

G.S. 150B-21.3A Report for Chapter 39, ADULT HEALTH

Agency - Commission for Public Health

Comment Period - 2/17/16 - 4/17/16

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	
SUBCHAPTER 39A - CHRONIC DISEASE	SECTION .0100 - MIGRANT HEALTH	10A NCAC 39A .0102	DEFINITIONS	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0103	MIGRANT HEALTH PROGRAM SERVICES	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0104	CO-PAYMENTS	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0105	FEE-FOR-SERVICE REIMBURSEMENT	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0106	ELIGIBLE MIGRANTS	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0107	ELIGIBLE PROVIDERS	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0109	COVERED SERVICES	Amended Eff. October 1, 2006	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0110	CLAIMS FOR PAYMENT	Amended Eff. October 1, 1990	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0111	PAYMENT LIMITATIONS	Amended Eff. June 1, 2004	Unnecessary	No		No	Unnecessary	
		SECTION .0300 - CHRONIC RENAL DISEASE CONTROL PROGRAM	10A NCAC 39A .0301	GENERAL	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
			10A NCAC 39A .0302	MEDICAL ELIGIBILITY	Amended Eff. January 1, 1986	Unnecessary	No		No	Unnecessary
			10A NCAC 39A .0303	FINANCIAL ELIGIBILITY	Amended Eff. July 1, 1984	Unnecessary	No		No	Unnecessary
			10A NCAC 39A .0304	APPLICATION PROCESS	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
10A NCAC 39A .0305	CLAIMS FOR REIMBURSEMENT		Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary		
		10A NCAC 39A .0306	COVERED SERVICES	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0307	CONSULTATIVE SERVICES	Amended Eff. March 31, 1980	Unnecessary	No		No	Unnecessary	
		10A NCAC 39A .0308	ASSISTANCE AGREEMENTS	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary	

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		10A NCAC 39A .0309	VENDOR REQUIREMENTS	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0311	APPEALS PROCEDURE	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
	SECTION .0500 - ADULT HEALTH PROMOTION AND DISEASE PREVENTION PROGRAM	10A NCAC 39A .0501	GENERAL	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0502	DEFINITIONS	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0503	ROLE OF THE PROGRAM	Eff. January 1, 1985	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0504	PROVIDER ELIGIBILITY	Eff. January 1, 1985	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0505	APPLICATIONS FOR PROGRAM FUNDS	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0506	MONITORING AND REPORTING PROGRAM PERFORMANCE	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0507	USE OF PROGRAM FUNDS	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0508	CLIENT AND THIRD PARTY FEES	Eff. January 1, 1985	Unnecessary	No		No	Unnecessary
	SECTION .0600 - MEDICATION ASSISTANCE PROGRAM FOR THE DISABLED	10A NCAC 39A .0601	GENERAL	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0602	CLIENT ELIGIBILITY	Amended Eff. May 1, 1988	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0603	FINANCIAL ASSISTANCE PAYMENTS	Amended Eff. May 1, 1988	Unnecessary	No		No	Unnecessary
	SECTION .0700 - HEALTH CARE SERVICES IN THE HOME DEMONSTRATION PROGRAM	10A NCAC 39A .0701	GENERAL	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0702	DEFINITIONS	Amended Eff. August 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0703	ELIGIBLE PROVIDERS	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0704	FINANCIAL ELIGIBILITY	Amended Eff. September 1, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0705	MEDICAL ELIGIBILITY	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary

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		10A NCAC 39A .0706	BILLING THE DEMONSTRATION PROGRAM	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0707	RATES OF REIMBURSEMENT	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0708	REIMBURSEMENT FUNDS: THIRD PARTY PAYORS	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0709	MONITORING	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0710	AUDITS	Eff. August 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0711	SPECIAL PROVISIONS	Amended Eff. August 1, 1991	Unnecessary	No		No	Unnecessary
	SECTION .0900 - RYAN WHITE HIV CARE PROGRAM	10A NCAC 39A .0901	GENERAL	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0902	DEFINITIONS	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0903	ELIGIBLE PROVIDERS	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0904	APPLICATIONS FOR RWCP CARE CONSORTIUM FUNDS	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0905	FINANCIAL ELIGIBILITY	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0906	MEDICAL ELIGIBILITY	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0907	BILLING THE RYAN WHITE HIV CARE PROGRAM	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0908	LIMITATIONS ON FEE CHARGES	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0909	RATES OF REIMBURSEMENT	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0910	REIMBURSEMENT FUNDS: THIRD PARTY PAYORS	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0911	MONITORING	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .0912	AUDITS	Eff. December 1, 1991	Unnecessary	No		No	Unnecessary
	SECTION .1000 - HIV MEDICATIONS PROGRAM	10A NCAC 39A .1001	GENERAL	Amended Eff. January 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39A .1002	COVERED MEDICATIONS	Amended Eff. November 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39A .1003	MEDICAL ELIGIBILITY	Eff. January 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39A .1004	FINANCIAL ELIGIBILITY	Eff. January 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39A .1005	APPLICATION PROCESS	Amended Eff. April 1, 2006	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39A .1006	PROGRAM OPERATIONS	Eff. November 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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	SECTION .1100 - CANCER DIAGNOSTIC AND TREATMENT PROGRAM	10A NCAC 39A .1101	GENERAL	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1102	DEFINITIONS	Amended Eff. January 1, 1995	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1103	LIMITATIONS ON DAYS OF SERVICE	Amended Eff. August 1, 1995	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1104	COVERED SERVICES	Amended Eff. August 1, 2000	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1105	FINANCIAL ELIGIBILITY	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1106	MEDICAL ELIGIBILITY	Amended Eff. August 1, 2000	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1107	PATIENT APPLICATION PROCESS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1108	REIMBURSEMENT PROCESS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1150	REPORTING OF CANCER	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
	SECTION .1200 - BREAST AND CERVICAL CANCER SCREENING AND FOLLOW-UP PROGRAM	10A NCAC 39A .1151	CANCER REGISTRY	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1201	GENERAL	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1202	DEFINITIONS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1203	FINANCIAL ELIGIBILITY	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1204	MEDICAL ELIGIBILITY	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1205	PARTICIPATING PROVIDERS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1206	PATIENT APPLICATION PROCESS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1207	APPLICATIONS FOR PROGRAM FUNDS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1208	USE OF PROGRAM FUNDS	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1209	QUALITY ASSURANCE	Eff. April 1, 1993	Unnecessary	No		No	Unnecessary
	SECTION .1300 - PRESCRIPTION DRUG ASSISTANCE PROGRAM	10A NCAC 39A .1301	GENERAL	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1302	DEFINITIONS	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1303	FINANCIAL ELIGIBILITY	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1304	LIMITATIONS	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1305	APPLICATION PROCESS	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1306	COVERED SERVICES	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary
		10A NCAC 39A .1307	REIMBURSEMENT	Eff. April 1, 2001	Unnecessary	No		No	Unnecessary

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SUBCHAPTER 39B - COMMISSION OF ANATOMY		10A NCAC 39B .0101	BODIES TO BE DISTRIBUTED BY THE COMMISSION	Transferred and Recodified from 10 NCAC 8I .0004 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0102	TRANSFER AND STORAGE OF UNCLAIMED BODIES	Transferred and Recodified from 10 NCAC 8I .0005 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0103	AUTOPSY OF UNCLAIMED BODY	Transferred and Recodified from 10 NCAC 8I .0006 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39B .0104	TRANSFER OF DONATED BODY	Transferred and Recodified from 10 NCAC 8I .0007 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0105	AUTOPSY OF DONATED BODY	Transferred and Recodified from 10 NCAC 8I .0008 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39B .0106	FUNERAL SERVICES FOR DONATED BODY	Transferred and Recodified from 10 NCAC 8I .0010 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0107	DONATED ORGANS	Transferred and Recodified from 10 NCAC 8I .0009 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0108	EMBALMING	Transferred and Recodified from 10 NCAC 8I .0011 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39B .0109	TRANSPORTATION	Transferred and Recodified from 10 NCAC 8I .0012 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39B .0110	DISTRIBUTION OF BODIES IN THE CUSTODY OF THE COMMISSION	Transferred and Recodified from 10 NCAC 8I .0013 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39B .0111	FORENSIC ANTHROPOLOGY STUDIES	Transferred and Recodified from 10 NCAC 8I .0017 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0112	PAYMENT OF COSTS OF DISTRIBUTION	Transferred and Recodified from 10 NCAC 8I .0014 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary
		10A NCAC 39B .0113	FINAL DISPOSITION OF REMAINS	Transferred and Recodified from 10 NCAC 8I .0015 Eff. April 4, 1990	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39B .0114	FORMS	Transferred and Recodified from 10 NCAC 8I .0016 Eff. April 4, 1990	Unnecessary	No		No	Unnecessary

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SUBCHAPTER 39C – SMOKING PROHIBITED IN RESTAURANTS AND BARS	SECTION .0100 - GENERAL	10A NCAC 39C .0101	GENERAL PROVISIONS	Eff. January 2, 2010	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39C .0102	EXEMPTION OF CIGAR BARS	Eff. January 2, 2010	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39C .0103	POSTING SIGNS	Eff. January 2, 2010	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 39C .0104	CLARIFICATION OF THE DEFINITION OF ENCLOSED AREA	Eff. August 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest