

**G.S. 150B-21.3A Report for 10A NCAC Subchapter 26A, MENTAL HEALTH: GENERAL**

Agency - DHHS - Commission for Mental Health, Developmental Disabilities and Substance Abuse Services

Comment Period - January 2, 2015 - March 3, 2015

Date Submitted to APO - Filled in by RRC staff

Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
<b>SECTION .0100 – RULEMAKING PROCEDURES</b>	10A NCAC 26A .0101	AVAILABILITY OF THESE RULES	Eff. February 1, 1976	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0102	SCOPE	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0103	PETITIONS	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0104	NOTICE	Amended Eff. January 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0105	HEARINGS	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0106	JUSTIFICATION OF RULE-MAKING DECISION	Amended Eff. January 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0107	RECORD OF RULE-MAKING PROCEEDINGS	Amended Eff. August 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0108	FEES	Amended Eff. April 1, 1984	Necessary without substantive public interest	No		No	Necessary without substantive public interest
<b>SECTION .0200 - CONTESTED CASES</b>	10A NCAC 26A .0201	SCOPE	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0202	DEFINITIONS	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0203	DETERMINATION OF CONTESTED CASE HEARING	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0204	CROSS- REFERENCE TO DEPARTMENTAL RULES	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
<b>SECTION .0300 - DECLARATORY RULINGS</b>	10A NCAC 26A .0301	SCOPE	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0302	DEFINITIONS	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0303	AUTHORITY TO MAKE DECLARATORY RULINGS	Eff. January 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0304	PROCEDURES FOR REQUESTING DECLARATORY RULINGS	Eff. January 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0305	ACTION ON REQUEST FOR DECLARATORY RULING	Amended Eff. April 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0306	PROCEDURES FOR ISSUING DECLARATORY RULINGS	Eff. January 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26A .0307	RECORD OF DECLARATORY RULING PROCEEDINGS	Eff. January 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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	10A NCAC 26A .0308	NOTIFICATION OF COMMISSION	Eff. January 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest