b) and (c) of the current Rule 04 NCAC 10J .0101.

Original 1-20-2015

1. Rule-Making Agency: NORTH CAROLINA INDUSTRIAL	COMMISSION	
2. Rule citation & name (name not required for repeal):		
04 NCAC 10J .0102 FEES FOR PROFESSIONAL SERVICES (proposed eff. July 1, 2015)		
3. Action: ADOPTION X AMENDMENT REPEAL		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
X No	X No A T	
6. Notice for Proposed Rule:	So s	
Notice Required		
Notice of Text published on: NOVEMBER 17, 2014 Link to Agency notice: www.ic.nc.gov/ProposedNCICMedica	alFeeScheduleRules.pdf	
Hearing on: DECEMBER 17, 2014	AO R II	
Adoption by agency on: JANUARY 20, 2015		
Notice not required under G.S.: Adoption by agency on:	38 39	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
Consultation not required. Cite authority:	analysis submitted to Board of Transportation	
	□ Local funds affected □ Substantial economic impact (≥\$1,000,000)	
No No	Approved by OSBM	
	X No fiscal note required	
	ON FOR ACTION	
9A. What prompted this action? Check all that apply:	_	
Agency	Legislation enacted by the General Assembly	
Court order / cite: Federal statute / cite:	Cite Session Law: S.L. 2013-410, Section 33 Petition for rule-making	
Federal regulation / cite:	Other:	
9B. Explain:	.6	
See attachment.		
ace and the		
10. Rule-making Coordinator: Meredith R. Henderson Address: 4333 Mail Service Center	11. Signature of Agency Head* or Rule-making Coordinator:	
Raleigh, NC 27699	11 /1	
Phone: (919) 807-2575	- The MAN	
E-Mail: meredith.henderson@ic.nc.gov	*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Ryan S. Boyce		
Phone: (919) 807-2582	Typed Name: Andrew T. Heath	
E-Mail: ryan.boyce@ic.nc.gov	Title: Chairman	
Action taken:	O OAH USE ONLY	
RRC Extended period of review:		
RRC determined substantial changes:		
Withdrawn by agency	*	
Subject to Legislative Review		
Other:		
Save	Rule 0400 – 11/2014	
Reset		

Attachment to Submission of Permanent Rule Form for Rule 04 NCAC 10J .0102 (proposed eff. July 1, 2015)

9B. Explain:

The Industrial Commission proposes to amend this rule in conjunction with the amendment /adoption of two other rules to fulfill its statutory duty to periodically review the schedule of fees charged for medical treatment in workers' compensation cases and to make revisions if necessary. The revisions reflected in the proposed rules are intended to ensure that injured workers are provided the standard of services and care intended by the Workers' Compensation Act, that health care providers receive reasonable reimbursement for services, and that medical costs are adequately contained. The Industrial Commission was directed in S.L. 2013-410, s.33.(a) to base its physician and hospital fee schedules on "the applicable Medicare payment methodologies." The package of proposed rules, including this rule, is intended to carry out this legislative mandate. There are two versions of Rule 04 NCAC 10J .0102 being adopted in order to move the physician and hospital fee schedules out of Rule 04 NCAC 10J .0102, proposed to be effective July 1, 2015, is intended to carry out the statutory mandate and session law directive described above.

1. Rule-Making Agency: NORTH CAROLINA INDUSTRIA	AL COMMISSION
2. Rule citation & name (name not required for repeal) 04 NCAC 10J .0103 FEES FOR INSTITUTIONAL SERVICE	•
3. Action:	
ADOPTION AMENDMENT REPEA	AL
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
2	X No
6. Notice for Proposed Rule:	SO E
 Notice Required Notice of Text published on: NOVEMBER 17, 2014 Link to Agency notice: www.ic.nc.gov/ProposedNCICMer Hearing on: DECEMBER 17, 2014 Adoption by agency on: JANUARY 20, 2015 Notice not required under G.S.: Adoption by agency on: 	edicalFeeScheduleRules.pdf
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	
	8. Fiscal impact (check all that apply):
 Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No 	 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. REA 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: 	ASON FOR ACTION Image: Legislation enacted by the General Assembly Cite Session Law: S.L. 2013-410, Section 33 Petition for rule-making Other:
See attachment.	
10. Rule-making Coordinator: Meredith R. Henderson	11 Clauden Ch. The state
Address: 4333 Mail Service Center Raleigh, NC 27699	11. Signature of Agency Head* or Rule-making Coordinator:
Phone: (919) 807-2575	1-1/6/1
E-Mail:	*If this function has been delegated (reassigned) pursuant to
neredith.henderson@ic.nc.gov Agency Contact, if any: Ryan S. Boyce	G.S. 143B-10(a), submit a copy of the delegation with this form.
Phone: (919) 807-2582	
E-Mail: ryan.boyce@ic.nc.gov	Typed Name: Andrew T. Heath Title: Chairman
	D OAH USE ONLY
Action taken:	
 RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: 	
Save Permanen	nt Rule 0400 – 11/2014

Attachment to Submission of Permanent Rule Form for Rule 04 NCAC 10J .0103

9B. Explain:

The Industrial Commission proposes to adopt this rule in conjunction with the amendment /adoption of two other rules to fulfill its statutory duty to periodically review the schedule of fees charged for medical treatment in workers' compensation cases and to make revisions if necessary. The revisions reflected in the proposed rules are intended to ensure that injured workers are provided the standard of services and care intended by the Workers' Compensation Act, that health care providers receive reasonable reimbursement for services, and that medical costs are adequately contained. The Industrial Commission was directed in S.L. 2013-410, s.33.(a) to base its physician and hospital fee schedules on "the applicable Medicare payment methodologies." The package of proposed rules, including this rule, is intended to carry out this legislative mandate.

Oruginal 1/20/15

1. Rule-Making Agency: NC CHILD CARE COMMISSIC)N
2. Rule citation & name (name not required for repeal): 10	DA NCAC 09.0102 DEFINITIONS
3. Action:	
ADOPTION X AMENDMENT REPEAL	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority: X No	Yes. Cite authority:
6. Notice for Proposed Rule:	
X Notice Required	
Notice of Text published on: April 1, 2014	
Link to Agency notice: http://ncchildcare.dhhs.state.nc.u	s/general/mb_ccrulespublic.asp
Hearing on: May 12, 2014 Adoption by agency on: November 17, 2014	
Notice not required under G.S.:	
Adoption by agency on:	AS 32
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
	X State funds affected
Yes	Environmental permitting of DOT affected and
Agency submitted request for consultation on:	analysis submitted to Board of Transportation
Consultation not required. Cite authority:	Local funds affected
X No	□ Substantial economic impact (≥\$1,000,000)
	X Approved by OSBM
	No fiscal note required
A STATE OF	ON FOR ACTION
9A. What prompted this action? Check all that apply:	
X Agency Court order / cite:	Legislation enacted by the General Assembly
Federal statute / cite:	Cite Session Law: Petition for rule-making
Federal regulation / cite:	Other:
9B. Explain:	
	the cost of the various environment rating scales used within child
care. Other amendments pertain to Emergency Preparedness a	and Response terms that are used within this Chapter.
10. Rule-making Coordinator: Dedra Alston	11. Signature of Agency Head* or Rule-making Coordinator:
Address: 812 South Boylan Ave.	\cap
Raleigh, NC 27603 Phone: 919-527-6502	6 als alan
E-Mail: Dedra.Alston@dhhs.nc.gov	*If this function has been delegated (reassigned) pursuant to
<u> </u>	G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency Contact, if any: Same as above	
Phone: Same as above	Typed Name: Dedra Alston
E-Mail: Dedra.Alston@dhhs.nc.gov	Title: Rulemaking Coordinator
Action taken:	OAN USE UNE I
RRC Extended period of review:	
RRC determined substantial changes:	
 Withdrawn by agency Subject to Legislative Review 	
Other:	

1. Rule-Making Agency: Criminal Justice Education and T	raining Standards Commission	
2. Rule citation & name (name not required for repeal): 12 NCAC 09B .0203 – ADMISSION OF TRAINEES		
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Tes. Che authority.	
No	XN0	
6. Notice for Proposed Rule:		
Notice Required Notice of Text published on:		
Link to Agency notice:	S 24	
Hearing on:		
Adoption by agency on:	*	
X Notice not required under G.S.: 150B-21.5(a)(5)		
Adoption by agency on: 11/14/2014		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
	State funds affected	
Ves	Environmental permitting of DOT affected and	
Agency submitted request for consultation on: Consultation not required. Cite authority:	analysis submitted to Board of Transportation	
Consultation not required. Cite authority.	Local funds affected	
X No	Substantial economic impact (\ge \$1,000,000)	
	Approved by OSBM	
	ON FOR ACTION	
9A. What prompted this action? Check all that apply:		
Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
Federal regulation / cite:	Other: Typographical Error ion on 11/14/2014, and subsequent approval by the Rules Review	
Commission on 12/17/2014. On 12/18 a typographical error	or was found that was inadvertently missed prior to final approval.	
In Paragraph (i)(4) the language was revised to read, "four	r or more crimes or unlawful acts defined as Class A	
Misdemeanors, regardless of the date of conviction." This	language should have remained as "Class B Misdemeanors"	
in order to be consistent with 12 NCAC 09B .0111(1)(d). C	Class B Misdemeanors carry stiffer penalties, and this change	
	ch would not permit their certification. Hence the need to remedy	
this typographical error.		
10. Rule-making Coordinator: Trevor Allen	11. Signature of Agency Head [*] or Rule-making Coordinator:	
Address: PO Drawer 149 Raleigh, NC 27602		
Phone: (919) 779-8205		
E-Mail: tjallen@ncdoj.gov	*If this function has been delegated (reassigned) pursuant to	
	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Trevor Allen		
Phone: (919) 779-8205	Typed Name: Trevor Allen	
E-Mail: tjallen@ncdoj.gov	Title: Rulemaking Coordinator	
Action taken:		
RRC Extended period of review:		
 RRC determined substantial changes: Withdrawn by agency 		
Subject to Legislative Review		
Other:		

1. Rule-Making Agency: North Carolina Department of La	abor	
2. Rule citation & name (name not required for repeal): 13	NCAC 07F .0206 Power Transmission and Distribution	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Vos Cito authority:	
🖾 No	\boxtimes No \bigotimes No	
6. Notice for Proposed Rule:	168	
Notice Required Notice of Text published on: November 17, 2014	rulemaking.pdf	
Link to Agency notice: http://www.nclabor.com/legal/i	ulemaking.ndf	
Hearing on: December 2, 2014	S v V	
Adoption by agency on: January 19, 2015		
Notice not required under G.S.:		
Adoption by agency on:		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
rigeney susmitted request for consultation on	analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	 □ Local funds affected □ Substantial economic impact (≥\$1,000,000) 	
5	Approved by OSBM	
Del No	No fiscal note required	
9. RFAS(DN FOR ACTION	
9A. What prompted this action? Check all that apply:	on for Action	
⊠ Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
DP Function / cite:	Other:	
9B. Explain: Amendments to Federal Code 29 CFR 1926 (c)(1)(i) red	cently adopted verbatim by the North Carolina Department of	
	herefore the administrative rule is unnecessary and should be	
repealed.		
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC,		
27699-1101	One for a little ist	
Phone: 919-733-0844	game of monthing (muss	
E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Karissa Sluss	G.S. 445B-10(a), submit a copy of the delegation with this form.	
Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator	
	OAH USE ONLY	
Action taken:		
RRC Extended period of review:		
RRC determined substantial changes:		
Withdrawn by agency		
Subject to Legislative Review		

