| OR | G | NAI | |
|-----|-----|-----|--|
| FEB | 12: | 016 | |

| 1. Rule-Making Agency: N.C. Department Health & Human Services/DHSR, Director | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 14A .0201, .0202, .0203, .0204 | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖾 No | ⊠ No | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: Link to Agency notice: Hearing on: Adoption by Agency on: Notice not required under G.S.: 150B-21.5(b)(1) Adoption by Agency on: 2/8/16 | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected | |
| - | Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making Other: | |
| Federal regulation / cite: 9B. Explain: The repeal of the rules in Subchapter 10A NCA | C 14A <i>Rulemaking</i> , are in response to enactment of Session Law | |
| 2011-398, Senate Bill 781, Part II. <i>Contested Cases</i> , that became effective on July 25, 2011. The provisions in this act in Sections 27 and 46 removed the agency's responsibilities and processes for conducting contested cases hearings and made them the sole responsibility of the Office of Administrative Hearings and the administrative law judge. These rules are being repealed because this legislation eliminated the need for these rules, rendering them obsolete. | | |
| 10. Rule-making Coordinator: Nadine Pfeiffer | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 2701 Mail Service Center | A | |
| Raleigh, NC 27699-2700 | | |
| Phone: 919-855-3811 | produce Auffer | |
| E-Mail: nadine.pfeiffer@dhhs.nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| Agency Contact, if any: Mark Payne, Assistant Secretary | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| for Audit and Health Service Regulation | Typed Name: Nadine Pfeiffer | |
| Phone: 919-855-3752 | Title: Rule-making Coordinator | |
| E-Mail: mark.payne@dhhs.nc.gov | | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | RECEIVED FEB 1 2 2016 | |
| | | |

| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0101 Supervision | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | ☐ Yes. Cite authority: | |
| No No | 🖾 No | |
| 6. Notice for Proposed Rule: | OFF | |
| Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/sso</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| - | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: Background: | | |
| 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County | | |
| Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | we never undergone a morough review for accuracy and angiment | |
| Rationale: | | |
| The majority of amendments and repeals for 71P are intended | to: | |
| 1) Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care.2) Update obsolete rules where policy and practice has changed: | | |
| a) Program name change to "State/County Special Assis | | |
| b) Change all references to the supervising agency to D | ivision of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsol | lete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | | |
| | | |
| Encompass the Special Assistance In-Home Program which was codified in 2007. Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | | |
| () meerperate enanges in termineregy and metretere is | e Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | e Special Assistance moves into the NC FAST case management | |



| 10. Rule-mak | ing Coordinator: | Carlotta Dixon |
|--------------|-------------------|-----------------------|
| Address: 820 |) South Boylan Av | enue |
| Raleigh, NC | 27603 | |
| Phone: 919-5 | 27-6421 | |
| E-Mail: carl | otta.dixon@dhhs.1 | ıc.gov |

Agency Contact, if any: Chris Urso or Lynne Berry

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency
 Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0102 Definitions | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/sse</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): 🔤 🖹 🛡 | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | □ State funds affected □ Environmental permitting of DOT affected and analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| ☑ Agency ☑ Court order / cite: ☑ Federal statute / cite: ☑ Federal regulation / cite: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment with policy and practice. Pationale: | | |
| Rationale: The majority of amendments and repeals for 71P are intended to: | | |
| 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; b) Change all references to the supervising agency to Division of Aging and Adult Service; c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | | |
| Encompass the Special Assistance In-Home Program which was codified in 2007. Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@.dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta o

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency

Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Co | ommission | |
|--|---|--|
| Rule citating Agency: North Caronna Social Services Commission Rule citation & name (name not required for repeal): 10A NCAC 71P .0103 State/County Special Assistance Program | | |
| Procedures | A NORCE / IT 10105 State/County Special Assistance Program | |
| 3. Action: | | |
| ☐ ADOPTION ⊠ AMENDMENT ☐ REPEAL | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | No No | |
| 6. Notice for Proposed Rule: | Fr 70 | |
| | 7016 FFIC | |
| Notice Required | OF FB T | |
| Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | ommission/nubnot.htm | |
| Hearing on: November 17, 2015 | ommission/pubnot.htm | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | 7. | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | eommission/pubnot.htm 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| ······································ | Local funds affected | |
| 🖾 No | Substantial economic impact (≥\$1,000,000) | |
| 1 2 2011/00/00 | | |
| | Approved by OSBM | |
| | □ Approved by OSBM ⊠ No fiscal note required | |
| 9. REASO | Approved by OSBM | |
| 9. REASC 9A. What prompted this action? Check all that apply: | □ Approved by OSBM ☑ No fiscal note required ON FOR ACTION | |
| 9. REASO 9A. What prompted this action? Check all that apply: | □ Approved by OSBM ⊠ No fiscal note required | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: | □ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: | □ Approved by OSBM ○ No fiscal note required ○ NFOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: | □ Approved by OSBM ○ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: | |
| 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is | □ Approved by OSBM ○ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition special Assistance Program. Most of the rules were created at the second second | Approved by OSBM No fiscal note required N FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been | |
| 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules has | □ Approved by OSBM ○ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition special Assistance Program. Most of the rules were created at the second second | Approved by OSBM No fiscal note required N FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended | Approved by OSBM No fiscal note required No FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | Approved by OSBM No fiscal note required No FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment | |
| 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended Update obsolete language within the rules: a) Assure gender neutral language | Approved by OSBM No fiscal note required No FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do | Approved by OSBM No fiscal note required No FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ve never undergone a thorough review for accuracy and alignment to: miciliary" care. | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has change | Approved by OSBM No fiscal note required N FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ve never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assistance Program is a program name change to "State/County Special Assistance Program is a program name change to "State/County Special Assistance Program is program name change to "State/County Special Assistance Program is program name change to "State/County Special Assistance Program is program program | Approved by OSBM No fiscal note required N FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: tance; | |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has change | Approved by OSBM No fiscal note required No FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: tance; vision of Aging and Adult Service; | |
| 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assiss b) Change all references to the supervising agency to Di c) Elimination of eligibility groups which became obsol d) Update all references to the "family" budget unit to a | Approved by OSBM No fiscal note required No FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ve never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: tance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules hawith policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assiss b) Change all references to the supervising agency to Dii c) Elimination of eligibility groups which became obsol d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Approved by OSBM No fiscal note required No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. red: tance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assiss b) Change all references to the supervising agency to Di c) Elimination of eligibility groups which became obsol d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Approved by OSBM No fiscal note required No FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. red: tance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. ch was codified in 2007. | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition is Special Assistance Program. Most of the rules were created a amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assiss b) Change all references to the supervising agency to Di c) Elimination of eligibility groups which became obsol d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Approved by OSBM No fiscal note required No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making □ Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. red: tance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and lynne.berry@dhhs.nc.gov

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta, Defor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review: RRC determined substantial changes: П Withdrawn by agency Subject to Legislative Review

Other:

٦

| 1. Rule-Making Agency. North Carolina Social Services C | 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|--|--|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0201 Maximum Rates | | | |
| | | | |
| 3. Action: | | | |
| ADOPTION AMENDMENT REPEAL | READOPTION | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | | |
| Yes. Cite authority: | $\square Yes. Cite authority:$ | | |
| 🖾 No | No O | | |
| 6. Notice for Proposed Rule: | FICE F | | |
| Notice Required | | | |
| Notice of Text published on: September 15, 2015 | | | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/ss | commission/pubnot.htm | | |
| Hearing on: November 17, 2015 | | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | . 🗧 🖹 🛡 | | |
| □ Notice not required under G.S.: | 7: | | |
| Adoption by Agency on: | commission/pubnot.htm Image: Commission/pubnot.htm Image: Commission/pubnot.htm Image: Commiss | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): 🔗 💙 | | |
| | State funds affected | | |
| Yes | Environmental permitting of DOT affected and | | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | | |
| Consultation not required. Cite authority. | Local funds affected | | |
| 🖾 No | □ Substantial economic impact (≥\$1,000,000) | | |
| | Approved by OSBM | | |
| | No fiscal note required | | |
| 9. REAS | 9. REASON FOR ACTION | | |
| | SIN FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: | SIN FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: | Legislation enacted by the General Assembly | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: | Legislation enacted by the General Assembly Cite Session Law: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "doc | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been two never undergone a thorough review for accuracy and alignment to: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been two never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assistance of the state of the stat | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been two never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assists b) Change all references to the supervising agency to Display the policy of policy and pressing agency to Display the policy of policy and pressing agency to Display the policy of the supervising agency to Display the policy and pressing agency to Display the policy agency to Display the policy and pressing the policy and pressing the policy and pressing agency to Display the policy and pressing the pol | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; vision of Aging and Adult Service; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assiss b) Change all references to the supervising agency to Dic c) Elimination of eligibility groups which became obsol | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; vision of Aging and Adult Service; ete in 1998; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to Did c) Elimination of eligibility groups which became obsoled d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assission of eligibility groups which became obsoled d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mori 3) Encompass the Special Assistance In-Home Program whith | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been two never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. ch was codified in 2007. | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to Dic c) Elimination of eligibility groups which became obsol d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mori 3) Encompass the Special Assistance In-Home Program whi | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has change a) Program name change to "State/County Special Assission of eligibility groups which became obsoled d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mori 3) Encompass the Special Assistance In-Home Program whith | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been two never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; vision of Aging and Adult Service; ete in 1998; budget unit of one which changed in practice prior to 1995; e restrictive than the General Statute. ch was codified in 2007. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta, X

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Co | ommission | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0202 Licensed Facilities | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| ⊠ No | \boxtimes No | |
| 6. Notice for Proposed Rule: | | |
| | | |
| Notice Required | FFIC 2016 | |
| Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | commission/nubnot htm | |
| Hearing on: November 17, 2015 | commission/pubnot.htm | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | commission/pubnot.htm PFICE OF ADMIN HE ADMIN HE C | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): 🛛 🔂 🔂 | |
| Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| convoluente automatical en estadoren de la construit de la cons | Local funds affected | |
| 🖾 No | ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM | |
| | ☑ Approved by OSBN ☑ No fiscal note required | |
| 9 REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: Background: | and operation of the State/County | |
| 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been | | |
| | ve never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | | |
| Rationale: | | |
| The majority of amendments and repeals for 71P are intended | to: | |
| 1) Update obsolete language within the rules: | | |
| a) Assure gender neutral language b) Undate obsolete language including references to "do | migilian? ooro | |
| b) Update obsolete language including references to "domiciliary" care.2) Update obsolete rules where policy and practice has changed: | | |
| a) Program name change to "State/County Special Assis | | |
| b) Change all references to the supervising agency to Di | | |
| c) Elimination of eligibility groups which became obsole | | |
| | budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more | | |
| 3) Encompass the Special Assistance In-Home Program whic | | |
| Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | | |
| system and electrome issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta L

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:

] Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0301 Minimum Payment | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ss</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m Notice not required under G.S.: Adoption by Agency on: | -4 M 7 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ☑ No | 8. Fiscal impact (check all that apply): State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASO 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: | |
| Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment with policy and practice. | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do | | |
| 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; b) Change all references to the supervising agency to Division of Aging and Adult Service; c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | | |
| Encompass the Special Assistance In-Home Program which was codified in 2007. Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta, Dihon

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:
 RRC determined substantial changes:

Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and

Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0302 Beneficiary in Adult Care | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | ☐ Yes. Cite authority: | |
| No No | | |
| 6. Notice for Proposed Rule: | commission/pubnot.htm | |
| Notice Required | | |
| Notice of Text published on: September 15, 2015 | | |
| Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ss</u> Hearing on: Nevember 17, 2015 | commission/pubnot.htm | |
| Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m | | |
| Notice not required under G.S.: | 7: | |
| Adoption by Agency on: | 22 N 5 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| consultation not required. ene authority. | Local funds affected | |
| 🖂 No | Substantial economic impact (≥\$1,000,000) | |
| | □ Approved by OSBM ☑ No fiscal note required | |
| 0 DEAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | on For Action | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: 9B. Explain: Background: | Other: | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | |
| | and became effective in 1983. Very few of the rules have been | |
| · · · · · · | ave never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | | |
| Rationale: | to: | |
| The majority of amendments and repeals for 71P are intended to: 1) Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has chan | | |
| a) Program name change to "State/County Special Assi | | |
| b) Change all references to the supervising agency to Dc) Elimination of eligibility groups which became obsol | | |
| | | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995;e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | | |
| 3) Encompass the Special Assistance In-Home Program whi | | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | | |
| system and electronic issuance. | | |
| | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and lynne.berry@dhhs.nc.gov

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta, A litak

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review: RRC determined substantial changes: Withdrawn by agency

Subject to Legislative Review

Other:

٦

| SUBMISSION FOR | PERMANENT RULE |
|---|---|
| 1 Date Making Assessme North Concline Social Services Co | mmission |
| 1. Rule-Making Agency: North Carolina Social Services Co 2. Rule citation & name (name not required for repeal): 10. 10A NCAC 71P .0402, 10A NCAC 71P .0403, 10A NCAC 71 71P .0506, 10A NCAC 71P .0801, 10A NCAC 71P .0802 | A NCAC 71P .0303, 10A NCAC 71P .0304, 10A NCAC 71P .0401, P .0404, 10A NCAC 71P .0405, 10A NCAC 71P .0406, 10A NCAC |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? ☐ Yes. Cite authority: ☑ No |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. □ Notice not required under G.S.: Adoption by Agency on: | MIN HEAR 8: |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ☑ No | 8. Fiscal impact (check all that apply): State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chanaal Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obsoled d) Update all references to the "family" budget unit to an analy approximation of eligibility groups which became obsoled | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: pmiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; budget unit of one which changed in practice prior to 1995; |
| e) Clarify the rule on payee and assure that it is not mor 3) Encompass the Special Assistance In-Home Program whi 4) Incorporate changes in terminology and instructions as the system and electronic issuance. | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review: RRC determined substantial changes:

Withdrawn by agency Subject to Legislative Review

SUBMISSION FOR PERMANENT RULE OF GMAL

| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0306 Beneficiary in a Private Living arrangement | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | No OFFICE F | |
| 6. Notice for Proposed Rule: | CE OF | |
| Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: Adoption by Agency on: | commission/pubnot.htm | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| · · · · | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REASO 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: Background: | and amountion of the State/Country | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County and became effective in 1983. Very few of the rules have been | |
| amended or added with the last change in 2000. The rules ha | ave never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | | |
| Rationale: | | |
| The majority of amendments and repeals for 71P are intended | to: | |
| 1) Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care.2) Update obsolete rules where policy and practice has changed: | | |
| 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis | | |
| b) Change all references to the supervising agency to D | | |
| c) Elimination of eligibility groups which became obso | lete in 1998; | |
| d) Update all references to the "family" budget unit to a | budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not mor | | |
| 3) Encompass the Special Assistance In-Home Program whi | ich was codified in 2007. | |
| Incorporate changes in terminology and instructions as the system and electronic issuance. | e Special Assistance moves into the NC FAST case management | |
| | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Lifon

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Co | |
|---|---|
| 2. Rule citation & name (name not required for repeal): 10 | DA NCAC 71P .0501 Payee |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖾 No | No O |
| 6. Notice for Proposed Rule: | commission/pubnot.htm |
| Notice Required | |
| Notice of Text published on: September 15, 2015 | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/sse | commission/pubnot.htm |
| Hearing on: November 17, 2015 | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | |
| Adoption by Agency on: | 7. |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| × | State funds affected |
| Yes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| consultation not required. Che authority. | Local funds affected |
| 🖾 No | □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM |
| | No fiscal note required |
| 0 DEAS | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | on for Action |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: 9B. Explain: Background: | Other: |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County |
| Special Assistance Program. Most of the rules were created | and became effective in 1983. Very few of the rules have been |
| | ave never undergone a thorough review for accuracy and alignment |
| with policy and practice. Rationale: | |
| The majority of amendments and repeals for 71P are intended | to: |
| 1) Update obsolete language within the rules: | |
| a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care. 2) Update obsolete rules where policy and practice has changed: | |
| 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; | |
| b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute.3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |
| | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

B Sherry

arlatta L

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and

RRC determined substantial changes:

] Withdrawn by agency] Subject to Legislative Review

_____ Other:

| 1. Rule-Making Agency: North Carolina Social Services Commission | |
|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0502 Payment Authorization | |
| | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| ⊠ No | No |
| 6. Notice for Proposed Rule: | |
| Notice Required | 10 |
| Notice of Text published on: September 15, 2015 | PFIC 2016 |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/ssc | commission/pubnot.htm |
| Hearing on: November 17, 2015 | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: | |
| Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and 👓 |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) |
| 🖾 No | Approved by OSBM |
| | No fiscal note required |
| 9. REAS | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: |
| 9B. Explain: Background: | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County |
| Special Assistance Program. Most of the rules were created | and became effective in 1983. Very few of the rules have been |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | |
| with policy and practice. Rationale: | |
| The majority of amendments and repeals for 71P are intended to: | |
| 1) Update obsolete language within the rules: | |
| a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care.2) Update obsolete rules where policy and practice has changed: | |
| a) Program name change to "State/County Special Assistance; | |
| b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |
| | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta L

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

Withdrawn by agency Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Co | ommission |
|--|---|
| | A NCAC 71P .0504 Correction of Administrative Overpayments |
| 3. Action: | |
| □ ADOPTION ⊠ AMENDMENT □ REPEAL | READOPTION |
| 4. Rule exempt from RRC review? □ Yes. Cite authority: ○ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No |
| 6. Notice for Proposed Rule: | |
| 0. Notice for Proposed Kine. ☑ Notice for Proposed Kine. ☑ Notice of Text published on: September 15, 2015 Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. □ Notice not required under G.S.: Adoption by Agency on: 7. Rule establishes or increases a fee? (See G.S. 12-3.1) 8. Fiscal impact (check all that apply): □ State funds affected | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency Court order / cite: Federal statute / cite: Federal regulation / cite: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment with policy and practice. | |
| Rationale: The majority of amendments and repeals for 71P are intended to: 1) Update obsolete language within the rules: a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care. 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; b) Change all references to the supervising agency to Division of Aging and Adult Service; c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. 3) Encompass the Special Assistance In-Home Program which was codified in 2007. 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | |
| | F |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta I

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

] Withdrawn by agency] Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | |
|---|--|
| 2. Rule citation & name (name not required for repeal): 10 | A NCAC 71P .0505 Benefit Issuance |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No No | 🖾 No |
| 6. Notice for Proposed Rule: | 0F 2 |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: Adoption by Agency on: 7. Rule establishes or increases a fee? (See G.S. 12-3.1) 8. Fiscal impact (check all that apply): State funde effected | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| M No. | Substantial economic impact (≥\$1,000,000) |
| 🛛 No | Approved by OSBM |
| | 🛛 No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: ☐ Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: Background: | and amoration of the State/County |
| 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been | |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | |
| Rationale: | tor |
| The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | 10, |
| a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care. | |
| 2) Update obsolete rules where policy and practice has changed: | |
| a) Program name change to "State/County Special Assistance;b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | |
| Encompass the Special Assistance In-Home Program which was codified in 2007. Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |
| | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Defor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and

RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review Other:

lynne.berry@dhhs.nc.gov

| 1. Rule-Making Agency: North Carolina Social Services Commission | |
|---|---|
| 2. Rule citation & name (name not required for repeal): 10. | A NCAC 71P .0507 Lost: Stolen and Forged Checks |
| | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| \square No | |
| | 7016 |
| 6. Notice for Proposed Rule: | 100 |
| 🔀 Notice Required | PEB F |
| Notice of Text published on: September 15, 2015 | commission/pubnot.htm |
| Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | commission/pubnot.htm |
| Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. | N A D |
| Notice not required under G.S.: | |
| Adoption by Agency on: | 7. |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| Yes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 🖂 No | □ Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| | No fiscal note required |
| 9. REASC | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: |
| 9B. Explain: Background: | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County |
| Special Assistance Program. Most of the rules were created a | and became effective in 1983. Very few of the rules have been |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | |
| Rationale: | |
| The majority of amendments and repeals for 71P are intended to: 1) Update obsolete language within the rules: | |
| Update obsolete language within the rules: a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care. | |
| 2) Update obsolete rules where policy and practice has changed: | |
| a) Program name change to "State/County Special Assistance; | |
| b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute.3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |
| | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta, a

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

] Withdrawn by agency

Subject to Legislative Review Other:

Permanent Rule 0400 - 10/2015



| 1. Rule-Making Agency: North Carolina Social Services Co | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 10 | A NCAC 71P .0508 Fraud |
| | |
| 3. Action: | |
| ADOPTION AMENDMENT REPEAL | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖾 No | No 🔿 |
| 6. Notice for Proposed Rule: | 200 FF 20 |
| | FFICE OF |
| Notice Required | O E T |
| Notice of Text published on: September 15, 2015 Link to Agency notice: http://www2.ncdhhs.gov/dss/sso | commission/nubnot htm D 1 |
| Hearing on: November 17, 2015 | commission/pubnot.htm |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | NY M |
| Notice not required under G.S.: | |
| Adoption by Agency on: | 7: AR |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | eommission/pubnot.htm 8. Fiscal impact (check all that apply): 6 8 |
| . Ruit estublishes of increases a root (see size 22 ors) | |
| Yes | State funds affected Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| | Substantial economic impact (≥\$1,000,000) |
| 🖾 No | Approved by OSBM |
| | No fiscal note required |
| | |
| 0 DEAS | ON FOR ACTION |
| | DN FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| 9A. What prompted this action? Check all that apply: | Legislation enacted by the General Assembly |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: | Legislation enacted by the General Assembly |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has been been been been been been been bee | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "dot | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: pmiciliary" care. ged: stance; |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: pmiciliary" care. ged: stance; ivision of Aging and Adult Service; |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been and never undergone a thorough review for accuracy and alignment to: pmiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been we never undergone a thorough review for accuracy and alignment to: miciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; budget unit of one which changed in practice prior to 1995; |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. ich was codified in 2007. |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta L

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and

RRC determined substantial changes:

Withdrawn by agency

lynne.berry@dhhs.nc.gov

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | |
|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0601 Acceptance of Application | |
| 3. Action: ADOPTION AMENDMENT REPEAL 4. Rule exempt from RRC review? Yes. Cite authority: | READOPTION 5. Rule automatically subject to legislative review? Yes. Cite authority: |
| 🖾 No | 🖾 No |
| 6. Notice for Proposed Rule: | 0 |
| Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: Adoption by Agency on: | -4 M |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | □ Environmental permitting of DOT affected and analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: | Cite Session Law: Petition for rule-making Other: |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended to: 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "domiciliary" care. 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. 3) Encompass the Special Assistance In-Home Program which was codified in 2007. 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and

RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Co | ommission |
|--|---|
| 2. Rule citation & name (name not required for repeal): 10. | A NCAC 71P .0602 Initial Application |
| | |
| 3. Action: | |
| ADOPTION AMENDMENT REPEAL | READOPTION 5. Rule automatically subject to legislative review? |
| 4. Rule exempt from RRC review? | |
| Yes. Cite authority: | Yes. Cite authority: |
| No No | No OFF 200 |
| 6. Notice for Proposed Rule: | Commission/pubnot.htm |
| | OF EB T |
| Notice Required Notice of Text published on: September 15, 2015 | |
| Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | commission/pubnot.htm |
| Hearing on: November 17, 2015 | NT M |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | 217 |
| □ Notice not required under G.S.: | AR 7 |
| Adoption by Agency on: | No. S |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| Yes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 🖂 No | Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| | No fiscal note required |
| 9. REAS | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making Otherm |
| Federal regulation / cite: | Other: |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County |
| IVA NCAC / IF the majority of rules regarding the definition Spacial Assistance Program Most of the rules were created | and became effective in 1983. Verv few of the rules have been |
| Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | |
| Rationale: | |
| The majority of amendments and repeals for 71P are intended to: | |
| 1) Update obsolete language within the rules: | |
| a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care. | |
| 2) Update obsolete rules where policy and practice has changed: | |
| a) Program name change to "State/County Special Assistance;b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| | |
| c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |
| | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Lifor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review

| SUBMISSION FOR PERMANENT RULE | |
|---|---|
| 1. Rule-Making Agency: North Carolina Social Services Commission | |
| 2. Rule citation & name (name not required for repeal): 10. | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | ☐ Yes. Cite authority:☑ No |
| No No | |
| 6. Notice for Proposed Rule: | 7016 F |
| Notice Required | |
| Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | commission/pubnot.htm |
| Hearing on: November 17, 2015 | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | |
| Notice not required under G.S.: | IEAN 7: |
| Adoption by Agency on: | 2 10 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| | Substantial economic impact (≥\$1,000,000) |
| 🖾 No | Approved by OSBM |
| | No fiscal note required |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| 🔲 Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: Background: | and operation of the State/County |
| 10A NCAC 71P the majority of rules regarding the definition and operation of the State/County Special Assistance Program. Most of the rules were created and became effective in 1983. Very few of the rules have been | |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | |
| Rationale: | |
| The majority of amendments and repeals for 71P are intended to: | |
| Update obsolete language within the rules: a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care. | |
| 2) Update obsolete rules where policy and practice has changed: | |
| a) Program name change to "State/County Special Assistance; | |
| b) Change all references to the supervising agency to Division of Aging and Adult Service; c) Elimination of eligibility groups which became obsolete in 1998; | |
| c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0604 Time Standard | | |
| | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| ⊠ No | No No | |
| 6. Notice for Proposed Rule: | | |
| | OF 2 | |
| Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. | | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm | | |
| Hearing on: November 17, 2015 | OF B T | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | | |
| Notice not required under G.S.: | OF ADMIN | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Ves Yes | State funds affected Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| | Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: | |
| 9B. Explain: Background: | | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | |
| Special Assistance Program. Most of the rules were created | and became effective in 1983. Very few of the rules have been | |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | | |
| Rationale: The majority of amendments and repeals for 71P are intended | to: | |
| Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has chan | ged: | |
| a) Program name change to "State/County Special Assib) Change all references to the supervising agency to D | stance, ivision of Aging and Adult Service: | |
| b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso | lete in 1998: | |
| d) Update all references to the "family" budget unit to a | a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more | re restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program wh | ich was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | | |
| system and electronic issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Defor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and

RRC determined substantial changes:

Withdrawn by agency

lynne.berry@dhhs.nc.gov

Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0608 Notice to Beneficiary | | |
| | | |
| 3. Action: | READOPTION | |
| ADOPTION AMENDMENT REPEAL 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| \square Test the authority: \square No | | |
| | 1 77 FIG | |
| 6. Notice for Proposed Rule: | OF FEB T | |
| Notice Required | | |
| ⊠ No ⊠ No 6. Notice for Proposed Rule: ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ | | |
| Hearing on: November 17, 2015 | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | M O | |
| Notice not required under G.S.: | 7: | |
| Adoption by Agency on: | NN ST | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| Α. | Substantial economic impact (≥\$1,000,000) | |
| 🖂 No | Approved by OSBM | |
| | No fiscal note required | |
| 9 REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | |
| Special Assistance Program Most of the rules were created | and became effective in 1983. Very few of the rules have been | |
| amended or added, with the last change in 2000. The rules have | ave never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | | |
| Rationale: The majority of amendments and repeals for 71P are intended | to | |
| Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has char | ged: | |
| a) Program name change to "State/County Special Assistb) Change all references to the supervising agency to D | Istance; | |
| c) Elimination of eligibility groups which became obso | lete in 1998; | |
| d) Undate all references to the "family" budget unit to a | a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not mo | re restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program wh | ich was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management (a) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | | |
| system and electronic issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency

Subject to Legislative Review

Other:



| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0701 Time and Content | | |
| | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| \square No | No No | |
| | | |
| 6. Notice for Proposed Rule: | | |
| Notice Required | | |
| Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | ommission/pubnot.htm | |
| Hearing on: November 17, 2015 | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | | |
| Notice not required under G.S.: | a l F | |
| Adoption by Agency on: | 8. Fiscal impact (check all that apply): | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | E The second sec | |
| □ Yes | State Tanas anteerea | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation 📀 | |
| Tool 12 | Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making Other: | |
| D Federal regulation / cite: | | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | |
| Special Assistance Program Most of the rules were created | and became effective in 1983. Very few of the rules have been | |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | | |
| Rationale: | | |
| The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | w. | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has chan | ged: | |
| a) Program name change to "State/County Special Assi | stance; | |
| b) Change all references to the supervising agency to Dc) Elimination of eligibility groups which became obso | lete in 1998. | |
| c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a | a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more | re restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program wh | ich was codified in 2007. | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NCFAS1 case management | | |
| system and electronic issuance. | | |
| | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and

RRC determined substantial changes:

Withdrawn by agency

lynne.berry@dhhs.nc.gov

Subject to Legislative Review

| SUBMISSION FOR | PERMANENT RULE | | |
|--|---|--|--|
| 1. Rule-Making Agency: North Carolina Social Services Co | mmission | | |
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0702 Verification of Facility | | | |
| 3. Action: | READOPTION 5. Rule automatically subject to legislative review? | | |
| 4. Rule exempt from RRC review? | Yes. Cite authority: | | |
| Yes. Cite authority: | | | |
| No No | No No | | |
| 6. Notice for Proposed Rule: | | | |
| Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: Adoption by Agency on: | m m | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | | |
| () The complete of an one of a first of a | State funds affected | | |
| Yes | Environmental permitting of DOT affected and | | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation ⁹ | | |
| Consultation not required. Cite authority: | Local funds affected | | |
| | □ Substantial economic impact (≥\$1,000,000) | | |
| 🖾 No | Approved by OSBM | | |
| | No fiscal note required | | |
| | ON FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: | | | |
| Agency | Legislation enacted by the General Assembly Cite Session Law: | | |
| Court order / cite: | Petition for rule-making | | |
| Federal statute / cite: | Other: | | |
| Federal regulation / cite: 9B. Explain: Background: | | | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | | |
| Special Assistance Program. Most of the rules were created | and became effective in 1983. Very few of the rules have been | | |
| amended or added, with the last change in 2000. The rules ha | ave never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | | | |
| Rationale: | | | |
| The majority of amendments and repeals for 71P are intended | to: | | |
| 1) Update obsolete language within the rules: | | | |
| a) Assure gender neutral language | | | |
| b) Update obsolete language including references to "do | omicinary care. | | |
| 2) Update obsolete rules where policy and practice has chana) Program name change to "State/County Special Assist | ged. | | |
| a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D | ivision of Aging and Adult Service: | | |
| c) Elimination of eligibility groups which became obsol | | | |
| d) Update all references to the "family" budget unit to a | a budget unit of one which changed in practice prior to 1995; | | |
| e) Clarify the rule on payee and assure that it is not mor | re restrictive than the General Statute. | | |
| 3) Encompass the Special Assistance In-Home Program whi | ich was codified in 2007. | | |
| 4) Incorporate changes in terminology and instructions as th | e Special Assistance moves into the NC FAST case management | | |
| system and electronic issuance. | | | |
| | | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Co | ommission | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0704 Re-Evaluation | | |
| 3. Action: | READOPTION As Published | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| | \square res. cite authority. \square No | |
| No No | | |
| 6. Notice for Proposed Rule: | OFFICE | |
| Notice Required | CH F | |
| Notice of Text published on: September 15, 2015 | E PEB T | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm | | |
| Hearing on: November 17, 2015 | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | | |
| Notice not required under G.S.: | 12 7: | |
| Adoption by Agency on: | · · · · | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| Consultation not required. Che authority. | Local funds affected | |
| 🖂 No | □ Substantial economic impact (≥\$1,000,000) | |
| | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| EXAMPLE 1 Federal regulation / cite: | Other: | |
| 9B. Explain: Background: | and operation of the State/County | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the state county and became effective in 1983. Very few of the rules have been | |
| | ave never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | , , , , , , , , , , , , , , , , , , , | |
| Rationale: | | |
| The majority of amendments and repeals for 71P are intended | to: | |
| 1) Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; | | |
| b) Change all references to the supervising agency to D | | |
| c) Elimination of eligibility groups which became obso | | |
| | budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not mor | | |
| 3) Encompass the Special Assistance In-Home Program whi | | |
| | e Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | | |
| | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

IGINAL

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and

RRC determined substantial changes:

Withdrawn by agency

lynne.berry@dhhs.nc.gov

Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Co | mmission | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0705 Notice to Beneficiary of Intended Action | | |
| | | |
| 3. Action: | READOPTION | |
| | 5. Rule automatically subject to legislative review? | |
| 4. Rule exempt from RRC review? | Yes. Cite authority: | |
| | \boxtimes No | |
| No No | - | |
| 6. Notice for Proposed Rule: | FFIC ZOI6 | |
| Notice Required | E FEB T | |
| Notice of Text published on. September 10, word | | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm | | |
| Hearing on: November 17, 2015 | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| 7. Rule establishes of mercases a ree. (See Gist 12 only | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| | □ Substantial economic impact (≥\$1,000,000) | |
| ⊠ No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making Other: | |
| | | |
| | | |
| 9B. Explain: Background: | and operation of the State/County | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program Most of the rules were created | and became effective in 1983. Very few of the rules have been | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program Most of the rules were created | and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. | and became effective in 1983. Very few of the rules have been | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d." | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d. 2) Update obsolete rules where policy and practice has chart | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d 2) Update obsolete rules where policy and practice has charmal. | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: istance; | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d 2) Update obsolete rules where policy and practice has charmal a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: istance; bivision of Aging and Adult Service; | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d. 2) Update obsolete rules where policy and practice has charral a) Program name change to "State/County Special Assibility of Change all references to the supervising agency to D c). Elimination of eligibility groups which became obsoleted | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. nged: istance; vivision of Aging and Adult Service; olete in 1998; | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chare a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obsolet | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: istance; bivision of Aging and Adult Service; olete in 1998; a budget unit of one which changed in practice prior to 1995; | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d. 2) Update obsolete rules where policy and practice has charman a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to Distribution of eligibility groups which became obsolet and update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not modified. | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: istance; bivision of Aging and Adult Service; olete in 1998; a budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. ich was codified in 2007. | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d. 2) Update obsolete rules where policy and practice has charred a) Program name change to "State/County Special Assistion of eligibility groups which became obsoled b) Update all references to the supervising agency to D c) Elimination of eligibility groups which became obsoled b) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mo | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: istance; bivision of Aging and Adult Service; olete in 1998; a budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. ich was codified in 2007. | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules have with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "d. 2) Update obsolete rules where policy and practice has charred a) Program name change to "State/County Special Assistion of eligibility groups which became obsoled b) Update all references to the supervising agency to D c) Elimination of eligibility groups which became obsoled b) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mo | and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. aged: istance; bivision of Aging and Adult Service; olete in 1998; a budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review: RRC determined substantial changes: Withdrawn by agency

Subject to Legislative Review

Other:

П

| 1. Rule-Making Agency: North Carolina Social Services Commission | | | |
|---|--|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0803 SAA | | | |
| 3. Action: | READOPTION | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | | |
| Yes. Cite authority: | Yes. Cite authority: | | |
| No No | 🖂 No | | |
| 6. Notice for Proposed Rule: | 9 | | |
| ☑ Notice Required | FFIC 2016 | | |
| Notice of Text published on: September 15, 2015 | E H | | |
| Notice of Text published on: September 15, 2015 Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm | | | |
| Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. | | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: | | | |
| Adoption by Agency on: | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | | |
| 7. Rue establishes of mercases a ree. (See 0.5.12 5.1) | □ State funds affected | | |
| Yes | State funds affected Environmental permitting of DOT affected and | | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation | | |
| Consultation not required. Cite authority: | Local funds affected | | |
| | □ Substantial economic impact (≥\$1,000,000) | | |
| ⊠ No | Approved by OSBM | | |
| | No fiscal note required | | |
| 9. REASO | ON FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: | | | |
| Agency | Legislation enacted by the General Assembly | | |
| Court order / cite: | Cite Session Law: | | |
| Federal statute / cite: | Petition for rule-making | | |
| Federal regulation / cite: | Other: | | |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | | |
| Special Assistance Program Most of the rules were created | and became effective in 1983. Very few of the rules have been | | |
| amended or added, with the last change in 2000. The rules ha | ave never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | | | |
| Rationale: | | | |
| The majority of amendments and repeals for 71P are intended to: | | | |
| 1) Update obsolete language within the rules: | | | |
| | a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care.2) Update obsolete rules where policy and practice has changed: | | | |
| 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis | stance: | | |
| b) Change all references to the supervising agency to D | ivision of Aging and Adult Service; | | |
| c) Elimination of eligibility groups which became obso | lete in 1998; | | |
| d) Update all references to the "family" budget unit to a | a budget unit of one which changed in practice prior to 1995; | | |
| e) Clarify the rule on payee and assure that it is not mor | re restrictive than the General Statute. | | |
| 3) Encompass the Special Assistance In-Home Program whi | ich was codified in 2007. | | |
| 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | | | |
| system and electronic issuance. | | | |
| | | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency

Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0804 SAD | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | No S | |
| 6. Notice for Proposed Rule: | sommission/pubnot.htm | |
| Notice Required | FEB T | |
| Notice of Text published on: September 15, 2015 | | |
| Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm</u> | | |
| Hearing on: November 17, 2015 | NI AM | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | HE A | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | | |
| Yes | State funds affected Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| | Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | 🛛 No fiscal note required | |
| 9. REASO 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: Background: | | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | |
| Special Assistance Program. Most of the rules were created | and became effective in 1983. Very few of the rules have been | |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | | |
| Rationale: The majority of amendments and repeals for 71P are intended to: | | |
| 1) Update obsolete language within the rules: | | |
| a) Assure gender neutral language | | |
| b) Update obsolete language including references to "domiciliary" care. | | |
| 2) Update obsolete rules where policy and practice has changed: | | |
| a) Program name change to "State/County Special Assistance; | | |
| b) Change all references to the supervising agency to D | ivision of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obso d) Undete all references to the "family" budget unit to a | budget unit of one which changed in practice prior to 1995; | |
| d) Update all references to the "family" budget unit to a clarify the rule on payee and assure that it is not more | re restrictive than the General Statute. | |
| 3) Encompass the Special Assistance In-Home Program wh | e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. | |
| Encompass the Special Assistance In-Home Program which was codified in 2007. Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | | |
| 4) Incorporate changes in terminology and instructions as the | ich was codified in 2007. | |
| | ich was codified in 2007. | |
| Incorporate changes in terminology and instructions as the system and electronic issuance. | ich was codified in 2007. | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Deport

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:

Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and

Withdrawn by agency

lynne.berry@dhhs.nc.gov

] Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0805 SA: Certain Disabled | | |
| 3. Action: ADOPTION AMENDMENT 4. Rule exempt from RRC review? | READOPTION 5. Rule automatically subject to legislative review? | |
| ☐ Yes. Cite authority:☑ No | Ves. Cite authority: | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: September 15, 2015 Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. □ Notice not required under G.S.: Adoption by Agency on: | commission/pubnot.htm | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | 8. Fiscal impact (check all that apply): State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | |
| Rationale: The majority of amendments and repeals for 71P are intended to: 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "domiciliary" care. 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; b) Change all references to the supervising agency to Division of Aging and Adult Service; c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. 3) Encompass the Special Assistance In-Home Program which was codified in 2007. 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:

Withdrawn by agency

lynne.berry@dhhs.nc.gov

Subject to Legislative Review



| | 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|---|---|--|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0902 United States Citizenship | | | |
| 3. Action: | READOPTION | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | | |
| Yes. Cite authority: | Yes. Cite authority: | | |
| 🖾 No | 🖾 No | | |
| 6. Notice for Proposed Rule: | 0 | | |
| Notice Required | OFFICE | | |
| Notice of Text published on: September 15, 2015 | CE A | | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/ss | commission/pubnot.htm | | |
| Hearing on: November 17, 2015 | | | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | ADMIN -4 TEED | | |
| □ Notice not required under G.S.: | | | |
| Adoption by Agency on: | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | commission/pubnot.htm P | | |
| T Yes | | | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | | |
| | Local funds affected | | |
| 🖾 No | ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM | | |
| | No fiscal note required | | |
| | A no iscal note required | | |
| 9. REASON FOR ACTION | | | |
| | on for action | | |
| 9A. What prompted this action? Check all that apply: | | | |
| 9A. What prompted this action? Check all that apply: | Legislation enacted by the General Assembly | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: | Legislation enacted by the General Assembly | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has been been been been been been been bee | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "dot | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "does a construction of the rules where policy and practice has change | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: pmiciliary" care. ged: | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: pomiciliary" care. ged: stance; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "does a construction of the rules where policy and practice has change | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice prior to 1995; | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "dd" 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. ich was codified in 2007. | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "dd" 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition Special Assistance Program. Most of the rules were created amended or added, with the last change in 2000. The rules has with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "dd" 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assis b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: and operation of the State/County and became effective in 1983. Very few of the rules have been ave never undergone a thorough review for accuracy and alignment to: to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice prior to 1995; re restrictive than the General Statute. ich was codified in 2007. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

R PERMANENT KULE 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:

Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and

RRC determined substantial changes:

☐ Withdrawn by agency
 ☐ Subject to Legislative Review



| 1. Rule-Making Agency: North Carolina Social Services Commission | | | |
|--|---|-----------------|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0903 Residence | | | |
| 3. Action: | READOPTION | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative r | eview? | |
| Yes. Cite authority: | Yes. Cite authority: | 0 | |
| 🖾 No | No No | 2016 | |
| 6. Notice for Proposed Rule: | | | |
| | | FEB F | |
| Notice Required | | ZI F | |
| □ Test enternation regime □ Test enternation regime ○ No ○ No ○ Notice for Proposed Rule: ○ Proposed Rule: ○ Notice of Text published on: September 15, 2015 ○ Proposed Rule: □ Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm Hearing on: November 17, 2015 ○ Proposed Rule: ○ Notice not required under G.S.: ○ Proposed Rule: △ Notice not required under G.S.: ○ Proposed Rule: △ Adoption by Agency on: ○ Proposed Rule: | | | |
| Hearing on: November 17, 2015 | commission/publict.num | IN AM | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m | | in m | |
| Notice not required under G.S.: | | | |
| Adoption by Agency on: | | 8: 00 EARING | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | CO | |
| | State funds affected | | |
| Yes | Environmental permitting of DOT affect | ted and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transpo | rtation | |
| Consultation not required. Che authority. | Local funds affected | | |
| 🖾 No | Substantial economic impact (≥\$1,000,0 | 00) | |
| | Approved by OSBM | | |
| | No fiscal note required | | |
| | ON FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: | _ | | |
| Agency | Legislation enacted by the General Asse | embly | |
| Court order / cite: | Cite Session Law: | | |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: | | |
| 9B. Explain: Background: | | | |
| 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County | | |
| Special Assistance Program. Most of the rules were created | | ules have been | |
| amended or added, with the last change in 2000. The rules ha | amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | | |
| with policy and practice. | | | |
| | ave never undergone a morough review for accur | ao, and ang | |
| Rationale: | | | |
| Rationale: The majority of amendments and repeals for 71P are intended | | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: | | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language | to: | | |
| Rationale:The majority of amendments and repeals for 71P are intended1) Update obsolete language within the rules:a) Assure gender neutral languageb) Update obsolete language including references to "do | to: omiciliary" care. | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has channel of the rule of the | to: omiciliary" care. ged: | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi | to: omiciliary" care. ged: stance; | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso | to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a | to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice pr | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more | to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice pr re restrictive than the General Statute. | | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not more 3) Encompass the Special Assistance In-Home Program which | to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice pr re restrictive than the General Statute. ich was codified in 2007. | rior to 1995; | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "do 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mori 3) Encompass the Special Assistance In-Home Program whi 4) Incorporate changes in terminology and instructions as the | to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice pr re restrictive than the General Statute. ich was codified in 2007. | rior to 1995; | |
| Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language b) Update obsolete language including references to "de 2) Update obsolete rules where policy and practice has chan a) Program name change to "State/County Special Assi b) Change all references to the supervising agency to D c) Elimination of eligibility groups which became obso d) Update all references to the "family" budget unit to a e) Clarify the rule on payee and assure that it is not mori 3) Encompass the Special Assistance In-Home Program which | to: omiciliary" care. ged: stance; ivision of Aging and Adult Service; lete in 1998; a budget unit of one which changed in practice pr re restrictive than the General Statute. ich was codified in 2007. | rior to 1995; | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

lynne.berry@dhhs.nc.gov

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency

Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Commission | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0904 Resources | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? ☐ Yes. Cite authority: ☑ No | |
| 6. Notice for Proposed Rule: | | |
| 0. Notice for Proposed Kale. Image: Constraint of the proposed Kale. Image: Constraint of the proposed Kale. Image: Notice of Text published on: September 15, 2015 Link to Agency notice: http://www2.ncdhhs.gov/dss/sscommission/pubnot.htm Hearing on: November 17, 2015 Adoption by Agency on: January 13, 2016 at 10:00a.m. Image: Constraint of the proposed Kale. Image: Constraint of the proposed Kale. 1 Notice not required under G.S.: Adoption by Agency on: Image: Constraint of the proposed Kale. Image: Constraint of the proposed Kale. | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| amended or added, with the last change in 2000. The rules ha with policy and practice. Rationale: The majority of amendments and repeals for 71P are intended 1) Update obsolete language within the rules: a) Assure gender neutral language | and became effective in 1983. Very few of the rules have been ve never undergone a thorough review for accuracy and alignment to: | |
| b) Update obsolete language including references to "domiciliary" care. 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; b) Change all references to the supervising agency to Division of Aging and Adult Service; c) Elimination of eligibility groups which became obsolete in 1998; d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute. 3) Encompass the Special Assistance In-Home Program which was codified in 2007. 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management system and electronic issuance. | | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry

11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review: RRC determined substantial changes:

Phone: 919-855-3461 and 919-855-3400 E-Mail: chris.urso@dhhs.nc.gov and

Withdrawn by agency

lynne.berry@dhhs.nc.gov

Subject to Legislative Review

| 1. Rule-Making Agency: North Carolina Social Services Co | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 10 | A NCAC 71P .0905 Income |
| | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No | No No |
| 6. Notice for Proposed Rule: | 20 FF 28 |
| | 2016 F |
| Notice Required Notice of Text published on: September 15, 2015 | OF EB T |
| Link to Agency notice: <u>http://www2.ncdhhs.gov/dss/ssc</u> | commission/pubnot.htm |
| Hearing on: November 17, 2015 | commission/pubnot.htm |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. | |
| Notice not required under G.S.: | |
| Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| M | Substantial economic impact (≥\$1,000,000) |
| 🖾 No | Approved by OSBM |
| | No fiscal note required |
| 9. REASO | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: Petition for rule-making |
| Federal statute / cite: Federal regulation / cite: | Other: |
| 9B. Explain: Background: | |
| 10A NCAC 71P the majority of rules regarding the definition | |
| | and became effective in 1983. Very few of the rules have been |
| amended or added, with the last change in 2000. The rules ha with policy and practice. | we never undergone a thorough review for accuracy and alignment |
| Rationale: | |
| The majority of amendments and repeals for 71P are intended to: | |
| 1) Update obsolete language within the rules: | |
| a) Assure gender neutral language | |
| b) Update obsolete language including references to "domiciliary" care.2) Update obsolete rules where policy and practice has changed: | |
| 2) Update obsolete rules where policy and practice has changed: a) Program name change to "State/County Special Assistance; | |
| b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute.3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| Encompass the Special Assistance In-Home Program which was codified in 2007. Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | I |
| | |

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Lifon

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:

Withdrawn by agency

Subject to Legislative Review

SUBMISSION FOR PERMANENT RULE ORIGINAL

| 1. Rule-Making Agency: North Carolina Social Services Commission | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 10A NCAC 71P .0906 Evaluation | |
| 3. Action: | READOPTION as Published |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No No | ⊠ No PFFIC |
| 6. Notice for Proposed Rule: | |
| X Notice Required | commission/pubnot.htm |
| Notice of Text published on: September 15, 2015 | |
| Link to Agency notice: http://www2.ncdhhs.gov/dss/sso | commission/pubnot.htm |
| Hearing on: November 17, 2015 Adoption by Agonay and January 13, 2016 at 10:000 m | |
| Adoption by Agency on: January 13, 2016 at 10:00a.m. Notice not required under G.S.: | · · · · · · · · · · · · · · · · · · · |
| Adoption by Agency on: | Alle OI |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| ☐ Yes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 🖾 No | Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| 0 PFAS | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | SIN FOR ACTION |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: Background: 10A NCAC 71P the majority of rules regarding the definition | and operation of the State/County |
| Special Assistance Program Most of the rules were created | and became effective in 1983. Very few of the rules have been |
| amended or added, with the last change in 2000. The rules have never undergone a thorough review for accuracy and alignment | |
| with policy and practice. | |
| Rationale: | |
| The majority of amendments and repeals for 71P are intended to: | |
| Update obsolete language within the rules: a) Assure gender neutral language | |
| a) Assure gender neutral languageb) Update obsolete language including references to "domiciliary" care. | |
| 2) Update obsolete rules where policy and practice has changed: | |
| a) Program name change to "State/County Special Assistance; | |
| b) Change all references to the supervising agency to Division of Aging and Adult Service; | |
| c) Elimination of eligibility groups which became obsolete in 1998; | |
| d) Update all references to the "family" budget unit to a budget unit of one which changed in practice prior to 1995; | |
| e) Clarify the rule on payee and assure that it is not more restrictive than the General Statute.3) Encompass the Special Assistance In-Home Program which was codified in 2007. | |
| 3) Encompass the Special Assistance In-Home Program which was codified in 2007. 4) Incorporate changes in terminology and instructions as the Special Assistance moves into the NC FAST case management | |
| system and electronic issuance. | |
| | |

ORIGINAL

10. Rule-making Coordinator: Carlotta Dixon Address: 820 South Boylan Avenue Raleigh, NC 27603 Phone: 919-527-6421 E-Mail: carlotta.dixon@dhhs.nc.gov

Agency Contact, if any: Chris Urso or Lynne Berry Phone: 919-855-3461 and 919-855-3400 E-Mail: <u>chris.urso@dhhs.nc.gov</u> and lynne.berry@dhhs.nc.gov 11. Signature of Agency Head* or Rule-making Coordinator:

arlatta Difor

*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: Carlotta Dixon Title: Rule Making Coordinator RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency
 Subject to Legislative Review

| ODICINIAL | |
|---|---|
| SUDMISSION FOD DEDMANENT DUE UKIGINAL | |
| SUBMISSION FOR PERMANENT RULE 2-17-16 | |
| 1. Rule-Making Agency: North Carolina Department of In | |
| 2. Rule citation & name (name not required for repeal): 11 | NCAC 18.0103 Filing Requirements |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| ☐ Yes. Cite authority:☑ No | ☐ Yes. Cite authority: ☑ No |
| 6. Notice for Proposed Rule: | |
| b. Notice for Proposed Rule: Notice for Proposed Rule: Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_Rules.aspx Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: Pursuant to the periodic review and expiration of existing rules as set forth in G.S 150B-21-3A(c)(2)g the Department of Insurance is initiating the re-adoption process for 11 NCAC 18 .0103. | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov Agency Contact, if any: Ben Popkin | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Phone: 919-807-6095 | Typed Name: Loretta Peace-Bunch |
| E-Mail: Ben.Popkin@ncdoi.gov | Title: Rule-Making Coordinator |
| Action taken: | |
| RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| SUBMISSION FOR | R PERMANENT RULE ORIGINAL |
|---|---|
| 1. Rule-Making Agency: North Carolina Department of In | |
| 2. Rule citation & name (name not required for repeal): 11 | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_Rules.aspx Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | 8. Fiscal impact (check all that apply): State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: Pursuant to the periodic review and expiration of existing rules as set forth in G.S 150B-21-3A(c)(2)g the Department of Insurance is initiating the re-adoption process for 11 NCAC 20 .0202. | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov Agency Contact, if any: Ben Popkin Phone: 919-807-6095 E-Mail: Ben.Popkin@ncdoi.gov | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Action taken: | |
| RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| SUBMISSION FOR PERMANENT RULE 0RIGINAL | |
|--|---|
| 1. Rule-Making Agency: North Carolina Department of In | surance |
| 2. Rule citation & name (name not required for repeal): 11 | NCAC 20 .0203 Changes Requiring Approval |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_Rules.aspx Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | ☐ State funds affected ☐ Environmental permitting of DOT affected and analysis submitted to Board of Transportation ☐ Local funds affected ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM ☑ No fiscal note required |
| 9 REAS | DN FOR ACTION |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Pursuant to the periodic review and expiration of existing | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: rules as set forth in G.S 150B-21-3A(c)(2)g the Department of |
| Insurance is initiating the re-adoption process for 11 NCA | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Agency Contact, if any: Ben Popkin | |
| Phone: 919-807-6095 E-Mail: Ben.Popkin@ncdoi.gov | Typed Name: Loretta Peace-Bunch Title: Rule-Making Coordinator |
| RRC AND | OAH USE ONLY |
| Action taken: RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| ORIGINAL | |
|--|---|
| SUBMISSION FOR PERMANENT RULE 2-17-16 | |
| 1. Rule-Making Agency: North Carolina Department of In | isurance |
| 2. Rule citation & name (name not required for repeal): 11 | NCAC 20 .0204 Carrier and Intermediary Contracts |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_I Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | Rules.aspx |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: | ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: rules as set forth in G.S 150B-21-3A(c)(2)g the Department of C 20 .0204. |
| 10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov Agency Contact, if any: Ben Popkin Phone: 919-807-6095 E-Mail: Ben.Popkin@ncdoi.gov | 11. Signature of Agency Head* or Rule-making Coordinator: Autor Place Bunch 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: Loretta Peace-Bunch Title: Rule-Making Coordinator |
| | O OAH USE ONLY |
| Action taken: RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| SUBMISSION FOR PERMANENT RULE ORIGINAL | |
|---|---|
| 1. Rule-Making Agency: North Carolina Department of In | |
| 2. Rule citation & name (name not required for repeal): 11 | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? ☐ Yes. Cife authority: ⊠ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_Rules.aspx Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ☑ No | 8. Fiscal impact (check all that apply): State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: Pursuant to the periodic review and expiration of existing rules as set forth in G.S 150B-21-3A(c)(2)g the Department of Insurance is initiating the re-adoption process for 11 NCAC 20 .0301. | |
| Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov Agency Contact, if any: Ben Popkin Phone: 919-807-6095 E-Mail: Ben.Popkin@ncdoi.gov | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Action taken: | VAN USE UNLI |
| RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| ODICINIAL | |
|---|---|
| SUBMISSION FOR PERMANENT RULE ORIGINAL | |
| 1. Rule-Making Agency: North Carolina Department of In | |
| 2. Rule citation & name (name not required for repeal): 11 | |
| 3. Action: ADOPTION AMENDMENT REPEAL | READOPTION |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ☑ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No |
| 6. Notice for Proposed Rule: | Adr |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_F Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Pursuant to the periodic review and expiration of existing Insurance is initiating the re-adoption process for 11 NCA | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: rules as set forth in G.S 150B-21-3A(c)(2)g the Department of C 20 .0302. |
| | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Agency Contact, if any: Ben Popkin | |
| Phone: 919-807-6095 E-Mail: Ben.Popkin@ncdoi.gov | Typed Name: Loretta Peace-Bunch Title: Rule-Making Coordinator |
| | OAH USE ONLY |
| Action taken: | |
| RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| | PERMANENTRULE ORIGINAL |
|--|---|
| SUBMISSION FOR | R PERMANENT RULE 2-17-16 |
| 1. Rule-Making Agency: North Carolina Department of Inst | surance |
| 2. Rule citation & name (name not required for repeal): 11 | NCAC 20 .0404 Application |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🛛 No | 🛛 No |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_R Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | PEB 19 Office |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: Pursuant to the periodic review and expiration of existing a Insurance is initiating the re-adoption process for 11 NCA | rules as set forth in G.S 150B-21-3A(c)(2)g the Department of C 20 .0404. |
| | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1201 Mail Service Center | JIP DI |
| Raleigh, North Carolina 27699-1201 Phone: 919-807-6003 | Xolta Klare-Bunch |
| E-Mail: Loretta.Peace-Bunch@ncdoi.gov | If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ben Popkin | G.S. 14515-10(a), submit a copy of the delegation with this form. |
| Phone: 919-807-6095 | Typed Name: Loretta Peace-Bunch |
| E-Mail: Ben.Popkin@ncdoi.gov RBC AND | Title: Rule-Making Coordinator OAH USE ONLY |
| Action taken: | |
| | |
| RRC Extended period of review: | |
| RRC determined substantial changes: | |
| Withdrawn by agency Subject to Legislative Review | |
| Other: | |

| | ODICINAL |
|--|---|
| SUBMISSION FOR | R PERMANENT RULE ORIGINAL |
| | 2 11-14 |
| 1. Rule-Making Agency: North Carolina Department of In 2. Rule citation & name (name not required for repeal): 11 | NCAC 20 .0410 Delegation of Credential Verification Activities |
| 2. Auto chanton de nume (nume not required for repeat). 11 | There is not to belegation of credential verification reliving |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| ☐ Yes. Cite authority:☑ No | ☐ Yes. Cite authority: ☑ No |
| 6. Notice for Proposed Rule: | |
| | Administrative |
| Notice Required Notice of Text published on: November 16, 2015 | Rules.aspx |
| Link to Agency notice: http://www.ncdoi.com/LS/LS_F | Rules.aspx |
| Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 | 품 <u>의 물 O</u> . |
| Notice not required under G.S.: | |
| Adoption by agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 🛛 No | ☐ Substantial economic impact (≥\$1,000,000) |
| | ☐ Approved by OSBM ☑ No fiscal note required |
| | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: |
| 9B. Explain: | |
| Pursuant to the periodic review and expiration of existing | rules as set forth in G.S 150B-21-3A(c)(2)g the Department of |
| Insurance is initiating the re-adoption process for 11 NCA | C 20 .0410. |
| | |
| | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch | 11. Sjgnature of Agency Head* or Rule-making Coordinator: |
| Address: 1201 Mail Service Center | |
| Raleigh, North Carolina 27699-1201 | Amilta Konco- Funci |
| Phone: 919-807-6003 E-Mail: Loretta.Peace-Bunch@ncdoi.gov | If this function has been delegated (reassigned) pursuant to |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ben Popkin Phone: 919-807-6095 | Turned Nemer Lengths Bases Durnet |
| E-Mail: Ben.Popkin@ncdoi.gov | Typed Name: Loretta Peace-Bunch Title: Rule-Making Coordinator |
| RRC AND | OAH USE ONLY |
| Action taken: | |
| | |
| RRC Extended period of review: | |
| RRC determined substantial changes: Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |

| SUBMISSION FOR | R PERMANENT RULE ORIGINAL |
|---|---|
| 1. Rule-Making Agency: North Carolina Department of In | |
| or Product Lines | NCAC 20.0601 Applications for Modifications to Service Areas |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? ☐ Yes. Cite authority: ⊠ No | 5. Rule automatically subject to legislative review? Yes. Cite authority: No |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_I Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | Rules.aspx |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: | DN FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: rules as set forth in G.S 150B-21-3A(c)(2)g the Department of C 20 .0601. |
| | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Action taken: | |
| RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

| | ORIGINAL |
|--|---|
| SUBMISSION FOR | R PERMANENT RULE ORIGINAL |
| 1. Rule-Making Agency: North Carolina Department of In | - V2 ⁻ |
| 2. Rule citation & name (name not required for repeal): 11 | NCAC 21 .0106 Payment of Claims |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? Yes. Cite authority: |
| No No | No No |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncdoi.com/LS/LS_I Hearing on: December 7, 2015 Adoption by agency on: January 28, 2016 Notice not required under G.S.: Adoption by agency on: | Rules.aspx |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: |
| Pursuant to the periodic review and expiration of existing Insurance is initiating the re-adoption process for 11 NCA | rules as set forth in G.S 150B-21-3A(c)(2)g the Department of |
| | |
| 10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Raleigh, North Carolina 27699-1201 | Porthe Page Bunch |
| Phone: 919-807-6003 | Louna selle - Burn |
| E-Mail: Loretta.Peace-Bunch@ncdoi.gov | If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ben Popkin | |
| Phone: 919-807-6095 | Typed Name: Loretta Peace-Bunch |
| E-Mail: Ben.Popkin@ncdoi.gov RRC AND | Title: Rule-Making Coordinator OAH USE ONLY |
| Action taken: | |
| | |
| RRC Extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

