



SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Structural Pest Control Committee	
2. Rule citation & name (name not required for repeal): 02 NCAC 34 .0328 Records: Pesticides and Application Equipment Used	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/1/16 Link to Agency notice: 7/1/16 http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm Hearing on: N/A Adoption by Agency on: 10/12/16 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: This amendment requires a licensee or his employee to be present to provide access to records.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: christina.waggett@ncagr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Christina L. Waggett Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Structural Pest Control Committee	
2. Rule citation & name (name not required for repeal): 02 NCAC 34 .0502 Pesticides for Subterranean Termite Prevention And/Or Control	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/1/16 Link to Agency notice: 7/1/16 http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm Hearing on: N/A Adoption by Agency on: 10/12/16 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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9B. Explain: These amendments allow the use of termiticides with application methodology that differs from those in 02 NCAC 34.0503, 34.0505 of 34.0506, to be used without the approval of a "Waiver" by the property owner, or his authorized agent. They also update out of date information.	
10. Rule-making Coordinator: Christina L. Waggett Address: 1001 Mail Service Center Raleigh, NC 27699-1001 Phone: 919-707-3008 E-Mail: christina.waggett@ncagr.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em; margin-top: 10px;">Christina L. Waggett</div> *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: Christina L. Waggett Title: Rule-making Coordinator
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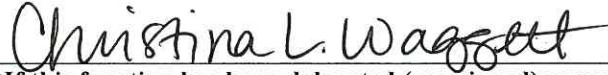
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Structural Pest Control Committee	
2. Rule citation & name (name not required for repeal): 02 NCAC 34 .0503 Subterranean Termite Control: Buildings After Constructed	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/1/16 Link to Agency notice: 7/1/16 http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm Hearing on: N/A Adoption by Agency on: 10/12/16 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: These amendments allow the use of termiticides with application methodology that differs from those in 02 NCAC 34.0503, 34.0505 of 34.0506, to be used without the approval of a "Waiver" by the property owner, or his authorized agent. They also update out of date information.	
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Structural Pest Control Committee	
2. Rule citation & name (name not required for repeal): 02 NCAC 34 .0505 Subterranean Termite Prevention/Res Bldgs Under Const	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Structural Pest Control Committee	
2. Rule citation & name (name not required for repeal): 02 NCAC 34 .0506 Min Require/Subterranean Termite Prev/Commercial Bldgs Under Const	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 7/1/16 Link to Agency notice: 7/1/16 http://www.ncagr.gov/AdministrativeRules/ProposedRules/index.htm Hearing on: N/A Adoption by Agency on: 10/12/16 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0909 "Scope of Rules and Overview of Statutory Authority"	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 135 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 17 PM 4:45
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

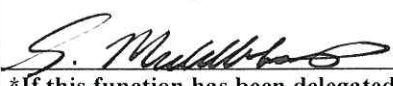
1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0918 "Purpose"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 136 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: <p>Session Law 2015-241, also known as the 2015 Appropriations Act ("Act"), established the Historic Rehabilitation Tax Credit Program ("Program"). S.L. 2015-241, s. 32.3.(a). The Program allows taxpayers to inure a tax credit for: (1) making qualified rehabilitation expenditures or (2) incurring rehabilitation expenses, to certified historic structures. Following enactment of the Program, the Department of Natural and Cultural Resources adopted "temporary rules" to, inter alia, administer the certification processes required under this section. G.S. 150B-21.1(a). The purpose of this rule is to implement permanent rules in accordance with G.S. 150B-21.1(d). Specifically, this rule explains the purpose of Rules 07 NCAC 04R .0918 - .0924, which set forth the procedures for obtaining certifications under the Program.</p>	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 100%;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Shawn Middlebrooks Title: Assistant General Counsel</p>
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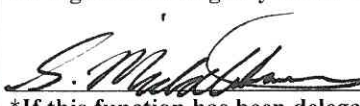
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0919 "Definitions"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 136-137 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 9191-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Shawn Middlebrooks Title: Assistant General Counsel
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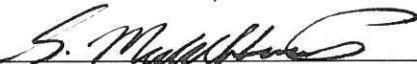
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0920 "Applications"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 137 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: 07 NCAC 04R .0920 implements functions of Article 3L of G.S. 105. and purports to explain the application process under the Historic Tax Credit Program. Subsection (a) identifies who may apply to receive a qualified rehabilitation tax credit under the Program. Subsection (b) informs applicants where to acquire application materials and how to apply for available tax relief under the Program. Subsection (c) informs applicants where to submit requests for certifications and approvals for proposed rehabilitation projects. Subsection (d) explains that incomplete applications will be placed on hold until such time as all defects are cured, not to exceed 30 days. Subsection (e) summarizes (i) the process to which applicants will receive approvals and amendments under the Program and (ii) the process for resolving discrepancies contained within an applicant's submission. Subsection (f) incorporates 36 CFR 67.3(b)(7) by reference as it pertains to State income-producing historic tax credit project.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  _____ </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Shawn Middlebrooks Title: Assistant General Counsel</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

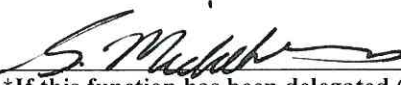
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0921 "Certifications of Historic Significance"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 137 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: </div> </div> 9B. Explain: 07 NCAC 04R .0921 interprets and implements Article 3L of G.S. 105. Section (a) incorporates 36 CFR 67.4(a) concerning an applicant's request for certification of a particular property as historically significant. Subsection (b) incorporates 36 CFR 67.4(c) concerning determinations of historical significance as it pertains to properties located within historic districts. Subsection (c) incorporates 36 CFR 6.4(d)(2) and (e) for historically functionally related structures and stipulates that any reference to "Secretary" in these incorporated CFR sections shall mean State Historic Preservation Officer ("SHPO"). Subsection (d) informs applicants of the procedures they must follow in order to move a structure as part of a rehabilitation project. Subsection (e) stipulates that the standards in Rule .0922 will be used to evaluate the historic significance of properties within historic districts. Subsection (f) explains that owners will receive written notification following a determination that a property is historically significant.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0922 "Standards for Evaluating Significance within National Register of Certified Historic Districts"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 137 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: 07 NCAC 04R .0922 incorporates 36 CFR 67.5(a) to evaluate the significance of properties on the National Registry and certified historic districts. Subsection (a) specifically denotes that where "Secretary" is referenced in cited CFR sections, it shall mean "SHPO". Subsection (b) instructs owners to remove non-historic material that obscures the facade of properties undergoing rehabilitation for the purpose of determining significance in accordance with 36 CFR 67.5(e). Subsection (c) requires the amendment of certification reports when a property is located on the National Registry or certified historic district, but outside the district's period of significance.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0923 "Certification of Rehabilitation"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 137 - 138 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: <p>Pursuant to Article 3L of G.S. 105, 07 NCAC 04R .0923 lays out the procedures for certifying State rehabilitation projects under the Program. Under subsection (a), owners are required to submit an application to initiate the certification process for a rehabilitation project. Subsection (b) identifies the components of a rehabilitation project that must be completed in order to receive certification. Subsection (c) details the obligations of the SHPO to determine if a project meets "Standards for Rehabilitation" and to inform the owner if there are revisions necessary to bring the project into compliance. Subsection (d) instructs owners to notify the SHPO of any changes to an approved project plan, and informs the SHPO to notify the owner whether the revised plans comply with Program standards. Subsection (e) authorizes the SHPO to conduct on-site inspections to confirm the work meets "Standards for Rehabilitation". Subsection (f) instructs the SHPO to notify the owner by letter if a project fails to meet "Standards for Rehabilitation".</p>	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