1. Rule-Making Agency: North Carolina Department of Labor		
2. Rule citation & name (name not required for repeal): 13	NCAC 13 .0101 Definitions	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
🖾 No	No Z T	
6. Notice for Proposed Rule:		
🛛 Notice Required		
Notice of Text published on: November 17, 2014		
Link to Agency notice: http://www.nclabor.com/legal/r	rulemaking.pdf	
Hearing on: December 2, 2014 Adoption by agency on: January 19, 2015		
Notice not required under G.S.:	S I U	
Adoption by agency on:	5 57	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
T Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
Agency submitted request for consultation on	analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	 □ Local funds affected □ Substantial economic impact (≥\$1,000,000) 	
	Approved by OSBM	
DA No	No fiscal note required	
9 REAS	DN FOR ACTION	
9A. What prompted this action? Check all that apply:	SAFOR ACTION	
⊠ Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
Federal regulation / cite:	Other:	
	Inspections" includes nuclear shops where fabrication or	
material supply is done by the holder of an ASME N typ	e certificate.	
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC,	11. Signature of Agency Head of Rule-making Coordinator.	
27699-1101		
Phone: 919-733-0844	Calle Munum / flahnst	
E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to	
Aganay Contact if any Kavissa Shusa	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Karissa Sluss Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator	
	OAH USE ONLY	
Action taken:		
RRC Extended period of review:		
RRC determined substantial changes:		
Withdrawn by agency		
Subject to Legislative Review		
Other:		

1. Rule-Making Agency: North Carolina Department of La	bor	
2. Rule citation & name (name not required for repeal): 13	NCAC 13 .0203 North Carolina Commission	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
🖂 No	⊠ No ~	
6. Notice for Proposed Rule:		
Notice Required		
and a second sec		
Link to Agency notice: http://www.nclabor.com/legal/r	ulemaking.pdf	
Hearing on: December 2, 2014		
Adoption by agency on: January 19, 2015 Notice not required under G.S.:		
Adoption by agency on:		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
	State funds affected	
⊠ Yes	Environmental permitting of DOT affected and	
Agency submitted request for consultation on: November 17, 2014	analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	Local funds affected	
	Substantial economic impact (≥\$1,000,000)	
No No	Approved by OSBM	
	· · · · · · · · · · · · · · · · · · ·	
9. REASC 9A. What prompted this action? Check all that apply:	DN FOR ACTION	
Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
Federal regulation / cite:	Other:	
Bureau. Fees associated with inspections of boilers and p	Boiler and Pressure Vessel Bureau is a fully receipt supported	
	increase in these fees is now necessary to sustain operations	
and help achieve a balanced budget while continuing to p		
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC, 27699-1101		
Phone: 919-733-0844	Cam Ammin & duist	
E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to	
American Constant if any Varian Share	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Karissa Sluss Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator	
	OAH USE ONLY	
Action taken:		
RRC Extended period of review:		
 RRC determined substantial changes: Withdrawn by agency 		
Subject to Legislative Review		
Other:		

ORIGINAL

1. Rule-Making Agency: North Carolina Department of La	abor	
2. Rule citation & name (name not required for repeal): 13	NCAC 13 .0205 Owner-User Inspection Agency	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
🖾 No	No 6 5	
6. Notice for Proposed Rule:		
Notice Required		
Notice of Text published on: November 17, 2014 Link to Agency notice: http://www.nclabor.com/legal/rulemaking.pdf		
Adoption by agency on: January 19, 2015	GS US	
Notice not required under G.S.:	007	
Adoption by agency on:		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
⊠ Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
November 17, 2014	analysis submitted to Board of Transportation Local funds affected	
Consultation not required. Cite authority:	□ Substantial economic impact (≥\$1,000,000)	
	Approved by OSBM	
	No fiscal note required	
9. REAS	DN FOR ACTION	
9A. What prompted this action? Check all that apply:		
Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
Federal regulation / cite: R Explain: The North Carolina Department of Labor's	Boiler and Pressure Vessel Bureau is a fully receipt supported	
Bureau. Fees associated with inspections of boilers and		
	increase in these fees is now necessary to sustain operations	
and help achieve a balanced budget while continuing to		
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC,	1 f. a.	
27699-1101	Carry Amanana / Church	
Phone: 919-733-0844 E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to	
E-Man. Jane.gnenrist@iabor.ne.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Karissa Sluss		
Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator OAH USE ONLY	
Action taken:	, om oge ondi	
RRC Extended period of review:		
RRC determined substantial changes:		
Withdrawn by agency Subject to Legislative Review		
Other:		

1. Rule-Making Agency: North Carolina Department of Labor		
2. Rule citation & name (name not required for repeal): 13 NCAC 13 .0210 Shop Inspections and National Board R Stamp Qualification Reviews		
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
No No		
6. Notice for Proposed Rule:		
Notice Required	and the second s	
Notice of Text published on: November 17, 2014	10 2 L	
Link to Agency notice: http://www.nclabor.com/legal/r Hearing on: December 2, 2014	ulemaking.pdf	
Adoption by agency on: January 19, 2015	and the second s	
Notice not required under G.S.:	NGS 5 U	
Adoption by agency on:	5	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
T Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	Local funds affected	
	 ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM 	
X No	\boxtimes No fiscal note required	
 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Court order / cite: Court order / cite: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: The North Carolina Department of Labor's Boiler and Pressure Vessel Bureau is a fully receipt supported Bureau. Fees associated with inspections of boilers and pressure vessels have not changed since 2006, however, operating costs have increased since that time. A modest increase in these fees is now necessary to sustain operations 		
and help achieve a balanced budget while continuing to perform statutory duties.		
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC,		
27699-1101 Phone: 919-733-0844	Darretmining Achust	
E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to	
A server Constant if some Kaning Cl	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Karissa Sluss Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator	
	OAH USE ONLY	
Action taken:		
 RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: 		

1. Rule-Making Agency: North Carolina Department of Labor		
2. Rule citation & name (name not required for repeal): 13	NCAC 13 .0213 Certificate and Inspection Fees	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
🖂 No	No D	
6. Notice for Proposed Rule:		
⊠ Notice Required	二号 8	
Notice of Text published on: November 17, 2014		
Link to Agency notice: http://www.nclabor.com/legal/r	rulemaking.pdf	
Hearing on: December 2, 2014		
Adoption by agency on: January 19, 2015	S S	
Notice not required under G.S.: Adoption by agency on:		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
	State funds affected	
Yes	Environmental permitting of DOT affected and	
Agency submitted request for consultation on: November 17, 2014	analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	Local funds affected	
	 ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM 	
□ No	No fiscal note required	
9. REAS	ON FOR ACTION	
9A. What prompted this action? Check all that apply:		
Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
Federal regulation / cite:	Boiler and Pressure Vessel Bureau is a fully receipt supported	
Bureau. Fees associated with inspections of boilers and p		
	t increase in these fees is now necessary to sustain operations	
and help achieve a balanced budget while continuing to	perform statutory duties.	
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC, 27699-1101	A Milli	
Phone: 919-733-0844	Oane Ammin / Ichust	
E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to	
Agency Contact, if any: Karissa Sluss	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator	
	O OAH USE ONLY	
Action taken:		
RRC Extended period of review:	. N	
 RRC determined substantial changes: Withdrawn by agency 		
Subject to Legislative Review		
Other:		

1. Rule-Making Agency: North Carolina Department of Labor		
2. Rule citation & name (name not required for repeal): 13	NCAC 13 .0303 Inspections Revealing Deficiencies	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
🖾 No	🛛 No 🖂	
6. Notice for Proposed Rule:		
Notice Required Notice of Text published on: November 17, 2014	Law myself	
Link to Agency notice: http://www.nclabor.com/legal/n	ulemaking.pdf	
Hearing on: December 2, 2014		
Adoption by agency on: January 19, 2015	generation of the second se	
Notice not required under G.S.:		
Adoption by agency on:		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
🖂 Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
November 17, 2014	analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	Local funds affected	
	 ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM 	
No No	\square No fiscal note required	
9 PFAS	ON FOR ACTION	
9A. What prompted this action? Check all that apply:	on for Action	
Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite: Petition for rule-making		
Federal regulation / cite:	Other:	
	Boiler and Pressure Vessel Bureau is a fully receipt supported	
Bureau. Fees associated with inspections of boilers and poperating costs have increased since that time. A modest		
operating costs have increased since that time. A modest increase in these fees is now necessary to sustain operations and help achieve a balanced budget while continuing to perform statutory duties.		
and help demote a balanced budget while continuing to perform statutory duries.		
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 1101 Mail Service Center, Raleigh, NC,		
27699-1101	Que france Maland	
Phone: 919-733-0844	Jane Aminin Mahmot	
E-Mail: jane.gilchrist@labor.nc.gov	* If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Karissa Sluss	G.S. 145B-10(a), submit a copy of the delegation with this form.	
Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist	
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator	
	OAH USE ONLY	
Action taken:		
RRC Extended period of review:		
RRC determined substantial changes:		
Withdrawn by agency		
Other:		

1. Rule-Making Agency: North Carolina Department of La	ibor
	NCAC 15.0307 Maintenance And Periodic Inspections And
Tests	
3. Action:	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
No	🖂 No
6. Notice for Proposed Rule:	
Notice Required	8 5 1
Notice of Text published on: November 17, 2014	
Link to Agency notice: http://www.nclabor.com/legal/r	ulemaking.pdf
Hearing on: December 2, 2014	
Adoption by agency on: January 19, 2015	Bo R H
Notice not required under G.S.: Adoption by agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8 Fiscal impact (check all that apply): 0 5
7. Rule establishes of increases a fee? (See G.S. 12-5.1)	
🛛 Yes	State funds affected
Agency submitted request for consultation on:	Environmental permitting of DOT affected and analysis submitted to Board of Transportation
November 17, 2014	Local funds affected
Consultation not required. Cite authority:	□ Substantial economic impact (≥\$1,000,000)
	Approved by OSBM
	No fiscal note required
9. REAS	ON FOR ACTION
9A. What prompted this action? Check all that apply:	
Agency	Legislation enacted by the General Assembly
Court order / cite:	Cite Session Law:
Federal statute / cite: Federal regulation / cite:	Petition for rule-making Other:
9B. Explain: See Attachment	
10. Rule-making Coordinator: Jane Ammons Gilchrist	11. Signature of Agency Head* or Rule-making Coordinator:
Address: 1101 Mail Service Center, Raleigh, NC,	1 dia
27699-1101 Phone: 919-733-0844	Jane Ammon Iddust
E-Mail: jane.gilchrist@labor.nc.gov	*If this function has been delegated (reassigned) pursuant to
	G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency Contact, if any: Karissa Sluss	
Phone: 919-733-7885	Typed Name: Jane Ammons Gilchrist
E-Mail: karissa.sluss@labor.nc.gov	Title: General Counsel, Rulemaking Coordinator O OAH USE ONLY
Action taken:	VAN USE UNLI
Action water	
RRC Extended period of review:	
RRC determined substantial changes: Withdrawn by agency	
Subject to Legislative Review	
Other:	

Reason for Action

Elevator and Amusement Device Bureau

13 NCAC 15 .0307-- The North Carolina Department of Labor's Elevator and Amusement Device Division inspects approximately 24,000 elevators and escalators per year. Of that total, a significant number are cited for non-compliance issues that have no bearing on or do not compromise the safety of the general public. The current rule requiring re-inspection is an inefficient use of Elevator and Amusement Devise bureau personnel and resources. The proposed rule amendment eliminates the requirement for re-inspection of devices that are cited for non-compliance issues that have no bearing on or do not compromise the safety of the general public. It establishes a process for the owner of a regulated device to notify the Elevator and Amusement Device bureau that non-compliance has been corrected. The change also establishes payment of a follow-up inspection fee if the owner fails to provide notice of abatement and a follow-up inspection is required to determine status of abatement.