2/17/16

| 1. Rule-Making Agency: Environmental Management Commis | sion |
|--|--|
| 2. Rule citation & name (name not required for repeal): | |
| 15A NCAC 02L .0106 Corrective Action | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Ves. Cite authority: |
| × No | X No |
| 6. Notice for Proposed Rule: | |
| | THOSE IN THE |
| Notice Required Notice of Text published on: June 15, 2015 | |
| Link to Agency notice: http://portal.ncdenr.org/web/wq/rules | |
| Hearing on: July 20, 2015 and September 10, 2015 | |
| Adoption by Agency on: February 16, 2016 | |
| □ Notice not required under G.S.: | |
| Adoption by Agency on: | 8. Fiscal impact (check all that apply): |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 1 | Substantial economic impact (≥\$1,000,000) |
| 🖾 No | Approved by OSBM |
| | X No fiscal note required |
| 0 DEAS | DN FOR ACTION |
| 9. REASO 9A. What prompted this action? Check all that apply: | A FOR ACTION |
| | ☑ Legislation enacted by the General Assembly |
| Agency Court order / cite: | Cite Session Law: 2014-122 Section 12(c) |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: | Lite Environmental Management Commission (EMC) to review its compliance |
| | ed the Environmental Management Commission (EMC) to review its compliance onsistency, and to report the results of its review to the Environmental Review |
| Commission (ERC) by December 1, 2014. In its review, the EMC ident | ified five clarity or consistency issues in Rule 15A NCAC 2L .0106 that require |
| this rule to be revised. | |
| | |
| | 11. Signature of Agency Head* or Rule-making Coordinator: |
| 10. Rule-making Coordinator: Jennifer Everett | 11. Signature of Agency fread of Kule-making coordinator |
| Address: 1601 Mail Service Center Raleigh, NC 27699 | 1 VY H |
| Phone: 919 707-8614 | by a much |
| E-Mail: | *If this function has been delegated (reassigned) pursuant to |
| jennifer.everett@ncdenr.gov | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Jon Risgaard | Typed Name: Jennifer Everett |
| Phone: 919-807-6458 E-Mail: jon.risgaard@ncdenr.gov | Title: DEQ Rulemaking Coordinator |
| RRC AN | D OAH USE ONLY |
| Action taken: | |
| | |
| | |
| RRC extended period of review: | |
| RRC determined substantial changes: Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |
| | |

r

| | RPERMANENT RULE 2/19/16 |
|--|---|
| SUBMISSION FO | R PERMANENT RULE $2/19/16$ |
| 1. Rule-Making Agency: Coastal Resources Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 07H .0305 General Identification and Description | of Landforms |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| ☐ Yes. Cite authority:☑ No | ☐ Yes. Cite authority: ☑ No |
| | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: November 2, 2015 Link to Agency notice: http://nccoastalmanagement.net/v Hearing on: November 18, 2015 Adoption by Agency on: February 10, 2016 Notice not required under G.S.: Adoption by Agency on: | web/cm/proposed-rules |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ☑ No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9A. What prompted this action? Check all that apply: | ON FOR ACTION |
| Agency Court order / cite: | Cite Session Law: |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: |
| 9B. Explain: | nt Line procedures and amendments to current rules collectively to options following large-scale beach fill projects. |
| 10. Rule-making Coordinator: Jennifer Everett | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1601 MSC | ING H |
| Raleigh, NC 27699-1601 | Ango weight |
| Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ken Richardson Phone: (252) 808-2808 E-Mail: Ken.Richardson@ncdenr.gov | Typed Name: Jennifer Everett Title: DENR Rulemaking Coordinator |
| | O OAH USE ONLY |
| Action taken: | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

011ginal 2/19/16

| 1. Rule-Making Agency: Coastal Resources Commission | |
|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 07H .0306 General Use Standards for Ocean Hazard Areas | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖾 No | No E |
| 6. Notice for Proposed Rule: | |
| ⊠ Notice Required | |
| Notice of Tart published on: Neverther 2, 2015 | |
| Link to Agency notice: http://nccoastalmanagement.net/v | |
| Hearing on: November 18, 2015 | |
| Adoption by Agency on: February 10, 2016 | \geq ψ |
| Notice not required under G.S.: Adoption by Agency on: | HEARING |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| | Local funds affected |
| 🖾 No | □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM |
| | No fiscal note required |
| 0 BE400 | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: The Coastal Resources Commission propages the Development | |
| allow local governments to have less restrictive management of | t Line procedures and amendments to current rules collectively to options following large-scale beach fill projects. Amendments to 15A |
| NCAC 07H .0306 are proposed for the purpose of easing requi | irements by eliminating the mandatory 5-year waiting period and the |
| 2,500 maximum square footage limit on structures. | |
| | |
| 10. Rule-making Coordinator: Jennifer Everett | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: | |
| 1601 MSC Raleigh, NC 27699-1601 | A A X TIM INT |
| Phone: (919) 707-8614 | *If this function has been delegated (reassigned) pursuant to |
| E-Mail: Jennifer.Everett@ncdenr.gov | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ken Richardson | 0000 16 16 16 16 16 16 16 16 16 16 16 16 16 |
| Phone: (252) 808-2808 | Typed Name: Jennifer Everett Title: DENR Rulemaking Coordinator |
| E-Mail: Ken.Richardson@ncdenr.gov | The DE ACTURING COOLINGION |
| | OAH USE ONLY |
| Action taken: | |
| | |
| RRC extended period of review: | |
| RRC determined substantial changes: | |
| Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |

| | OR PERMANENT RULE 2/19/16 | |
|--|---|--|
| SUBMISSION FO | DR PERMANENT RULE $2/19/16$ | |
| 1. Rule-Making Agency: Coastal Resources Commission | | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 07J .1201 Requesting the Static Line Exception | | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | READOPTION 5. Rule automatically subject to legislative review? | |
| ☐ Yes. Cite authority: ☑ No | Yes. Cite authority: | |
| 6. Notice for Proposed Rule: | | |
| Notice Required | | |
| | | |
| Link to Agency notice: http://nccoastalmanagement.net/ Hearing on: November 18, 2015 | /web/cm/proposed-rules | |
| Adoption by Agency on: February 10, 2016 Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| □ Yes | State funds affected | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation | |
| | ☑ Local funds affected ☑ Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: 9B. Explain: | U Other: | |
| The Coastal Resources Commission proposes the Development | nt Line procedures and amendments to current rules collectively to | |
| Static Line Exception Procedures in 15A NCAC 07J .1201 are | options following large-scale beach fill projects. Amendments to the e proposed for the purpose of easing requirements by eliminating the | |
| mandatory 5-year waiting period and the 2,500 maximum squ | are footage limit on structures. | |
| 10. Rule-making Coordinator: Jennifer Everett | | |
| Address: | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| 1601 MSC Raleigh, NC 27699-1601 | X Lugutt | |
| Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Ken Richardson Phone: (252) 808-2808 | Typed Name: Jennifer Everett Title: DEQ Rulemaking Coordinator | |
| E-Mail: Ken.Richardson@ncdenr.gov | | |
| Action taken: | O OAH USE ONLY | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: Withdrawn by agency | | |
| Subject to Legislative Review Other: | | |
| | + Dulo 0400 10/2015 | |

original 2/19/16

| 1. Rule-Making Agency: Coastal Resources Commission | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): | | |
| 15A NCAC 07J .1301 Requesting the Development Line 3. Action: | | |
| ADOPTION AMENDMENT REPEAL | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| ☐ Yes. Cite authority: ☑ No | ☐ Yes. Cite authority: ⊠ No | |
| | | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: November 2, 2015 | | |
| Link to Agency notice: http://nccoastalmanagement.net/ Hearing on: November 18, 2015 | /web/cm/proposed-rules | |
| Adoption by Agency on: February 10, 2016 | | |
| □ Notice not required under G.S.: | /web/cm/proposed-rules | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| □ Yes | State funds affected Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | ☑ Local funds affected ☑ Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Otherm | |
| 9B. Explain: | Other: | |
| The Coastal Resources Commission proposes the Developme | nt Line procedures and amendments to current rules collectively to | |
| 7J.1302, and 7J.1303 create procedures for requesting, appro- | options following large-scale beach fill projects. 15A NCAC 07J .1301, oving, and managing an oceanfront Development Line and establishes | |
| an alternative to the Static Vegetation Line Exception for oceanfront communities receiving a large-scale beach fill projects. | | |
| 10. Rule-making Coordinator: Jennifer Everett | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1601 MSC | | |
| Raleigh, NC 27699-1601 | A wrett | |
| Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| | G.S. 140B-10(a), sublint a copy of the delegation with this form. | |
| Agency Contact, if any: Ken Richardson Phone: (252) 808-2808 | Typed Name: Jennifer Everett | |
| E-Mail: Ken.Richardson@ncdenr.gov | Title: DENR Rulemaking Coordinator | |
| RRC ANI | D OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

| SUBMISSION FO | R PERMANENT RULE 2/19/16 |
|---|--|
| 1. Rule-Making Agency: Coastal Resources Commission | |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 07J .1302 Procedures for Approving the Develop | oment Line |
| 3. Action: | |
| 4. Rule exempt from RRC review? | READOPTION 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | □ Yes. Cite authority: □ ☑ No □ |
| | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: November 2, 2015 | web/cm/proposed-rules |
| Link to Agency notice: http://nccoastalmanagement.net/ Hearing on: November 18, 2015 Adoption by Agency on: February 10, 2016 | web/cm/proposed-rules |
| Notice not required under G.S.: Adoption by Agency on: | We 4 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ⊠ No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| | DN FOR ACTION |
| allow local governments to have less restrictive management of | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: at Line procedures and amendments to current rules collectively to options following large-scale beach fill projects. 15A NCAC 07J .1301, ving, and managing an oceanfront Development Line and establishes infront communities receiving a large-scale beach fill projects. |
| 10. Rule-making Coordinator: Jennifer Everett Address: | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1601 MSC Raleigh, NC 27699-1601 | A & Erentt |
| Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ken Richardson Phone: (252) 808-2808 | Typed Name: Jennifer Everett Title: DENR Rulemaking Coordinator |
| E-Mail: Ken.Richardson@ncdenr.gov RRC AND | OAH USE ONLY |
| Action taken: | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | |

original 2/19/16

| 1. Rule-Making Agency: Coastal Resources Commission | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 07J .1303 Local Governments and Communities with Development Lines | |
| 3. Action: | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖾 No | No 🔿 |
| 6. Notice for Proposed Rule: | |
| ⊠ Notice Required | |
| Notice of Text published on: November 2, 2015 | |
| Link to Agency notice: http://nccoastalmanagement.net/v | web/cm/proposed-rules |
| Hearing on: November 18, 2015 | |
| Adoption by Agency on: February 10, 2016 Notice not required under G.S.: | |
| Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | |
| 7. Rule establishes of increases a fee? (see G.S. 12-5.1) | 8. Fiscal impact (check all that apply): |
| Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| No | □ Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| | No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency ☐ Court order / cite: | Legislation enacted by the General Assembly |
| Federal statute / cite: | Cite Session Law: Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: | |
| The Coastal Resources Commission proposes the Developmen | t Line procedures and amendments to current rules collectively to |
| allow local governments to have less restrictive management of 71, 1302, and 71, 1303 grante proceedures for requesting approximately approxim | options following large-scale beach fill projects. 15A NCAC 07J .1301, |
| an alternative to the Static Vegetation Line Exception for ocea | ving, and managing an oceanfront Development Line and establishes |
| 5 · · · · | contraintes recording a large source couch im projects. |
| 10. Rule-making Coordinator: Jennifer Everett | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: | |
| 1601 MSC Babiah NG 27(00.1(01 | 1 Lunt |
| Raleigh, NC 27699-1601 Phone: (919) 707-8614 | *If this function has been delegated (reassigned) pursuant to |
| E-Mail: Jennifer.Everett@ncdenr.gov | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| | |
| Agency Contact, if any: Ken Richardson | Typed Name: Jennifer Everett |
| Phone: (252) 808-2808 E-Mail: Ken.Richardson@ncdenr.gov | Title: DEQ Rulemaking Coordinator |
| | OAH USE ONLY |
| Action taken: | |
| | |
| RRC extended period of review: | |
| RRC determined substantial changes: | |
| Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |

| 1. Rule-Making Agency: North Carolina Wildlife Resource | 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 15 | 5A NCAC 10B .0106 Wildlife Taken for Depredations | |
| 3. Action: | | |
| \square ADOPTION \square AMENDMENT \square REPEAL | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Ves. Cite authority: | ☐ Yes. Cite authority: | |
| No No | No Viewski starte start | |
| 6. Notice for Proposed Rule: | | |
| Notice for Proposed Rule. Notice for Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 27932 January 20, 2016 at Craven Community College, 302 Broad St., New Bern, N.C. 28560 January 21, 2016 at Nash Community College, 522 N Old Carriage Rd, Rocky Mount, N.C. 27804 | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASON FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendments to 15A NCA for wildlife damage control agent re-certification. | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use AC 10B .0106 Wildlife Taken for Depredations will increase flexibility | |
| 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | 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. | |
| Agency Contact, if any: | | |
| Phone: | Typed Name: Erica Garner | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND | OAH USE ONLY | |

| 1. Rule-Making Agency: North Carolina Wildlife Resource | 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 15 | A NCAC 10B .0107 Black Bear | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | ⊠ No | |
| 6. Notice for Proposed Rule: | | |
| ⊠ Notice Required | OFFICE | |
| Notice of Text published on: November 16, 2015 | | |
| | | |
| Hearing on: January 5, 2016 at Auditorium, Bladen Commun | nity College, 7418 NC Hwy 41W, Dublin, N.C. 28332 🛒 🧮 | |
| January 6, 2016 at Southern Alamance High School, 631 South | hern High School Rd, Graham, N.C. 27253 | |
| January 7, 2016 at South Stanly High School, 40488 South Sta | nly School Road, Norwood, N.C. 28128 | |
| January 12, 2016 at Haywood Community College, 185 Freed January 13, 2016 at Western Piedmont Community College, 14 | anly School Road, Norwood, N.C. 27253 Innly School Road, Norwood, N.C. 28128 Iander Drive, Clyde, N.C. 28721 001 Burkemont Ave, Morganton, NC 28655 Ikin N.C. 28621 | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | 001 Burkemont Ave, Morganton, NC 28655 | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Edd | | |
| January 20, 2016 at Craven Community College, 302 Broad St | | |
| January 21, 2016 at Nash Community College, 522 N Old Car | riage Rd, Rocky Mount, N.C. 27804 | |
| Adoption by Agency on: February 11, 2016 | 1 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected | |
| | ☐ Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REASC 9A. What prompted this action? Check all that apply: | DN FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: 2015-144 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: public requests | |
| | adjusts the regulation of hunting, trapping, fishing, and land use | |
| | C 10B .0107 Black Bear will change the definition of a cub to a bear | |
| that weighs 75 pounds or greater as directed in S.L. 2015-144. | | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1701 Mail Service Center, NCWRC | | |
| Raleigh, North Carolina 27699-1701 Phone: 010 707 0014 | Jula Sland | |
| Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to | |
| 2 main er realgar ner whe munited ig | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | aven, second a cop, se the delegation with this for the | |
| 8 | | |
| Phone: | Typed Name: Erica Garner | |
| Phone: E-Mail: | Typed Name: Erica Garner Title: Rule-making Coordinator OAH USE ONLY | |

DORIGINAL SUBMISSION FOR PERMANENT RULE

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission |
|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10B .0118 Sale of Wildlife | |
| 3. Action: □ ADOPTION ⊠ AMENDMENT □ REPEAL 4. Rule exempt from RRC review? □ Yes. Cite authority: □ No 6. Notice for Proposed Rule: ⊠ Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/Prop Hearing on: January 5, 2016 at Auditorium, Bladen Commun January 6, 2016 at Southern Alamance High School, 631 South January 7, 2016 at South Stanly High School, 40488 South Sta January 12, 2016 at Haywood Community College, 185 Freed | nity College, 7418 NC Hwy 41W, Dublin, N.C. 28332 |
| January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 28621 January 19, 2016 at Swain Auditorium, 200 E. Church St., Edenton, N.C. 27932 January 20, 2016 at Craven Community College, 302 Broad St., New Bern, N.C. 28560 January 21, 2016 at Nash Community College, 522 N Old Carriage Rd, Rocky Mount, N.C. 27804 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION |
| Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10B .0118 Sale of Wildlife will allow for for the sale of raw deer |
| Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | 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. |
| E-Mail: | Typed Name: Erica Garner Title: Rule-making Coordinator OAH USE ONLY |

DRIGINAL SUBMISSION FOR PERMANENT RULE

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10B .0201 Prohibited Taking and Manner of Take | | |
| | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | ⊠ No | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 28621 January 19, 2016 at Swain Auditorium, 200 E. Church St., Edenton, N.C. 27932 January 20, 2016 at Craven Community College, 302 Broad St., New Bern, N.C. 28560 January 21, 2016 at Nash Community College, 522 N Old Carriage Rd, Rocky Mount, N.C. 27804 Adoption by Agency on: February 11, 2016 | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| | ON FOR ACTION | |
| | Legislation enacted by the General Assembly Cite Session Law: 2015-144 Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10B .0201 Prohibited Taking and Manner of Take will create inded in S.L 2015-144. | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | 1 - 1 | |
| Phone: 919-707-0014 | The San | |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Phone: | Typed Name: Erica Garner | |
| E-Mail: | Title: Rule-making Coordinator | |
| | OAH USE ONLY | |

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission |
|---|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10B .0202 Bear | |
| 3. Action: ADOPTION AMENDMENT 4. Rule exempt from RRC review? | READOPTION Dula automatically autient to logiclating automatically |
| Yes. Cite authority: | 5. Rule automatically subject to legislative review? |
| \square res. cite authority. \square No | \square res. cite authority. \square No |
| 6. Notice for Proposed Rule: | |
| Notice Required | OFFICE |
| Notice of Text published on: November 16, 2015 | |
| Link to Agency notice: http://www.ncwildlife.org/Prop | acad Dagulations aspy |
| Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 | |
| January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 28621 January 19, 2016 at Swain Auditorium, 200 E. Church St., Edenton, N.C. 27932 | |
| January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 | |
| January 13, 2016 at Western Piedmont Community College, 1 | 001 Burkemont Ave, Morganton, NC 28655 |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | Elkin N.C. 28621 |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ed. | |
| January 20, 2016 at Craven Community College, 302 Broad S January 21, 2016 at Nash Community College, 522 N Old Car | |
| Adoption by Agency on: February 11, 2016 | hage Ku, Kocky Mount, N.C. 27804 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| consultation not required. One authority. | Local funds affected |
| No No | ☐ Substantial economic impact (≥\$1,000,000) ☑ Approved by OSBM |
| | No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: public requests |
| | adjusts the regulation of hunting, trapping, fishing, and land use |
| | AC 10B .0202 Bear will remove a bear sanctuary at the request of the |
| landowner. | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC | 1 1 |
| Raleigh, North Carolina 27699-1701 | Yer Xa |
| Phone: 919-707-0014 F-Mail: arica garner@ncwildlife.org | *If this function has been delegated (reassigned) nursuant to |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: | one regulon with this form. |
| Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| RRC AND | OAH USE ONLY |

FEBRUARY 16, 2016

| 1. Rule-Making Agency: North Carolina Wildlife Resource | s Commission |
|---|--|
| 2. Rule citation & name (name not required for repeal): 15. | |
| | |
| 3. Action: | READOPTION |
| ADOPTION AMENDMENT REPEAL 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No No | No No |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/Prop Hearing on: January 5, 2016 at Auditorium, Bladen Commun January 6, 2016 at Southern Alamance High School, 631 South January 7, 2016 at South Stanly High School, 40488 South Sta January 12, 2016 at Haywood Community College, 185 Freed January 13, 2016 at Western Piedmont Community College, 10 January 14, 2016 at Elkin High School, 334 Elk Spur Street, E January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede January 20, 2016 at Craven Community College, 302 Broad St January 21, 2016 at Nash Community College, 522 N Old Car Adoption by Agency on: February 11, 2016 | hity College, 7418 NC Hwy 41W, Dublin, N.C. 28332 hern High School Rd, Graham, N.C. 27253 nly School Road, Norwood, N.C. 28128 lander Drive, Clyde, N.C. 28721 001 Burkemont Ave, Morganton, NC 28655 lkin N.C. 28621 enton, N.C. 27932 t., New Bern, N.C. 28560 riage Rd, Rocky Mount, N.C. 27804 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REAS | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendments to 15A NCA | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use AC 10B .0203 will modify some deer hunting season dates. |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC | A. M |
| Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | ance Slow |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to |
| A summer Compared if summer | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| | O OAH USE ONLY |

4

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 15 | A NCAC 10B .0225 Elk | |
| | | |
| 3. Action: | | |
| ADOPTION AMENDMENT REPEAL | READOPTION 5. Rule automatically subject to legislative review? | |
| 4. Rule exempt from RRC review? | | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | 🖾 No | |
| 6. Notice for Proposed Rule: | | |
| 🛛 Notice Required | | |
| Notice of Text published on: November 16, 2015 | osedRegulations asny | |
| Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx | | |
| Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 | | |
| January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 | | |
| January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Havwood Community College, 185 Freedlander Drive, Clvde, N.C. 28721 | | |
| | | |
| January 13, 2016 at Western Piedmont Community College, 1 January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | 001 Burkemont Ave, Morganton, NC 28655 | |
| January 14, 2016 at Eikin High School, 334 Eik Spur Street, E January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede | anton N.C. 27032 | |
| January 20, 2016 at Craven Community College, 302 Broad S | t., New Bern, N.C. 28560 | |
| January 21, 2016 at Nash Community College, 502 Bload S | riage Rd Rocky Mount N C 27804 | |
| Adoption by Agency on: February 11, 2016 | nage Rd, Rocky Mount, N.C. 27001 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| 7. Rule establishes of mercases a ree. (See 0.5. 12-5.1) | | |
| Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| | □ Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 0 PFAS | DN FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: public requests | |
| 9B. Explain: Every year the Wildlife Resources Commission | adjusts the regulation of hunting, trapping, fishing, and land use | |
| through rule-making. The proposed adoption of 15A NCAC 1 | 0B .0225 Elk will create an elk hunting season. | |
| | | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1701 Mail Service Center, NCWRC | | |
| Raleigh, North Carolina 27699-1701 | Ena Man | |
| Phone: 919-707-0014 | | |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | | |
| Phone: | Typed Name: Erica Garner | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND | OAH USE ONLY | |



| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission | | |
|---|---|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0205 Public mountain trout waters | | | |
| 3. Action: | | | |
| ADOPTION AMENDMENT REPEAL | READOPTION | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | | |
| Yes. Cite authority: | | | |
| ⊠ No | No T | | |
| 6. Notice for Proposed Rule: | | | |
| Notice Required | | | |
| Notice of Text published on: November 16, 2015 | | | |
| Link to Agency notice: http://www.ncwildlife.org/Prop Hearing on: January 5, 2016 at Auditorium, Bladen Commur | | | |
| January 6, 2016 at Southern Alamance High School, 631 Sout | hern High School Rd Graham N C 27253 | | |
| January 7, 2016 at South Stanly High School, 40488 South Sta | hern High School Rd, Graham, N.C. 27253 | | |
| January 12, 2016 at Haywood Community College, 185 Freed | | | |
| January 13, 2016 at Western Piedmont Community College, 1 | | | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | | | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Edd | | | |
| January 20, 2016 at Craven Community College, 302 Broad S | | | |
| January 21, 2016 at Nash Community College, 522 N Old Car Adoption by Agency on: February 11, 2016 | riage Rd, Rocky Mount, N.C. 27804 | | |
| · · · · · · · · · · · · · · · · · · · | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | | |
| ☐ Yes | State funds affected | | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected | | |
| | Substantial economic impact (≥\$1,000,000) | | |
| 🖾 No | Approved by OSBM | | |
| | No fiscal note required | | |
| 9. REAS | 9. REASON FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: | | | |
| Agency | Legislation enacted by the General Assembly | | |
| Court order / cite: | Cite Session Law: | | |
| Federal statute / cite: | Petition for rule-making | | |
| Federal regulation / cite: | Other: public requests | | |
| | adjusts the regulation of hunting, trapping, fishing, and land use AC 10C .0205 will add, remove and clarify waters in the Public | | |
| Mountain Trout Waters program. | te roe lozos win ada, remove and elarity waters in the rubite | | |
| | | | |
| 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC | 11. Signature of Agency Head* or Rule-making Coordinator: | | |
| Raleigh, North Carolina 27699-1701 | G1 . X1 | | |
| Phone: 919-707-0014 | ma ya | | |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to | | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | | |
| Agency Contact, if any: | | | |
| Phone: | Typed Name: Erica Garner | | |
| E-Mail: | Title: Rule-making Coordinator | | |
| RRCAND | OAH USE ONLY | | |

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0305 Black bass | | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| ⊠ No | | |
| 6. Notice for Proposed Rule: | | |
| 🛛 Notice Required | | |
| Notice of Text published on: November 16, 2015 | | |
| Link to Agency notice: http://www.ncwildine.org/ProposedRegulations.aspx | | |
| Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 | | |
| January 7, 2016 at Southern Aramance High School, 601 Southern High School Road, Norwood, N.C. 27255 | | |
| January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 | | |
| January 13, 2016 at Western Piedmont Community College, 1 | | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ed | | |
| January 20, 2016 at Craven Community College, 302 Broad S January 21, 2016 at Nash Community College, 522 N Old Car | | |
| Adoption by Agency on: February 11, 2016 | hage Ru, Rocky Mount, N.C. 27804 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| 7. Rule establishes of increases a rec. (See 0.3. 12-5.1) | | |
| □ Yes | State funds affected | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| ⊠ No | Substantial economic impact (≥\$1,000,000) | |
| | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: public requests | |
| 9B. Explain: Every year the Wildlife Resources Commission | adjusts the regulation of hunting, trapping, fishing, and land use | |
| | AC 10C .0305 will change size and creel limits for black bass in Lake | |
| Chatuge, Lake Hampton, and New River. | | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1701 Mail Service Center, NCWRC | In AA | |
| Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | man de | |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | , and a state of the state of t | |
| Phone: | Typed Name: Erica Garner | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND | OAH USE ONLY | |



| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission |
|--|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0306 Crappie | |
| 3. Action: | |
| ADOPTION AMENDMENT REPEAL | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | I I CS. CITC AUTHORITY. |
| 🖾 No | |
| 6. Notice for Proposed Rule: | ADMINI |
| 🛛 Notice Required | |
| Notice of Text published on: November 16, 2015 | Without Handling Street Test |
| Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx = | |
| Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 | |
| Saluary 0, 2010 at Southern Manalice right School, 051 Southern right School Rd, Oranalii, N.C. 27255 | |
| January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 | |
| January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede | |
| January 20, 2016 at Craven Community College, 302 Broad S | |
| January 21, 2016 at Nash Community College, 522 N Old Car | riage Rd, Rocky Mount, N.C. 27804 |
| Adoption by Agency on: February 11, 2016 | Suar auto an auto |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| | Local funds affected |
| 🖾 No | ☐ Substantial economic impact (≥\$1,000,000) ☑ Approved by OSBM |
| | No fiscal note required |
| 9. REAS | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: public requests |
| | adjusts the regulation of hunting, trapping, fishing, and land use |
| | C 10C .0306 will change size and creel limits in Lake Chatuge and |
| Lake Hampton. | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC | n_ |
| Raleigh, North Carolina 27699-1701 | Tipe Chen |
| Phone: 919-707-0014 | May |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: | G.S. 145D-10(a), Submit a copy of the delegation with this form. |
| Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| | OAH USE ONLY |

FEBRUARY 16, 2016

| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0314 Striped bass | | |
| | | |
| 3. Action: | | |
| ADOPTION AMENDMENT REPEAL 4. Rule exempt from RRC review? | | |
| Yes. Cite authority: | 5. Rule automatically subject to legislative review? | |
| \square res. the authority: \square No | Tes. Cite autionity: | |
| | | |
| 6. Notice for Proposed Rule: | ARINGS | |
| Notice Required | and the second s | |
| Notice of Text published on: November 16, 2015 | | |
| Link to Agency notice: http://www.ncwildlife.org/Prop | osedRegulations.aspx | |
| Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 | | |
| January 6, 2016 at Southern Alamance High School, 631 South | | |
| January 7, 2016 at South Stanly High School, 40488 South Sta January 12, 2016 at Haywood Community College, 185 Freed | | |
| January 13, 2016 at Western Piedmont Community College, 1 | | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Edd | enton, N.C. 27932 | |
| January 20, 2016 at Craven Community College, 302 Broad S | t., New Bern, N.C. 28560 | |
| January 21, 2016 at Nash Community College, 522 N Old Car | riage Rd, Rocky Mount, N.C. 27804 | |
| Adoption by Agency on: February 11, 2016 | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | Local funds affected | |
| 🖾 No | ☐ Substantial economic impact (≥\$1,000,000) ☑ Approved by OSBM | |
| | No fiscal note required | |
| | | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency | Logislation encoded by the Community sound by | |
| Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: public requests | |
| 9B. Explain: Every year the Wildlife Resources Commission | adjusts the regulation of hunting, trapping, fishing, and land use | |
| through rule-making. The proposed amendment to 15A NCAG | C 10C .0314 will change size and creel limits in Lake Chatuge. | |
| | | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1701 Mail Service Center, NCWRC | /····································· | |
| Raleigh, North Carolina 27699-1701 | The XIM | |
| Phone: 919-707-0014 | *If this function has been deleved if it is it | |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | o.s. 1435-10(a), subinit a copy of the delegation with this form. | |
| Phone: | Typed Name: Erica Garner | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND | OAH USE ONLY | |

FEBRUARY 16, 2016

| Sebunissien i or | |
|--|---|
| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0319 White perch | |
| 2 Anti- | |
| 3. Action: ADOPTION AMENDMENT REPEAL | READOPTION NO T |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖂 No | No ···· |
| 6. Notice for Proposed Rule: | 00 (C) (C) |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/Prop. Hearing on: January 5, 2016 at Auditorium, Bladen Commun January 6, 2016 at Southern Alamance High School, 631 South January 7, 2016 at South Stanly High School, 40488 South Sta January 12, 2016 at Haywood Community College, 185 Freedl January 13, 2016 at Western Piedmont Community College, 10 January 14, 2016 at Elkin High School, 334 Elk Spur Street, E January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede January 20, 2016 at Craven Community College, 302 Broad St January 21, 2016 at Nash Community College, 522 N Old Carr Adoption by Agency on: February 11, 2016 | hity College, 7418 NC Hwy 41W, Dublin, N.C. 28332 hern High School Rd, Graham, N.C. 27253 Inly School Road, Norwood, N.C. 28128 lander Drive, Clyde, N.C. 28721 001 Burkemont Ave, Morganton, NC 28655 lkin N.C. 28621 enton, N.C. 27932 t., New Bern, N.C. 28560 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASC | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10C .0319 will prohibit the transport, possession, and release of live |
| | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | 4 01 |
| Phone: 919-707-0014 | man X Ven |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to |
| Aganey Contact if any: | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| RRC AND | OAH USE ONLY |

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0401 Manner of taking nongame fishes: purchase and | | |
| sale | | |
| 3. Action: | | |
| ADOPTION AMENDMENT REPEAL | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | □ Yes. Cite authority: □ ☑ No □ | |
| No No | □ Yes. Cite authority: No No No No | |
| 6. Notice for Proposed Rule: | | |
| Notice Required | osedRegulations.aspx | |
| Notice of Text published on: November 16, 2015 | asadPagulations aspx | |
| Link to Agency notice: http://www.ncwildlife.org/Prop | G G G | |
| Hearing on: January 5, 2016 at Auditorium, Bladen Commun | | |
| January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 | | |
| January 7, 2016 at South Stanly High School, 40488 South Sta | | |
| January 12, 2016 at Haywood Community College, 185 Freed January 13, 2016 at Western Piedmont Community College, 1 | | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede | | |
| January 20, 2016 at Craven Community College, 302 Broad S | | |
| January 21, 2016 at Nash Community College, 522 N Old Car | | |
| Adoption by Agency on: February 11, 2016 | na na seu seu de la constante d | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| No No | ☐ Substantial economic impact (≥\$1,000,000) | |
| | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: public requests | |
| 9B. Explain: Every year the whollie Resources Commission through rule making. The proposed amendment to 15A NCA | adjusts the regulation of hunting, trapping, fishing, and land use C 10C .0401 will change size and creel limits for blue catfish in | |
| specific waters. | e 10e .0401 will enange size and elect mints for orde eatrish m | |
| 199 - Second South - Allower States | A | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1701 Mail Service Center, NCWRC | 4 - 11 | |
| Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | and in | |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to | |
| B | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | x // B | |
| Phone: | Typed Name: Erica Garner | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND | OAH USE ONLY | |



| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0402 Taking nongame fishes for bait or personal | | |
| consumption | | |
| 3. Action: | | |
| ADOPTION AMENDMENT REPEAL | READOPTION Section 2 | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| \square res. the authority: \square No | rest cite authority. | |
| | | |
| 6. Notice for Proposed Rule: | | |
| 🖾 Notice Required | | |
| Notice of Text published on: November 16, 2015 | | |
| Link to Agency notice: http://www.ncwildlife.org/Prop | oscurvegurations.aspx | |
| rearing on. sandary 5, 2010 at Auditoriani, Diaden Community Conege, 7418 Ne Hwy 41W, Dubini, N.C. 20552 | | |
| January 0, 2010 at Southern Mananee Figh School, 051 Southern Figh School Rd, Oranani, N.C. 27255 | | |
| January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 | | |
| January 13, 2016 at Western Piedmont Community College, 10 | | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede | | |
| January 20, 2016 at Craven Community College, 302 Broad St | | |
| January 21, 2016 at Nash Community College, 522 N Old Car | riage Rd, Rocky Mount, N.C. 27804 | |
| Adoption by Agency on: February 11, 2016 | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| T Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | ☐ Local funds affected ☐ Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 0. DE 400 | | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| control of statements and an and a statements and a statements and a statement of the statement of the statements and a statement of the state | | |
| X Agoney | I agislation anasted by the Canaral Assembly | |
| Agency | Legislation enacted by the General Assembly Cite Session Law: | |
| Court order / cite: | Cite Session Law: | |
| | | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10C .0402 will add dip nets when used in conjunction with a | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAC licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10C .0402 will add dip nets when used in conjunction with a | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAC licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. 11. Signature of Agency Head* or Rule-making Coordinator: *If this function has been delegated (reassigned) pursuant to | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use C 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. 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. | |
| Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission through rule-making. The proposed amendment to 15A NCAG licensed hand-crank electrofisher to the list of equipment that of 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org Agency Contact, if any: | Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use 10C .0402 will add dip nets when used in conjunction with a can be used to take nongame fishes for bait or personal consumption. 11. Signature of Agency Head* or Rule-making Coordinator: *If this function has been delegated (reassigned) pursuant to | |

| 1. Rule-Making Agency: North Carolina Wildlife Resources | s Commission |
|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10D .0102 General Regulations Regarding Use | |
| 3. Action: | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No No | No No |
| 6. Notice for Proposed Rule: | 07 21 |
| Notice Required Notice of Text published on: November 16, 2015 | |
| | |
| Link to Agency notice: http://www.ncwildlife.org/Prop Hearing on: January 5, 2016 at Auditorium, Bladen Commun | osedRegulations.aspx ity College, 7418 NC Hwy 41W, Dublin, N.C. 28332 nern High School Rd, Graham, N.C. 27253 |
| January 6, 2016 at Southern Alamance High School, 631 South | hern High School Rd. Graham, N.C. 27253 |
| January 7, 2016 at Southern Atamatice High School, 40488 South Sta | nly School Road, Norwood, N.C. 28128 |
| January 12, 2016 at Haywood Community College, 185 Freedl | ander Drive, Clvde, N.C. 28721 |
| January 13, 2016 at Western Piedmont Community College, 10 | 001 Burkemont Ave, Morganton, NC 28655 |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | Ikin N.C. 28621 |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede | Mon, 11.0. 27752 |
| January 20, 2016 at Craven Community College, 302 Broad St | ., New Bern, N.C. 28560 |
| January 21, 2016 at Nash Community College, 522 N Old Car | riage Rd, Rocky Mount, N.C. 27804 |
| Adoption by Agency on: February 11, 2016 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM |
| | No fiscal note required |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION |
| Agency Court order / cite: Federal statute / cite: Federal regulation / cite: | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of bunting, trapping, fishing, and land use |
| 9B. Explain: Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. The proposed amendments to 15A NCAC 10D .0102 will establish and define "Day Use Only Zone" and modify existing rules regarding the possession of weapons on US Army Corps of Engineers project lands and waters. | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC | A . A |
| Raleigh, North Carolina 27699-1701 | 9 in Slan |
| Phone: 919-707-0014 | *If this function has been delegated (reassigned) pursuant to |
| E-Mail: erica.garner@ncwildlife.org | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: | Citi I in I fold and a copy of the actendance inter the south |
| Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| RRC ANI | O OAH USE ONLY |

