

G.S. 150B-21.3A Report for 10A NCAC 01, OFFICE OF THE SECRETARY

Agency - Department of Health and Human Services

Comment Period - Filled in by Agency

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
SUBCHAPTER 01A - PROCEDURE	SECTION .0100 - RULE MAKING PROCEDURES	10A NCAC 01A .0101	PETITIONS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest
		10A NCAC 01A .0102	NOTICE	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0103	HEARING OFFICER	Eff. February 1, 1976	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0104	HEARINGS	Amended Eff. January 1, 1986	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0105	STATEMENT OF REASONS FOR AND AGAINST RULE MAKING DECISION	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0106	RECORD OF RULE MAKING PROCEEDINGS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0107	FEES	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0108	DECLARATORY RULINGS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SECTION .0200 - CONTESTED CASES		10A NCAC 01A .0201	DEFINITIONS	Amended Eff. April 1, 1988	Unnecessary	No		No	Unnecessary
		10A NCAC 01A .0202	REQUEST FOR DETERMINATION	Amended Eff. April 1, 1988	Unnecessary	No		No	Unnecessary
		10A NCAC 01A .0203	RECORD	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 01A .0204	EXCEPTIONS TO RECOMMENDED DECISION	Eff. July 1, 1988	Unnecessary	No		No	Unnecessary
SECTION .0300 - PUBLIC RECORDS		10A NCAC 01A .0301	PUBLIC RECORD FEES	Eff. May 1, 1993	Unnecessary	No		No	Unnecessary
		10A NCAC 01A .0302	USE OF NAMES AND PHOTOGRAPHS	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary
SECTION .0400 - DATA SYSTEMS STANDARDS		10A NCAC 01A .0401	AUTOMATED DATA SYSTEMS	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary

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	SECTION .0500 – FISCAL STANDARDS	10A NCAC 01A .0501	BUDGET STANDARDS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0600 - CONTRACTING STANDARDS	10A NCAC 01A .0601	CONTRACTS AND GRANTS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0602	CONTRACTS WITH LOCAL AGENCIES FOR SPECIAL PROJECTS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0603	SUBORDINATION OF OTHER CONTRACTS AND GRANTS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0604	GENERAL PROVISIONS OF A CONTRACT OR GRANT	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0700 - PLANNING AND PROGRAMMATIC REPORTING STANDARDS	10A NCAC 01A .0701	ANNUAL PLANS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0702	CONTRACT PLANS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0703	OTHER REQUIRED REPORTS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0800 - EVALUATION STANDARDS	10A NCAC 01A .0801	LOCAL HUMAN SERVICE AGENCIES TO CO-OPERATE WITH DEPT	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0900 - COMPLIANCE	10A NCAC 01A .0901	AGENCY COMPLIANCE	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .0902	CONTRACT COMPLIANCE	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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	SECTION .1000 – AUDITING PROCEDURES	10A NCAC 01A .1001	SINGLE AUDITS OF LOCAL GOVERNMENTS AND PUBLIC AUTHORITIES	Amended Eff. August 1, 2000	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .1002	AUDITS OF HOSPITALS, NONPROFITS, HIGHER EDUCATION AGENCIES	Amended Eff. August 1, 2000	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .1003	PURCHASE OF SERVICE VS. FINANCIAL ASSISTANCE	Amended Eff. August 1, 2000	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .1100 – REIMBURSEMENT	10A NCAC 01A .1101	RATE SETTING METHODS FOR FACILITIES THAT SERVE STATE/COUNTY SPECIAL ASSISTANCE RESIDENTS	Temporary Amendment Expired July 11, 2000	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01A .1102	COST REPORTING: FOR FACILITIES THAT SERVE STATE/COUNTY SPECIAL ASSISTANCE RESIDENTS	Temporary Amendment Expired July 11, 2000	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .1200 - GUARDIANSHIP: DISINTERESTED PUBLIC AGENT	10 NCAC 01A .1201	UNIFORM ACCOUNTING PROCEDURES	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 01B – LOCAL HUMAN SERVICE AGENCIES	SECTION .0100 – VIOLATIONS OF PERSONNEL RULES BY LOCAL HUMAN SERVICES AGENCIES	10A NCAC 01B .0101	DISAPPROVAL OF LOCAL AGENCY PERSONNEL ACTIONS	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 01B .0102	WITHDRAWAL	Amended Eff. March 2, 1992	Unnecessary	No		No	Unnecessary
	SECTION .0200 – MINIMUM ADMINISTRATIVE STANDARDS FOR LOCAL HUMAN SERVICE PROGRAMS	10A NCAC 01B .0201	PURPOSE	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 01B .0202	APPLICABILITY AND SCOPE	Eff. July 1, 1980	Unnecessary	No		No	Unnecessary
		10A NCAC 01B .0203	DEFINITIONS	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary
		10A NCAC 01B .0204	DEFINITIONS	Amended Eff. November 1, 1989	Unnecessary	No		No	Unnecessary

