

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
SUBCHAPTER 63A - ORGANIZATION	SECTION .0100 - RIGHTS	10A NCAC 63A .0101	NON-DISCRIMINATION	Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220	Yes	Necessary with substantive public interest
	SECTION .0200 - DEFINITIONS	10A NCAC 63A .0201	DEFINITIONS	Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 63B – PROCEDURAL RULES	SECTION .0100 – RULE-MAKING PROCEDURES	10A NCAC 63B .0101	PETITIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63B .0102	NOTICE	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63B .0103	HEARING OFFICER	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63B .0104	HEARINGS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63B .0105	DECISION	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63B .0106	RECORD OF PROCEEDINGS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63B .0107	FEES	Readopted Eff. November 16, 1977	Unnecessary	No		No	Unnecessary
		10A NCAC 63B .0108	DECLARATORY RULINGS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0200 – CONTESTED CASES	10A NCAC 63B .0201	HEARING OFFICERS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 63C - BUSINESS ENTERPRISES PROGRAM	SECTION .0100 – BUSINESS ENTERPRISES PROGRAM	10A NCAC 63C .0101	PURPOSE AND DEFINITIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395	No	Necessary without substantive public interest
		10A NCAC 63C .0102	RESPONSIBILITY	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395	No	Necessary with substantive public interest
		10A NCAC 63C .0103	STAND EQUIPMENT: MERCHANDISE: AND SUPPLIES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.6	No	Necessary without substantive public interest
		10A NCAC 63C .0104	TRAINING PROGRAM	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.11	No	Necessary without substantive public interest
	SECTION .0200 - LICENSING AND PLACEMENT	10A NCAC 63C .0201	ISSUANCE OF LICENSES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary without substantive public interest
		10A NCAC 63C .0202	ELIGIBILITY FOR LICENSING	Amended Eff. January 1, 2009	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395	No	Necessary with substantive public interest
		10A NCAC 63C .0203	SUSPEND: TERMINATE LICENSE: REMOVAL FROM BUSINESS ENTERPRISES FACILITY	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary with substantive public interest
		10A NCAC 63C .0204	FILLING OF VACANCIES	Amended Eff. January 1, 2009	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	20 USC sec 107	No	Necessary without substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		10A NCAC 63C .0205	CONTRACTUAL AGREEMENT BETWEEN DIVISION AND OPERATOR	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.1 & 395.3	No	Necessary with substantive public interest
		10A NCAC 63C .0206	CONFIDENTIAL INFORMATION	Amended Eff. February 1, 1986	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 361.49	No	Necessary with substantive public interest
	SECTION .0300 - SPECIAL PROVISIONS	10A NCAC 63C .0301	HEALTH INSURANCE	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0302	TEMPORARY CLOSING	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.4	No	Necessary without substantive public interest
		10A NCAC 63C .0303	MOVING EXPENSES	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
	SECTION .0400 - ADMINISTRATIVE APPEAL PROCEDURE	10A NCAC 63C .0401	PURPOSE	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.4 & 395.13	No	Necessary with substantive public interest
		10A NCAC 63C .0402	POLICY	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.4 & 395.13	No	Necessary with substantive public interest
		10A NCAC 63C .0403	PROCEDURE	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	20 USC sec 107	No	Necessary with substantive public interest
	SECTION .0500 - ELECTION: ORGANIZATION AND FUNCTIONS OF THE COMMITTEE ON THE STAND PROGRAM	10A NCAC 63C .0501	ELECTION	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
		10A NCAC 63C .0502	COMMITTEE SIZE	Amended Eff. July 1, 1987	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0503	NOMINATIONS AND ELECTIONS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0504	TERM OF MEMBERSHIP	Eff. October 1, 1978	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0505	CONSECUTIVE TERMS	Eff. October 1, 1978	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0506	ORGANIZATION AND OPERATION	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
		10A NCAC 63C .0507	MEETINGS	Amended Eff. May 1, 1996	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0508	FUNCTIONS	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
		10A NCAC 63C .0509	SUBCOMMITTEES	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
		10A NCAC 63C .0510	COMMUNICATION AND NOTICE	Eff. October 1, 1978	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0511	COMMITTEE INITIATIVE	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
		10A NCAC 63C .0512	DIVISION RESPONSIBILITY AND RELATIONSHIP WITH COMMITTEE	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
	SECTION .0600 - RESPONSIBILITIES OF LICENSED OPERATORS	10A NCAC 63C .0601	GENERAL RESPONSIBILITIES	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary with substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		10A NCAC 63C .0602	HOURS OF OPERATION	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0603	SECURITY	Amended Eff. February 1, 1984	Necessary with substantive public interest	If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary with substantive public interest
		10A NCAC 63C .0604	REPORTS	Amended Eff. August 1, 2002	Necessary with substantive public interest	If yes, include the citation to the federal law	34 CFR 395	No	Necessary with substantive public interest
		10A NCAC 63C .0605	REPAIRS	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	34 CFR 395.4	No	Necessary without substantive public interest
		10A NCAC 63C .0606	EQUIPMENT: MERCHANDISE: SUPPLIES: CASH	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary without substantive public interest
		10A NCAC 63C .0607	INSURANCE	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary without substantive public interest
		10A NCAC 63C .0608	PRICING OF MERCHANDISE	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	34 CFR 395.7	No	Necessary without substantive public interest
	SECTION .0700 - EARNINGS: FUNDS: AND PROCEEDS	10A NCAC 63C .0701	MINIMUM FAIR RETURN AND DEFINITIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	34 CFR 395.8 & 395.9	No	Necessary without substantive public interest
		10A NCAC 63C .0702	SET-ASIDE	Amended Eff. August 1, 2002	Necessary with substantive public interest	If yes, include the citation to the federal law	34 CFR 395.8 & 395.9	No	Necessary with substantive public interest
		10A NCAC 63C .0703	DISTRIBUTION OF PROCEEDS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63C .0704	INCOME FROM VENDING MACHINES ON FEDERAL PROPERTY	Amended Eff. August 1, 2002	Necessary with substantive public interest	If yes, include the citation to the federal law	34 CFR 395.14	No	Necessary with substantive public interest
SUBCHAPTER 63D - SPECIAL ASSISTANCE FOR THE BLIND	SECTION .0100 - ELIGIBILITY REQUIREMENTS	10A NCAC 63D .0101	ELIGIBILITY	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0102	MOVING FROM NORTH CAROLINA: TEMPORARY ABSENCE	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0103	MOVING AMONG COUNTIES	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0104	INSTITUTION: MENTAL HEALTH GROUP HOMES	Amended Eff. June 1, 1984	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0105	REPORT OF EYE EXAMINATION	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0106	APPLICATIONS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
	SECTION .0200 - PAYMENTS	10A NCAC 63D .0201	PAYMENT STANDARDS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0202	DOMICILIARY CARE	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0203	MEDICAL CARE: PAYMENTS	Amended Eff. February 1, 1982	Unnecessary	No		No	Unnecessary
	SECTION .0300 - RESOURCES	10A NCAC 63D .0301	DEFINITION OF RESOURCES	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0302	SUPPLEMENTAL SECURITY INCOME	Readopted Eff. November 16, 1977	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0303	DISREGARDED INCOME	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0304	UNEARNED INCOME	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0305	NET INCOME FROM BOARDERS	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		10A NCAC 63D .0306	NET INCOME FROM REAL ESTATE	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0307	NET FARM INCOME	Amended Eff. February 1, 1982	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0308	EARNED INCOME	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0309	RESOURCES FOR RESERVE	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0310	REAL PROPERTY	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0311	SALE OR TRANSFER OF REAL PROPERTY	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
	SECTION .0400 – ASSISTANCE PAYMENT PROCEDURE	10A NCAC 63D .0401	ACCRUED PAYMENTS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0402	MINIMUM PAYMENTS: PAYMENTS MADE IN DOLLAR UNITS	Amended Eff. February 1, 1986	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0403	PAYMENTS TO OTHERS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0404	PAYMENT TO RECIPIENT'S ESTATE	Amended Eff. February 1, 1986	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0405	RETROACTIVE PAYMENTS	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
	SECTION .0500 – PROCEDURE FOR PAYMENT	10A NCAC 63D .0501	CHECKS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0502	EXCEPTION TO DELIVERY	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0503	ENDORSEMENT OF CHECKS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0504	LOST CHECKS: DUPLICATE CHECKS	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
	SECTION .0600 – INDIVIDUAL RIGHTS	10A NCAC 63D .0601	RESPONSIBILITIES OF AGENCY	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0602	FRAUD	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0603	SAFEGUARDING INFORMATION	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0604	GUARDIANS	Amended Eff. April 1, 1990	Unnecessary	No		No	Unnecessary
	SECTION .0700 – CONTESTED CASES	10A NCAC 63D .0701	APPEAL OF DIVISION ACTION	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0702	SUMMARY OF INFORMAL CONFERENCE	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
	SECTION .0800 – DISTRIBUTION OF EQUALIZATION FUNDS FOR SAB CASES BY COUNTIES	10A NCAC 63D .0801	PURPOSE AND METHOD	Amended Eff. February 1, 1986	Unnecessary	No		No	Unnecessary
		10A NCAC 63D .0802	NOTIFICATION OF DISTRIBUTION	Amended Eff. August 1, 2002	Unnecessary	No		No	Unnecessary
SUBCHAPTER 63E - INDEPENDENT LIVING SERVICES	SECTION .0100 - ELIGIBILITY FOR SERVICES	10A NCAC 63E .0101	BASIC ELIGIBILITY CRITERIA	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	Social Security Act, Title XX (SSBG)	No	Necessary without substantive public interest
		10A NCAC 63E .0102	ELIGIBILITY BASED ON VISION LOSS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0200 – GOALS AND SERVICES	10A NCAC 63E .0201	GOALS	Amended Eff. August 1, 2002	Necessary without substantive public interest	If yes, include the citation to the federal law	42 U.S.C. 1397	No	Necessary without substantive public interest
		10A NCAC 63E .0202	SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0300 - DELIVERY OF SERVICES	10A NCAC 63E .0301	AUTHORIZATION: INDEPENDENT LIVING SERVICES	Amended Eff. December 1, 1981	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0400 – INDIVIDUAL RIGHTS	10A NCAC 63E .0401	CONFIDENTIALITY	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		10A NCAC 63E .0402	APPEAL TO DESIGNATED AGENCY REPRESENTATIVE	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63E .0403	REQUEST FOR CONTESTED CASE HEARING	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 63F - VOCATIONAL REHABILITATION	SECTION .0100 - SERVICES	10A NCAC 63F .0101	ELIGIBILITY FOR AND AUTHORIZATION OF SERVICES	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.45	No	Necessary with substantive public interest
		10A NCAC 63F .0102	TRAINING AND TRAINING MATERIALS	Amended Eff. August 1, 2002	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.48(f)	No	Necessary with substantive public interest
		10A NCAC 63F .0103	PHYSICAL AND MENTAL RESTORATION SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361(b)(40)	No	Necessary without substantive public interest
		10A NCAC 63F .0104	TRANSPORTATION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.48(h); 361.5(b)35	No	Necessary without substantive public interest
		10A NCAC 63F .0105	MAINTENANCE	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.5(b)(35)	No	Necessary without substantive public interest
		10A NCAC 63F .0106	JOB PLACEMENT	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.56	No	Necessary without substantive public interest
		10A NCAC 63F .0107	ESTABLISHMENT OF SMALL BUSINESS OPERATIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.50 c (1)	No	Necessary without substantive public interest
		10A NCAC 63F .0108	READER SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.48(k)	No	Necessary without substantive public interest
		10A NCAC 63F .0109	INTERPRETER SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.48(j)	No	Necessary without substantive public interest
		10A NCAC 63F .0110	SERVICES TO FAMILY MEMBERS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.48(l)	No	Necessary without substantive public interest
		10A NCAC 63F .0111	SERVICES TO GROUPS OF INDIVIDUALS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.61	No	Necessary without substantive public interest
		10A NCAC 63F .0112	OTHER SERVICES: MEDICAL CARE	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.5(b)(40)	No	Necessary without substantive public interest
		10A NCAC 63F .0113	RATES OF PAYMENT	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.46	No	Necessary without substantive public interest
	SECTION .0200 - CONSTRUCTION OF REHABILITATION FACILITY	10A NCAC 63F .0201	PURPOSE	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.49(a)(1)	No	Necessary without substantive public interest
		10A NCAC 63F .0202	DEFINITIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361(5)(b)(12)	No	Necessary without substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
	SECTION .0300 - STANDARDS FOR FACILITIES	10A NCAC 63F .0301	TYPES OF FACILITIES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.52	No	Necessary without substantive public interest
	SECTION .0400 – ECONOMIC NEED	10A NCAC 63F .0401	BENEFITS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.53	No	Necessary without substantive public interest
		10A NCAC 63F .0402	ECONOMIC NEEDS POLICIES	Amended Eff. July 1, 2012	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.54	No	Necessary with substantive public interest
		10A NCAC 63F .0403	ECONOMIC NEEDS SCHEDULE	Amended Eff. September 1, 2012	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.54	No	Necessary without substantive public interest
	SECTION .0500 - APPLICANTS	10A NCAC 63F .0501	REFERRALS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.41	No	Necessary without substantive public interest
		10A NCAC 63F .0502	ORDER OF SELECTION FOR SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.36	No	Necessary without substantive public interest
		10A NCAC 63F .0503	CASE RECORDS AND CONFIDENTIALITY OF INFORMATION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.49	No	Necessary without substantive public interest
		10A NCAC 63F .0504	IMPLEMENTATION OF ORDER OF SELECTION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 102-569, Section 101(a)(5)(A)	No	Necessary without substantive public interest
		10A NCAC 63F .0505	DETERMINATION OF ORDER OF SELECTION PRIORITY	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220, Title IV; P.L. 102-569, Section 101(a)(5)(A)	No	Necessary without substantive public interest
		10A NCAC 63F .0506	PRIORITY CATEGORIES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220, Title IV, Section 101(a)(5)(A)	No	Necessary without substantive public interest
		10A NCAC 63F .0507	PROCEDURES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220, Title IV, Section 101(a)(5)(A)	No	Necessary without substantive public interest
		10A NCAC 63F .0508	POST EMPLOYMENT SERVICES	Eff. January 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220, Title IV	No	Necessary without substantive public interest
		10A NCAC 63F .0509	CASE FINDING AND REFERRAL	Eff. January 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220, Title IV	No	Necessary without substantive public interest
		10A NCAC 63F .0510	THIRD-PARTY FUNDING ARRANGEMENTS	Eff. January 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 102-220, Title IV	No	Necessary without substantive public interest
	SECTION .0600 – HEARING PROCEDURE	10A NCAC 63F .0601	APPLICABILITY OF RULES	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 364.58	No	Necessary without substantive public interest
		10A NCAC 63F .0602	WRITTEN INFORMATION FOR APPLICANTS AND CONSUMERS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 364.30	No	Necessary without substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		10A NCAC 63F .0603	REQUEST FOR ADMINISTRATIVE REVIEW, MEDIATION, AND IMPARTIAL DUE PROCESS HEARING	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0604	DIVISION ACTIONS IN RESPONSE TO REQUEST	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 364.20	No	Necessary without substantive public interest
		10A NCAC 63F .0605	SCHEDULING AND NOTICE OF ADMINISTRATIVE REVIEW AND MEDIATION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0606	APPOINTMENT OF HEARING OFFICER AND MEDIATOR	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0607	SCHEDULING AND NOTICE OF IMPARTIAL DUE PROCESS HEARING	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0608	ADMINISTRATIVE REVIEW AND MEDIATION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0609	RESPONSE TO ADMINISTRATIVE REVIEW DECISION AND MEDIATION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0610	ADMINISTRATIVE REVIEW BY DIRECTOR	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 371.57	No	Necessary without substantive public interest
		10A NCAC 63F .0611	PROCEDURES GOVERNING HEARING	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0612	VENUE	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0613	DISCOVERY	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0614	PRE-HEARING CONFERENCE	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0615	SIMPLIFICATION OF ISSUES	Eff. December 1, 1990	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.48	No	Necessary without substantive public interest
		10A NCAC 63F .0616	EVIDENCE	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0617	DISQUALIFICATION OF HEARING OFFICER	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0618	EX PARTE COMMUNICATIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		10A NCAC 63F .0619	OATH	Eff. December 1, 1990	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0620	CONDUCT OF HEARING	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0621	FAILURE TO APPEAR	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0622	HEARING OFFICER'S DECISION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0623	SECRETARY'S REVIEW AND FINAL DECISION	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0624	EXTENSIONS OF TIME	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0625	RECORD	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0626	TRANSCRIPTS	Amended Eff. August 1, 2002	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	34 C.F.R. 361.57	No	Necessary without substantive public interest
		10A NCAC 63F .0627	CIVIL ACTION	Amended Eff. August 1, 2000	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	P.L. 105-220; 34 C.F.R. 361.57(i)(j)	No	Necessary without substantive public interest
SUBCHAPTER 63G - MEDICAL/EYE CARE PROGRAM	SECTION .0100 – SERVICES	10A NCAC 63G .0101	COVERED SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0102	ELIGIBILITY CRITERIA	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0103	APPLICATION FOR SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0104	ELIGIBILITY FOR SERVICES	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0105	RETROACTIVE ELIGIBILITY	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0106	REDETERMINATION	Amended Eff. January 1, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0200 – ADMINISTRATIVE PROCEDURES	10A NCAC 63G .0201	USE OF AUTHORIZATION AND CERTIFICATION	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0202	CLAIMS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0203	FRAUD: PAYMENT OF CLAIM	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0204	FREEDOM OF CHOICE	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0205	EXAMINATION REPORTS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest

G.S. 150B-21.3A Report for 10A NCAC Chapter 63, SERVICES FOR THE BLIND

Agency - DHHS/Commission for the Blind and the DHHS

Comment Period - April 27, 2015 - June 26, 2015

Date Submitted to APO - Filled in by RRC staff

Subchapter or Blank	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(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
	SECTION .0300 - HEARING	10A NCAC 63G .0301	APPEAL OF DIVISION ACTIONS	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 63G .0302	REQUEST FOR CONTESTED CASE HEARING	Amended Eff. August 1, 2002	Necessary without substantive public interest	No		No	Necessary without substantive public interest

Agency	Rule	Name	Type of Comment	Comment	Agency Response	RRC Staff Recommendation	RRC Determination [150B-21.3A(c)(2)]
Copy all columns in this row to the right of this yellow cell and paste in new rows			Select One			Select One	Select One
DHHS/Commission for the Blind	10A NCAC 63A.0101	NON-DISCRIMINATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	This is a test of the system to make sure everything is working.	This is a test entry only.	Select One	Select One
	10A NCAC 63A.0101	NON-DISCRIMINATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)		1 No comment provided.		
	10A NCAC 63A.0101	NON-DISCRIMINATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)		1 No comment provided.		
	10A NCAC 63A.0101	NON-DISCRIMINATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)		1 No comment provided.		