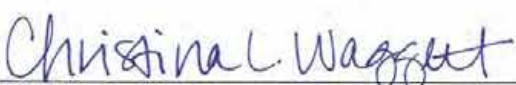


## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Pesticide Board	
2. Rule citation & name (name not required for repeal): 02 NCAC 09L .0707 Eastern and Hairy-Tailed Moles	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: 10/15/14, <a href="http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm">http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm</a> Hearing on: N/A Adoption by agency on: 1/8/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2014-103  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: The proposed rule declares the Eastern and Hairy-Tailed Moles as pests as provided by law (S.L. 2014-103). In addition, the rule prescribes places pesticide registered by the NC Pesticide Board may be applied in controlling the moles listed above, and the manner in which pesticides are to be applied to minimize hazards to nontarget species, including the Star-Nosed Mole ( <i>Condylura cristata parva</i> ), carrying out G.S. 113-300.2(g).	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: <a href="mailto:christina.waggett@ncagr.gov">christina.waggett@ncagr.gov</a>  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:  <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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 CLERK OF  
 ADMIN HEARINGS

2/4/15

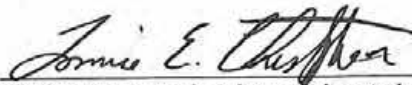
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The North Carolina Office of the Commissioner of Banks	
2. Rule citation & name (name not required for repeal): 01 NCAC 03D .0105 Definitions	
3. Action: X ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: X No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: X No
6. Notice for Proposed Rule: X Notice Required Notice of Text published on: November 3, 2014 Link to Agency notice: <a href="http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx">http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx</a> Hearing on: November 19, 2014 Adoption by agency on: 01-28-15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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: X 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 X No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: X Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: X Legislation enacted by the General Assembly Cite Session Law: 2012-56 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: Session Law 2012-56 repealed Articles 1 through 10, 12 and 13 of Chapter 53 and created a new Chapter 53C entitled "Regulation of Banks." The Office of the Commissioner of Banks (the "OCOB") in conjunction with stakeholders have reviewed the existing trust rules under Subchapter 03D and have determined that this rule need to be adopted to update definitions to conform with changes made Chapter 53C and industry standards.	
10. Rule-making Coordinator: Lonnie Christopher Address: 4309 Mail Service Center Raleigh, NC 27699-4309 Phone: (919) 715-7438 E-Mail: lchristopher@nccob.gov  Agency Contact, if any: Tina Krasner, Attorney Phone: (919) 715-1194 E-Mail: tkrasner@nccob.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: Lonnie E. Christopher 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:	



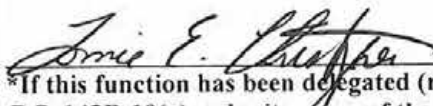
## SUBMISSION FOR PERMANENT RULE

2/4/15

1. Rule-Making Agency: The North Carolina Office of the Commissioner of Banks	
2. Rule citation & name (name not required for repeal): 01 NCAC 03D .0201 Reports of Condition of State Trust Entities	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 3, 2014 Link to Agency notice: <a href="http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx">http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx</a> Hearing on: November 19, 2014 Adoption by agency on: 01-28-15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: 2012-56  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: Session Law 2012-56 repealed Articles I through 10, 12 and 13 of Chapter 53 and created a new Chapter 53C entitled "Regulation of Banks." The Office of the Commissioner of Banks (the "OCOB") in conjunction with stakeholders have reviewed the existing trust rules under Subchapter 03D and have determined that this rule needs to be amended to conform with Chapter 53C. With the repeal of portions of Chapter 53 and the creation of Chapter 53C the statutory authority for this rule needs be corrected to reflect the property authority under Chapter 53C.	
10. Rule-making Coordinator: Lonnie Christopher Address: 4309 Mail Service Center Raleigh, NC 27699-4309 Phone: (919) 715-7438 E-Mail: <a href="mailto:lchristopher@nccob.gov">lchristopher@nccob.gov</a>  Agency Contact, if any: Tina Krasner, Attorney Phone: (919) 715-1194 E-Mail: <a href="mailto:tkrasner@nccob.gov">tkrasner@nccob.gov</a>	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: Lonnie E. Christopher 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

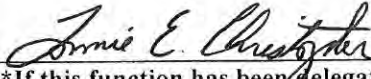
2/4/15

1. Rule-Making Agency: The North Carolina Office of the Commissioner of Banks	
2. Rule citation & name (name not required for repeal): 01 NCAC 03D .0302 Administration of Trust Business	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 3, 2014 Link to Agency notice: <a href="http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx">http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx</a> Hearing on: November 19, 2014 Adoption by agency on: 01-28-15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: 2012-56  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: Session Law 2012-56 repealed Articles 1 through 10, 12 and 13 of Chapter 53 and created a new Chapter 53C entitled "Regulation of Banks." The Office of the Commissioner of Banks (the "OCOB") in conjunction with stakeholders have reviewed the existing trust rules under Subchapter 03D and have determined that this rule needs to be amended to conform with Chapter 53C. With the repeal of portions of Chapter 53 and the creation of Chapter 53C the statutory authority for this rule needs be corrected to reflect the property authority under Chapter 53C.	
10. Rule-making Coordinator: Lonnie Christopher Address: 4309 Mail Service Center Raleigh, NC 27699-4309 Phone: (919) 715-7438 E-Mail: lchristopher@nccob.gov  Agency Contact, if any: Tina Krasner, Attorney Phone: (919) 715-1194 E-Mail: tkrasner@nccob.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: Lonnie E. Christopher Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	



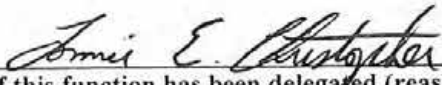
2/4/15

## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The North Carolina Office of the Commissioner of Banks	
2. Rule citation & name (name not required for repeal): 01 NCAC 03D .0303 Books and Records	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 3, 2014 Link to Agency notice: <a href="http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx">http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx</a> Hearing on: November 19, 2014 Adoption by agency on: 01-28-15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: 2012-56  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: Session Law 2012-56 repealed Articles 1 through 10, 12 and 13 of Chapter 53 and created a new Chapter 53C entitled "Regulation of Banks." The Office of the Commissioner of Banks (the "OCOB") in conjunction with stakeholders have reviewed the existing trust rules under Subchapter 03D and have determined that this rule needs to be amended to conform with Chapter 53C. With the repeal of portions of Chapter 53 and the creation of Chapter 53C the statutory authority for this rule needs be corrected to reflect the property authority under Chapter 53C.	
10. Rule-making Coordinator: Lonnie Christopher Address: 4309 Mail Service Center Raleigh, NC 27699-4309 Phone: (919) 715-7438 E-Mail: lchristopher@nccob.gov  Agency Contact, if any: Tina Krasner, Attorney Phone: (919) 715-1194 E-Mail: tkrasner@nccob.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: Lonnie E. Christopher 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

2/4/15

1. Rule-Making Agency: The North Carolina Office of the Commissioner of Banks	
2. Rule citation & name (name not required for repeal): 01 NCAC 03D .0304 Collective Investment	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: November 3, 2014 Link to Agency notice: <a href="http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx">http://www.nccob.org/Public/FinancialInstitutions/Banks/TrustRules.aspx</a> Hearing on: November 19, 2014 Adoption by agency on: 01-28-15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: 2012-56  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: Session Law 2012-56 repealed Articles 1 through 10, 12 and 13 of Chapter 53 and created a new Chapter 53C entitled "Regulation of Banks." The Office of the Commissioner of Banks (the "OCOB") in conjunction with stakeholders have reviewed the existing trust rules under Subchapter 03D and have determined that this rule needs to be amended to conform with Chapter 53C. With the repeal of portions of Chapter 53 and the creation of Chapter 53C the statutory authority for this rule needs be corrected to reflect the property authority under Chapter 53C.	
10. Rule-making Coordinator: Lonnie Christopher Address: 4309 Mail Service Center Raleigh, NC 27699-4309 Phone: (919) 715-7438 E-Mail: lchristopher@nccob.gov  Agency Contact, if any: Tina Krasner, Attorney Phone: (919) 715-1194 E-Mail: tkrasner@nccob.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: Lonnie E. Christopher Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

ORIGINAL

2/16/2015

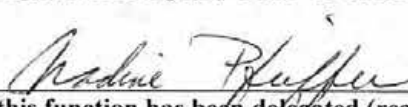
1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13F .1003 MEDICATION LABELS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:             </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:             </div> </div> 9B. Explain: The Licensing of Homes for the Aged and Infirm rules for packaging medications needed for residents in a leave of absence from the adult care home facility are being amended; therefore making the process of sending the needed medications with the resident easier, assure accountability and promote safety of the resident. This allows the facility itself to package only the medications needed for the resident during the leave instead of sending only one dose, sending every remaining dose of medication or waiting to have the pharmacy package the medication, which some pharmacies will not do. This rule pertains to the labeling of medications and has been amended to reflect the labeling of medication for adult care home residents on leave of absence from the facility.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Jan Brickley, Pharmacist Phone: 919-855-3782 E-Mail: <a href="mailto:Jan.Brickley@dhhs.nc.gov">Jan.Brickley@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="border: 0; border-top: 1px solid black;"/> </div> *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: Nadine Pfeiffer 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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 ADMIN HEARINGS  
 C. J. F.

2/14/15

## SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13F .1010 PHARMACEUTICAL SERVICES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 checked="" 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 by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: The Licensing of Homes for the Aged and Infirm rules for packaging medications needed for residents in a leave of absence from the adult care home facility are being amended; therefore making the process of sending the needed medications with the resident easier, assure accountability and promote safety of the resident. This allows the facility itself to package only the medications needed for the resident during the leave instead of sending only one dose, sending every remaining dose of medication or waiting to have the pharmacy package the medication, which some pharmacies will not do. This rule outlines the process that will be used for the labeling of medication for adult care home residents on leave of absence from the facility.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Jan Brickley, Pharmacist Phone: 919-855-3782 E-Mail: <a href="mailto:Jan.Brickley@dhhs.nc.gov">Jan.Brickley@dhhs.nc.gov</a>	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: Nadine Pfeiffer 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:	

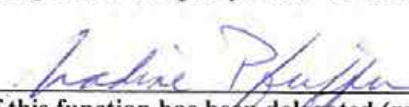
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2/16/2015

## SUBMISSION FOR PERMANENT RULE

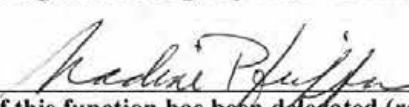
ORIGINAL

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13G .1003 MEDICATION LABELS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 checked="" 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 by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: The Licensing of Family Care Homes rules for packaging medications needed for residents in a leave of absence from the family care home facility are being amended; therefore making the process of sending the needed medications with the resident easier, assure accountability and promote safety of the resident. This allows the facility itself to package only the medications needed for the resident during the leave instead of sending only one dose, sending every remaining dose of medication or waiting to have the pharmacy package the medication, which some pharmacies will not do. This rule pertains to the labeling of medications and has been amended to reflect the labeling of medication for family care home residents on leave of absence from the facility.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Jan Brickley, Pharmacist Phone: 919-855-3782 E-Mail: <a href="mailto:Jan.brickley@dhhs.nc.gov">Jan.brickley@dhhs.nc.gov</a>	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: Nadine Pfeiffer 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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 OFFICE OF  
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# SUBMISSION FOR PERMANENT RULE

3/14/15  
**ORIGINAL**

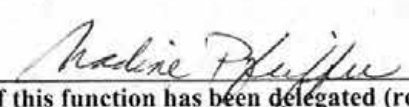
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2. Rule citation & name (name not required for repeal): 10A NCAC 13G .1010 PHARMACEUTICAL SERVICES	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: The Licensing of Family Care Home rules for packaging medications needed for residents in a leave of absence from the family care home facility are being amended; therefore making the process of sending the needed medications with the resident easier, assure accountability and promote safety of the resident. This allows the facility itself to package only the medications needed for the resident during the leave instead of sending only one dose, sending every remaining dose of medication or waiting to have the pharmacy package the medication, which some pharmacies will not do. This rule outlines the process that will be used for the labeling of medication for family care home residents on leave of absence from the facility.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Jan Brickley, Pharmacist Phone: 919-855-3782 E-Mail: <a href="mailto:Jan.brickley@dhhs.nc.gov">Jan.brickley@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr/> </div> *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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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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 ADMIN HEARINGS



# SUBMISSION FOR PERMANENT RULE

2/16/14  
**ORIGINAL**

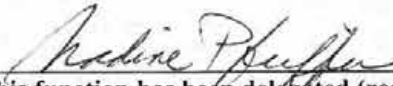
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> *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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

ORIGINAL

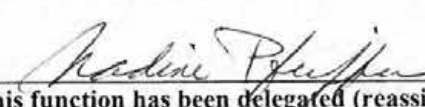
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHSR and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that these three rules included in Section .0200 of Subchapter H are outdated and unnecessary, therefore are being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer 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 HEARINGS



# SUBMISSION FOR PERMANENT RULE

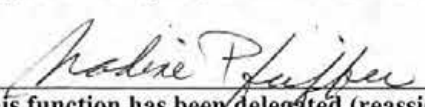
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**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .0301 - .0302	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHRS and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that these two rules included in Section .0300 of Subchapter H are outdated and unnecessary, therefore are being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> *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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

2/14/2015  
**ORIGINAL**

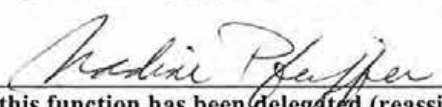
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> *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: Nadine Pfeiffer 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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 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE

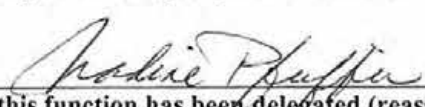
2/16/2015  
**ORIGINAL**

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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">         _____        *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: Nadine Pfeiffer        Title: Rule-making Coordinator     </div>
<b>RRC AND OAH USE ONLY</b>	
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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 ADMIN. HEARINGS

# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**

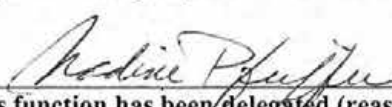
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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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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 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**

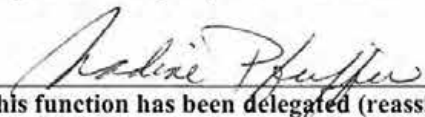
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>RRC AND OAH USE ONLY</b>	
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

ORIGINAL

2/16/15

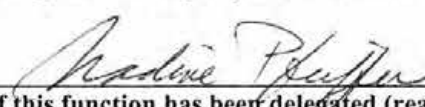
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2. Rule citation & name (name not required for repeal): 10A NCAC 13H .0601 - .0613	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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# SUBMISSION FOR PERMANENT RULE

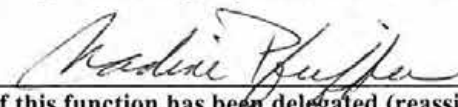
2/16/2015  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .0701 - .0704	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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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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# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**


1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .0801 - .0808	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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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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 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE

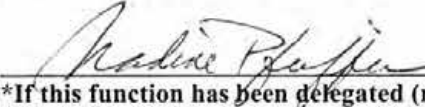
2/16/2015  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .0901 - .0907	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>RRC AND OAH USE ONLY</b>	
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

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2/16/2015  
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1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1001 - .1003	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHRS and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that these three rules included in Section .1000 of Subchapter H are outdated and unnecessary, therefore are being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	

2/16/2015 15:11 PM 4:12  
 ADMIN HEARINGS  
 OFFICE OF  
 F-11-ED



# SUBMISSION FOR PERMANENT RULE


ORIGINAL

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1101 - .1102	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> *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: Nadine Pfeiffer 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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 2015 FEB 16 PM 4:12  
 CLERK OF  
 ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**

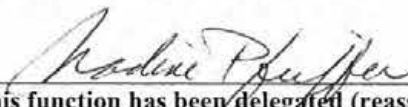
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> *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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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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 FILED  
 CLERK OF  
 ADMIN HEARINGS



# SUBMISSION FOR PERMANENT RULE

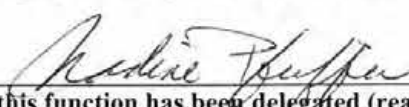
ORIGINAL

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1301 - .1302	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">               _____              *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: Nadine Pfeiffer              Title: Rule-making Coordinator           </div>
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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 2015 FEB 18 PM 4:12  
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# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**

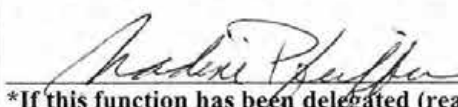
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2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1401 - .1402	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	

2015 FEB 16 PM 4:12  
 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE

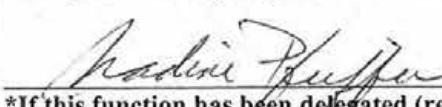
2/16/15  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1501 - .1505	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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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 2015 FEB 12 PM 4:12  
 CITY OF  
 ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

2/16/15  
**ORIGINAL**

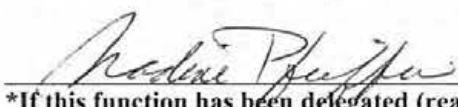
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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  
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# SUBMISSION FOR PERMANENT RULE

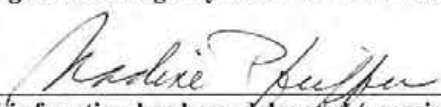
2/16/2015  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1601	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHSR and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that this one rule with an effective date differing than the other rules in Section .1600 of Subchapter H is outdated and unnecessary, therefore is being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	

ADM. HEARINGS  
 2015 FEB 14 PM 4:12  
 FILED

# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**

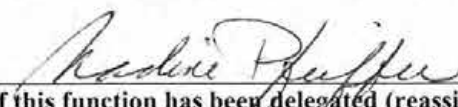
1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1602 - .1605	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHSR and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that these four rules with the same effective date in Section .1600 of Subchapter H are outdated and unnecessary, therefore are being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

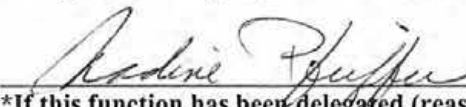
2/16/15  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1606	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b>	
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9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHSR and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that this one rule with an effective date differing than the other rules in Section .1600 of Subchapter H is outdated and unnecessary, therefore is being repealed.	
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<b>RRC AND OAH USE ONLY</b>	
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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 ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

2/16/2015  
**ORIGINAL**

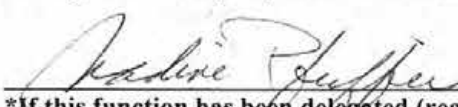
1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1607	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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<b>RRC AND OAH USE ONLY</b>	
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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 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE


2/16/2015  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1701 - .1703	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHSR and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that these three rules with the same effective date in Section .1700 of Subchapter H are outdated and unnecessary, therefore are being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	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: Nadine Pfeiffer Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

# SUBMISSION FOR PERMANENT RULE

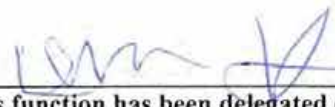
2/16/2015  
**ORIGINAL**

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13H .1901 - .1903	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/15/14 Link to Agency notice: <a href="http://www.ncdhhs.gov/dhsr/ruleactions.html">http://www.ncdhhs.gov/dhsr/ruleactions.html</a> Hearing on: 12/09/14 Adoption by agency on: 2/13/15 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: In 1999, Senate Bill 10 placed the authority for these rules under the NC MCC. When existing facilities came under this rule authority, the DHSR and the Division of MH/DD/SAS determined that individuals served in these types of facilities would be more appropriately served in existing facility types, specifically adult or family care homes, or mental health "5600" group homes. Currently there is no licensure category for these rules and no facilities licensed under this Subchapter. In 2001, all existing "DDA" facilities licensed under Subchapter H were converted to either an adult care home or a mental health facility. The Agency identified that these three rules with the same effective date in Section .1900 of Subchapter H are outdated and unnecessary, therefore are being repealed.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: <a href="mailto:Nadine.pfeiffer@dhhs.nc.gov">Nadine.pfeiffer@dhhs.nc.gov</a>  Agency Contact, if any: Stephanie Gilliam, Chief Phone: 919-855-3795 E-Mail: <a href="mailto:Stephanie.Gilliam@dhhs.nc.gov">Stephanie.Gilliam@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">         _____        *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: Nadine Pfeiffer        Title: Rule-making Coordinator     </div>
<b>RRC AND OAH USE ONLY</b>	
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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 2015 FEB 16 PM 4:13  
 OFFICE OF  
 ADMIN. HEARINGS



## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. Rule citation & name (name not required for repeal): 10A NCAC 43K .0101 - Definitions	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 5, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: SL2013-45 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: The permanent rules replace the newborn screening for critical congenital heart defects temporary rules, which will expire April 21, 2015. The permanent rules assure that all medical facilities and attending providers of neonates and infants in NC (as defined in the rules) are using a consistent screening protocol based on national standards. The rules also assure that all medical facilities and attending providers of neonates and infants have a consistent and standardized plan for evaluation and follow up of positive critical congenital heart defect screenings. Further, the rules provide for data collection and monitoring of screening for critical congenital heart defects.	
10. Rule-making Coordinator: Chris Hoke, JD Address: 5605 Six Forks Rd. Raleigh, NC 27609  Phone: 9-19-505-5006 E-Mail: <a href="mailto:chris.hoke@dhhs.nc.gov">chris.hoke@dhhs.nc.gov</a>  Agency Contact, if any: Bob martin Phone: 919-707-5179 E-Mail: <a href="mailto:bob.martin@dhhs.nc.gov">bob.martin@dhhs.nc.gov</a>	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: Chris Hoke Title: Chief, Legal and Regulatory Affairs
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:	

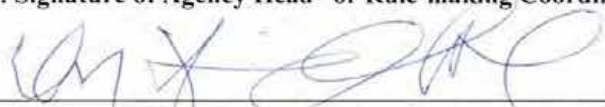
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. Rule citation & name (name not required for repeal): 10A NCAC 43K .0102 – Screening Requirements	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 5, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: SL2013-45 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: The permanent rules replace the newborn screening for critical congenital heart defects temporary rules, which will expire April 21, 2015. The permanent rules assure that all medical facilities and attending providers of neonates and infants in NC (as defined in the rules) are using a consistent screening protocol based on national standards. The rules also assure that all medical facilities and attending providers of neonates and infants have a consistent and standardized plan for evaluation and follow up of positive critical congenital heart defect screenings. Further, the rules provide for data collection and monitoring of screening for critical congenital heart defects.	
10. Rule-making Coordinator: Chris Hoke, JD Address: 5605 Six Forks Rd. Raleigh, NC 27609  Phone: 9-19-505-5006 E-Mail: <a href="mailto:chris.hoke@dhhs.nc.gov">chris.hoke@dhhs.nc.gov</a>  Agency Contact, if any: Bob martin Phone: 919-707-5179 E-Mail: <a href="mailto:bob.martin@dhhs.nc.gov">bob.martin@dhhs.nc.gov</a>	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: Chris Hoke Title: Chief, Legal and Regulatory Affairs
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:	



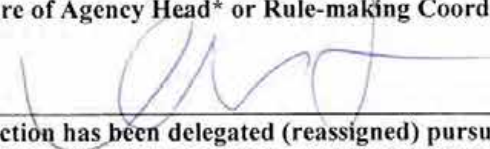
Original 2/20/15

## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. Rule citation & name (name not required for repeal): 10A NCAC 43K .0103 – Reporting Requirements	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 5, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           9A. What prompted this action? Check all that apply:  <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: SL2013-45  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. Explain: The permanent rules replace the newborn screening for critical congenital heart defects temporary rules, which will expire April 21, 2015. The permanent rules assure that all medical facilities and attending providers of neonates and infants in NC (as defined in the rules) are using a consistent screening protocol based on national standards. The rules also assure that all medical facilities and attending providers of neonates and infants have a consistent and standardized plan for evaluation and follow up of positive critical congenital heart defect screenings. Further, the rules provide for data collection and monitoring of screening for critical congenital heart defects.</p>	
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<b>RRC AND OAH USE ONLY</b>	
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 7/20/15

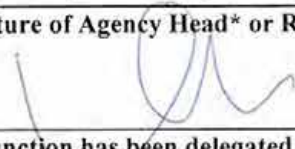
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .0103 ACCREDITATION REQUIREMENTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 16, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
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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:	



# SUBMISSION FOR PERMANENT RULE

*CR. 01.01.15 3/30/15*

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .1301 BENCHMARK 34	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 16, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: SL2013-45  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain The General Assembly recently enacted and the Governor signed SL 2012-126, which is "an act to promote efficiency and effectiveness in the administration of human services ...." This law provides all North Carolina counties the option to consolidate their human services agencies, including public health, into a single agency under the direct control of a human services director appointed and supervised by the county manager. When a county consolidates human services under this law, the local health director no longer reports to the local board of health – the local health director reports to the Human Services Director appointed by the County Manager.	
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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:	

# SUBMISSION FOR PERMANENT RULE


*CR1 g, ncl 7/20/15*

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .1304 BENCHMARK 37	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 16, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: SL2013-45  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain The General Assembly recently enacted and the Governor signed SL 2012-126, which is “an act to promote efficiency and effectiveness in the administration of human services ....” This law provides all North Carolina counties the option to consolidate their human services agencies, including public health, into a single agency under the direct control of a human services director appointed and supervised by the county manager. When a county consolidates human services under this law, the local health director no longer reports to the local board of health – the local health director reports to the Human Services Director appointed by the County Manager.	
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<b>RRC AND OAH USE ONLY</b>	
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 2/20/15


## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .1305 BENCHMARK 38	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 16, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
9. REASON FOR ACTION  9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: SL2013-45  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain The General Assembly recently enacted and the Governor signed SL 2012-126, which is "an act to promote efficiency and effectiveness in the administration of human services ...." This law provides all North Carolina counties the option to consolidate their human services agencies, including public health, into a single agency under the direct control of a human services director appointed and supervised by the county manager. When a county consolidates human services under this law, the local health director no longer reports to the local board of health – the local health director reports to the Human Services Director appointed by the County Manager.	
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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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 ADMIN HEARINGS

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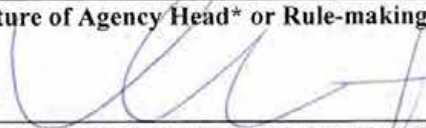
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .1306 BENCHMARK 39	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 16, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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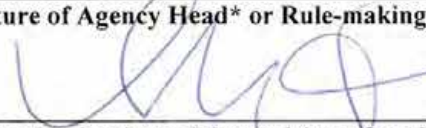
Original 7/20/15

## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .1307 BENCHMARK 40	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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10. Rule-making Coordinator: Chris Hoke, JD Address: 5605 Six Forks Rd. Raleigh, NC 27609  Phone: 9-19-505-5006 E-Mail: <a href="mailto:chris.hoke@dhhs.nc.gov">chris.hoke@dhhs.nc.gov</a>  Agency Contact, if any: Bob martin Phone: 919-707-5179 E-Mail: <a href="mailto:bob.martin@dhhs.nc.gov">bob.martin@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *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: Chris Hoke Title: Chief, Legal and Regulatory Affairs
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 2/20/15

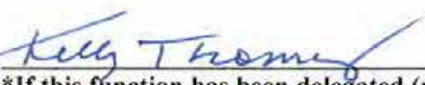
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 48B .1308 BENCHMARK 41	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://cph.publichealth.nc.gov/">http://cph.publichealth.nc.gov/</a> Hearing on: January 16, 2015 Adoption by agency on: February 11, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: SL2013-45  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain The General Assembly recently enacted and the Governor signed SL 2012-126, which is "an act to promote efficiency and effectiveness in the administration of human services ...." This law provides all North Carolina counties the option to consolidate their human services agencies, including public health, into a single agency under the direct control of a human services director appointed and supervised by the county manager. When a county consolidates human services under this law, the local health director no longer reports to the local board of health – the local health director reports to the Human Services Director appointed by the County Manager.	
10. Rule-making Coordinator: Chris Hoke, JD Address: 5605 Six Forks Rd. Raleigh, NC 27609  Phone: 9-19-505-5006 E-Mail: <a href="mailto:chris.hoke@dhhs.nc.gov">chris.hoke@dhhs.nc.gov</a>  Agency Contact, if any: Bob martin Phone: 919-707-5179 E-Mail: <a href="mailto:bob.martin@dhhs.nc.gov">bob.martin@dhhs.nc.gov</a>	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: Chris Hoke Title: Chief, Legal and Regulatory Affairs
<b>RRC AND OAH USE ONLY</b>	
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:	

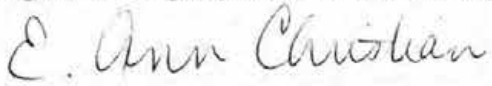


# SUBMISSION FOR PERMANENT RULE

ORIGINAL

<b>1. Rule-Making Agency:</b> NC Department of Transportation Division of Motor Vehicles	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 03B .0201 DRIVER'S LICENSE EXAMINATION AND ONLINE RENEWAL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2014 Link to Agency notice: <a href="http://www.ncdot.gov/about/regulations/rules">www.ncdot.gov/about/regulations/rules</a> Hearing on: 1/27/2015 Adoption by agency on: 2/18/2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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 checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:           </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly                  Cite Session Law: SL 2014-100 (S744)  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:           </div> </div>	
<b>9B. Explain:</b> Pursuant to N.C.G.S. 20-7(f)(6)d, as ratified by the NC General Assembly in SL 2014-100 (Senate Bill 744), the Division may implement an electronic remote driver license renewal system. The Division has chosen to implement this service in an effort to reduce customer wait times and provide customers with more convenient alternatives to in-office services. Pursuant to N.C.G.S. 20-7(f)(6)d, the Division is required to adopt rules.	
<b>10. Rule-making Coordinator:</b> Helen Landi Address: 1578 Mail Service Center Raleigh, NC 27699-1578 Phone: 919-707-2842 E-Mail: <a href="mailto:hlandi@ncdot.gov">hlandi@ncdot.gov</a>  Agency Contact, if any: Vicki Pope Phone: 919-861-3146 E-Mail: <a href="mailto:vpope@ncdot.gov">vpope@ncdot.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr style="border: 0; border-top: 1px solid black;"/> </div> *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: Kelly Thomas Title: Commissioner – Division of Motor Vehicles
RRC AND OAH USE ONLY	
<b>Action taken:</b>  <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: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0108 SUSPENSION OF AUTHORITY AND ESCROW OF FUNDS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           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:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <div style="margin-top: 10px;">           9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.         </div>	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin: 10px 0;">  </div> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;">             *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.           </div> Typed Name: E. Ann Christian Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken:    <div style="margin-top: 20px;"> <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>	



# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0109 ARMED SERVICES EXTENSION FOR CREDENTIAL	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           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:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <div style="margin-top: 10px;">           9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.         </div>	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E. Ann Christian</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: E. Ann Christian Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:     <div style="margin-top: 20px;"> <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>	

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# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: <b>NC ACUPUNCTURE LICENSING BOARD</b>	
2. Rule citation & name (name not required for repeal): <b>21 NCAC 01 .0110 ACUPUNCTURE LICENSE BY RECIPROCITY BASED ON MILITARY SERVICE</b>	
3. Action: <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	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"/> <b>Not Required</b>	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: <b>July 1, 2014</b> Link to Agency notice: Hearing on: <b>September 12, 2014</b> Adoption by agency on: <b>January 23, 2015</b> <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	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"/> <b>No fiscal note required</b>
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted in last General Assembly session</b>              Cite Session Law:  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div>	
9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: <b>E. Ann Christian</b> Address: <b>P.O. Box 2455</b> <b>Raleigh, NC 27602</b> Phone: <b>919-755-9229</b> E-Mail: <b>e.ann.christian@gmail.com</b>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E. Ann Christian</div> <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: <b>E. Ann Christian</b> Title: <b>Rule-making Coordinator</b>
<b>RRC AND OAH USE ONLY</b>	
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: <b>NC ACUPUNCTURE LICENSING BOARD</b>	
2. Rule citation & name (name not required for repeal): <b>21 NCAC 01 .0111 ACUPUNCTURE LICENSE BY RECIPROCITY BASED ON STATUS AS MILITARY SPOUSE</b>	
3. Action: <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	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"/> <b>OSBM certified on:</b> <input type="checkbox"/> <b>RRC certified on:</b> <input checked="" type="checkbox"/> <b>Not Required</b>	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: <b>July 1, 2014</b> Link to Agency notice: Hearing on: <b>September 12, 2014</b> Adoption by agency on: <b>January 23, 2015</b> <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	8. Fiscal impact (check all that apply):  <input type="checkbox"/> <b>State funds affected</b> <input type="checkbox"/> <b>Environmental permitting of DOT affected and analysis submitted to Board of Transportation</b> <input type="checkbox"/> <b>Local funds affected</b> <input type="checkbox"/> <b>Substantial economic impact (≥\$1,000,000)</b> <input type="checkbox"/> <b>Approved by OSBM</b> <input checked="" type="checkbox"/> <b>No fiscal note required</b>
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted in last General Assembly session</b>              Cite Session Law:  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div>	
9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: <b>E. Ann Christian</b> Address: <b>P.O. Box 2455</b> <b>Raleigh, NC 27602</b> Phone: <b>919-755-9229</b> E-Mail: <b>e.ann.christian@gmail.com</b>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E. Ann Christian</div> <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: <b>E. Ann Christian</b> Title: <b>Rule-making Coordinator</b>
<b>RRC AND OAH USE ONLY</b>	
Action taken:    <input type="checkbox"/> <b>RRC Extended period of review:</b> <input type="checkbox"/> <b>RRC determined substantial changes:</b> <input type="checkbox"/> <b>Withdrawn by agency</b> <input type="checkbox"/> <b>Subject to Legislative Review</b> <input type="checkbox"/> <b>Other:</b>	

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# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0601 PURPOSE OF SCOPE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <div style="font-size: small; margin-top: 5px;">             *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.           </div> <div style="margin-top: 10px;">             Typed Name: E. Ann Christian              Title: Rule-making Coordinator           </div>
<b>RRC AND OAH USE ONLY</b>	
Action taken:   <div style="font-size: small;"> <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>	

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# SUBMISSION FOR PERMANENT RULE

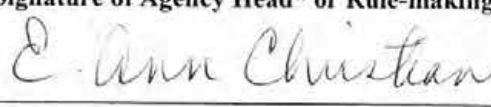
1. Rule-Making Agency: <b>NC ACUPUNCTURE LICENSING BOARD</b>	
2. Rule citation & name (name not required for repeal): <b>21 NCAC 01 .0602 NON-DISCRIMINATION</b>	
3. Action: <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	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"/> <b>Not Required</b>	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: <b>July 1, 2014</b> Link to Agency notice: Hearing on: <b>September 12, 2014</b> Adoption by agency on: <b>January 23, 2015</b> <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	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"/> <b>No fiscal note required</b>
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           9A. What prompted this action? Check all that apply:  <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <div style="margin-top: 10px;">           9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.         </div>	
10. Rule-making Coordinator: <b>E. Ann Christian</b> Address: <b>P.O. Box 2455</b> <b>Raleigh, NC 27602</b> Phone: <b>919-755-9229</b> E-Mail: <b>e.ann.christian@gmail.com</b>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin: 10px 0;">  </div> *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: <b>E. Ann Christian</b> Title: <b>Rule-making Coordinator</b>
<b>RRC AND OAH USE ONLY</b>	
Action taken:    <div style="margin-top: 20px;"> <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>	

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# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0603 COMPETENCE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <div style="font-size: small; margin-top: 5px;">             *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.           </div> <div style="margin-top: 10px;">             Typed Name: E. Ann Christian              Title: Rule-making Coordinator           </div>
<b>RRC AND OAH USE ONLY</b>	
Action taken:	
<div style="font-size: small;"> <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>	

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# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0604 SERVING SENTENCE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           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:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.</p>	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E. Ann Christian</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: E. Ann Christian Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:     <div style="margin-top: 20px;"> <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>	

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0605 EDUCATION AND TRAINING STANDARDS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E. Ann Christian</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: E. Ann Christian Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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 ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0606 PATIENT WELFARE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           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:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session                Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <div style="margin-top: 10px;">           9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.         </div>	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E. Ann Christian</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: E. Ann Christian Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:   <div style="margin-top: 20px;"> <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>	

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# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: <b>NC ACUPUNCTURE LICENSING BOARD</b>	
2. Rule citation & name (name not required for repeal): <b>21 NCAC 01 .0607 CONFIDENTIALITY</b>	
3. Action: <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	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"/> <b>Not Required</b>	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: <b>July 1, 2014</b> Link to Agency notice: Hearing on: <b>September 12, 2014</b> Adoption by agency on: <b>January 23, 2015</b> <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	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"/> <b>No fiscal note required</b>
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: <b>E. Ann Christian</b> Address: <b>P.O. Box 2455</b> <b>Raleigh, NC 27602</b> Phone: <b>919-755-9229</b> E-Mail: <b>e.ann.christian@gmail.com</b>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">E Ann Christian</div> <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: <b>E. Ann Christian</b> Title: <b>Rule-making Coordinator</b>
<b>RRC AND OAH USE ONLY</b>	
Action taken:     <div style="display: flex; flex-direction: column; gap: 5px;"> <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>	

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# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0608 CLIENT RELATIONSHIPS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.	
10. Rule-making Coordinator: E. Ann Christian Address: P.O. Box 2455 Raleigh, NC 27602 Phone: 919-755-9229 E-Mail: e.ann.christian@gmail.com  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <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: E. Ann Christian Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:   <div style="margin-top: 20px;"> <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>	

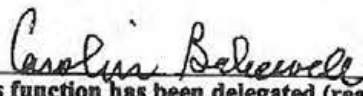
# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC ACUPUNCTURE LICENSING BOARD	
2. Rule citation & name (name not required for repeal): 21 NCAC 01 .0609 BOARD INVESTIGATION	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input 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: July 1, 2014 Link to Agency notice: Hearing on: September 12, 2014 Adoption by agency on: January 23, 2015 <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           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:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session                Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <div style="margin-top: 10px;">           9B. Explain: As professional field is growing these proposed rules respond to greater need of public and professionals to obtain clarity regarding ethical standards for the practice of acupuncture. Additional definitions as well as revisions to avoid confusion and enable better enforcement of ethical standards. Rule regarding escrow prescribed by G.S. 93B-15 and 90B-15.1.         </div>	
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<b>RRC AND OAH USE ONLY</b>	
Action taken:    <div style="margin-top: 20px;"> <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>	

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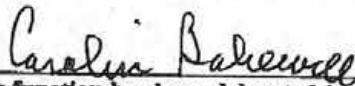


## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16G .0101 Functions Which May <b>BE DELEGATED</b>	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain:  <div style="text-align: center; padding: 10px;">           Proposed for amendment to clarify what functions may be delegated to dental hygienists.         </div>	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; margin-top: 20px;">  </div> *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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="margin-top: 20px;"> <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>	

# SUBMISSION FOR PERMANENT RULE

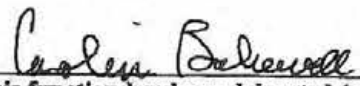
ORIGINAL 2/4/15

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16H .0104 Approved Education and Training Programs	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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 type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other: 9B. Explain:  Amendment proposed to clarify what dental assistants must do to be classified as a DA II.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr/> </div> *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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	

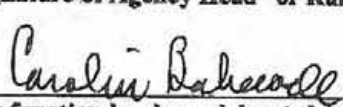
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 OFFICE OF  
 ADMIN HEARINGS



## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16H .0203 Permitted Functions of Dental Assistants II	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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: Amendment proposed to clarify what procedures may be performed by DA IIs.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560 Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a> 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: Carolin Bakewell 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:	

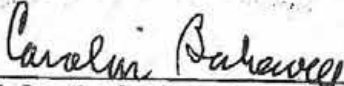
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16I .0101 Applications	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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: <p style="margin-left: 40px;">proposed for amendment to clarify when license renewal applications must be received by the Board.</p>	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	

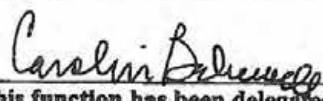


# SUBMISSION FOR PERMANENT RULE

ORIGINAL 2/4/15

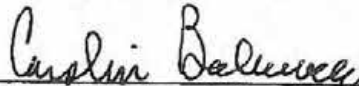
1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 161 .0102 Continuing Education Required	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. 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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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:  Amendment proposed to clarify what self study courses count toward mandatory CE requirements and to explain CE requirements for formerly exempted licensees who wish to resume practice.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

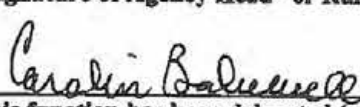
1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16 I .0105 Penalty/Non-Compliance/Continuing Education Requirement	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> 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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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:  Amendment proposed to clarify when license renewal applications must be received by the Board.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell 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: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16I .0107 License Void Upon Failure to Renew	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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
<b>9. REASON FOR ACTION</b>	
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:  Amendment proposed to clarify when license renewal applications must be renewed by the Board.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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:	

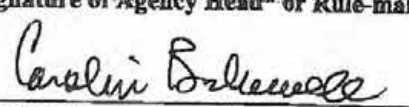
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 161 .0108 Form of Certificate	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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 type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:	
9B. Explain:  Amendment proposed to require certificates of renewal of license to bear original license number.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell 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:	

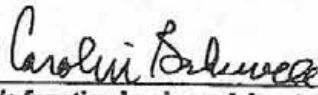


## SUBMISSION FOR PERMANENT RULE

21

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): NCAC 16I .0110 Definitions	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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: Proposed for amendment to define good standing.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell 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: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 161 .0111 Exemptions Granted	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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
<b>9. REASON FOR ACTION</b>	
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:  Amendment proposed to delete reference to sedation permits, which cannot be held by dental hygienists	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">           _____          *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: Carolin Bakewell          Title: Rule Making Coordinator       </div>
<b>RRC AND OAH USE ONLY</b>	
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

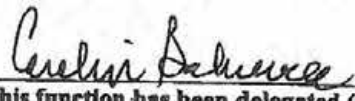
1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16J .0101 Premises	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from 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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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
<b>9. REASON FOR ACTION</b>	
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:  Amendment proposed to clarify that animals other than certified assistance animals are not allowed in areas of dental office where clinical work is performed.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
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

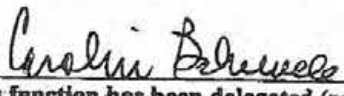
1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16K .0103 INstructors To Be Approved	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. 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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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:  Amendment proposed to apply rule to all N.C. Dental Schools	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell 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

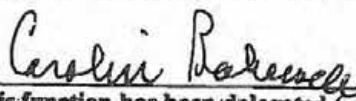
1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16K .0106 Reports to Board	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt 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 checked="" type="checkbox"/> Notice Required Notice of Text published on: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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: Proposed for amendment to apply rule to all N.C. Dental schools	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell 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: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16N .0502 Request For Hearing	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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:  Amendment proposed to eliminate unnecessary requirements for requests for administrative hearings	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  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: Carolin Bakewell 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:	

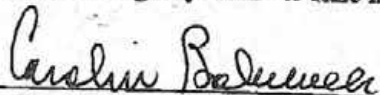


## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16N .0504 Notice of Hearing	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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: Amendment proposed to clarify that action is required by a majority of Board members eligible to vote.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560 Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a> 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: Carolin Bakewell 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

ORIGINAL 2/4/15

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16N .0505 Who Shall Hear Contested Cases	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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"/> 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:  <p style="margin-left: 40px;">Amendment proposed to to clarify awkward language and clarify that action must be by majority of Board members eligible to vote.</p>	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <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: Carolin Bakewell                  Title: Rule Making Coordinator             </div>
<b>RRC AND OAH USE ONLY</b>	
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

ORIGINAL 2/4/15

1. Rule-Making Agency: The N.C. State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16N. 0506 Petition For Intervention	
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: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session                      Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:                 </div> </div> 9B. Explain:  Amendment proposed to to clarify awkward language.	
10. Rule-making Coordinator: Carolin Bakewell Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Carolin Bakewell</div> *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: Carolin Bakewell Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken:  <div style="display: flex; flex-direction: column; gap: 5px;"> <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>	

# SUBMISSION FOR PERMANENT RULE

ORIGINAL 2/4/15

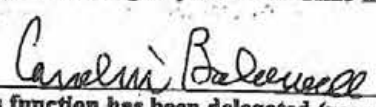
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 2015 FEB -9 AM 9:46  
 OFFICE OF  
 ADMIN HEARINGS

<b>1. Rule-Making Agency: The N.C. State Board of Dental Examiners</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16N. 0508 Disqualification of Board Members	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	<b>4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):</b>
<b>5. Agency obtained G.S. 150B-19.1 certification:</b> <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session                      Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:                 </div> </div> <b>9B. Explain:</b>  Amendment proposed to clarify that action is required by majority of Board members eligible to vote.	
<b>10. Rule-making Coordinator: Carolin Bakewell</b> Address: 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  Phone: 919 306 0116 E-Mail: <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  Agency Contact, if any: Phone: E-Mail:	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;"> </div> *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: Carolin Bakewell Title: Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; flex-direction: column;"> <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>	

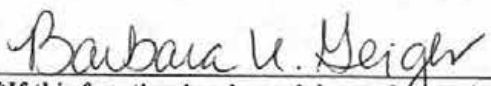


# SUBMISSION FOR PERMANENT RULE

ORIGINAL 2/4/15

<b>1. Rule-Making Agency:</b> The N.C. State Board of Dental Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 16N. 0603 Subpoenas	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	<b>4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):</b>
<b>5. Agency obtained G.S. 150B-19.1 certification:</b> <input type="checkbox"/> OSBM certified on: <input type="checkbox"/> RRC certified on: <input checked="" type="checkbox"/> Not Required	
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: May 15, 2014 Link to Agency notice: <a href="http://www.ncdentalboard.org">www.ncdentalboard.org</a> Hearing on: June 12, 2014 Adoption by agency on: Sept. 13, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal Impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b>  Amendment proosed to clarify that subpoenas should be served as required by the Rules of Civil Procedure.	
<b>10. Rule-making Coordinator:</b> Carolin Bakewell <b>Address:</b> 507 Airport Boulevard, Ste. 105 Morrisville NC 27560  <b>Phone:</b> 919 306 0116 <b>E-Mail:</b> <a href="mailto:carolin.bakewell@gmail.com">carolin.bakewell@gmail.com</a>  <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Carolin Bakewell <b>Title:</b> Rule Making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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 Irrigation Contractors' Licensing Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 23 .0105 (ETHICS)	
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: June 16, 2014 Link to Agency notice: <a href="http://www.nciclb.org/laws-enforcement/rules/">http://www.nciclb.org/laws-enforcement/rules/</a> Hearing on: n/a Adoption by agency on: November 13, 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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: Like other self-regulating professional boards, the Board seeks to ensure the ethical integrity, transparency and accountability of its licensees in the course of their business conduct. The Board currently has no such rule subjecting licensees to disciplinary measures.	
10. Rule-making Coordinator: Barbara U. Geiger Address: P.O. Box 41421 Raleigh, NC 27629-1421 Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>  Agency Contact, if any: Barbara U. Geiger Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>	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: Barbara U. Geiger Title: Board Administrator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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> <div style="width: 45%; text-align: right;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">             OFFICE OF ADMINISTRATIVE HEARINGS           </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">             2015 FEB 12 PM 3:43           </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">             FILED           </div> </div> </div>	

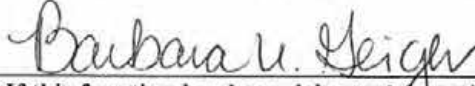


## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Irrigation Contractors' Licensing Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 23 .0206(a) Conduct of Hearing	
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: June 16, 2014 Link to Agency notice: <a href="http://www.nciclb.org/laws-enforcement/rules/">http://www.nciclb.org/laws-enforcement/rules/</a> Hearing on: n/a Adoption by agency on: November 13, 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
<b>9. REASON FOR ACTION</b>	
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: The Board proposes to amend this rule in order to allow the Board to refer contested cases to OAH for disposition as allowed by NCGS 150B-40(e). The rule currently requires that all contested cases be heard only by a majority of the Board. The proposed amendment is also necessary in order to allow the Board the ability to proceed with a duly noticed hearing in the absence of the Chair or Vice-Chair of the Board.	
10. Rule-making Coordinator: Barbara U. Geiger Address: P.O. Box 41421, Raleigh, NC 27629-1421 Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>  Agency Contact, if any: Barbara U. Geiger Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>	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: Barbara U. Geiger Title: Board Administrator
<b>RRC AND OAH USE ONLY</b>	
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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ADMIN HEARINGS

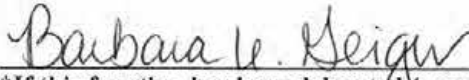
## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Irrigation Contractors' Licensing Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 23 .0207 (DECISION 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 checked="" type="checkbox"/> Notice Required Notice of Text published on: June 16, 2014 Link to Agency notice: <a href="http://www.nciclb.org/laws-enforcement/rules/">http://www.nciclb.org/laws-enforcement/rules/</a> Hearing on: n/a Adoption by agency on: November 13, 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: The intention is to allow the Board additional flexibility in the timely issuance of final agency decisions, insofar as they meet the requirements of the Administrative Procedures Act. This additional flexibility is necessary as the Board continues to hold regular Board meetings on a monthly basis, this allows too great an administrative burden on the Board in issuing thorough final agency decisions with the benefit of referencing the completed transcript.	
10. Rule-making Coordinator: Barbara U. Geiger Address: P.O. Box 41421 Raleigh, NC 27629-1421 Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>  Agency Contact, if any: Barbara U. Geiger Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>	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: Barbara U. Geiger Title: Board Administrator
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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 ADMIN. HEARINGS  
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## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Irrigation Contractors' Licensing Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 23 .0505 (TRENCHING AND PIPING)	
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: June 16, 2014 Link to Agency notice: <a href="http://www.nciclb.org/laws-enforcement/rules/">http://www.nciclb.org/laws-enforcement/rules/</a> Hearing on: n/a Adoption by agency on: November 13, 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
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
9B. Explain: Amendments to (l) and (m) are proposed in order to accurately reflect the diversity in accepted industry practice in the treatment of the specified components and to correct a current conflict between some manufacturers directions and the existing rule.	
10. Rule-making Coordinator: Barbara U. Geiger Address: P.O. Box 41421 Raleigh, NC 27629-1421 Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>  Agency Contact, if any: Barbara U. Geiger Phone: 919-872-2229 E-Mail: <a href="mailto:administrator@nciclb.org">administrator@nciclb.org</a>	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: Barbara U. Geiger Title: Board Administrator
<b>RRC AND OAH USE ONLY</b>	
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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 ADMIN HEARINGS

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC BOARD OF PHYSICAL THERAPY EXAMINERS	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21NCAC 48G .0109 CONTINUING COMPETENCE ACTIVITIES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <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.: 150B-21.5(a)(5) Adoption by agency on: December 4, 2014	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> This amendment is to correct a typographical error in the NCAC. Text in Sub-paragraph (f)(8) was inadvertently omitted when this rule was published in the July 15, 2015 issue of the NCR. Amendments were not made to this Sub-paragraph when it was previously published. This amendment will restore the text in this Sub-paragraph.	
<b>10. Rule-making Coordinator:</b> Kathy O. Arney <b>Address:</b> 18 West Colony Place, Suite 140 Durham, NC 27705 <b>Phone:</b> 919-490-6393 / 800-800-8982 <b>E-Mail:</b> karney@ncptboard.org  <b>Agency Contact, if any:</b> Ben F. Massey, Jr. <b>Phone:</b> 919-490-6393 / 800-800-8982 <b>E-Mail:</b> benmassey@ncptboard.org	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>    *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Kathy O. Arney, PT, MA <b>Title:</b> Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

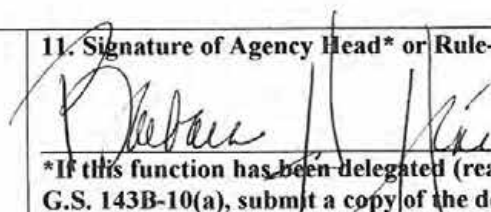
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 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE

**ORIGINAL**

2-13-15

1. Rule-Making Agency: NC State Board of Refrigeration Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 60 .0102 Office of the 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.: 150B-21.5(4) Adoption by agency on: June 1, 2015	
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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted in last General Assembly session              Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: This rule is amended to reflect the correct physical and mailing address and to include the Board's website.	
10. Rule-making Coordinator: Barbara Hines Address: 889 US 70 Hwy West., Garner, NC 27529  Phone: 919-779-4711 E-Mail: refrigeration14@gmail.com  Agency Contact, if any: Barbara Hines Phone: 919-779-4711 E-Mail: refrigeration14@gmail.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <p style="font-size: small;">*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Barbara Hines Title: Executive Director
<b>RRC AND OAH USE ONLY</b>	
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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01B .0350 TIME FRAME FOR RAISING ALLEGATIONS OF DISCRIMINATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;"> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

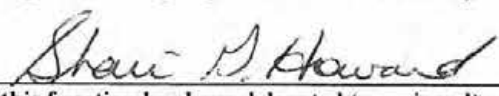
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01B .0413 EXERCISE OF COMMISSION DISCRETION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-18-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01C.0311 REMEDIES OF EMPLOYEES OBJECTING TO MATERIAL IN FILE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

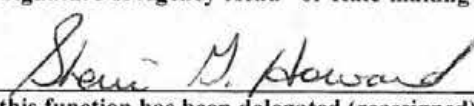
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01C.0402 PERMANENT AND TIME LIMITED APPOINTMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> Amendment required to conform to requirements of House Bill 834 (S.L. 2013-382) regarding the change of the probationary period from the previous three to nine months to a consistent twenty-four months. The changes clarify employees' status to be probationary until career status is achieved after twenty-four months of continuous service. Prior to the ratification of HB 834, employees' status was unclear between the completion of the probationary period and the attainment of career status. The length of the probationary period had no impact on whether an employee could be terminated prior to serving 24 months. Many employees were confused about the meaning of the probationary period and whether they were career State employees and thus required to be terminated for just cause.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <p><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></p> <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-15-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01C.1004 REDUCTION IN FORCE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
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<b>9B. Explain:</b> The legislature passed House Bill 834 (S.L. 2013-382) resulting in changes to G.S. 126, the State Human Resources Act. A portion of this legislation changed some of the conditions under which an employee with RIF Priority has the priority satisfied or terminated. HB 834 also changed the definition of probationary period from 3 to 9 months to 24 months which impacted employee's eligibility for RIF, RIF Priority and severance salary continuation.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <p><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></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 1C .1007 Unavailability When Leave is Exhausted	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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 checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Amendment is necessary to make clarifying changes, update statutory references due to the provisions of H834 (Session Law 2013-382, effective August 21, 2013), clarify that separation due to unavailability can be used in situations where an employee is not available but it is not due to a medical condition (ex., employee is incarcerated or detained in a foreign country), and clarify the inconsistency in the statute concerning the type of benefits that must be exhausted prior to the separation.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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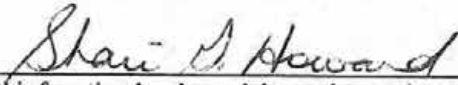
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2-16-15

## SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: State Human Resources Commission	
2. Rule citation & name (name not required for repeal): 25 NCAC 01D .0201 INITIAL EMPLOYMENT	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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 ( $\geq$ \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
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9B. Explain: Amendment required to conform to requirements of House Bill 834 (S.L. 2013-382) regarding the change of the probationary period from the previous three to nine months to a consistent twenty-four months. The changes clarify employees' status to be probationary until career status is achieved after twenty-four months of continuous service. Prior to the ratification of HB 834, employees' status was unclear between the completion of the probationary period and the attainment of career status. The length of the probationary period had no impact on whether an employee could be terminated prior to serving 24 months. Many employees were confused about the meaning of the probationary period and whether they were career State employees and thus required to be terminated for just cause.	
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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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# SUBMISSION FOR PERMANENT RULE

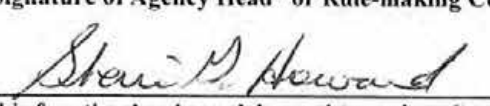
2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01D.2701 SEVERANCE SALARY CONTINUATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The legislature passed House Bill 834 (S.L. 2013-382) resulting in changes to G.S. 126, the State Human Resources Act. A portion of this legislation changed some of the conditions under which an employee with RIF Priority has the priority satisfied or terminated. HB 834 also changed the definition of probationary period from 3 to 9 months to 24 months which impacted employee's eligibility for RIF, RIF Priority and severance salary continuation.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <p><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></p> <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 1E.0204 – Total State Service Defined	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> Amendment does not result in any changes in content. Amendments are a result of needed corrections and clarification. The examples for other governmental units are no longer relevant as some of these are no longer State agencies. The name of the "Agricultural Extension Service" needs to be corrected to the "Cooperative Extension Service". Clarification is necessary for local Emergency Management Agencies to ensure credit is limited to those agencies that receive federal grant-in-aid funds as required by G.S. 126-5. This is not a new law definition; however, clarification was necessary in the rule.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

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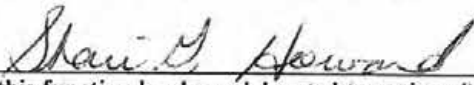
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01E .0901 APPROVED HOLIDAYS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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 checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Amendment required to bring the rule in compliance with a statutory change. On August 21, 2013, as a result Session Law 2013-382 going into effect, G.S. 126-4(5) (Powers and duties of the State Human Resources Commission) was rewritten as it relates to the Commission's authority to establish paid holidays for State employees. The change in the law specifies three paid holidays for Christmas every calendar year. Prior to the change in the law, the policy only allowed for two paid holidays for Christmas except in the years in which Christmas Day falls on Tuesday, Wednesday, or Thursday which allowed for three paid holidays in those exception years.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01E .1601 COMMUNITY SERVICE LEAVE PURPOSE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-360  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Amendment is required to comply with Senate Bill 402, sec. 9.1 (Sessions Law 2013-360) which required the State Human Resources Commission to establish policies and rules governing a leave program that allows employees to volunteer in a literacy program in a public school for up to five hours each month. As a result, the Community Service Leave Purpose rule is being amended to include volunteering in a literacy program as a special provision to the Community Service Leave (CSL) policy.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

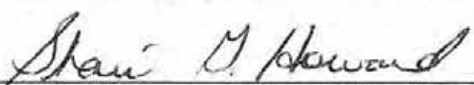
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01E.1602 DEFINITIONS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-360  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> Amendment is required to comply with Senate Bill 402, sec. 9.1 (Sessions Law 2013-360) which required the State Human Resources Commission to establish policies and rules governing a leave program that allows employees to volunteer in a literacy program in a public school for up to five hours each month. As a result, the Community Service Leave Purpose rule is being amended to include volunteering in a literacy program as a special provision to the Community Service Leave (CSL) policy.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">         _____     </div> <p><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></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01E.1603 COVERED EMPLOYEES AND LEAVE CREDITS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-360  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Amendment is required to comply with Senate Bill 402, sec. 9.1 (Sessions Law 2013-360) which required the State Human Resources Commission to establish policies and rules governing a leave program that allows employees to volunteer in a literacy program in a public school for up to five hours each month. As a result, the Community Service Leave Purpose rule is being amended to include volunteering in a literacy program as a special provision to the Community Service Leave (CSL) policy.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01E.1605 COMMUNITY SERVICE LEAVE ADMINISTRATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-360  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Amendment is required to comply with Senate Bill 402, sec. 9.1 (Sessions Law 2013-360) which required the State Human Resources Commission to establish policies and rules governing a leave program that allows employees to volunteer in a literacy program in a public school for up to five hours each month. As a result, the Community Service Leave Purpose rule is being amended to include volunteering in a literacy program as a special provision to the Community Service Leave (CSL) policy.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <p style="font-size: small;">*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

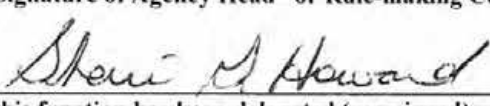
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01E.1606	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<div style="text-align: center;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> Repeals the option for requesting additional CSL time to be used. This option is not necessary. Data reflects that the majority of State employees do not utilize the full 24 hour benefit that is allowed for CSL, so additional hours are not necessary in the rules.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

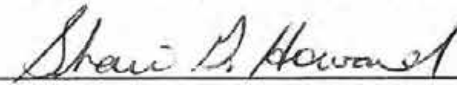
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 1H .0633 Special Applicant Considerations Related to Priority	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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 checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> There is no change in federal or State law prompting this amendment. This rule is simply being split apart into two separate rules to make it easier to search for the particular topic embodied by the each separate rule. This should increase efficiencies in the human resources administration process. Rule 01H.0641 EMPLOYMENT OF RELATIVES is also being adopted.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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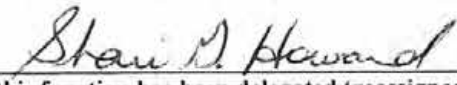
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01H.0634 SELECTION OF APPLICANTS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:             </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly                  Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:             </div> </div>	
<b>9B. Explain:</b> Amendment is necessary because state HR employees spend precious time editing and rewriting plans which do not need to be individualized to agencies and the time spent on these revisions is time that could be spent on mission critical efforts. Additionally, when agencies update, modernize or change an internal process, the change needs to be approved by the Human Resources Commission, and the review process results in months long delays in agencies' ability to implement any change in order to comply with the requirement to update their plan. MBRSPs are an inefficient use of resources and restrict entities ability/flexibility to work within the established State policies regarding employment. MBRSPs are outdated, seldom used, and they no longer add value to OSHR's ability to monitor compliance with State policy. With the deployment of E Recruit (NEOGOV), OSHR can monitor recruitment and staffing compliance at each step of the process, in real time.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">  </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 1H .0636 EMPLOYMENT: E-VERIFY	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> <p>The amendment is necessary to instruct agencies to verify that all employees are eligible to work and that agencies should use the E-verify program to do so. The rule is being amended to reflect a state law change from 2011 [G.S. 64-26 and G.S. 126-7.1(i)]. While there was a subsequent Office of State Human Resources (OSHR) policy change at the time, no corresponding rule change was proposed and the current rule does not specify that the E-verify system must be used to comply with the state statute. The proposed rule change will eliminate the inconsistency between the policy and rule.</p>	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr style="width: 100%;"/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

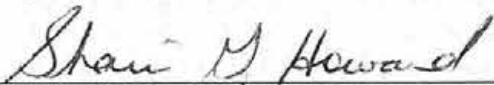
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 1H .0641 Employment of Relatives	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <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 checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law:  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> There is no change in federal or State law prompting this adoption. This rule is simply being split apart from 25 NCAC 01H.0633 resulting in two separate rules to make it easier to search for the particular topic embodied by the each separate rule. This should increase efficiencies in the human resources administration process.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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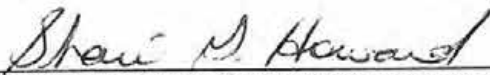
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01H.0901 REDUCTION IN FORCE APPLICATION AND APPEAL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> The legislature passed House Bill 834 (S.L. 2013-382) resulting in changes to G.S. 126, the State Human Resources Act. A portion of this legislation changed some of the conditions under which an employee with RIF Priority has the priority satisfied or terminated. HB 834 also changed the definition of probationary period from 3 to 9 months to 24 months which impacted employee's eligibility for RIF, RIF Priority and severance salary continuation.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">         _____     </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>

## RRC AND OAH USE ONLY

**Action taken:**

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

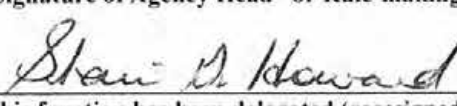
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01H .0902 REQUIREMENT FOR REDUCTION IN FORCE CONSIDERATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:             </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly                  <b>Cite Session Law:</b> S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:             </div> </div>	
<b>9B. Explain:</b> The legislature passed House Bill 834 (S.L. 2013-382) resulting in changes to G.S. 126, the State Human Resources Act. A portion of this legislation changed some of the conditions under which an employee with RIF Priority has the priority satisfied or terminated. HB 834 also changed the definition of probationary period from 3 to 9 months to 24 months which impacted employee's eligibility for RIF, RIF Priority and severance salary continuation.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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Permanent Rule 0400 – 11/2014

2015 FEB 16 PM 3:55  
 ADMIN HEARINGS  
 OFFICE OF  
 STATE CLERK



# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC .01H .0904 AGENCY AND EMPLOYEE RESPONSIBILITIES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The legislature passed House Bill 834 (S.L. 2013-382) resulting in changes to G.S. 126, the State Human Resources Act. A portion of this legislation changed some of the conditions under which an employee with RIF Priority has the priority satisfied or terminated. HB 834 also changed the definition of probationary period from 3 to 9 months to 24 months which impacted employee's eligibility for RIF, RIF Priority and severance salary continuation.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

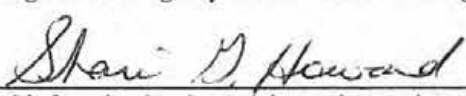
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Permanent Rule 0400 – 11/2014

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 OFFICE OF  
 ADMIN HEARINGS  
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC .01H .0905 OFFICE OF STATE HUMAN RESOURCES RESPONSIBILITIES	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The legislature passed House Bill 834 (S.L. 2013-382) resulting in changes to G.S. 126, the State Human Resources Act. A portion of this legislation changed some of the conditions under which an employee with RIF Priority has the priority satisfied or terminated. HB 834 also changed the definition of probationary period from 3 to 9 months to 24 months which impacted employee's eligibility for RIF, RIF Priority and severance salary continuation.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

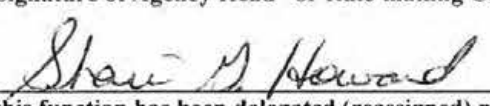
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# SUBMISSION FOR PERMANENT RULE

2-16-11

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01H.1103 DENIAL OF VETERANS' PREFERENCE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

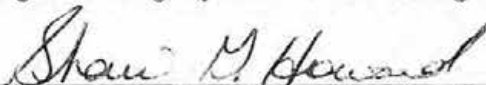
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Permanent Rule 0400 – 11/2014

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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.0603 APPEALS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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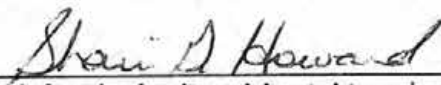
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# SUBMISSION FOR PERMANENT RULE

2-16-15

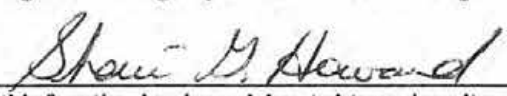
1. Rule-Making Agency: State Human Resources Commission	
2. Rule citation & name (name not required for repeal): 25 NCAC 01J.0610 WRITTEN WARNING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> 9B. Explain: SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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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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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.0615 INVESTIGATORY LEAVE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

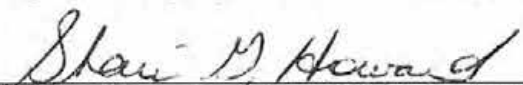
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.0616 CREDENTIALS	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> <b>Yes. Cite authority:</b> <input checked="" type="checkbox"/> <b>No</b>	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> <b>Yes. Cite authority:</b> <input checked="" type="checkbox"/> <b>No</b>
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> <b>Yes</b> <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <input checked="" type="checkbox"/> <b>State funds affected</b> <input type="checkbox"/> <b>Environmental permitting of DOT affected and analysis submitted to Board of Transportation</b> <input type="checkbox"/> <b>Local funds affected</b> <input type="checkbox"/> <b>Substantial economic impact (≥\$1,000,000)</b> <input checked="" type="checkbox"/> <b>Approved by OSBM</b> <input type="checkbox"/> <b>No fiscal note required</b>
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>              <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.0617 DISCRIMINATION AND RETALIATION	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
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<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.0618 APPEAL OF DENIAL OF VETERANS'S PREFERENCE	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1101 UNLAWFUL WORKPLACE HARASSMENT AND RETALIATION	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <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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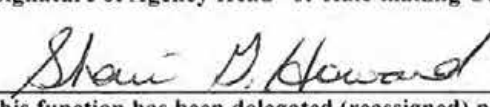
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# SUBMISSION FOR PERMANENT RULE

2-16-15

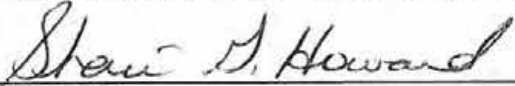
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1201	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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# SUBMISSION FOR PERMANENT RULE

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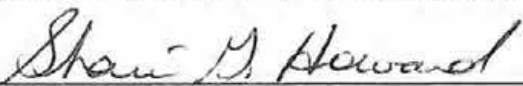
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1202	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1203	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1204	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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ADMIN HEARINGS

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# SUBMISSION FOR PERMANENT RULE

2-16-15

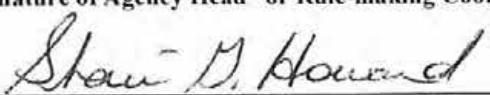
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2. Rule citation & name (name not required for repeal): 25 NCAC 01J.1205	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
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<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <p>9A. What prompted this action? Check all that apply:</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. Explain:          SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.       </p>	
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<b>RRC AND OAH USE ONLY</b>	
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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1206	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
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<b>Action taken:</b>  <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

2-14-15

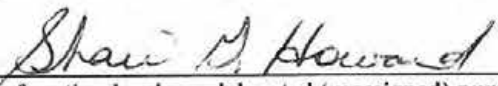
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1207	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1208	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">         _____     </div> <p><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></p> <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

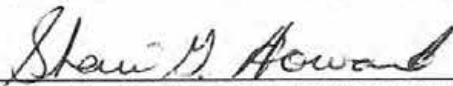
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2-16-15

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1301	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1302 GENERAL AGENCY GRIEVANCE PROCEDURE	
<b>3. Action:</b> <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:             </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly                  <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:             </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1303 AGENCY AND UNIVERSITY GRIEVANCE REPORTS AND DATA ENTRY	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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## RRC AND OAH USE ONLY

**Action taken:**

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

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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1304 SETTLEMENTS/CONSENT AGREEMENTS IN GRIEVANCES, CONTESTED CASES	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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> <div style="width: 45%; text-align: right;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">             OFFICE OF ADMINISTRATIVE HEARINGS           </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">             2015 FEB 14 PM 4:00           </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">             FILED           </div> </div> </div>	