ORIGINAL

1/20/15

1. Rule-Making Agency: NC Building Code Council		
2. Rule citation & name (name not required for repeal):		
2012 NC Administrative Code, 107 Inspections. (140610 Iten	n B-1)	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
X No	X No	
6. Notice for Proposed Rule:		
 Notice Required Notice of Text published on: August 15, 2014 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014 Notice not required under G.S.: Adoption by agency on: 		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
☐ Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
Consultation not required. Cite authority:	analysis submitted to Board of Transportation Local funds affected	
X No	□ Substantial economic impact (≥\$1,000,000)	
	Approved by OSBM	
	X No fiscal note required	
	ON FOR ACTION	
9A. What prompted this action? Check all that apply:	Legislation enacted by the General Assembly	
i Agency ☐ Court order / cite:	Degistation chaeted by the order at Assembly	
Federal statute / cite:	X Petition for rule-making	
Federal regulation / cite:	Other:	
9B. Explain: The purpose of this amendment is to provide clarification of the require		
	ad inspections to be performed during construction. $\Delta = \Omega$	
The delayed effective date of this Rule is January 1, 2016. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	6 ° ° (
	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	1 in item	
<b>Phone:</b> 919-661-5880	An Age	
E-Mail:	*If this function has been delegated (reassigned) pursuant to	
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Barry Gunton	
E-Mail: barry.gupton@ncdoi.gov	Typed Name: ^{Barry} Gupton Title: Chief Code Consultant	
RRC AND OAH USE ONLY		
Action taken:		
RRC Extended period of review:		
RRC determined substantial changes:		
Withdrawn by agency		
Subject to Legislative Review		
Other:		
Save	t Pule 0400 = 11/2014	

1/20/15

1. Rule-Making Agency: NC Building Code Council		
2. Rule citation & name (name not required for repeal): 2012 NC Energy Conservation Code, 402.5 Maximum Fenestration U-Factor and SHGC. (140610 Item B-2)		
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review	v?
Yes. Cite authority:	Yes. Cite authority:	
× No	X No	
6. Notice for Proposed Rule:	I	
<ul> <li>Notice Required         Notice of Text published on: August 15, 2014         Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCCHearing_Notice&amp;user=Building_Co         Hearing on: September 9, 2014         Adoption by agency on: December 9, 2014         Notice not required under G.S.:         Adoption by agency on:     </li> </ul>		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
<ul> <li>Yes         Agency submitted request for consultation on: Consultation not required. Cite authority:         No     </li> </ul>	<ul> <li>☐ State funds affected</li> <li>☐ Environmental permitting of DOT affected a analysis submitted to Board of Transportation</li> <li>☐ Local funds affected</li> <li>☐ Substantial economic impact (≥\$1,000,000)</li> <li>☐ Approved by OSBM</li> <li>⊠ No fiscal note required</li> </ul>	
9. REAS	ON FOR ACTION	
9A. What prompted this action? Check all that apply:         X         Agency         Court order / cite:         Federal statute / cite:         Federal regulation / cite:         9B. Explain:         This proposal increases the limits on the window solar heat gain factor allows passive solar design to receive tax credits.         The delayed effective date of this Rule is January 1, 2016.         The Statutory authority for Rule-making is G. S. 143-136; 143-138.	<ul> <li>Legislation enacted by the General Assembly Cite Session Law:</li> <li>Petition for rule-making</li> <li>Other:</li> <li>to match the 2009 IECC when using the Section 405 perform</li> </ul>	
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making C	oordinator:
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	RM AD	
Phone: 919-661-5880	a la	
E-Mail:	*If this function has been delegated (reassigned) p	
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation v	with this form.
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Typed Name: Barry Gupton	
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant	
	O OAH USE ONLY	
Action taken: RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency	HEARINGS	
<ul> <li>Subject to Legislative Review</li> <li>Other:</li> </ul>		ŝ

1/20/15

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2015 NC Existing Building Code, 505.1 Level 3 Alteration. (14	10610 Item B-3)
<b>3. Action:</b>	
ADOPTION AMENDMENT REPEAL	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
$\square$ res. the authority: $\square$ No	$\mathbf{X}$ No
6. Notice for Proposed Rule:	
Notice Required Notice of Text published on: August 15, 2014	ering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
<ul> <li>Yes         Agency submitted request for consultation on: Consultation not required. Cite authority:         No     </li> </ul>	<ul> <li>☐ State funds affected</li> <li>☐ Environmental permitting of DOT affected and analysis submitted to Board of Transportation</li> <li>☐ Local funds affected</li> <li>☐ Substantial economic impact (≥\$1,000,000)</li> <li>☐ Approved by OSBM</li> <li>☑ No fiscal note required</li> </ul>
	SON FOR ACTION
9A. What prompted this action? Check all that apply:         X Agency         Court order / cite:         Federal statute / cite:         Federal regulation / cite:         9B. Explain:         The intent of this proposal is to provide a time limit as guidance to previde a requirements.         The delayed effective date of this Rule is January 1, 2016.         The Statutory authority for Rule-making is G. S. 143-136; 143-138.	<ul> <li>Legislation enacted by the General Assembly Cite Session Law:</li> <li>Petition for rule-making</li> <li>Other:</li> </ul> vent simultaneous Level 1 and 2 projects from occurring without upgrading to
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 Phone: 919-661-5880	11. Signature of Agency Head* or Rule-making Coordinator:
E-Mail:	*If this function has been delegated (reassigned) pursuant to
barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: ^{Barry Gupton} Title: Chief Code Consultant
	D OAH USE ONLY
Action taken:	
<ul> <li>RRC Extended period of review:</li> <li>RRC determined substantial changes:</li> <li>Withdrawn by agency</li> <li>Subject to Legislative Review</li> <li>Other:</li> </ul>	ADMIN 20
Save Permanen Reset	at Rule 0400 − 11/2014

1/20/15

# **ORIGINAL** // · SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council		
2. Rule citation & name (name not required for repeal): 2015 NC Existing Building Code, 805.2 Means of Egress. (14	0610 Item B-4)	
3. Action: ADOPTION X AMENDMENT REPEAL		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	Yes. Cite authority:	
× No	X No	
6. Notice for Proposed Rule:		
<ul> <li>Notice Required         Notice of Text published on: August 15, 2014         Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCCHearing_Notice&amp;user=Building_Co         Hearing on: September 9, 2014         Adoption by agency on: December 9, 2014         Notice not required under G.S.:         Adoption by agency on:     </li> </ul>		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and	
Consultation not required. Cite authority:	analysis submitted to Board of Transportation  Local funds affected	
	□ Substantial economic impact (≥\$1,000,000)	
	Approved by OSBM	
	X No fiscal note required	
I NAME AND	ON FOR ACTION	
9A. What prompted this action? Check all that apply:		
X Agency Court order / cite:	Legislation enacted by the General Assembly Cite Session Law:	
Federal statute / cite:	<ul> <li>Petition for rule-making</li> </ul>	
Federal regulation / cite:	Other:	
9B. Explain:		
This proposal is to offer relief to existing stairways that may need to be	renovated or extended.	
The delayed effective date of this Rule is January 1, 2016. The Statutory authority for Rule-making is G. S. 143-136; 143-138.		
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	RUIT	
<b>Phone:</b> 919-661-5880	BMAT	
E-Mail:	*If this function has been delegated (reassigned) pursuant to	
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Typed Name: Barry Gupton	
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant	
RRC ANI	O OAH USE ONLY	
Action taken:		
RRC Extended period of review:		
RRC determined substantial changes:	GC ^{ee}	
Withdrawn by agency		
Subject to Legislative Review Other:		
Save	$P_{\rm W} = 0.400 - 11/2014$	

Permanent Rule 0400 – 11/2014

	ORIGINAL 1/20/15
SUBMISSION FO	DR PERMANENT RULE
1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2015 NC Existing Building Code, 805.6 Dead End Corridors.	(140610 Item B-5)
3. Action:	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
× No	No No
Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014 Notice not required under G.S.: Adoption by agency on:	eering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
<ul> <li>Yes         Agency submitted request for consultation on: Consultation not required. Cite authority:         No     </li> </ul>	<ul> <li>State funds affected</li> <li>Environmental permitting of DOT affected and analysis submitted to Board of Transportation</li> <li>Local funds affected</li> <li>Substantial economic impact (≥\$1,000,000)</li> <li>Approved by OSBM</li> <li>No fiscal note required</li> </ul>
9. REAS	SON FOR ACTION
<ul> <li>9A. What prompted this action? Check all that apply:</li> <li>Agency</li> <li>Court order / cite:</li> <li>Federal statute / cite:</li> <li>Federal regulation / cite:</li> <li>9B. Explain:</li> <li>This proposal is to coordinate the requirement that new work must meet the delayed effective date of this Rule is January 1, 2016.</li> <li>The Statutory authority for Rule-making is G. S. 143-136; 143-138.</li> </ul>	<ul> <li>Legislation enacted by the General Assembly Cite Session Law:</li> <li>Petition for rule-making</li> <li>Other:</li> </ul>
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	B M Ant
Phone: 919-661-5880 E-Mail:	*If this function has been delegated (reassigned) pursuant to
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Typed Name: Barry Gupton
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant
	ID OAH USE ONLY
Action taken: RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review	
Other:	U w V
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OF	RIGINAL 1/20/15	
SUBMISSION FOR PERMANENT RULE		
1. Rule-Making Agency: NC Building Code Council		
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2012 NC Building Code, Chapter 34 Existing Structures. (140	)610 Item B-6)	
3. Action: ADOPTION X AMENDMENT REPEAL		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
<ul> <li>☐ Yes. Cite authority:</li> <li>X No</li> </ul>	Yes. Cite authority:	
6. Notice for Proposed Rule:		
Notice Required Notice of Text published on: August 15, 2014	ering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
<ul> <li>Yes         Agency submitted request for consultation on: Consultation not required. Cite authority:         No     </li> </ul>	<ul> <li>□ State funds affected</li> <li>□ Environmental permitting of DOT affected and analysis submitted to Board of Transportation</li> <li>□ Local funds affected</li> <li>□ Substantial economic impact (≥\$1,000,000)</li> <li>□ Approved by OSBM</li> <li>⊠ No fiscal note required</li> </ul>	
	ON FOR ACTION	
<ul> <li>9A. What prompted this action? Check all that apply:</li> <li>Agency</li> <li>Court order / cite:</li> <li>Federal statute / cite:</li> <li>9B. Explain:</li> <li>This proposal eliminates redundant or potential conflicts with the NC E</li> <li>The delayed effective date of this Rule is January 1, 2016.</li> </ul>	<ul> <li>Legislation enacted by the General Assembly Cite Session Law:</li> <li>Petition for rule-making</li> <li>Other:</li> <li>Existing Building Code, Chapters 4 and 14.</li> </ul>	
The Statutory authority for Rule-making is G. S. 143-136; 143-138.		
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	By M Sat	
Phone: 919-661-5880 E-Mail:	*If this function has been delegated (reassigned) pursuant to	
barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Phone: 919-661-5880	Typed Name: Barry Gupton	
E-Mail: barry.gupton@ncdoi.gov RRC AN	Title: Chief Code Consultant	
Action taken:	So S	
RRC Extended period of review:     BRC determined substantial shanges:	田舎 3 一	
RRC determined substantial changes: Withdrawn by agency		
Subject to Legislative Review		
Save Permanen Reset	t Rule 0400 – 11/2014	

1/20/15

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal):	
2012 NC Residential Code, AM111 Figure – note concerning g	guards. (140610 Item B-10)
3. Action:	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
X No	× No
6. Notice for Proposed Rule:	
Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014 Notice not required under G.S.: Adoption by agency on:	ering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
☐ Yes	State funds affected
Agency submitted request for consultation on:	Environmental permitting of DOT affected and
Consultation not required. Cite authority:	analysis submitted to Board of Transportation  Local funds affected
-	□ Substantial economic impact (≥\$1,000,000)
No No	Approved by OSBM
	X No fiscal note required
9. REAS	ON FOR ACTION
9A. What prompted this action? Check all that apply:	
X Agency	Legislation enacted by the General Assembly
Court order / cite:	Cite Session Law:
Federal statute / cite:	Example 2 Petition for rule-making
Federal regulation / cite:	Other:
<b>9B. Explain:</b> This proposal is to eliminate a conflict with the Section 312.3 sphere lin	mitation.
The delayed effective date of this Rule is January 1, 2016. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
opennosenilistentes. • prestimentas • presententes estatunes. • dis ne bridan protes protes protes o nel presen	
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	11. Signature of Agency ficad of Kule-making coordinator.
522 Chapanoke Road, Suite 200, Raieigh, NO 27005	BMATS
<b>Phone:</b> 919-661-5880	
E-Mail: barry.gupton@ncdoi.gov	*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency Contact, if any: Barry Gupton	
Phone: 919-661-5880	Typed Name: Barry Gupton
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant
	D OAH USE ONLY
Action taken:	
RRC Extended period of review:	
RRC determined substantial changes:	
Withdrawn by agency	
Subject to Legislative Review	
Other:	
Save Permanen Reset	t Rule 0400 – 11/2014

1/20/15

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal):	
2012 NC Fire Code, 319 Rooftop Gardens and Landscaped R	coofs. (140610 Item B-15)
3. Action:	
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?
Yes. Cite authority:	Yes. Cite authority:
X No	X No
6. Notice for Proposed Rule:	
X Notice Required	
Notice of Text published on: August 15, 2014	arise and Cadee/Default approxitiald1=BCC Hearing Nations usor=Building Co
Hearing on: September 9, 2014	ering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co
Adoption by agency on: December 9, 2014	
□ Notice not required under G.S.:	
Adoption by agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):
Yes	State funds affected
Agency submitted request for consultation on:	Environmental permitting of DOT affected and
Consultation not required. Cite authority:	analysis submitted to Board of Transportation  Local funds affected
	Substantial economic impact (≥\$1,000,000)
No No	Approved by OSBM
	🔀 No fiscal note required
9. REAS	ON FOR ACTION
9A. What prompted this action? Check all that apply:	
X Agency	Legislation enacted by the General Assembly
Court order / cite:	Cite Session Law:
Federal statute / cite: Federal regulation / cite:	X Petition for rule-making ☐ Other:
9B. Explain:	
This proposal is to coordinate the Fire Code with the Building Code, Si	ection 1507.16 to address the fire prevention needs of these gardens and
landscaping, such as hydration, waste removal, use of fueled equipme	nt, and life separation from openings.
The delayed effective date of this Rule is January 1, 2016. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	
	B M GAL
Phone: 919-661-5880 E-Mail:	*If this function has been delegated (reassigned) pursuant to
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency Contact, if any: Barry Gupton	
Phone: 919-661-5880	Typed Name: Barry Gupton
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant       D OAH USE ONLY
Action taken:	9
RRC Extended period of review:	
RRC determined substantial changes: Withdrawn by agency	
Subject to Legislative Review	
Other:	
Cauc	0
Save Permanen Reset	t Rule 0400 – 11/2014

ORIGINAL 1/20/15 SUBMISSION FOR PERMANENT RULE		
1. Rule-Making Agency: NC Building Code Council		
<ol> <li>Rule citation &amp; name (name not required for repeal):</li> <li>2012 NC Fire Code, 509.1.1 Utility Identification. (140610 Item</li> </ol>	n B-16)	
3. Action: ADOPTION X AMENDMENT REPEAL		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
<ul> <li>☐ Yes. Cite authority:</li> <li>⊠ No</li> </ul>	<ul> <li>☐ Yes. Cite authority:</li> <li>☑ No</li> </ul>	
6. Notice for Proposed Rule:		
<ul> <li>Notice Required</li> <li>Notice of Text published on: August 15, 2014</li> <li>Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCCHearing_Notice&amp;user=Building_Co</li> <li>Hearing on: September 9, 2014</li> <li>Adoption by agency on: December 9, 2014</li> <li>Notice not required under G.S.:</li> <li>Adoption by agency on:</li> </ul>		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
<ul> <li>Yes Agency submitted request for consultation on: Consultation not required. Cite authority:</li> <li>No</li> </ul>	<ul> <li>State funds affected</li> <li>Environmental permitting of DOT affected and analysis submitted to Board of Transportation</li> <li>Local funds affected</li> <li>Substantial economic impact (≥\$1,000,000)</li> <li>Approved by OSBM</li> <li>X No fiscal note required</li> </ul>	
	ON FOR ACTION	
<ul> <li>9A. What prompted this action? Check all that apply:</li> <li>Agency</li> <li>Court order / cite:</li> <li>Federal statute / cite:</li> <li>9B. Explain:</li> <li>This proposal provides emergency responders clear information on wh</li> <li>The delayed effective date of this Rule is January 1, 2016.</li> <li>The Statutory authority for Rule-making is G. S. 143-136; 143-138.</li> </ul>	<ul> <li>Legislation enacted by the General Assembly Cite Session Law:</li> <li>Petition for rule-making</li> <li>Other:</li> </ul>	
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	M M M	
Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Typed Name: Barry Gupton	
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant	
RRC ANI	D OAH USE ONLY	
<ul> <li>RRC Extended period of review:</li> <li>RRC determined substantial changes:</li> <li>Withdrawn by agency</li> <li>Subject to Legislative Review</li> <li>Other:</li> </ul>	MIN HEADING	
Save Permanen Reset	t Rule 0400 – 11/2014	

1/20/15

1. Rule-Making Agency: NC Building Code Council		
2. Rule citation & name (name not required for repeal): 2012 NC Fire Code, 1208.2 Automatic Sprinkler System Except	otions. (140610 Item B-17)	
3. Action:		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
<ul> <li>☐ Yes. Cite authority:</li> <li>X No</li> </ul>	Yes. Cite authority:	
<ul> <li>6. Notice for Proposed Rule:</li> <li>Notice Required Notice of Text published on: August 15, 2014 Link to Agency notice: http://www.ncdoi.com/OSFM/Enginee Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014</li> <li>Notice not required under G.S.: Adoption by agency on:</li> </ul>	ring_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
<ul> <li>Yes         Agency submitted request for consultation on: Consultation not required. Cite authority:         No     </li> </ul>	<ul> <li>State funds affected</li> <li>Environmental permitting of DOT affected and analysis submitted to Board of Transportation</li> <li>Local funds affected</li> <li>Substantial economic impact (≥\$1,000,000)</li> <li>Approved by OSBM</li> <li>No fiscal note required</li> </ul>	
9. REAS	ON FOR ACTION	
9A. What prompted this action? Check all that apply:		
Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain:	<ul> <li>Legislation enacted by the General Assembly Cite Session Law:</li> <li>Petition for rule-making</li> <li>Other:</li> </ul>	
This proposal provides exceptions to sprinklers in dry cleaning plants that have been approved in the 2012 IFC. The delayed effective date of this Rule is January 1, 2016. The Statutory authority for Rule-making is G. S. 143-136; 143-138.		
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	B-M Sp	
Phone: 919-661-5880 E-Mail:	*If this function has been delegated (reassigned) pursuant to	
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Typed Name: Barry Gupton	
Phone: 919-661-5880 E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant	
	O OAH USE ONLY	
Action taken:		
<ul> <li>RRC Extended period of review:</li> <li>RRC determined substantial changes:</li> <li>Withdrawn by agency</li> <li>Subject to Legislative Review</li> <li>Other:</li> </ul>	ADMIN 120	
	Rule 0400 - 11/2014	

	ORIGINAL 1/20/15	
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, Chapter 17 Fumigation and Thermal Insecticidal Fogging. (140610 Item B-18) 3. Action:		
ADOPTION AMENDMENT REPEAL		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
Yes. Cite authority:	∑ No	
6. Notice for Proposed Rule:		
Notice Required		
Notice of Text published on August 15, 2014	ering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co	
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
<b>Yes</b>	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	Local funds affected	
No No	□ 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:	United to a second by the Conserval Assembly	
<ul> <li>Agency</li> <li>Court order / cite:</li> </ul>	Legislation enacted by the General Assembly Cite Session Law:	
Federal statute / cite:	Petition for rule-making	
<ul><li>Federal regulation / cite:</li><li>9B. Explain:</li></ul>	Other:	
This proposal recognizes current industry practice and technology for both thermally and non-heated applications.		
The delayed effective date of this Rule is January 1, 2016. The Statutory authority for Rule-making is G. S. 143-136; 143-138.		
10 D. L. Ling Counting form Party Cupton	11. Signature of Agency Head* or Rule-making Coordinator:	
10. Rule-making Coordinator: Barry Gupton Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	11. Signature of Agency freat of Kute-making Coordinator.	
	15 M. SA	
Phone: 919-661-5880 E-Mail:	*If this function has been delegated (reassigned) pursuant to	
barry.gupton@ncdoi.gov	G.S. 143B-10(a), submit a copy of the delegation with this form.	
Agency Contact, if any: Barry Gupton Phone: 919-661-5880	Typed Name: Barry Gupton	
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant	
Action taken: RRC AN	D OAH USE ONLY	
RRC Extended period of review:	王章 8	
RRC determined substantial changes:		
Withdrawn by agency		
<ul> <li>Subject to Legislative Review</li> <li>Other:</li> </ul>	GS SD	
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ORIGINAL 1/20/15

1. Rule-Making Agency: NC Building Code Council		
2. Rule citation & name (name not required for repeal): 2012 NC Fire Code, Chapter 47 Referenced Standards. (1406	610 Hom P 10)	
3. Action:	510 liem B-19)	
ADOPTION AMENDMENT REPEAL		
4. Rule exempt from RRC review?	5. Rule automatically subject to legislative review?	
$\square$ Yes. Che authority: $\square$ No	$\square$ res. cite authority. $\square$ No	
6. Notice for Proposed Rule:		
Notice Required Notice of Text published on: August 15, 2014		
Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCCHearing_Notice&user=Building_Co		
Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014		
Notice not required under G.S.:		
Adoption by agency on:		
7. Rule establishes or increases a fee? (See G.S. 12-3.1)	8. Fiscal impact (check all that apply):	
Yes	State funds affected	
Agency submitted request for consultation on:	Environmental permitting of DOT affected and analysis submitted to Board of Transportation	
Consultation not required. Cite authority:	Local funds affected	
X No	□ Substantial economic impact (≥\$1,000,000)	
	Approved by OSBM           Image: Signal Approved by OSBM           Image: Signal Approved by OSBM	
0 DEAS		
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply:		
X Agency	Legislation enacted by the General Assembly	
Court order / cite:	Cite Session Law:	
Federal statute / cite:	Petition for rule-making Other:	
9B. Explain:		
This proposal is to update reference standards to recognize current industry standards and technology.		
The delayed effective date of this Rule is January 1, 2016.		
The Statutory authority for Rule-making is G. S. 143-136; 143-138.		
10. Rule-making Coordinator: Barry Gupton	11. Signature of Agency Head* or Rule-making Coordinator:	
Address: 322 Chapanoke Road, Suite 200, Raleigh, NC 27603	As IN the	
Phone: 919-661-5880	in the	
E-Mail:	*If this function has been delegated (reassigned) pursuant to	
barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton	G.S. 143B-19(a), submit a copy of the delegation with this form.	
Phone: 919-661-5880	Typed Name: Barry Gupton	
E-Mail: barry.gupton@ncdoi.gov	Title: Chief Code Consultant	
RRC AND OAH USE ONLY		
Action taken:	205 1	
RRC Extended period of review:		
RRC determined substantial changes: Withdrawn by agency		
Subject to Legislative Review	$A_{O} \approx$	
Other:		
Subject to Legislative Review     Image: Constraint of the sector of the s		
Reset		