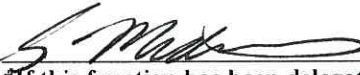
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0924 "Standards for Rehabilitation"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 138 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: 07 NCAC 04R .0924 implements functions of Article 3L of G.S. 105. Subsection (a) incorporates several federal regulations that set forth the "Standards for Rehabilitation" used in determining if a rehabilitation project is eligible for certification. Subsection (b) explains that prior approval of a project by local agencies and organizations will not ensure certification for historic tax credit purposes.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

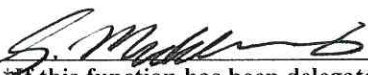
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0925 "Fees for Processing Rehabilitation Certification Request"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 138 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input checked="" type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: G.S. 105-129.102 <input type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: 07 NCAC 04R .0925 implements functions of Article 3L of G.S. 105. Subsection (a) authorizes the Agency to collect fees in response to request for rehabilitation certifications under the Program. Subsection (b) explains where payments may be made and stipulates that certification fees shall be non-refundable. Subsection (c) limits the Agency from charging rehabilitation fees on projects under twenty-five thousand dollars. Subsection (d) accounts for how initial fees will be applied to final review fees. Subsection (e) explains that how final review fees will be determined and provides an illustration of the corresponding fee schedule. Subsection (f) accounts for the circumstances by which initial fees and final fees are computed.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 919-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  <hr style="width: 100%;"/> </div> *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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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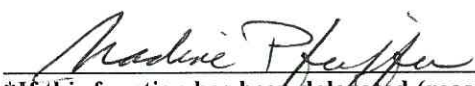
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 07 NCAC 04R .0926 "Coordination with the Federal Income-Producing Historic Preservation Rehabilitation Program"	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/1/2016, Volume 31, Issue 03, Page 139 Link to Agency notice: https://www.ncdcr.gov/ Hearing on: 8/22/2016 Adoption by Agency on: October 11, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: S.L. 2015-241, s. 32-3.(a) - (c). <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: 07 NCAC 04R .0926 interprets Article 3L of G.S. 105. Subsection (a) exempts taxpayers from paying fees for reviewing income-producing certification request if the taxpayer foregoes the allowable State tax incentive. Subsection (b) authorizes the SHPO to certify any property as historically significant that has been previously certified as historically significant by the National Park Service (NPS). Subsection (c) describes additional obligations of the SHPO concerning the certification of income producing projects. Subsection (d) informs taxpayers that deadlines for federal and State rehabilitation certifications may differ.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 109 East Jones Street Raleigh, North Carolina 27601 Phone: 9191-807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Ramona Bartos Phone: 919-807-6583 E-Mail: ramona.bartos@ncdcr.gov	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: Shawn Middlebrooks Title: Assistant General Counsel
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OCT 20 2016

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: N.C. Department Health & Human Services/Director, DHSR	
2. Rule citation & name (name not required for repeal): 10A NCAC 14C .1801, .1802, .1804, .3101, .3102, and .3104	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/15/16 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 10/06/16 Adoption by Agency on: 10/20/16 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The CON application forms authorized by G.S. 131E-182(b) request information from applicants that is designed to address review criteria found in G.S. 131E-183(a). The rules for establishing diagnostic centers in 10A NCAC 14C .1801, .1802 and .1804 place a burden on applicants as they require them to demonstrate that every other provider of the same service has and will continue to operate at 80% of capacity. Capacity is not defined in rule and the data needed to show that other providers are operating at this capacity is not publicly available. The rules for acquiring major medical equipment in 10A NCAC 14C .3101, .3102 and .3104 are non-specific to the type of equipment the applicant is seeking and provide no guidance as to what is required. These rules increase the complexity of litigation which has a cost to the Department and the applicants and are unnecessary.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 2701 Mail Service Center Raleigh, NC 27699-2700 Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Agency Contact, if any: Martha Frisone, Assistant Chief Phone: 919-855-3879 E-Mail: martha.frisone@dhhs.nc.gov	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: Nadine Pfeiffer Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

ORIGINAL 10/20/16

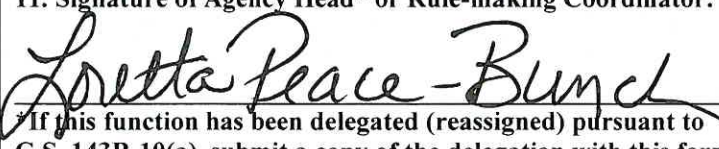
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. Rule citation & name (name not required for repeal): 10A NCAC 41C .0702 - REPORTABLE DISEASES, ILLNESSES, AND INJURIES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016 Link to Agency notice: http://cph.publichealth.nc.gov/ Hearing on: September 20, 2016 Adoption by Agency on: October 19, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: This rule governs the required reporting of industrial diseases, illnesses, and injuries that are dangerous to the public health. The rule amendment proposes to add Carbon Monoxide (CO) to the list of reportable illnesses. CO poisoning incidents are totally preventable; yet each year North Carolinians are getting sick and dying from CO poisoning. Although the Occupational and Environmental Epidemiology Branch monitors CO poisoning throughout the state, we currently do not capture all cases because many CO poisoning victims do not visit the emergency department or call the Carolinas Poison Center. For example, cases seen by private physicians, outpatient clinics, and urgent care clinics are not captured in the emergency departments' data. Public health currently does not have data on the main sources causing CO poisoning and the circumstances surrounding these incidents, including equipment details if incidents occur at the workplace.	
10. Rule-making Coordinator: Chris Hoke, JD Address: 931 Mail Service Center, Raleigh, NC 2699-1931 Phone: 919 707-5170 E-Mail: chris.hoke@dhhs.nc.gov Agency Contact, if any: Bob Martin Phone: 919 707-5179 E-Mail: bob.martin@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *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: Title:
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0101 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.5em;">  </div> *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
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