FEBRUARY 16, 2016

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission |
|--|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10D .0103 Hunting on Game Lands | |
| 3. Action: | |
| □ ADOPTION ⊠ AMENDMENT □ REPEAL | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | ☐ Yes. Cite authority: |
| 🛛 No | 🖾 No |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 | |
| January 7, 2016 at South Stanly High School, 40488 South Sta | inly School Road, Norwood, N.C. 28128 |
| January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 28621 | |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Edu | |
| January 20, 2016 at Craven Community College, 302 Broad S January 21, 2016 at Nash Community College, 522 N Old Car | |
| Adoption by Agency on: February 11, 2016 | riage Rd, Rocky Mount, N.C. 27804 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: public requests |
| 9B. Explain: Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. The proposed amendments to 15A NCAC 10D .0103 will change seasons, modify times and places for riding horses, change days-per-week designations, place restrictions on geocaching, restrict use of dogs for pursuing foxes, remove some permit requirements, and remove unnecessary text for a game land which no longer exist. | |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC | 1 |
| Raleigh, North Carolina 27699-1701 | 7 01 |
| Phone: 919-707-0014 | Mich Jane |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to |
| Agency Contact, if any: | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| RRC ANI | O OAH USE ONLY |

| 1. Rule-Making Agency: North Carolina Wildlife Resource | es Commission |
|---|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0330 Carteret County | |
| 3. Action: | |
| ADOPTION AMENDMENT REPEAL | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No No | 🖾 No |
| 6. Notice for Proposed Rule: | |
| Notice Required | |
| Notice of Text published on: November 16, 2015 | |
| | |
| Hearing on: | |
| January 20, 2016 at Craven Community College, 302 Broad S | |
| Adoption by Agency on: February 11, 2016 | |
| | |
| | |
| | |
| | |
| | GS W |
| | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| L 165 | |
| Agency submitted request for consultation on: | |
| | analysis submitted to Board of Transportation |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation ∠ Local funds affected Substantial economic impact (≥\$1,000,000) |
| | analysis submitted to Board of Transportation ∠ Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation ∠ Local funds affected Substantial economic impact (≥\$1,000,000) |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation ∠ Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM |
| Consultation not required. Cite authority: No 9. REASO 9A. What prompted this action? Check all that apply: | analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required DN FOR ACTION |
| Consultation not required. Cite authority: No 9. REASO 9A. What prompted this action? Check all that apply: Agency | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) ○ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) ○ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Court order / cite: Federal statute / cite: Federal regulation / cite: | analysis submitted to Board of Transportation △ Local funds affected ○ Substantial economic impact (≥\$1,000,000) △ Approved by OSBM ○ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ○ Other: public requests |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Court order / cite: Federal statute / cite: Federal regulation / cite: | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) ○ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making |
| Consultation not required. Cite authority: No 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. | analysis submitted to Board of Transportation △ Local funds affected ○ Substantial economic impact (≥\$1,000,000) △ Approved by OSBM ○ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ○ Other: public requests |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. | analysis submitted to Board of Transportation △ Local funds affected ○ Substantial economic impact (≥\$1,000,000) △ Approved by OSBM ○ No fiscal note required ON FOR ACTION ○ Legislation enacted by the General Assembly Cite Session Law: ○ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) ○ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ○ Other: public requests |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC | analysis submitted to Board of Transportation △ Local funds affected ○ Substantial economic impact (≥\$1,000,000) △ Approved by OSBM ○ No fiscal note required ON FOR ACTION ○ Legislation enacted by the General Assembly Cite Session Law: ○ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner | analysis submitted to Board of Transportation △ Local funds affected ○ Substantial economic impact (≥\$1,000,000) △ Approved by OSBM ○ No fiscal note required ON FOR ACTION ○ Legislation enacted by the General Assembly Cite Session Law: ○ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM □ No fiscal note required DN FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request 11. Signature of Agency Head* or Rule-making Coordinator: ○ Mathematical Assembly Coordinator: |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | analysis submitted to Board of Transportation △ Local funds affected ○ Substantial economic impact (≥\$1,000,000) △ Approved by OSBM ○ No fiscal note required ON FOR ACTION ○ Legislation enacted by the General Assembly Cite Session Law: ○ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F. of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM □ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request 11. Signature of Agency Head* or Rule-making Coordinator: ○ Mathematical Assembly Agency Head* or Rule-making Coordinator ○ Mathematical Assembly Agency Head* or Rule-making Coordinator ○ Mathematical Assembly Agency Head* or Rule-making Coordinator |
| Consultation not required. Cite authority: No 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F . of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org Agency Contact, if any: Phone: | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM □ No fiscal note required DN FOR ACTION □ □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ○ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request 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: Erica Garner |
| Consultation not required. Cite authority: No 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed amendments to 15A NCAC 10F . of the Town of Cedar Point. 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM □ No fiscal note required DN FOR ACTION □ □ Legislation enacted by the General Assembly Cite Session Law: □ Petition for rule-making ⊠ Other: public requests 0330 will create a no-wake zone on Palametto Drive canal per request 11. Signature of Agency Head* or Rule-making Coordinator: ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ 11. Signature of Agency Head* or Rule-making Coordinator: ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ |

| 1. Rule-Making Agency: North Carolina Wildlife Resourc | es Commission |
|--|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0377 Jackson County | |
| 2 Actions | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| \boxtimes No | \square No |
| | |
| 6. Notice for Proposed Rule: | 9 N |
| 🛛 Notice Required | 2016 PFFIC |
| Notice of Text published on: November 16, 2015 | |
| Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx | |
| Hearing on: | |
| January 12, 2016 at Haywood Community College, 185 Freed | lander Drive, Clyde, N.C. 28721 |
| Adoption by Agency on: February 11, 2016 | M PN |
| | EARING 03 |
| | |
| | Gg W |
| | |
| | |
| | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| | State funds affected |
| Yes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | |
| | Local funds affected |
| | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) |
| 🖾 No | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM |
| ⊠ No | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) |
| 9. REAS | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM |
| | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM ⊠ No fiscal note required |
| 9. REASO 9A. What prompted this action? Check all that apply: | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM ○ No fiscal note required ON FOR ACTION □ Legislation enacted by the General Assembly |
| 9. REAS 9A. What prompted this action? Check all that apply: | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: |
| 9. REAS 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making |
| 9. REAS 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville |
| 9. REAS 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. |
| 9. REASE 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. |
| 9. REASE 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. |
| 9. REASE 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. 11. Signature of Agency Head* or Rule-making Coordinator: |
| 9. REASE 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. 11. Signature of Agency Head* or Rule-making Coordinator: *If this function has been delegated (reassigned) pursuant to |
| 9. REASE 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. 11. Signature of Agency Head* or Rule-making Coordinator: |
| 9. REASO 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. 11. Signature of Agency Head* or Rule-making Coordinator: *If this function has been delegated (reassigned) pursuant to |
| 9. REASC 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: The proposed adoption of 15A NCAC 10F .037 at the request of the beach owner, Duke Energy Carolinas, LL 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org Agency Contact, if any: | Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required ON FOR ACTION Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests 7 will create a no-vessel entry area at a swim beach on Lake Glenville C. 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. |

DORIGINAL SUBMISSION FOR PERMANENT RULE

| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | |
|---|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10I .0103 Endangered Species Listed | |
| 3. Action: | |
| ADOPTION AMENDMENT REPEAL | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | ☐ Yes. Cite authority: |
| 🖾 No | 🖾 No |
| 6. Notice for Proposed Rule: | |
| 🛛 Notice Required | |
| Notice of Text published on: November 16, 2015 | |
| Link to Agency notice: http://www.ncwildlife.org/Prop | osedRegulations.aspx |
| Hearing on: January 5, 2016 at Auditorium, Bladen Commun | uty College, 7418 NC Hwy 41W, Dublin, N.C. 28332 |
| January 6, 2016 at Southern Alamance High School, 631 South January 7, 2016 at South Stanly High School, 40488 South Sta | hern High School Rd, Graham, N.C. 27253 |
| January 12, 2016 at Haywood Community College, 185 Freed | lander Drive Chude N.C. 28721 |
| January 13, 2016 at Western Piedmont Community College, 16 | |
| January 14, 2016 at Elkin High School, 334 Elk Spur Street, E | 001 Burkemont Ave, Morganton, NC 28655 |
| January 19, 2016 at Swain Auditorium, 200 E. Church St., Ede | |
| January 20, 2016 at Craven Community College, 302 Broad St | L, New Bern, N.C. 28560 |
| January 21, 2016 at Nash Community College, 522 N Old Car | t., New Bern, N.C. 28560 riage Rd, Rocky Mount, N.C. 27804 |
| Adoption by Agency on: February 11, 2016 | Z O |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: analysis submitted to Board of Transportation Local funds affected | |
| | □ Substantial economic impact (≥\$1,000,000) |
| No No | Approved by OSBM |
| | No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: Federal statute / cite: | Cite Session Law: |
| Federal regulation / cite: | Petition for rule-making Other: public requests |
| 9B. Explain: Every year the Wildlife Resources Commission | adjusts the regulation of hunting, trapping, fishing, and land use |
| through rule-making. The proposed amendments to 15A NCA | C 10I .0103 Endangered Species Listed will add Atlantic sturgeon |
| (Acipenser oxyrinchus oxyrinchus) when found in inland fishin | ng waters to the list. |
| 10. Rule-making Coordinator: Erica Garner | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1701 Mail Service Center, NCWRC | |
| Raleigh, North Carolina 27699-1701 | 9. |
| Phone: 919-707-0014 | uca Na |
| E-Mail: erica.garner@ncwildlife.org | *If this function has been delegated (reassigned) pursuant to |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Phone: Typed Name: Erica Garner | |
| | Typed Name: Frica Carpor |
| | Typed Name: Erica Garner Title: Rule-making Coordinator |

| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | |
|--|--|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10I .0104 Threatened Species Listed | |
| 3. Action: | |
| □ ADOPTION | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖂 No | 🖾 No |
| 6. Notice for Proposed Rule: | |
| Notice Required Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 28332 January 6, 2016 at Southern Alamance High School, 631 Southern High School Rd, Graham, N.C. 27253 January 7, 2016 at South Stanly High School, 40488 South Stanly School Road, Norwood, N.C. 28128 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 27932 January 20, 2016 at Craven Community College, 302 Broad St., New Bern, N.C. 27804 Adoption by Agency on: February 11, 2016 7. Rule establishes or increases a fee? (See G.S. 12-3.1) 8. Fiscal impact (check all that apply): | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): 🔗 🗤 |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REAS | ON FOR ACTION |
| | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use AC 10I .0104 Threatened Species Listed will add Piping Plover s rufa) to the list. |
| 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | 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. |
| Agency Contact, if any: | Trund Nemer Fairs Course |
| Phone: | Typed Name: Erica Garner |
| E-Mail: | Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |

ORIGINAL SUBMISSION FOR PERMANENT RULE

| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10I .0105 Special Concern Species Listed | |
| 3. Action: ADOPTION AMENDMENT REPEAL READOPTION 4. Rule exempt from RRC review? Yes. Cite authority: Yes. Cite authority: No 6. Notice for Proposed Rule: Notice of Text published on: November 16, 2015 Link to Agency notice: http://www.ncwildlife.org/ProposedRegulations.aspx Hearing on: January 5, 2016 at Auditorium, Bladen Community College, 7418 NC Hwy 41W, Dublin, N.C. 228332 January 6, 2016 at Southern Alamance High School, 631 Southern High School Rod, Graham, N.C. 27253 January 12, 2016 at Haywood Community College, 185 Freedlander Drive, Clyde, N.C. 28721 January 13, 2016 at Western Piedmont Community College, 1001 Burkemont Ave, Morganton, NC 28655 January 14, 2016 at Elkin High School, 334 Elk Spur Street, Elkin N.C. 28621 January 19, 2016 at Swain Auditorium, 200 E. Church St., Edenton, N.C. 27932 | |
| January 20, 2016 at Craven Community College, 302 Broad St., New Bern, N.C. 28560 January 21, 2016 at Nash Community College, 522 N Old Carriage Rd, Rocky Mount, N.C. 27804 Adoption by Agency on: February 11, 2016 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required |
| 9. REASC | DN FOR ACTION |
| 9A. What prompted this action? Check all that apply: Agency Court order / cite: Federal statute / cite: Federal regulation / cite: 9B. Explain: Every year the Wildlife Resources Commission a rule-making. The proposed amendments to 15A NCAC 10I .0 and Atlantic sturgeon (Acipenser oxyrinchus) from the list. | Legislation enacted by the General Assembly Cite Session Law: Petition for rule-making Other: public requests adjusts the regulation of hunting, trapping, fishing, and land use through 0105 Special Concern Species Listed will remove Elk (Cervus elaphus) |
| 10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center, NCWRC Raleigh, North Carolina 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org | 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. |
| Agency Contact, if any: Phone: E-Mail: RRC AND | G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Erica Garner Title: Rule-making Coordinator OAH USE ONLY |

| 1. Rule-Making Agency: North Carolina Department of Re | evenue |
|---|--|
| 2. Rule citation & name (name not required for repeal): 17 NCAC 07B .1201, 17 NCAC 07B .1401, 17 NCAC 07B .2208, 17 NCAC 07B .2211, 17 NCAC 07B .2602, 17 NCAC 07B .2608, and 17 NCAC 07B .4407 | |
| 3. Action: | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖾 No | 🖾 No |
| 6. Notice for Proposed Rule: | |
| Notice Required | 9 |
| Notice of Text published on: | 1711 ZINK |
| Link to Agency notice: | |
| Hearing on: Adoption by agency on: | |
| Notice not required under G.S.: 150B-1(d)(4) | |
| Adoption by agency on: February 17, 2016 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| □ Yes | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected |
| | □ Local lunds affected □ Substantial economic impact (≥\$1,000,000) |
| 🖾 No | Approved by OSBM |
| | No fiscal note required |
| 9. REASO 9A. What prompted this action? Check all that apply: | DN FOR ACTION |
| \boxtimes Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: See attached sheets. |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: see explanation |
| 9B. Explain: | |
| See attached sheets. | |
| | |
| | |
| 10. Rule-making Coordinator: Janice Davidson | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: P. O. Box 871 | |
| Raleigh, North Carolina 27602-0871 | Camico, W Rairidam, |
| Phone: 919-814-1082 E-Mail: Janice.Davidson@dornc.com | *If this function has been delegated (reassigned) pursuant to |
| E-Man. Jance.Daviuson@doi nc.com | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Ed Strickland | |
| Phone: (919) 814-1082 E-Mail: Edward.Strickland@dornc.com | Typed Name: Janice Davidson Title: Rule-making Coordinator |
| | O OAH USE ONLY |
| Action taken: | |
| | |
| RRC Extended period of review: | |
| RRC determined substantial changes: | |
| Withdrawn by agency Subject to Legislative Review | |
| Other: | |
| | |

Attachment – Submission for Permanent Rule

9. Reason for Action

17 NCAC 07B .1201, TAXABILITY OF GROSS RECEIPTS

9A. Cite Session Law: S.L. 2014-3, s. 8.1.(a), 8.1.(b), and 8.1.(c)

9B. Explain: Effective June 1, 2014, S.L. 2014-3, s. 8.1.(a), 8.1.(b), and 8.1.(c) adds G.S. 105-164.4F, which codifies the NC Department of Revenue's historical position concerning accommodation rentals that had been set forth in the rule. The rule duplicates what is now provided by statute.

17 NCAC 07B .1401, PRESCRIPTION DRUGS

9A. Cite Session Law: N/A

9B. Explain: The term "prescription drugs" is not defined in the taxing statutes. G.S. 105-164.13(13)(a) allows a specific exemption from sales and use tax of "[d]rugs required by federal law to be dispensed only on prescription." Therefore, the rule is inaccurate.

17 NCAC 07B .2208, FRATERITY AND SORORITY MEALS

9A. Cite Session Law: S.L. 2013-316, s. 3.2.(a)

9B. Explain: Effective January 1, 2014, S.L. 2013-316 s. 3.2.(a) repeals G.S. 105-164.13(27), the exemption from sales and use tax of "[m]eals and food products served to students in dining rooms regularly operated by State or private educational institutions or student organizations thereof."

17 NCAC 07B .2211, COVER CHARGE

9A. Cite Session Law: S.L. 2013-316, s. 5.(b)

9B. Explain: Effective January 1, 2014, S.L. 2013-316, s. 5(b) adds a new subdivision, G.S. 105-164.4(a)(10), that imposes sales and use tax on the gross receipts derived from an admission charge to an entertainment activity, and which is taxable in accordance with G.S. 105-164.4G. The definition of "admission charge" provided in G.S. 105-164.4G(a)(1) includes the term "cover charge."

17 NCAC 07B .2602, CONTRACTORS, SUBCONTRACTORS, AND RETAILER-CONTRACTORS

9A. Cite Session Law: S.L. 2014-3, s. 7.1.(a) and 7.1.(b); S.L. 2015-241, s. 32.18.(b)

9B. Explain: S.L. 2014-3, s. 7.1.(a) defines the terms "real property contractor" and "retailercontractor" under G.S. 105-164.3. S.L. 2014-3, s. 7.1.(b) adds G.S. 105-164.4(a)(13) to impose sales and use tax on tangible personal property sold to a real property contractor. These sales are taxed in accordance with G.S. 105-164.4H that is effective January 1, 2015 and applies to sales on or after that date and contracts entered into on or after that date.

17 NCAC 07B .2608, PLUMBING: HEATING CONTRACTORS: PURCHASES

9A. Cite Session Law: S.L. 2014-3, s. 7.1.(a) and s. 7.1.(b)

9B. Explain: S.L. 2014-3, s. 7.1.(a) defines the term "real property contractor" under G.S. 105-164.3. S.L. 2014-3, s. 7.1(b) adds G.S. 105-164.4(a)(13) to impose sales and use tax on tangible personal property sold to a real property contractor. These sales are taxed in accordance with G.S. 105-164.4H that is effective January 1, 2015 and applies to sales on or after that date and contracts entered into on or after that date.

17 NCAC 07B .4407, LEASES FOR OUT OF STATE USE

9A. Cite Session Law: S.L. 2003-284, s. 45.3

9B. Explain: Effective July 15, 2003, S.L. 2003-284, s. 45.3 amended G.S. 105-164.4B, to add sourcing principles for periodic rental payments for leases and rentals of specific categories of tangible personal property. The rule is a duplication of this statute.

| 1. Rule-Making Agency: The North Carolina State Board of Dental Examiners | |
|---|--|
| 2. Rule citation & name (name not required for repeal): 21 | NCAC 16W .0101 Direction Defined |
| 3. Action: | |
| ADOPTION AMENDMENT REPEAL | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: ☑ No | |
| 6. Notice for Proposed Rule: | |
| | O H |
| Notice Required Notice of Text published on: October 30, 2015 | |
| Link to Agency notice: | |
| Hearing on: November 19, 2015 Adoption by Agency on: January 22, 2016 | |
| □ Notice not required under G.S.: | -ARIN 5 |
| Adoption by Agency on: | 8. Fiscal impact (check all that apply): |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | State funds affected |
| TYes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) |
| No No | Approved by OSBM |
| | No fiscal note required |
| | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | Legislation enacted by the General Assembly |
| ☑ Agency ☐ Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making Other: |
| Federal regulation / cite: 9B. Explain: 21 NCAC 16W .0101 is proposed for amendm | nent to permit public health hygienists 120 days from the date of |
| the supervising dentist's evaluation in which to complete the | he delegated procedures. |
| In response to RRC staff comments, the Board substituted | the term "comprehensive" for "complete" in the Rule to describe |
| an oral examination because "comprehensive" is defined b | by the ADA in its billing codes and will assist dentists in |
| understanding the rule. | |
| 10. Rule-making Coordinator: Douglas Brocker, Esq. | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 | |
| Morrisvine, North Carolina 27500 | Joget. Eler |
| Phone: (919) 854-2460 | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| E-Mail: doug@brockerlawfirm.com | G.S. 1450-10(a), submit a copy of the deteBation with this for an |
| Agency Contact, if any: | Typed Name: Douglas Brocker Title: Rule Making Coordinator |
| Phone: E-Mail: | The: Note Making Cool dinator |
| | |
| Action taken: | |
| | |
| RRC extended period of review: RRC determined substantial changes: | |
| Withdrawn by agency | |
| Subject to Legislative Review Other: | |
| | |

| 1. Rule-Making Agency: North Carolina Medical Board | |
|--|--|
| 2. Rule citation & name (name not required for repeal): 21 NCAC 32M .0117 REPORTING CRITERIA | |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| No | 🖾 No |
| 6. Notice for Proposed Rule: | |
| Notice Required | |
| Notice of Text published on: November 16, 2015 | |
| Link to Agency notice: www.ncmedboard.org/about_th | ne_board/rule_changes |
| Hearing on: January 14, 2016 | |
| Adoption by Agency on: January 21, 2016 | |
| Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| name | State funds affected |
| Yes | Environmental permitting of DOT affected and |
| Agency submitted request for consultation on: | analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 🖂 No | □ Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| | No fiscal note required |
| 9. REASO | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: | Petition for rule-making Otherm |
| Federal regulation / cite: | Other: ertain information obtained in the NC Controlled Substances Reporting |
| System pursuant to NCGS 90-113.74. | train information obtained in the ive controlled substances reporting |
| System pursuant to reeds yo-ris.r4. | |
| | |
| | |
| | |
| 10. Rule-making Coordinator: Wanda Long | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: NC Medical Board PO Box 20007, Raleigh, NC 27619 | |
| Phone: (919) 277-1841 | Wanda Jong- |
| E-Mail: wanda.long@ncmedboard.org | *If this function has been delegated (reassigned) pursuant to |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: Marcus Jimison | 0 |
| Phone: (919) 277-1844 | Typed Name: Wanda Long |
| E-Mail: marcus.jimison@ncmedboard.org | Title: Rules Coordinator |
| | O OAH USE ONLY |
| Action taken: | FADININ HEARINGS |
| | ADIMN HE |
| RRC extended period of review: | |
| RRC determined substantial changes: | EA I |
| Withdrawn by agency | ARM ID: |
| Subject to Legislative Review | WGS 28 |
| Other: | |

| 1. Rule-Making Agency: North Carolina Board of Nursing | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 2 | 1 NCAC 36 .0815 Reporting Criteria | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | No 🗢 | |
| 6. Notice for Proposed Rule: | | |
| Notice Required | H F | |
| Notice of Text published on: November 16, 2015 | OF ADM | |
| Link to Agency notice: www.ncbon.com | ADA 19 | |
| Hearing on: February 16, 2016 | PR | |
| Adoption by Agency on: February 18, 2016 | | |
| Adoption by Agency on: | ILED 19 PH 2: 4 Admin Hearin | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| • • | Local funds affected | |
| No No | ☐ Substantial economic impact (≥\$1,000,000) ☐ Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: 2013-152 Section 3 | |
| Federal statute / cite: | Petition for rule-making | |
| B. Explain: In accordance with Session Law 2013-152 Sect | Other: ion 3, in order to receive reports from the Department of Health and | |
| | es reporting system, the Board is required to adopt rules setting criteria | |
| | opriate or excessive prescribing of opioids by licensees as part of a | |
| concerted statewide effort to stem prescription drug abuse, addiction and deaths due to overdose. | | |
| | | |
| 10. Rule-making Coordinator: Angela Ellis | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: NC Board of Nursing PO Box 2129 | 0 | |
| Raleigh, NC 27602-2129 | Angela Ellis | |
| Phone: 919.782.3211 x 259 | | |
| E-Mail: angela@ncbon.com | *If this function has been delegated (reassigned) pursuant to | |
| Agency Contact, if any: Julia L. George, RN, MSN, FRE | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Executive Director | Typed Name: Angela Ellis | |
| Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com | Title: Manager, Executive Office | |
| | OAH USE ONLY | |
| Action taken: | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency Subject to Legislative Review | | |
| Other: | | |
| | | |

| ORIGINAL | 1 |
|----------|---|
| 2/17/14 | |

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 | 5 NCAC 01C .0303 | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Ves. Cite authority: | |
| 🖾 No | □ Yes. Cite authority: ○ □ No □ | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: 11/2/2015 Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 12/3/2015 Adoption by Agency on: 2/4/2016 Notice not required under G.S.: Adoption by Agency on: | ADW 19 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g 9B. Explain: Article 7 of G.S. 126 and G.S. 132.6 outline the rights and responsibilities associated with the release of public records and therefore, this rule is not necessary. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 Phone: 919-807-4869 | Warquitbrice | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | | |
| Phone: | Typed Name: Margaret B. Duke | |
| E-Mail: | Title: Rule-making Coordinator | |
| Action taken: | O OAH USE ONLY | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | | |

ORIGINAL

2/17/10

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 01C .0304 | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Ves. Cite authority: | Yes. Cite authority: | |
| No | No | |
| 6. Notice for Proposed Rule: | PFFIC | |
| Notice Required | | |
| Notice of Text published on: 11/2/2015 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking | |
| Hearing on: 12/3/2015 | e-hr-commission/proposed-rulemaking | |
| Adoption by Agency on: 2/4/2016 Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | e-hr-commission/proposed-rulemaking | |
| Ves | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | □ Local funds affected □ Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g 9B. Explain: Article 7 of G.S. 126 and G.S. 132.6 clearly outline the rights, responsibilities and penalties associated with the maintenance and release of public and confidential records and therefore, this rule is not necessary. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 Phone: 919-807-4869 | *If this function has been delegated (reassigned) pursuant to | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | | |
| Phone: E-Mail: | Typed Name: Margaret B. Duke Title: Rule-making Coordinator | |
| | OAH USE ONLY | |
| Action taken: | | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | ž | |

0RIGINAL 2/18/14

| 1. Rule-Making Agency: Office of State Human Resources | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 01C .0405 TEMPORARY APPOINTMENT |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖂 No | No No |
| 6. Notice for Proposed Rule: | <u> </u> |
| ⊠ Notice Required | |
| Notice of Text published on: 11/2/2015 | a hr commission/proposed rulemaking |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking |
| Hearing on: 12/3/2015 | |
| Adoption by Agency on: 2/4/2016 | |
| Notice not required under G.S.: Adoption by Agency on: | e-hr-commission/proposed-rulemaking |
| | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation |
| Consultation not required. Cite authority: | Local funds affected |
| 🖂 No | ☐ Substantial economic impact (≥\$1,000,000) |
| | Approved by OSBM |
| | No fiscal note required |
| 9. REASO | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g |
| 9B. Explain: This rule states important contract rights for ten | |
| 1 5 | T |
| | |
| | |
| | |
| | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1331 Mail Service Center Raleigh, NC 27699 | |
| Phone: 919-807-4869 | Marquet Once |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: | |
| Phone: E-Mail: | Typed Name: Margaret B. Duke |
| | Title: Rule-making Coordinator OAH USE ONLY |
| Action taken: | |
| | |
| | |
| RRC extended period of review: | |
| RRC determined substantial changes: Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |
| | |

ORIGINAL

2/18/10

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 25 | 5 NCAC 01C .0407 TEMPORARY PART-TIME APPOINTMENT | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖾 No | No O | |
| 6. Notice for Proposed Rule: | FICE FICE | |
| Notice Required | Ci i i | |
| Notice of Text published on: 11/2/2015 | 9 5 - | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | te-hr-commission/proposed-rulemaking | |
| Hearing on: 12/3/2015 Adoption by Agency on: 2/4/2016 | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | te-hr-commission/proposed-rulemaking Image: Comparison of the second | |
| Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected | |
| MIN | □ Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g 9B. Explain: This rule states important contract rights for temporary State employees. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 Phone: 919-807-4869 | Marguot Bhile | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Phone: | Typed Name: Margaret B. Duke | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

ORIGINAL 2/18/14

| 1. Rule-Making Agency: Office of State Human Resources | |
|--|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 01C .0504 LIMITATIONS |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | Yes. Cite authority: |
| 🖾 No | |
| 6. Notice for Proposed Rule: | |
| 🛛 Notice Required | |
| Notice of Text published on: 11/2/2015 | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 12/3/2015 | e-hr-commission/proposed-rulemaking |
| Adoption by Agency on: 2/4/2016 | e-hr-commission/proposed-rulemaking |
| Notice not required under G.S.: | |
| Adoption by Agency on: | - 6 - 6 |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected |
| | □ Substantial economic impact (≥\$1,000,000) |
| ⊠ No | Approved by OSBM |
| | No fiscal note required |
| 9. REASO | ON FOR ACTION |
| 9A. What prompted this action? Check all that apply: | |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: Federal statute / cite: | Cite Session Law: |
| Federal regulation / cite: | Petition for rule-making Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g |
| 9B. Explain: This rule was determined to be necessary with s | |
| | |
| | |
| | |
| | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1331 Mail Service Center | This ignature of Agency freud of Rule making coordinator. |
| Raleigh, NC 27699 | Marquetosake |
| Phone: 919-807-4869 | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Agency Contact, if any: | G.S. 145D-10(a), submit a copy of the delegation with this form. |
| Phone: | Typed Name: Margaret B. Duke |
| E-Mail: | Title: Rule-making Coordinator |
| RRC AND Action taken: | OAH USE ONLY |
| ACTION CARCIL. | |
| | |
| RRC extended period of review: | |
| RRC determined substantial changes: Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |
| | |

ORIGINAL

| SUBMISSION FOR | R PERMANENT RULE 2-(18/10 | |
|---|---|--|
| 1. Rule-Making Agency: Office of State Human Resources | | |
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 01C .0902 | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖾 No | ⊠ No | |
| 6. Notice for Proposed Rule: | | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: 11/2/2015 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 12/3/2015 Adoption by Agency on: 2/4/2016 □ Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| a second | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: | |
| Federal statute / cite: Federal regulation / cite: | Petition for rule-making Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g | |
| | g the Employee Recognition Program as authorized by G.S. 126-4.8 in | |
| 25 NCAC 01C .0901. Therefore, this rule is unnecessary beca | use there is no need for additional rules to set an agency specific | |
| requirement for minimums and eligibility criteria. The State F | | |
| establishing the program guidelines through policy in order to | ensure consistency throughout the State. | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 | Marguet Barce | |
| Phone: 919-807-4869 E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| E Main Margaret. B. Baketone. gov | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | | |
| Phone: | Typed Name: Margaret B. Duke | |
| E-Mail: | Title: Rule-making Coordinator | |
| | OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

ORIGINAL Histur

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|---|---|
| 2. Rule citation & name (name not required for repeal): 25 | 5 NCAC 01C .0903 | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | No 📀 | |
| 6. Notice for Proposed Rule: | 7710E | |
| Notice Required Notice of Text published on: 11/2/2015 Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 12/3/2015 Adoption by Agency on: 2/4/2016 Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g 9B. Explain: OSHR is given the responsibility for establishing the Employee Recognition Program as authorized by G.S. 126-4.8 in 25 NCAC 01C .0901. Therefore, this rule is unnecessary because there is no need for additional rules to set an agency specific requirement for minimums and eligibility criteria. The State Human Resources Commission will set the requirements when establishing the program guidelines through policy in order to ensure consistency throughout the State. | | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Raleigh, NC 27699 | ul annount An 1100 | |
| Phone: 919-807-4869 E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| E-man. margaret.E.Eurewite.gov | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: | • | |
| Phone: E-Mail: | Typed Name: Margaret B. Duke Title: Rule-making Coordinator | |
| | O OAH USE ONLY | _ |
| Action taken: RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review | | |
| Other: | | |

ORIGINAL HIS/IU

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 01C .1007 UNAVAILABILITY WHEN LEAVE IS EXHAUSTED | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖾 No | $\square Yes. Cite authority: \square No \qquad \qquad \square $ | |
| 6. Notice for Proposed Rule: | | |
| Notice Required | OF ADM | |
| Notice of Text published on: 11/2/2015 | DIM 9 | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking | |
| Hearing on: 12/3/2015 Adoption by Agency on: 2/4/2016 | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | INGS 17 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | □ Substantial economic impact (≥\$1,000,000) | |
| ⊠ No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: Federal statute / cite: | Cite Session Law: Petition for rule-making | |
| Federal regulation / cite: | Other: Readoption pursuant to G.S. 150B-21.3SA(c)(2)g | |
| | le to perform essential job duties due to a Court order, due to a loss of | |
| | n, or due to other extenuating circumstances may be separated | |
| notwithstanding leave balances after notice. Employees on we | orkers' compensation leave may be separated notwithstanding leave | |
| unable to accommodate the work restrictions or 12 months aft | m medical improvement for the work related injury and the agency is er the date of the injury whichever comes first | |
| | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Raleigh, NC 27699 | | |
| Phone: 919-807-4869 | *If this function has been delegated (reassigned) pursuant to | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| Agency Contact, if any: | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, II any. Phone: | Typed Name: Margaret B. Duke | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review Other: | | |
| | | |

0RIGINAL 2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010 .0101 | | |
| | | |
| 3. Action: | | |
| ADOPTION AMENDMENT REPEAL | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| ☐ Yes. Cite authority:☑ No | Yes. Cite authority: No | |
| | No To No | |
| 6. Notice for Proposed Rule: | DE C P | |
| ⊠ Notice Required | | |
| Notice of Text published on: 9/1/15 | e-hr-commission/proposed-rulemaking | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 10/8/15 | e-hr-commission/proposed-rulemaking | |
| Adoption by Agency on: 2/4/16 | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Var | State funds affected | |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | □ Local funds affected ⊠ Substantial economic impact (≥\$1,000,000) | |
| 🖾 No | Approved by OSBM | |
| | No fiscal note required | |
| 0 05450 | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | on for at non | |
| X Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| B Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSI management and employee evaluations. It was determined the | at OSHR would lead the efforts to overhaul three primary areas related | |
| | blogy. This set of rules is part of that effort. After end of the comment | |
| | ly with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 | 1 A GLARAN A A DA ICA | |
| Phone: 919-807-4869 | MarquetBMCe | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | S.S. 1451-10(a), submit a copy of the delegation with this form. | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| | | |
| Other: | | |

ORIGINAL 2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010 .0102 , | |
| | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | ☐ Yes. Cite authority: | |
| 🖾 No | No Yes. Cite authority: | |
| 6. Notice for Proposed Rule: | a 1 1 1 | |
| ⊠ Notice Required | | |
| Notice of Text published on: 9/1/15 | e-hr-commission/proposed-rulemaking | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking | |
| Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | S oo | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: Federal statute / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| | HR authority to develop criteria and standards for performance | |
| | at OSHR would lead the efforts to overhaul three primary areas related | |
| | blogy. This set of rules is part of that effort. After end of the comment y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | y with H.B. 495 (Session Law 2015-200) and to reflect changes to the | |
| renormalee mangement percept | | |
| 10 Dula making Coordinatory Managet D. Dula | 11 Circuit of Assess Hardstein Dala making Constitution | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Raleigh, NC 27699 | 10 A crapher 1- A Dalla | |
| Phone: 919-807-4869 | *If this function has been delegated (reassigned) pursuant to | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | G.S. 145B-10(a), sublint a copy of the delegation with this form. | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| | O OAH USE ONLY | |
| Action taken: | | |
| » | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |
| | | |

ORIGINAL 2/18/We

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010 .0103 | | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | No | |
| 6. Notice for Proposed Rule: | OFFICE P | |
| ⊠ Notice Required | FIC 2006 | |
| Notice of Text published on: 9/1/15 | e-hr-commission/proposed-rulemaking | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking | |
| Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| consultation not required. Che authority. | Local funds affected | |
| 🖾 No | Substantial economic impact (≥\$1,000,000) ☑ Approved by OSBM | |
| | No fiscal note required | |
| | | |
| 9. REASC 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| 🔲 Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSI | | |
| | at OSHR would lead the efforts to overhaul three primary areas related ology. This set of rules is part of that effort. After end of the comment | |
| | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | nonstrand Connectional Stance Connection and the standard of Standard Connection Connections | |
| Raleigh, NC 27699 | Marguettonce | |
| Phone: 919-807-4869 | | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| RRC AND Action taken: | OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency Subject to Legislative Review | | |
| Other: | | |
| | | |

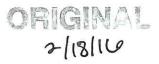
ORIGINAL 2/18/14

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010 .0104 | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | ☐ Yes. Cite authority: | |
| 🖂 No | \boxtimes No \bigcirc | |
| 6. Notice for Proposed Rule: | | |
| - | | |
| Notice Required Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | | |
| Hearing on: 10/8/15 | F F F | |
| Adoption by Agency on: 2/4/16 | CARINGS 8 | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | S S | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation Local funds affected | |
| | Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| 9. REAS | DN FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSH | | |
| | at OSHR would lead the efforts to overhaul three primary areas related | |
| | plogy. This set of rules is part of that effort. After end of the comment | |
| Performance Management policy. | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| r chormance management poncy. | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Raleigh, NC 27699 | 1 | |
| Phone: 919-807-4869 | Wargantphice | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator OAH USE ONLY | |
| Action taken: | VAILUSE UNLI | |
| | | |
| _ | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review Other: | | |
| | | |