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	SECTION .0300 - PERSONNEL STANDARDS	10A NCAC 01B .0301	FEDERAL PERSONNEL STANDARDS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01B .0302	STATE PERSONNEL COMMISSION STANDARDS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01B .0303	DEPARTMENTAL PERSONNEL STANDARDS	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01B .0304	CERTAIN POLITICAL ACTIVITIES PROHIBITED	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01B .0305	CIVIL RIGHTS OF EMPLOYEES	Eff. July 1, 1980	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 01C - PROPERTY	SECTION .0100 - REAL PROPERTY	10A NCAC 01C .0101	RENT	Amended Eff. January 1, 1986	Unnecessary	No		No	Unnecessary
		10A NCAC 01C .0102	UTILITIES	Amended Eff. January 1, 1986	Unnecessary	No		No	Unnecessary
		10A NCAC 01C .0103	SERVICES NOT PROVIDED	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary
	SECTION .0200 - REIMBURSEMENT	10A NCAC 01C .0201	ADMISSIONS	Eff. February 1, 1976	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0202	COST AND CHARGES	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0203	ADMISSION INTERVIEW	Eff. February 1, 1976	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0204	DETERMINING ABILITY TO PAY	Eff. February 1, 1976	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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		10A NCAC 01C .0205	COMPROMISE OF ACCOUNTS	Amended Eff. November 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0206	LEGAL QUESTIONS	Amended Eff. July 1, 1985	Unnecessary	No		No	Unnecessary
	SECTION .0300 – REPAIR/REPLACEMENT OF PERSONAL PROPERTY	10A NCAC 01C .0301	DEFINITIONS	Eff. June 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0302	CRITERIA FOR DETERMINING REIMBURSEMENT ELIGIBILITY	Eff. June 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0303	LIMITATION ON REIMBURSEMENT	Eff. August 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0304	PROCEDURE FOR REQUESTING REIMBURSEMENT	Eff. June 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0305	RESPONSE TO REQUEST AND APPEAL RIGHTS	Eff. June 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		10A NCAC 01C .0306	NOTICE	Eff. June 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 01D - VOLUNTEER SERVICES		10A NCAC 01D .0101	VOLUNTEER SERVICES PROGRAM	Amended Eff. October 1, 1985	Unnecessary	No		No	Unnecessary
		10A NCAC 01D .0102	PATIENT OR CLIENT ELIGIBILITY	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary
		10A NCAC 01D .0103	VOLUNTEER ELIGIBILITY	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary
		10A NCAC 01D .0104	TRAINING PROGRAMS	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary
		10A NCAC 01D .0105	INFORMATION AND SPEAKERS	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary

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		10A NCAC 01D .0106	REPORTS	Amended Eff. July 1, 1985	Unnecessary	No		No	Unnecessary
		10A NCAC 01D .0107	REFERRALS OF VOLUNTEERS	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary
		10A NCAC 01D .0108	ADVISORY COUNCIL	Amended Eff. October 1, 1985	Unnecessary	No		No	Unnecessary
SUBCHAPTER 01E - GRIEVANCE PROCEDURES	SECTION .0100 - ADA GRIEVANCE PROCEDURES	10A NCAC 01E .0101	APPLICABILITY AND SCOPE	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0102	COMPLAINTS	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0103	INVESTIGATION	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0104	WRITTEN DETERMINATION	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0105	RECONSIDERATION	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0106	RECORDS	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0107	OTHER REMEDIES	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
		10A NCAC 01E .0108	CONSTRUCTION	Eff. May 1, 1993	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	28 CFR 35.107	No	Necessary with substantive public interest
	SECTION .0200 - SECTION 504 GRIEVANCE PROCEDURES	10A NCAC 01E .0201	APPLICABILITY AND SCOPE	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
		10A NCAC 01E .0202	COMPLAINTS	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
		10A NCAC 01E .0203	INVESTIGATION	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
		10A NCAC 01E .0204	WRITTEN DETERMINATION	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest

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		10A NCAC 01E .0205	RECONSIDERATION	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
		10A NCAC 01E .0206	RECORDS	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
		10A NCAC 01E .0207	OTHER REMEDIES	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
		10A NCAC 01E .0208	CONSTRUCTION	Eff. May 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 84.7	No	Necessary with substantive public interest
	SECTION .0300 - TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 GRIEVANCE PROCEDURES	10A NCAC 01E .0301	APPLICABILITY AND SCOPE	Eff. November 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 80.7	No	Necessary with substantive public interest
		10A NCAC 01E .0302	COMPLAINTS	Eff. November 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 80.7	No	Necessary with substantive public interest
		10A NCAC 01E .0303	INVESTIGATION	Eff. November 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 80.7	No	Necessary with substantive public interest
		10A NCAC 01E .0304	RESOLUTION OF MATTERS	Eff. November 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 80.7	No	Necessary with substantive public interest
		10A NCAC 01E .0305	RECONSIDERATION	Eff. November 1, 1994	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 80.7	No	Necessary with substantive public interest
SUBCHAPTER 01F – OFFICE OF THE SECRETARY	SECTION .0100 - LEGAL	10A NCAC 01F .0101	OFFICE OF LEGISLATIVE AND LEGAL AFFAIRS	Amended Eff. November 1, 1985	Unnecessary	No		No	Unnecessary
SUBCHAPTER 01G – NORTH CAROLINA NEW ORGANIZATIONAL VISION AWARD (NC NOVA)	SECTION .0100 - NORTH CAROLINA NEW ORGANIZATIONAL VISION AWARD (NC NOVA)	10A NCAC 01G .0101	SCOPE	Eff. April 1, 2007	Unnecessary	No		No	Unnecessary
		10A NCAC 01G .0102	APPLICATION FOR NC NOVA SPECIAL LICENSURE DESIGNATION	Eff. April 1, 2007	Unnecessary	No		No	Unnecessary
		10A NCAC 01G .0103	PROCESS REVIEW	Eff. January 1, 2008	Necessary without substantive public interest	No		No	Necessary without substantive public interest