ORIGINAL

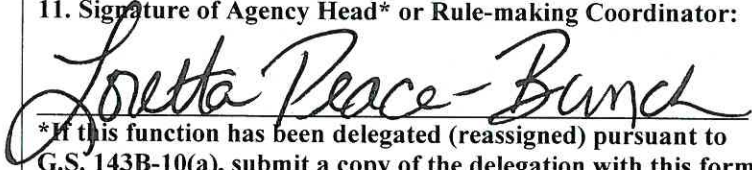
10/19/16

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0105 Training Operations	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em; margin-top: 10px;">Loretta Peace-Bunch</div> *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
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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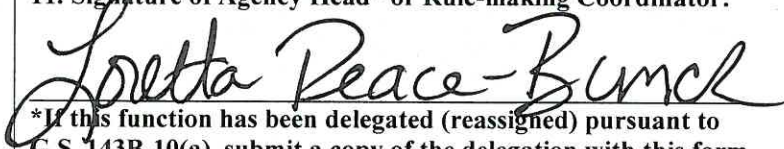
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0201 Administration of State Volunteer Fire Department	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	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: Loretta Peace-Bunch Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
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SUBMISSION FOR PERMANENT RULE

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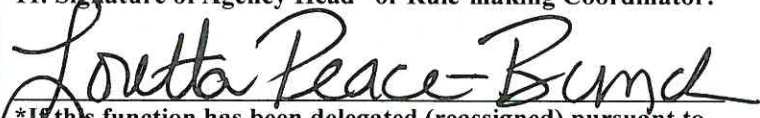
10/19/16

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0202 Comprehensive Emergency Management Plan	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

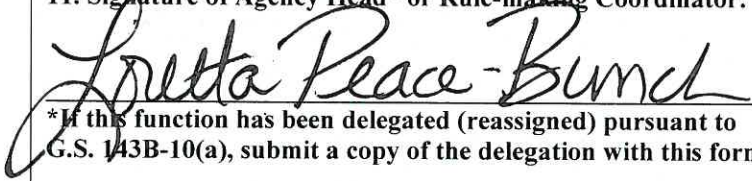
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0301 Eligible Members	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	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: Loretta Peace-Bunch Title: Rule-Making Coordinator
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SUBMISSION FOR PERMANENT RULE

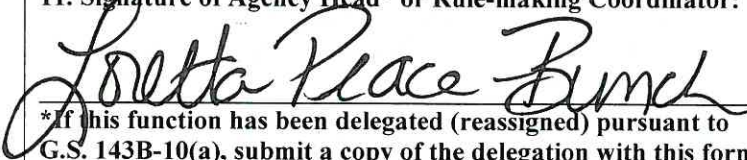
1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0302 Certification of Eligibility	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0303 Administration of Firefighters' Relief Fund	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

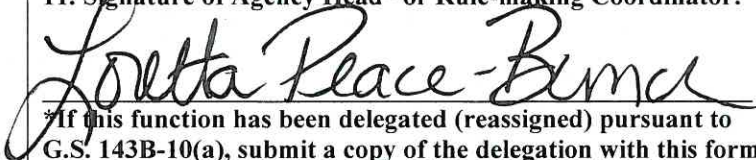
1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0501 Purpose	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <p style="font-size: small;">*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Loretta Peace-Bunch Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2016 OCT 20 PM 4:06
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0503 Establishment of Fire Department	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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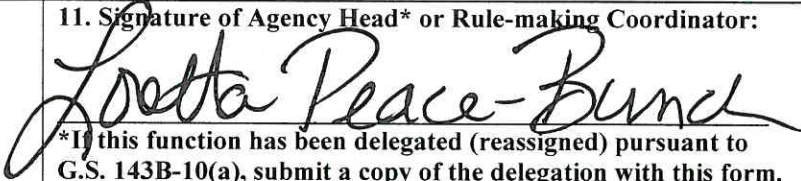
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0504 Primary Personnel	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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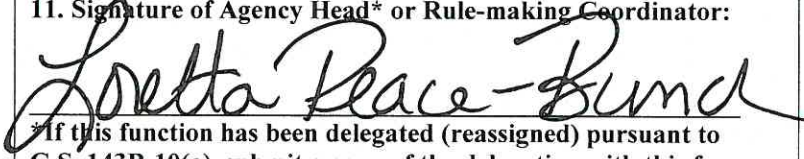
SUBMISSION FOR PERMANENT RULE

ORIGINAL 10/19/16

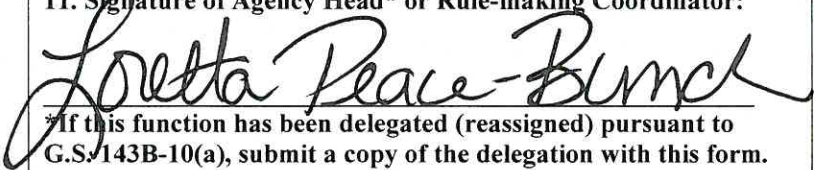
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2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0505 Training Requirements	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.2em;">  </div> *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
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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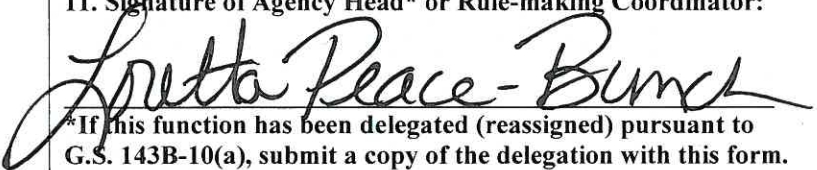
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0506 Alarm and Communications	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