2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | |
|--|---|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010 .0105 |
| 3. Action: | READOPTION |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? |
| Yes. Cite authority: | ☐ Yes. Cite authority: |
| 🖂 No | No S |
| 6. Notice for Proposed Rule: | |
| | |
| Notice Required | |
| Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 Notice not required under G.S.: Adoption by Agency on: | |
| Hearing on: 10/8/15 | |
| Adoption by Agency on: 2/4/16 | |
| Notice not required under G.S.: | |
| Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): |
| ☐ Yes | State funds affected |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation |
| _ | □ Local funds affected ⊠ Substantial economic impact (≥\$1,000,000) |
| 🖂 No | Substantial economic impact (≥\$1,000,000) ☑ Approved by OSBM |
| | No fiscal note required |
| 0 DEAS | |
| 9. REASC 9A. What prompted this action? Check all that apply: | DN FOR ACTION |
| Agency | Legislation enacted by the General Assembly |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 |
| Federal statute / cite: | Petition for rule-making |
| Federal regulation / cite: | Other: |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSF | IR authority to develop criteria and standards for performance |
| | at OSHR would lead the efforts to overhaul three primary areas related logy. This set of rules is part of that effort. After end of the comment |
| | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the |
| Performance Management policy. | |
| (19), (12), Aug | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: |
| Address: 1331 Mail Service Center | riorgnature of Agency Heau of Rule-making Coordinator; |
| Raleigh, NC 27699 | la sont a son son |
| Phone: 919-807-4869 | w grantballe |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to |
| Agency Contact, if any: Jennifer McGinnis | G.S. 143B-10(a), submit a copy of the delegation with this form. |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator |
| RRC AND OAH USE ONLY | |
| Action taken: | |
| | |
| RRC extended period of review: | |
| RRC determined substantial changes: | |
| Withdrawn by agency | |
| Subject to Legislative Review | |
| Other: | |

| 3 | ORIGINA | |
|---|---|--|
| SUBMISSION FOR | R PERMANENT RULE 2/18/10 | |
| 1. Rule-Making Agency: Office of State Human Resources | | |
| 2. Rule citation & name (name not required for repeal): 25 | 5 NCAC 010 .0106 | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| ☐ Yes. Cite authority:☑ No | □ Yes. Cite authority: □ □ No □ | |
| 6. Notice for Proposed Rule: | 171 | |
| Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 Notice not required under G.S.: Adoption by Agency on: | re-hr-commission/proposed-rulemaking | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: S.L. 2013-382; S.L. 2015-260 Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center Raleigh, NC 27699 Phone: 919-807-4869 | 11. Signature of Agency Head* or Rule-making Coordinator: Waymeth Boundary *If this function has been delegated (reassigned) pursuant to | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov RRC AND | Title: Rule-making Coordinator OAH USE ONLY | |
| Action taken: RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | | |



| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010 .0107 PERFORMANCE MANAGEMENT POLICY | | |
| 3. Action: ADOPTION AMENDMENT REPEAL | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| No . | No O | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 Notice not required under G.S.: Adoption by Agency on: 7. Rule establishes or increases a fee? (See G.S. 12-3.1) 8. Fiscal impact (check all that apply): | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASO 9A. What prompted this action? Check all that apply: | ON FOR ACTION | |
| Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: S.L. 2013-382; S.L. 2015-260 Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center Raleigh, NC 27699 Phone: 919-807-4869 E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis Phone: (919) 733-8340 E-Mail: jennifer.mcginnis@nc.gov | Typed Name: Margaret B. Duke Title: Rule-making Coordinator | |
| | O OAH USE ONLY | |
| Action taken: | | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review | | |
| Other: | | |

original 2/18/14

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010 .0108 PERFORMANCE MANAGEMENT COVERED EMPLOYEES | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | No 🤤 🗒 🐂 | |
| 6. Notice for Proposed Rule: | e-hr-commission/proposed-rulemaking | |
| Notice Required | D | |
| Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 10/8/15 | e-hr-commission/proposed-rulemaking | |
| Adoption by Agency on: 2/4/16 | | |
| Notice not required under G.S.: | 60 | |
| Adoption by Agency on: | đ. | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority: | Local funds affected | |
| 🖂 No | ⊠ Substantial economic impact (≥\$1,000,000) | |
| | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| ☑ Agency ☑ Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSH | IR authority to develop criteria and standards for performance | |
| management and employee evaluations. It was determined that | at OSHR would lead the efforts to overhaul three primary areas related | |
| to performance management: policy/rules, process, and techno | logy. This set of rules is part of that effort. After end of the comment | |
| Performance Management policy. | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| renominate management poney. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | ri. Signature of Agency meau of Kule-making Coordinator: | |
| Raleigh, NC 27699 | A set o u | |
| Phone: 919-807-4869 | Wareput Bake | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| Agency Contact, if any: Jennifer McGinnis | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| | OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: Withdrawn by agency | | |
| Subject to Legislative Review | ÷ | |
| Other: | | |
| | | |

ORIGINAL 2/18/10

P.

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010 .0109 PERFORMANCE MANAGEMENT DEFINITIONS | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | ☐ Yes. Cite authority: | |
| 🖂 No | No no | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 | | |
| Adoption by Agency on: 2/4/16 Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected □ Environmental permitting of DOT affected and analysis submitted to Board of Transportation □ Local funds affected □ Substantial economic impact (≥\$1,000,000) □ Approved by OSBM □ No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Court order / cite: Court order / cite: Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 | L. A | |
| Phone: 919-807-4869 | MargantBarce | |
| | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | G.S. 145D-10(a), submit a copy of the delegation with this form. | |
| | Typed Name: Margaret B. Duke | |
| and a second secon | Title: Rule-making Coordinator | |
| | OAH USE ONLY | |
| Action taken: | | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | | |

original Histic

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|--|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010 .0110 PERFORMANCE CYCLE | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖾 No | No no | |
| 6. Notice for Proposed Rule: | <u> </u> | |
| | Day | |
| Notice Required | ₩ ~ H | |
| Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 10/8/15 | | |
| Adoption by Agency on: 2/4/16 | e-hr-commission/proposed-rulemaking | |
| Notice not required under G.S.: | 6 6 | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| * * | Local funds affected | |
| 🖂 No | Substantial economic impact (≥\$1,000,000) ☑ Approved by OSBM | |
| | □ No fiscal note required | |
| | | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: Federal statute / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal regulation / cite: | Petition for rule-making Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSH | | |
| | at OSHR would lead the efforts to overhaul three primary areas related | |
| | ology. This set of rules is part of that effort. After end of the comment | |
| | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 | Marguettonce | |
| Phone: 919-807-4869 | | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | G.S. 145B-10(a), submit a copy of the delegation with this form. | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review Other: | | |
| | | |

| SUDMISSION FOR | R PERMANENT RULE 2/18116 | |
|--|---|--|
| | | |
| 1. Rule-Making Agency: Office of State Human Resources | NCAC 010, 0111 DOCUMENTATION OF DEDEODMANCE | |
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010 .0111 DOCUMENTATION OF PERFORMANCE | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| ☐ Yes. Cite authority:☑ No | □ Yes. Cite authority: □ □ No □ | |
| 6. Notice for Proposed Rule: | | |
| Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 □ Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ☑ No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: S.L. 2013-382; S.L. 2015-260 Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center Raleigh, NC 27699 | | |
| Phone: 919-807-4869 | MarquetBarce | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | | |
| Phone: (919) 733-8340 E-Mail: jennifer.mcginnis@nc.gov | Typed Name: Margaret B. Duke Title: Rule-making Coordinator | |
| RRC AND | O OAH USE ONLY | |
| Action taken: RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | - | |

0RIGINAL 2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 25 RESOURCES AND TRAINING | NCAC 010 .0112 PERFORMANCE MANAGEMENT | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Ves. Cite authority: | |
| No No | No State | |
| 6. Notice for Proposed Rule: | | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: ⊠ No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: S.L. 2013-382; S.L. 2015-260 Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. 10. Rule-making Coordinator: Margaret B. Duke 11. Signature of Agency Head* or Rule-making Coordinator: | | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 | Manspurtblice | |
| Phone: 919-807-4869 | | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | G.S. 145B-10(a), submit a copy of the delegation with this form. | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| RRC AND | OAH USE ONLY | |
| Action taken: RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review | | |
| Other: | | |

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010.0113 CONFIDENTIALITY AND RECORDS RETENTION | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | No O | |
| 6. Notice for Proposed Rule: | FICE F | |
| Notice Required | in T | |
| Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/state | e-hr-commission/proposed-rulemaking | |
| Hearing on: 10/8/15 | | |
| Adoption by Agency on: 2/4/16 Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| | State funds affected | |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | □ Local funds affected ⊠ Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | M I windstime excepted by the Conserval Accomplian | |
| Agency Court order / cite: | Legislation enacted by the General Assembly Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSH | | |
| | at OSHR would lead the efforts to overhaul three primary areas related logy. This set of rules is part of that effort. After end of the comment | |
| | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | y with H.D. 195 (Session Daw 2015 200) and to remote changes to the | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 | Margnutbace | |
| Phone: 919-807-4869 E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| E-Man. Margaret.B.Duke@nc.gov | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | 18 1978 (File) | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |
| | | |

2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010.0114 PERFORMANCE MANAGEMENT COMPLIANCE | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🛛 No | No Yes. Cite authority: | |
| 6. Notice for Proposed Rule: | | |
| 🛛 Notice Required | e-hr-commission/proposed-rulemaking | |
| Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat Hearing on: 10/8/15 | e-nr-commission/proposed-rulemaking | |
| Adoption by Agency on: 2/4/16 | | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | NG: 22 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes | State funds affected | |
| Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | Substantial economic impact (≥\$1,000,000) | |
| No No | Approved by OSBM | |
| | No fiscal note required | |
| 0 DEAS | DN FOR ACTION | |
| 9. REASO 9A. What prompted this action? Check all that apply: | IN FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| | IR authority to develop criteria and standards for performance | |
| | at OSHR would lead the efforts to overhaul three primary areas related plogy. This set of rules is part of that effort. After end of the comment | |
| | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | y with TED. 195 (Bession Edw 2015 200) and to reflect changes to the | |
| 5 1 2 | , | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | is solution of regency from of the making coordinator. | |
| Raleigh, NC 27699 | Margarattance | |
| Phone: 919-807-4869 | | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| Agency Contact, if any: | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any. Phone: | Typed Name: Margaret B. Duke | |
| E-Mail: | Title: Rule-making Coordinator | |
| RRC AND | O OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

2118/10

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010.0115 PERFORMANCE RATING DISPUTE | | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | 🖾 No | |
| 6. Notice for Proposed Rule: | | |
| Notice Required | | |
| Notice of Text published on: 9/1/15 | e hr commission/proposed rulemaking | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking | |
| Hearing on: 10/8/15 | e-hr-commission/proposed-rulemaking | |
| Adoption by Agency on: 2/4/16 Notice not required under G.S.: | | |
| Adoption by Agency on: | EAR II: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): 😤 🔊 | |
| · · · · · · | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| Consultation not required. Cite authority. | Local funds affected | |
| 🖂 No | Substantial economic impact (≥\$1,000,000) | |
| | Approved by OSBM No fiscal note required | |
| | | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: Federal statute / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSH | | |
| | at OSHR would lead the efforts to overhaul three primary areas related | |
| | blogy. This set of rules is part of that effort. After end of the comment | |
| | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Raleigh, NC 27699 | | |
| Phone: 919-807-4869 | Warguittance | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | Towned Newsey Menseevet D. Duke | |
| Phone: (919) 733-8340 E-Mail: jennifer.mcginnis@nc.gov | Typed Name: Margaret B. Duke Title: Rule-making Coordinator | |
| | O OAH USE ONLY | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|--|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010.0207 FREQUENCY OF PERFORMANCE REVIEWS | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | 🖂 No | |
| 6. Notice for Proposed Rule: | | |
| | 2016 FFIC | |
| Notice Required Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/state | e-hr-commission/proposed-rulemaking | |
| Hearing on: 10/8/15 | e-hr-commission/proposed-rulemaking | |
| Adoption by Agency on: 2/4/16 | | |
| □ Notice not required under G.S.: | | |
| Adoption by Agency on: | EAR III | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | e-hr-commission/proposed-rulemaking | |
| | State funds affected | |
| Yes | Environmental permitting of DOT affected and | |
| Agency submitted request for consultation on: Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| Consultation not required. Che authority: | Local funds affected | |
| No No | Substantial economic impact (≥\$1,000,000) | |
| | Approved by OSBM | |
| | No fiscal note required | |
| | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: | | |
| 🖂 Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSF | at OSHR would lead the efforts to overhaul three primary areas related | |
| | logy. This set of rules is part of that effort. After end of the comment | |
| neriod OSHR recognized additional changes needed to compl | y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | y with Th.B. 199 (Second Lun 2019 200) and to remove enanges to the | |
| | | |
| | | |
| 10. Rule-making Coordinator: Margaret B. Duke Address: 1331 Mail Service Center | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Raleigh, NC 27699 | | |
| Phone: 919-807-4869 | Marguet Barce | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | they append it also contract a | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

ORIGINAL 2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010.0208 PERFORMANCE PLANNING | | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | □ Yes. Cite authority: □ No | |
| 6. Notice for Proposed Rule: | m – | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 □ Notice not required under G.S.: Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| 9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: Agency Court order / cite: Court order / cite: Federal statute / cite: Petition for rule-making Federal regulation / cite: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 Phone: 919-807-4869 | MarguetBack | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| L'Hun Hutguet.D.Duke@he.gov | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| Action taken: | OAH USE ONLY | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| | | |

2/18/10

| 1. Rule-Making Agency: Office of State Human Resources | | | |
|--|--|--|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010.0209 PERFORMANCE FEEDBACK | | |
| 3. Action: | | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | | |
| Yes. Cite authority: | ☐ Yes. Cite authority: | | |
| 🖂 No | No The second se | | |
| 6. Notice for Proposed Rule: | | | |
| 6. Notice for Proposed Rule: Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 □ Notice not required under G.S.: Adoption by Agency on: | | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | | |
| ☐ Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | | |
| | 9. REASON FOR ACTION | | |
| 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: S.L. 2013-382; S.L. 2015-260 Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | | |
| Address: 1331 Mail Service Center | | | |
| Raleigh, NC 27699 Phone: 919-807-4869 | Marguettake | | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | | |
| D Munt Mulgaret.D.D and Ghoiger | G.S. 143B-10(a), submit a copy of the delegation with this form. | | |
| Agency Contact, if any: Jennifer McGinnis | 36 36 % (05250) (059 | | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | | |
| Action taken: | VAILUSE ONE I | | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | | | |
| | | | |

2/18/16

| 1. Rule-Making Agency: Office of State Human Resources | | |
|--|---|--|
| 2. Rule citation & name (name not required for repeal): 25 NCAC 010.0210 ADDRESSING POOR PERFORMANCE | | |
| 3. Action: | READOPTION | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| 🖂 No | No 💿 | |
| 6. Notice for Proposed Rule: | | |
| Notice Descripted | | |
| Notice of Text published on: 9/1/15 | | |
| Link to Agency notice: http://oshr.nc.gov/about-oshr/stat | e-hr-commission/proposed-rulemaking | |
| Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 | D | |
| Notice not required under G.S.: | | |
| Adoption by Agency on: | | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | e-hr-commission/proposed-rulemaking | |
| V | ⊠ State funds affected | |
| Yes Agency submitted request for consultation on: | Environmental permitting of DOT affected and | |
| Consultation not required. Cite authority: | analysis submitted to Board of Transportation | |
| | □ Local funds affected ⊠ Substantial economic impact (≥\$1,000,000) | |
| 🖂 No | Approved by OSBM | |
| | No fiscal note required | |
| 0. DE10 | | |
| 9. REASC 9A. What prompted this action? Check all that apply: | DN FOR ACTION | |
| Agency | Legislation enacted by the General Assembly | |
| Court order / cite: | Cite Session Law: S.L. 2013-382; S.L. 2015-260 | |
| Federal statute / cite: | Petition for rule-making | |
| Federal regulation / cite: | Other: | |
| 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSI | | |
| | at OSHR would lead the efforts to overhaul three primary areas related | |
| | blogy. This set of rules is part of that effort. After end of the comment y with H.B. 495 (Session Law 2015-260) and to reflect changes to the | |
| Performance Management policy. | y with 11.D. 495 (Session Law 2015-200) and to reflect enanges to the | |
| Terretaine Training on the Ferretain | | |
| 10. Rule-making Coordinator: Margaret B. Duke | , 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | service of righter of the making coordinator. | |
| Raleigh, NC 27699 | Mannut Barce | |
| Phone: 919-807-4869 | | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | o.o. 150-10(a), submit a copy of the delegation with this form. | |
| Phone: (919) 733-8340 | Typed Name: Margaret B. Duke | |
| E-Mail: jennifer.mcginnis@nc.gov | Title: Rule-making Coordinator | |
| RRC AND OAH USE ONLY | | |
| Action taken: | | |
| | | |
| RRC extended period of review: | | |
| RRC determined substantial changes: | | |
| Withdrawn by agency | | |
| Subject to Legislative Review | | |
| Other: | | |

ORIGINAL 2118/10

| 1. Rule-Making Agency: Office of State Human Resources | | |
|---|---|--|
| 2. Rule citation & name (name not required for repeal): 25 | NCAC 010.0211 ANNUAL PERFORMANCE EVALUATION | |
| 3. Action: | | |
| 4. Rule exempt from RRC review? | 5. Rule automatically subject to legislative review? | |
| Yes. Cite authority: | Yes. Cite authority: | |
| No No | No O | |
| 6. Notice for Proposed Rule: | 10 15 | |
| Notice Required Notice of Text published on: 9/1/15 Link to Agency notice: http://oshr.nc.gov/about-oshr/state-hr-commission/proposed-rulemaking Hearing on: 10/8/15 Adoption by Agency on: 2/4/16 | | |
| Notice not required under G.S.: Adoption by Agency on: | II: 2 | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) | 8. Fiscal impact (check all that apply): | |
| Yes Agency submitted request for consultation on: Consultation not required. Cite authority: No | State funds affected Environmental permitting of DOT affected and analysis submitted to Board of Transportation Local funds affected Substantial economic impact (≥\$1,000,000) Approved by OSBM No fiscal note required | |
| The second | ON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: Agency Legislation enacted by the General Assembly Court order / cite: Cite Session Law: S.L. 2013-382; S.L. 2015-260 Federal statute / cite: Petition for rule-making Federal regulation / cite: Other: 9B. Explain: H.B. 834 (Session Law 2013-382) granted OSHR authority to develop criteria and standards for performance management and employee evaluations. It was determined that OSHR would lead the efforts to overhaul three primary areas related to performance management: policy/rules, process, and technology. This set of rules is part of that effort. After end of the comment period, OSHR recognized additional changes needed to comply with H.B. 495 (Session Law 2015-260) and to reflect changes to the Performance Management policy. | | |
| 10. Rule-making Coordinator: Margaret B. Duke | 11. Signature of Agency Head* or Rule-making Coordinator: | |
| Address: 1331 Mail Service Center | | |
| Raleigh, NC 27699 Phone: 919-807-4869 | Margreet Berke | |
| E-Mail: Margaret.B.Duke@nc.gov | *If this function has been delegated (reassigned) pursuant to | |
| | G.S. 143B-10(a), submit a copy of the delegation with this form. | |
| Agency Contact, if any: Jennifer McGinnis | Trans I Newson Measure D. Dula | |
| Phone: (919) 733-8340 E-Mail: jennifer.mcginnis@nc.gov | Typed Name: Margaret B. Duke Title: Rule-making Coordinator | |
| | O OAH USE ONLY | |
| Action taken: | | |
| RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review Other: | | |