

REQUEST FOR TECHNICAL CHANGE

AGENCY: Commission for Public Health

RULE CITATION: 10A NCAC 41C .0702

DEADLINE FOR RECEIPT: Wednesday, November 9, 2016

NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

Lines 4 thru 5, replace "are hereby made reportable" with "shall be reported"

Line 5, clarify who is providing the diagnoses. Consider adding "by a physician" after "diagnosed"

Lines 8, 12 thru 13, and 14, what is "elevated blood lead levels"? Is there a threshold and scale that could be referenced or is there a cross-reference that could be added to clarify what is considered "elevated"? Please clarify.

Line 9, what is meant by "serious and preventable"? Is this term defined and could be cross-referenced? Please clarify.

Line 12, is the "Occupational Health Section" within the Commission for Public Health? How is it known where to report this information? Please clarify.

Line 14, replace "are not" with "shall not be"

Line 18, this portion of the history note would remain as it currently exists in the NCAC, with the exception that the period after "1994" needs to be changed into a semicolon and it should be reflected with strikethrough and underlining

Line 19, add a new line that says "Amended Eff. December 1, 2016."

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Abigail M. Hammond
Commission Counsel

Date submitted to agency: Wednesday, October 26, 2016

1 **10A NCAC 41C .0702** is amended as published in 31:03 NCR 139-140 as follows:

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3 **10A NCAC 41C .0702 REPORTABLE DISEASES, ILLNESSES, AND INJURIES**

4 (a) The following named diseases, illnesses, and injuries are declared to be dangerous to the public health and are hereby
5 made reportable within the time period specified after the disease, illness, and injury is diagnosed:

6 (1) asbestosis - 15 working days;

7 (2) silicosis - 15 working days;

8 (3) elevated blood lead levels for adults aged 18 years of age and above - 15 working days;

9 (4) serious and preventable injuries caused by tractors, farm equipment, or farm machinery that occur while
10 working on a farm - 15 working ~~days~~, days;

11 (5) work-related carbon monoxide poisoning - 15 working days.

12 (b) All laboratories providing diagnostic service in North Carolina shall report to the Occupational Health Section elevated
13 blood lead levels for adults aged 18 years of age and above.

14 (c) Physicians are not required to report elevated blood lead levels for adults aged 18 years of age and above when a
15 laboratory providing diagnostic service in North Carolina reports elevated blood lead levels.

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17 *History Note: Authority G.S. 130A-455; 130A-456; 130A-457; 130A-458;*

18 *Eff. December 1, 2016; ~~January 4, 1994~~ January 4, 1994;*

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