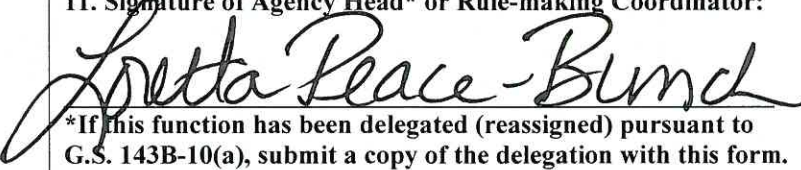
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2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0507 Records and Documents	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0508 Apparatus	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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SUBMISSION FOR PERMANENT RULE

ORIGINAL 10/19/16

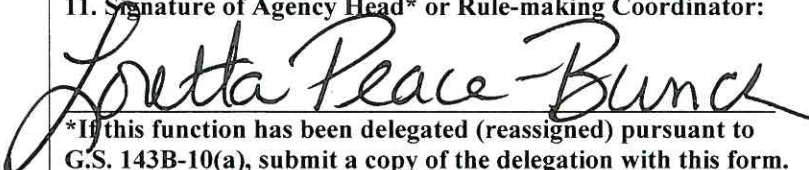
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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ORIGINAL

10/19/16

SUBMISSION FOR PERMANENT RULE

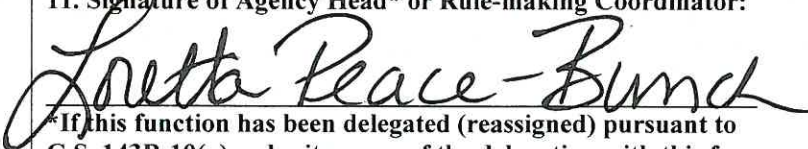
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<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16

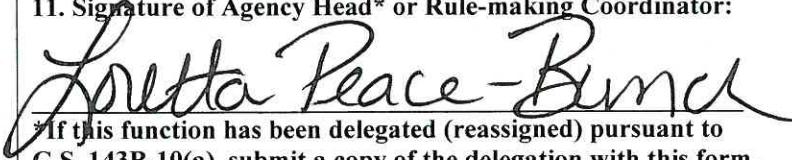
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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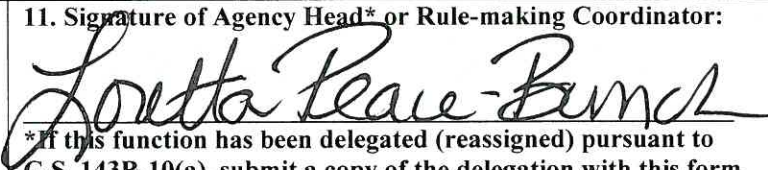
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

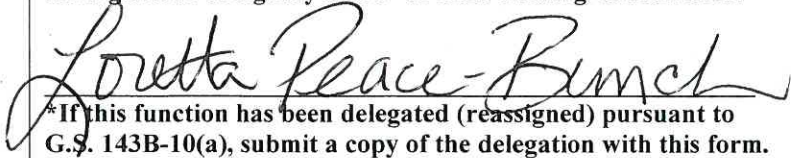
1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0601 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0602 Fire District Rating Certification	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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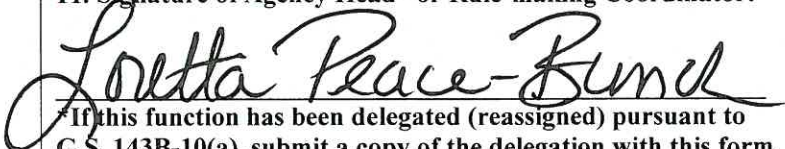
10/19/16
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0603 Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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10/19/16

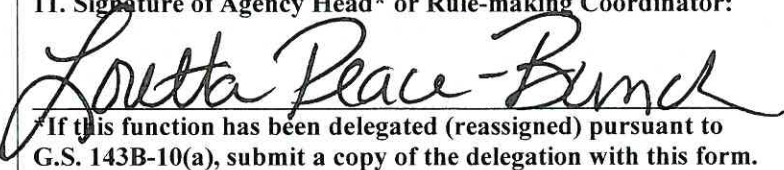
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0604 Other Grant Criteria	
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4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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 OFFICE OF ADMIN HEARINGS

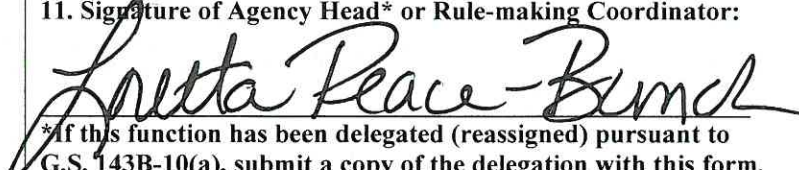
SUBMISSION FOR PERMANENT RULE

ORIGINAL 10/19/16

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0701 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0702 ALS Certifications	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16

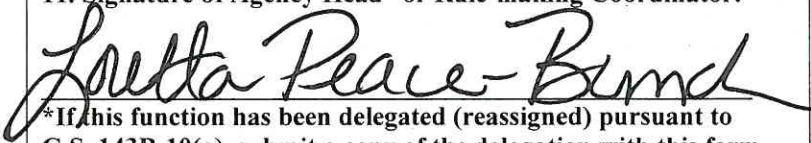
1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0703 Requirements for Units Required to Match Grants	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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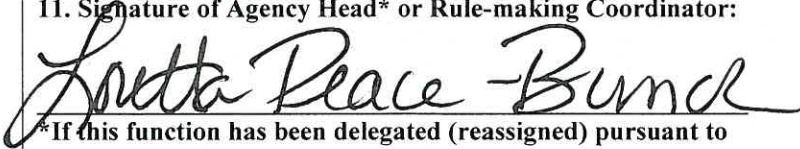
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 05A .0704 Requirements for Units Not Required to Match Grants	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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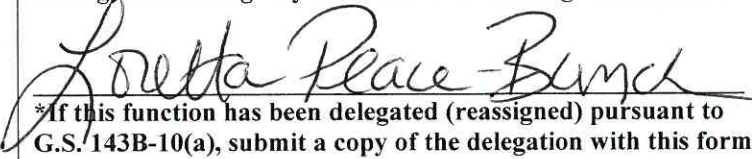
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6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: September 12, 2016 Adoption by Agency on: 10/17/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rules are being amended to reflect changes made in legislation and for clarification.	
10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	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: Loretta Peace-Bunch Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2016 OCT 20 PM 4:08
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16