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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1305 OSHR REVIEW AND APPROVAL OF FINAL AGENCY DECISIONS	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1306 BACK PAY	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> <p>SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.</p>	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">         _____     </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

1. Rule-Making Agency: State Human Resources Commission	
2. Rule citation & name (name not required for repeal): 25 NCAC 01J .1307 FRONT PAY	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014. Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. 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
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9B. Explain: SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1308 LEAVE	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

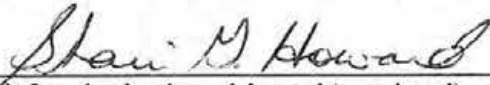
<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1309 HEALTH INSURANCE	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1310 INTEREST	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
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<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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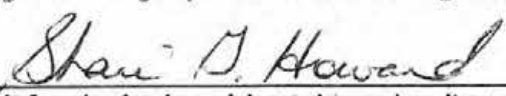
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1311 REINSTATEMENT	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1312 CAUSES FOR REINSTATEMENT	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <p><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></p> <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

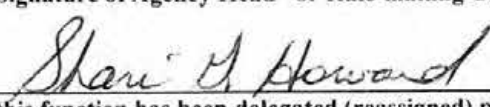
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ADMIN HEARINGS

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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1313 SUSPENSION WITHOUT PAY	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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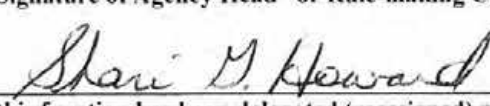
## RRC AND OAH USE ONLY

<b>Action taken:</b>  <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="writing-mode: vertical-rl; transform: rotate(180deg);">         2015 FEB 16 PM 4:01          OFFICE OF          ADMINISTRATIVE HEARINGS          FILED       </div>
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1314 DISCRIMINATION, HARASSMENT, RETALIATION	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

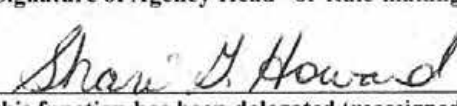
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1315 VOLUNTARY PROGRAMS OR BENEFITS	
<b>3. Action:</b> <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1316 REMEDIES FOR PROCEDURAL VIOLATIONS	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
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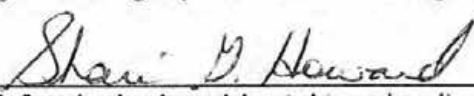
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1317 REMEDIES: SALARY ADJUSTMENTS	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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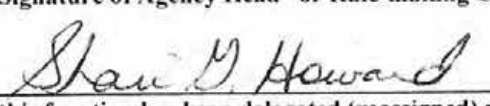
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1318 CERTAIN REMEDIES NOT AVAILABLE	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div>	
<b>9B. Explain:</b> <p>SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.</p>	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">         _____     </div> <p><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></p> <p><b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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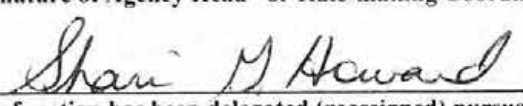
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1319 SITUATIONS IN WHICH ATTORNEY'S FEES MAY BE AWARDED	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J .1320 ATTORNEY'S FEES MAY BE AWARDED AS A RESULT OF A SETTLEMENT	
<b>3. Action:</b> <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b>  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            <b>Cite Session Law:</b> S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
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## RRC AND OAH USE ONLY

### Action taken:

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

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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1401	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1402	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>Action taken:</b>  <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:	

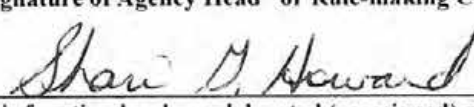
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1403	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>RRC AND OAH USE ONLY</b>	
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1404	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

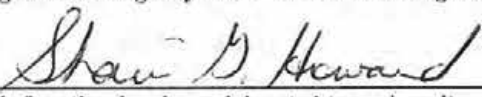
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 CLERK OF  
 ADMIN HEARINGS

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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1405	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
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<b>9. REASON FOR ACTION</b>	
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<b>Action taken:</b>  <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:	

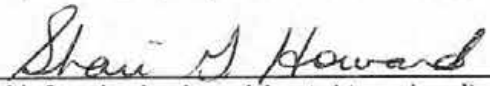
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1406	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

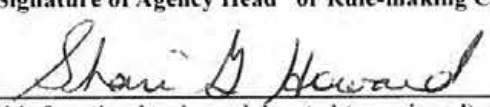
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1407	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 1, 2014 Link to Agency notice: <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> Hearing on: December 16, 2014 Adoption by agency on: February 5, 2015 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
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<b>Action taken:</b> <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:	

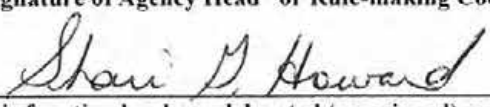
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1408	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly              Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>Action taken:</b> <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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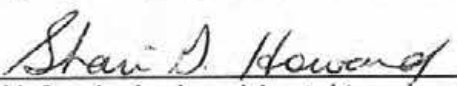
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1409	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1410	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> <a href="mailto:shari.g.howard@nc.gov">shari.g.howard@nc.gov</a> <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;"> </div> <p style="font-size: small;">*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <b>Typed Name:</b> Shari G. Howard <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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ADMIN HEARINGS

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# SUBMISSION FOR PERMANENT RULE

2/6-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1411	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:             </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly                  Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:             </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
<b>10. Rule-making Coordinator:</b> Shari G. Howard <b>Address:</b> 1331 Mail Service Center, Raleigh, NC 27609-1331  <b>Phone:</b> 919-807-4881 <b>E-Mail:</b> shari.g.howard@nc.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 10px;">               _____              *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.   <b>Typed Name:</b> Shari G. Howard  <b>Title:</b> Rule-making Coordinator           </div>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

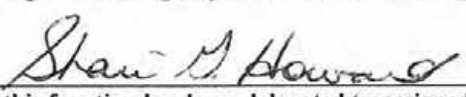
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# SUBMISSION FOR PERMANENT RULE

2-16-15

<b>1. Rule-Making Agency:</b> State Human Resources Commission	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 25 NCAC 01J.1412	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 1, 2014 <b>Link to Agency notice:</b> <a href="http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm">http://www.oshr.nc.gov/Guide/SPC/rulemaking.htm</a> <b>Hearing on:</b> December 16, 2014 <b>Adoption by agency on:</b> February 5, 2015 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency  <input type="checkbox"/> Court order / cite:  <input type="checkbox"/> Federal statute / cite:  <input type="checkbox"/> Federal regulation / cite:         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: S.L. 2011-398 and S.L. 2013-382  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> SL 2011-398 (SB 781), was effective as to contested cases filed on or after January 1, 2012, shifted the authority from the State Human Resources Commission (SHRC) to the Office of Administrative Hearings (OAH) to make final decision in contested cases arising under Chapter 126 of the General Statutes. Neither OSHR nor OAH adopted any rules subsequent to SL 2011-398, and OAH continued to apply the SHRC's rules. Subsequently, the legislature passed House Bill 834 (S.L. 2013-382), resulting in changes to G.S. 126, the State Human Resources Act. Although it left the final decision in contested cases to rest with OAH, it changed other significant portions of the process applicable to contested cases, including the process applicable to grievances before they could be filed as contested cases. OSHR was given review and approval authority by the legislature over agency/university final agency decisions (FAD) in contested cases and contested cases were not permitted to be filed until OSHR reviewed and approved the FAD.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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


<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2012 NC Residential Code, Docks, Piers, Bulkheads and Waterway Structures. (140610 Item B-14)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2014 Link to Agency notice: <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&amp;user=Building_Co</a> Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: <b>9B. Explain:</b> This proposal is revise the code requirements for waterfront structures to reflect current construction practice. The effective date of this Rule is April 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 <b>Phone:</b> 919-661-5880 <b>E-Mail:</b> <a href="mailto:barry.gupton@ncdoi.gov">barry.gupton@ncdoi.gov</a> <b>Agency Contact, if any:</b> Barry Gupton <b>Phone:</b> 919-661-5880 <b>E-Mail:</b> <a href="mailto:barry.gupton@ncdoi.gov">barry.gupton@ncdoi.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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


<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2012 NC Residential Code, N-1 and N-2 Tables – wood and flitch plate examples. (140610 Item B-13)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2014 Link to Agency notice: <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&amp;user=Building_Co</a> Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: <b>9B. Explain:</b> This proposal is to eliminate inconsistencies with the revised Southern Pine design values. The effective date of this Rule is April 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 <b>Phone:</b> 919-661-5880 <b>E-Mail:</b> <a href="mailto:barry.guption@ncdoi.gov">barry.guption@ncdoi.gov</a> <b>Agency Contact, if any:</b> Barry Gupton <b>Phone:</b> 919-661-5880 <b>E-Mail:</b> <a href="mailto:barry.guption@ncdoi.gov">barry.guption@ncdoi.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2012 NC Residential Code, N-1 and N-2 Tables – wood and flitch plate beams. (140610 Item B-12)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2012 NC Residential Code, AM106 and AM111 Tables – southern pine spans. (140610 Item B-11)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Permanent Rule 0400 – 11/2014



ORIGINAL

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2012 NC Residential Code, Screen Enclosure. (140610 Item B-21)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2014 Link to Agency notice: <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&amp;user=Building_Co</a> Hearing on: September 9, 2014 Adoption by agency on: December 9, 2014 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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 by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
<b>9B. Explain:</b> This proposal allows the installation of windbreak panels for screen enclosures which allows for the removal of a section of the screen to accommodate high-wind events. The effective date of this Rule is April 1, 2015. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 322 Chapanoke Road, Suite 200, Raleigh, NC 27603 <b>Phone:</b> 919-661-5880 <b>E-Mail:</b> <a href="mailto:barry.guption@ncdoi.gov">barry.guption@ncdoi.gov</a> <b>Agency Contact, if any:</b> Barry Gupton <b>Phone:</b> 919-661-5880 <b>E-Mail:</b> <a href="mailto:barry.guption@ncdoi.gov">barry.guption@ncdoi.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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