1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 06A .0809 APPROVAL OF COURSES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: August 4, 2016 Adoption by Agency on: 9/22/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: This rule is being amended so North Carolina Continuing Education rules will conform with accepted industry standards for several nationally recognized insurance designation courses also creating better uniformity to Continuing Education credits awarded allowing out-of-state licensees to attend Continuing Education classes in North Carolina and receive appropriate credits for those classes	
10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. </div> Typed Name: Loretta Peace-Bunch Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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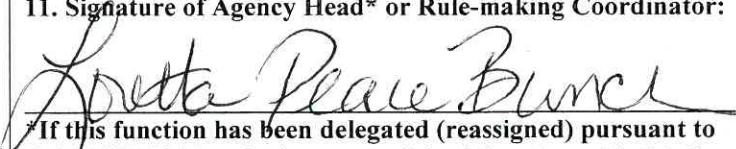
2016 OCT 20 PM 4:06

OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

10/19/16


1. Rule-Making Agency: North Carolina Department of Insurance	
2. Rule citation & name (name not required for repeal): 11 NCAC 08 .0904 FORMS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 15, 2016 Link to Agency notice: http://www.ncdoi.com/LS/Rules.aspx Hearing on: August 4, 2016 Adoption by Agency on: 9/22/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: SL 2015-286 (G.S. 143.143.10A) <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: This rule is being amended to reflect changes made in SL 2015-286 (G.S 143-143.10A)	
10. Rule-making Coordinator: Loretta Peace-Bunch Address: 1201 Mail Service Center Raleigh, North Carolina 27699-1201 Phone: 919-807-6004 E-Mail: loretta.peace-bunch@ncdoi.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.5em;">  </div> *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
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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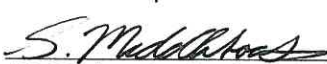
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: N.C. Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC .0106 WILDLIFE TAKEN FOR DEPREDACTIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: www.ncwildlife.org/ProposedRegulations.aspx Hearing on: September 8, 2016 Adoption by Agency on: October 18, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: Reports of elk taken in depredation situations will aid staff in monitoring the size and composition of North Carolina's elk herd. The elk population in North Carolina is small, consequently it is important for the Commission to document each depredation-related mortality to ensure the Commission has the most complete data possible to use when making management decisions.</p>	
10. Rule-making Coordinator: Erica Garner Address: 1701 Mail Service Center Raleigh, NC 27699-1701 Phone: 919-707-0014 E-Mail: erica.garner@ncwildlife.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Erica Garner Title: General Counsel and Rulemaking Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0103 Definitions as used in this Subchapter	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.141 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule, which establishes definitions for the subchapter, primarily deletes one definition and adds one new definition applicable to the subchapter.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 100%;"/> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Shawn Middlebrooks Title: Rule-making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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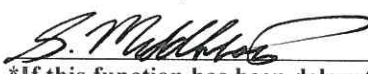
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0104	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.141 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.2A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule is proposed for repeal because the text does not meet the definition of a rule. It only concerns the internal management of the agency and does not affect the procedural or substantive rights of a person not employed by the Department.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

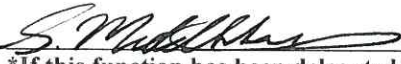
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0105 Natural Heritage Advisory Committee	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.141 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule is proposed for repeal because the text does not meet the definition of a rule. It only concerns the internal management of the agency and does not affect the procedural or substantive rights of a person not employed by the Department.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  <hr style="width: 100%;"/> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Shawn Middlebrooks Title: Rule-making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

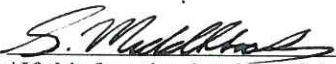
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 2016 OCT 17 PM 4:47
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0201 Objectives of Registry	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.142 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. The agency reworded portions of this rule for clarity. Additionally, part of the rule has been deleted because it a restatement of the statute.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  <hr style="width: 100%;"/> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Shawn Middlebrooks Title: Rule-making Coordinator </p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 17 PM 4:47
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0202 Criteria for Eligibility	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.142 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. The Department reworded portions of this rule for clarity.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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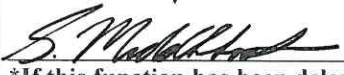
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0203 Registration Process	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.142-143 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. The nomination process for the Registry of Natural Heritage Areas was amended to remove the use of a specific form and the requirement of the NHP staff to provide a statement of significance for each approved site. Further, the time line for the nomination process was extended. The proposed rule adds a new subsection to require an annual report of the condition of each NHP Registered site. The rule was also reworded for clarity.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

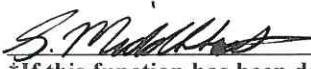
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0204 Registration	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.143 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule is proposed for readoption as a repeal because the registration process is now proposed to be included in 15A NCAC 12H .0203.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0205 Recission	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.143-144 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. Subsections (a) and (b) are deleted to reflect the proposed readoption as a repeal of 15A NCAC 12H .0204. The remainder of the rule is edited for clarity and to reflect proposed edits to 15A NCAC 12H .0202.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0206 Public Access	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.144 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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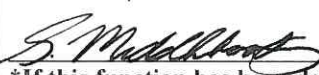
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0207 Management of Registered Natural Areas	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.144 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This proposed rule was reworded for clarity.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0208 Designation of Natural Areas on State Lands	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.144-145 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This proposed rule was edited for clarity and grammar. It was also edited to reflect proposed amendments to other rules within Subchapter 12H. Subsection 7 was deleted because it is a non-binding statement using "may" instead of "shall" that does not qualify as a rule.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *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: Shawn Middlebrooks Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0301 Objectives of Dedication	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Shawn Middlebrooks Title: Rule-making Coordinator
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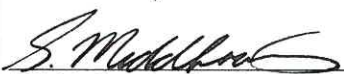
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0302 Dedication Process	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. In the proposed amendments to this rule, subsections (a) and (b) are deleted to remove an examination and report on the proposed land. The remainder of the rule was edited for grammar, clarity, and to update a statutory reference within the rule.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 100%;"/> </div> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0303 Articles of Dedication	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.146 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. Proposed amendments to this rule reflect proposed changes to other rules in Subchapter 12H as well as a change in statutory authority for this rule.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0304 Buffer Areas	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.146-147 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. Subsection (a) was amended to explain the purpose of buffer areas and clarify that buffer areas do not need to meet the same eligibility criteria as nature preserves. Subsection (b) was reworded for clarity.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

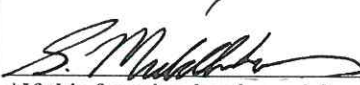
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0305 Public Trust	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.147 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. The proposed changes deletes language that does not qualify as a rule because it is unenforceable. This rule was also amended for format and clarity.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0306 Amendments	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.147 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule governs amendments to the articles of dedication for a nature preserve. The proposed changes reflect the change in statutory authority for the rule. Additionally, the rule was edited for clarity and grammar.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0307 Extinguishment by the State	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg.147-148 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule was edited for formatting and grammar.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0308 Mutual Termination	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg. 148 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule was edited for formatting and to change "may" to "shall" to make the rule enforceable.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	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: Shawn Middlebrooks Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0401 Management Plan	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg. 148 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule was edited for clarity and to comply with the proposed updates to 15A NCAC 12H .0402.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *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: Shawn Middlebrooks Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

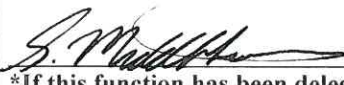
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0402 Management Principles	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg. 148-149 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule was edited for clarity and grammar.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 17 PM 4:48
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Department of Natural and Cultural Resources	
2. Rule citation & name (name not required for repeal): 15A NCAC 12H .0403 Management Rules for Preserves	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 1, 2016; Vol. 31, Issue 3, pg. 149 Link to Agency notice: http://www.ncdcr.gov/ Hearing on: August 30, 2016 Adoption by Agency on: October 12, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: Existing Rules Review (G.S. 150B-21.3A) </div> </div> 9B. Explain: 15A NCAC Subchapter 12H applies to the Natural Heritage Program in the Department of Natural and Cultural Resources. The Department examined the entire subchapter for edits. This rule was edited to reflect proposed amendments to Rules 15A NCAC 12H .0306 and .0402.	
10. Rule-making Coordinator: Shawn Middlebrooks Address: 4601 Mail Service Center Raleigh, North Carolina Phone: (919) 807-7275 E-Mail: shawn.middlebrooks@ncdcr.gov Agency Contact, if any: Misty Buchanan Phone: (919) 707-8107 E-Mail: misty.buchanan@ncdcr.gov	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: Shawn Middlebrooks Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 17 PM 4:48
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 06B .0402 Identifying Information	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/01/2016 Link to Agency notice: https://www.ncdot.gov/about/regulations/rules/ Hearing on: N/A Adoption by Agency on: 10/06/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rule is being readopted to meet the requirements set out for the Periodic Review of Rules and to update contact/mailling information.	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2830 E-Mail: hlandi@ncdot.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr/> *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: Helen Landi Title: Interagency Director / Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2016 OCT -6 AM 8:28
OFFICE OF ADOPTED HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 06B .0405 Ineligible Costs	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/01/2016 Link to Agency notice: https://www.ncdot.gov/about/regulations/rules/ Hearing on: N/A Adoption by Agency on: 10/06/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rule is being readopted to meet the requirements set out for the Periodic Review of Rules.	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2830 E-Mail: hlandi@ncdot.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Helen Landi Title: Interagency Director / Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2016 OCT -6 AM 8:26

OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

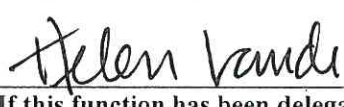
ORIGINAL

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 06B .0406 Application	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/01/2016 Link to Agency notice: https://www.ncdot.gov/about/regulations/rules/ Hearing on: N/A Adoption by Agency on: 10/06/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rule is being readopted to meet the requirements set out for the Periodic Review of Rules and to update contact/mailling information.	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2830 E-Mail: hlandi@ncdot.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Helen Landi Title: Interagency Director / Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 06B .0410 Application Evaluation	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/01/2016 Link to Agency notice: https://www.ncdot.gov/about/regulations/rules/ Hearing on: N/A Adoption by Agency on: 10/06/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> <p>9A. What prompted this action? Check all that apply:</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain:</p> <p>The rule is being readopted to meet the requirements set out for the Periodic Review of Rules.</p>	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2830 E-Mail: hlandi@ncdot.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.5em;">  </div> <hr/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Helen Landi Title: Interagency Director / Rule-making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 06B .0411 Allocation Of Funding	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/01/2016 Link to Agency notice: https://www.ncdot.gov/about/regulations/rules/ Hearing on: N/A Adoption by Agency on: 10/06/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <div style="margin-top: 10px;"> 9B. Explain: The rule is being readopted to meet the requirements set out for the Periodic Review of Rules. </div>	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2830 E-Mail: hlandi@ncdot.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0.5px solid black;"/> *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: Helen Landi Title: Interagency Director / Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL


1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 06B .0413 Requests For Reimbursement	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 08/01/2016 Link to Agency notice: https://www.ncdot.gov/about/regulations/rules/ Hearing on: N/A Adoption by Agency on: 10/06/2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The rule is being readopted to meet the requirements set out for the Periodic Review of Rules and to update contact mailing information.	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2830 E-Mail: hlandi@ncdot.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Helen Landi Title: Interagency Director / Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

OCT 19 2016

ORIGINAL

SUBMISSION FOR PERMANENT RULE

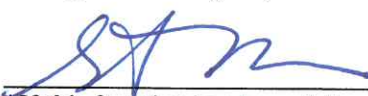
1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. Rule citation & name (name not required for repeal): <u>21 NCAC 14B .0608 COMPLAINTS</u>	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: This rule adoption establishes a complaint procedure for consumers and Board staff to follow.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *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: Stefanie Kuzdrall Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF
 ADMIN HEARINGS

OCT 19 2016

ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14P .0105 RENEWALS; EXPIRED LICENSES LICENSES REQUIRED	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: This rule amendment updates the rule to apply to all natural hair care licensees as it does to other license type groups.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

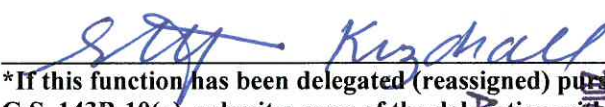
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 2016 OCT 20 AM 8:14
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 OFFICE OF
 ADMIN HEARINGS

OCT 19 2016

ORIGINAL

81

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14P .0107 LICENSES TO BE POSTED	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: This rule amendment updates the rule to remove reference to "employee" a group, over which, the Board does not have authority to regulate.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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ORIGINAL *ss*

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14P .0111 ESTABLISHMENT OF COSMETIC ART SCHOOLS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OCT 19 2016
SUBMISSION FOR PERMANENT RULE

ORIGINAL


1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14P .0113 OPERATIONS OF SCHOOLS OF COSMETIC ART	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  *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: Stefanie Kuzdrall Title: Rule Making Coordinator </div>
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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ORIGINAL


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 14P .0114	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

ORIGINAL


1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14T .0102 NEW SCHOOL	
APPLICATIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 14T .0203	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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9B. Explain: This rule repeal removes reference to a requirement for space in esthetics schools that is addressed elsewhere in the chapter.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr/> *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: Stefanie Kuzdrall Title: Rule Making Coordinator </div>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 14T .0204	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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ORIGINAL

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SUBMISSION FOR PERMANENT RULE

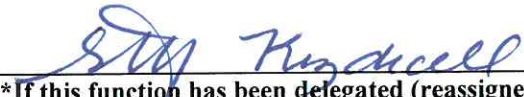
1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 14T .0205	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr/> *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: Stefanie Kuzdrall Title: Rule Making Coordinator </div>
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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ORIGINAL ⁸⁸

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14T .0502 PERMANENT	
RECORDS, FORMS AND DOCUMENTATION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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9B. Explain: This rule amendment allows for schools to utilize a secure, electronic means of transmitting information to the Board.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
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ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 14T .0701 School Operations/Licensure Maintenance	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: This rule amendment removes the burdensome requirement and allows student to receive credit for hours already rightfully earned.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr/> *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: Stefanie Kuzdrall Title: Rule Making Coordinator </div>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF
 ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14T .0705 SCHOOL	
PERFORMANCE REQUIREMENTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: This rule amendment adds language to guide schools to provide documentation to the Board regarding pre-paid tuition as is required by statute.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF
 ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Board of Cosmetic Art Examiners	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 14T .0901 SCHOOL	
PROBATION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 8/15/2016 Link to Agency notice: https://www.nccosmeticarts.com/uploads/board/july2016.pdf Hearing on: August 30, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: This rule amendment adds language to require schools to provide student records in the circumstance of a school closure.	
10. Rule-making Coordinator: Stefanie Kuzdrall Address: 1207 Front Street Suite 110 Raleigh, NC 27609 Phone: 919-715-0018 E-Mail: skuzdrall@nccosmeticarts.com Agency Contact, if any: Phone: E-Mail:	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: Stefanie Kuzdrall Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

ORIGINAL 10/18/16

1. Rule-Making Agency: The North Carolina State Board of Dental Examiners	
2. Rule citation & name (name not required for repeal): 21 NCAC 16H .0207 Limited Exception for Assisting Hygienists	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 15, 2016 Link to Agency notice: www.ncdentalboard.org Hearing on: September 8, 2016 Adoption by Agency on: October 17, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: 21 NCAC 16H .0207 is proposed for adoption to allow dental assistants to assist dental hygienists with the pilot school based sealant initiative.	
10. Rule-making Coordinator: K. Brooke Ottesen, Esq. Address: 2000 Perimeter Park Drive, Suite 160, Morrisville, North Carolina 27560 Phone: (919) 434-4569 E-Mail: brooke@brockerlawfirm.com Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">K. Brooke Ottesen</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: K. Brooke Ottesen Title: Rule Making Coordinator
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0120 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0120 Definitions	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0302 Establishment of a Nursing Program – Initial Approval	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0302 Establishment of a Nursing Program – Initial Approval	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF
 ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0303 Existing Nursing Program	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0303 Existing Nursing Program	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF
 ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0309 Process for Closure of a Program	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0309 Process for Closure of a Program	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMINISTRATIVE
HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0317 Administration	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0317 Administration	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0318 Faculty	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0318 Faculty	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> *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: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0320 Students	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0320 Students	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

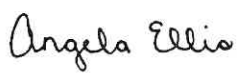
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 OFFICE OF
 ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0321 Curriculum	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0321 Curriculum	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> <small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small> Typed Name: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0322 Facilities	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0322 Facilities	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin: 10px 0;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Nursing	
2. Rule citation & name (name not required for repeal): 21 NCAC 36 .0323 Records and Reports	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: www.ncbon.com Hearing on: July 20, 2016 Adoption by Agency on: September 23, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board of Nursing, with the goal of assuring that the NCBON Administrative Codes regulating pre-licensure Nursing Education Programs are current, consistent and conducive to the preparation of nurses able to provide safe, effective care, now and in the future, carefully reviewed the literature, rules and practices of other state boards of nursing and testimony from NC education and practice stakeholders. Based on the evidence and best practices studied, the Board approved proposed revisions to 21 NCAC 36 .0323 Records and Reports	
10. Rule-making Coordinator: Angela Ellis Address: NC Board of Nursing PO Box 2129 Raleigh, NC 27602-2129 Phone: 919.782.3211 x259 E-Mail: angela@ncbon.com Agency Contact, if any: Julia L. George, RN, MSN, FRE Executive Director Phone: 919.782.3211 x250 E-Mail: julie@ncbon.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Angela Ellis</div> <hr/> *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: Angela Ellis Title: Manager, Administration
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF
ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE



ORIGINAL

10/4/16

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0102	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: X No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: X No
6. Notice for Proposed Rule: X Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: X No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM X No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The Board is readopting the Rule in compliance with GS § 150B-21.3A and amending the language to provide clarification of the definition of "probation." Additional amendments include incorporating the use of psychotherapy as part of the definition of clinical social work to be consistent with the definition of Clinical Social Work Practice defined in N.C. Gen. Stat. § 90B-3(6); and defining "client" and "client system" to provide clarification of what is meant by client or consumer addressed in other sections of the Rules and to be consistent with the Association of Social Work Boards' (ASWB) Model Practice Act, the Social Work Encyclopedia, and multiple other jurisdictions.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Micki Lilly</div> <hr/> *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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

OFFICE OF ADMIN HEARINGS

2016 OCT -6 AM 10:33

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SUBMISSION FOR PERMANENT RULE



ORIGINAL

10/4/16

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0204	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: X No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: X No
6. Notice for Proposed Rule: X Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: X No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM X No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The Board is readopting the Rule in compliance with GS § 150B-21.3A and amending the language to reduce a barrier to applicants from other jurisdictions who have been independently licensed for a long period of time and are unable to locate a supervisor reference. The Board is removing the requirement for a supervisor reference for applicants seeking LCSW licensure by comity, requiring instead that at least one reference comes from a registered, certified, or licensed social worker familiar with the applicant's social work knowledge, skills, and abilities. The language still requires a supervisor reference for those applying for the Associate license (LCSWA) who are generally new graduates and able to obtain a reference from their field placement supervisor.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Micki Lilly</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE



ORIGINAL

10/4/16

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0211	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: X No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: X No
6. Notice for Proposed Rule: X Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: X No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM X No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The Board is readopting the Rule in compliance with GS § 150B-21.3A and amending language to insure the definition of clinical social work experience for LCSW licensure is consistent with the definition of clinical social work practice as defined in Statute, to clarify what constitutes appropriate supervision of associate licensees, to allow military applicants to receive credit for military occupational specialty (MOS) experience obtained post MSW and deemed substantially equivalent to clinical social work practice as defined in NCGS § 90B-3, to allow credit for some supervision through electronic means, and to reduce from 5 years to 2 years the mandated experience required for supervisors of applicants applying for the CSWM credential to be consistent with the supervisory mandates required for clinical licensure.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Micki Lilly</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

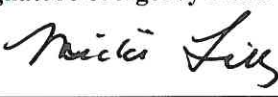
SUBMISSION FOR PERMANENT RULE



ORIGINAL

6/4/16
2016 OCT - 6 AM 10: 31
OFFICE OF ADMINISTRATIVE HEARINGS

FILE

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0214	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: The Board is proposing to adopt rules as prescribed by N.C.G.S. 93B-15.1 to clarify the application process for military and military spouse applicants seeking clinical social work licensure in North Carolina.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE



ORIGINAL

10/4/16

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0401	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: X No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: X No
6. Notice for Proposed Rule: X Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: X No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM X No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board is readopting the Rule in compliance with GS § 150B-21.3A and making several technical amendments to address capitalization and sentence structure. In addition, the Board is responding to several comments and concerns regarding access to continuing education for maintaining professional competencies by qualifying live synchronous audio-video broadcasts as an attended training event rather than a distance learning, allowing limited credit for learning activities focused on practitioner self-care and well being, allowing limited credit for prep work for social workers facilitating a training event, and clarifying what is meant by job orientation as it relates to training that is not acceptable for continuing education credit.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Micki Lilly</div> <hr/> *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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2016 OCT -6 AM 10:34

OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE



ORIGINAL

10/4/16

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0505	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: X No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: X No
6. Notice for Proposed Rule: X Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: X No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM X No fiscal note required
<div style="text-align: center; font-weight: bold;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board is readopting the Rule in compliance with GS § 150B-21.3A and amending the language to remove confusion regarding to whom social workers may refer clients, to reflect the original intent, which is to refer to professionals who are recognized by their respective profession as competent to carry out the services required. In addition, language is incorporated to provide clear guidelines about appropriate relationship with colleagues over whom the social workers exercise professional authority, and practitioner's ethical responsibility for reporting incompetent and unethical behavior to bring it in line with the National Association of Social Workers Code of Ethics and other jurisdictions.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Micki Lilly</div> <hr/> *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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2016 OCT -6 AM 10:35

OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE



ORIGINAL

10/4/16

1. Rule-Making Agency: NC Social Work Certification and Licensure Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 63 .0610	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: July 1, 2016 Link to Agency notice: http://ncswboard.org/files/Notice to Adopt Rules.web.2016.5.24 Comment period closed.pdf Hearing on: September 15, 2016 Adoption by Agency on: September 16, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The Board is proposing to adopt a rule to provide social workers involved in contested matters procedural information when requesting additional time to prepare for a scheduled hearing.	
10. Rule-making Coordinator: Micki Lilly Address: NCSWCLB P.O. Box 1043, Asheboro, NC 27204 Phone: 336-625-1679 or 1-800-550-7009 E-Mail: mswboard@asheboro.com Agency Contact, if any: same as above Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Micki Lilly</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *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: Micki Lilly, MSHE Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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2016 OCT -6 AM 10:32

OFFICE OF ADMIN HEARINGS

ORIGINAL

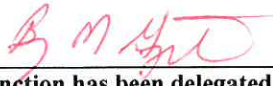
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Existing Building Code 609.4 Water Supply System Test. (160315 Item B-3)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: May 16, 2016 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&user=Building_Co Hearing on: June 14, 2016 Adoption by Agency on: September 13, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The purpose of this amendment is to allow a repair or replacement to be tested at normal operating pressure, rather than the new construction test requirement. The delayed effective date of this Rule is January 1, 2018. The Statutory authority for Rule-making is GS 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 1202 Mail Service Center, Raleigh, NC 27699-1202 Phone: 919-647-0004 E-Mail: barry.gupton@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-647-0004 E-Mail: barry.gupton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *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: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 11 AM 8:24
 OFFICE OF ADMIN HEARINGS

ORIGINAL


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Existing Building Code 1401.2.6 Occupant Load Increase. (160315 Item B-2)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: May 16, 2016 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&user=Building_Co Hearing on: June 14, 2016 Adoption by Agency on: September 13, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The purpose of this amendment is to limit the increase in occupant load in existing buildings, unless life-safety features are provided as required for new construction. The delayed effective date of this Rule is January 1, 2018. The Statutory authority for Rule-making is GS 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gup-ton Address: 1202 Mail Service Center, Raleigh, NC 27699-1202 Phone: 919-647-0004 E-Mail: barry.gup-ton@ncdoi.gov Agency Contact, if any: Barry Gup-ton Phone: 919-647-0004 E-Mail: barry.gup-ton@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *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: Barry Gup-ton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 11 AM 8:24
 OFFICE OF ADMIN HEARINGS

ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2012 NC Plumbing Code Table 605.3 Water Service Pipe (160315 Item B-4)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: May 16, 2016 Link to Agency notice: http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Hearing_Notice&user=Building_Co Hearing on: June 14, 2016 Adoption by Agency on: September 13, 2016 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The purpose of this amendment is to allow this material to be used as water service piping on private property. This material is currently used for local and municipal water distribution systems. The delayed effective date of this Rule is January 1, 2018. The Statutory authority for Rule-making is GS 143-136; 143-138.	
10. Rule-making Coordinator: Barry Gupton Address: 1202 Mail Service Center, Raleigh, NC 27699-1202 Phone: 919-647-0004 E-Mail: barry.guption@ncdoi.gov Agency Contact, if any: Barry Gupton Phone: 919-647-0004 E-Mail: barry.guption@ncdoi.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *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: Barry Gupton Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2016 OCT 11 AM 8:25
 OFFICE OF ADMIN HEARINGS