

Commission Review

Log of Permanent Rule Filings

March 21, 2017 through April 20, 2017

* Approval Recommended, ** Objection Recommended, *** Other

HISTORICAL COMMISSION

The rules in Chapter 4 are from the Division of Archives and History.

The rules in Subchapter 4R concern the archaeology and historic preservation section including general provisions (.0100); environmental review (.0200); national register: plan (.0300); historic properties and historic districts commissions (.0500); designation of historic properties under the state building code (.0600); archaeological resources protection act (.0700); archaeology services (.0800); tax act certification review (.0900); exploration: recovery: and salvage (.1000); historic preservation and conservation agreements (.1400); survey and planning services (.1500); and archaeological permits.

<u>Definitions</u>	07	NCAC	04R	.0702
Repeal/*				
<u>Archaeological Investigations on State Lands</u>	07	NCAC	04R	.0703
Repeal/*				
<u>Emergency Archaeological Investigation</u>	07	NCAC	04R	.0704
Repeal/*				
<u>Application for Archaeological Permits</u>	07	NCAC	04R	.0705
Repeal/*				
<u>Qualifications for Permits</u>	07	NCAC	04R	.0706
Repeal/*				
<u>Issuance of Permits</u>	07	NCAC	04R	.0707
Repeal/*				
<u>Time Limits of Permits</u>	07	NCAC	04R	.0708
Repeal/*				
<u>Terms and Conditions of Permits</u>	07	NCAC	04R	.0709
Repeal/*				
<u>Permit Denial: Suspension and Revocation</u>	07	NCAC	04R	.0710
Repeal/*				
<u>Appeals Relating to Permits</u>	07	NCAC	04R	.0711
Repeal/*				
<u>Reporting Requirements for Specific Permits</u>	07	NCAC	04R	.0712
Repeal/*				
<u>Reporting Requirements for General Permits</u>	07	NCAC	04R	.0713
Repeal/*				
<u>Report Review for Specific Permits</u>	07	NCAC	04R	.0714
Repeal/*				
<u>Report Review for General Permits</u>	07	NCAC	04R	.0715
Repeal/*				
<u>Custody of Resources Under the Terms of a Specific Permit</u>	07	NCAC	04R	.0716
Repeal/*				
<u>Custody/Archaeological Resources Under/Terms: General Permit</u>	07	NCAC	04R	.0717
Repeal/*				
<u>Confidentiality</u>	07	NCAC	04R	.0718
Repeal/*				

WILDLIFE RESOURCES COMMISSION

The rules in Subchapter 10F cover motorboats and water safety including boat registration (.0100); safety equipment and accident reports (.0200); and local water safety regulations covering speed limits, no-wake restrictions, restrictions on swimming and other activities, and placement of markers for designated counties or municipalities (.0300).

<u>Clay County</u> Amend/*	15A NCAC 10F .0308
<u>Pender County</u> Amend/*	15A NCAC 10F .0321
<u>Perquimans County</u> Amend/*	15A NCAC 10F .0355

PUBLIC HEALTH, COMMISSION FOR

The rules in Chapter 18 cover environmental aspects of health such as sanitation (18A), mosquito control (18B), water supplies (18C), and water treatment facility operators (18D).

The rules in Subchapter 18A deal with sanitation and include handling, packing and shipping of crustacean meat (.0100) and shellfish (.0300 and .0400); operation of shellstock plants and reshippers (.0500); shucking and packing plants (.0600); depuration mechanical purification facilities (.0700); wet storage of shellstock (.0800); shellfish growing waters (.0900); summer camps (.1000); grade A milk (.1200); hospitals, nursing homes, rest homes, etc. (.1300); mass gatherings (.1400); local confinement facilities (.1500); residential care facilities (.1600); protection of water supplies (.1700); lodging places (.1800); sewage treatment and disposal systems (.1900); migrant housing (.2100); bed and breakfast homes (.2200); delegation of authority to enforce rules (.2300); public, private and religious schools (.2400); public swimming pools (.2500); restaurants, meat markets, and other food handling establishments (.2600); child day care facilities (.2800); restaurant and lodging fee collection program (.2900); bed and breakfast inns (.3000); lead poisoning prevention (.3100); tattooing (.3200); adult day service facilities (.3300); primitive camps (.3500); rules governing the sanitation of resident camps (.3600); and private drinking water well sampling (.3800).

<u>Definitions</u> Repeal/**	15A NCAC 18A .1801
<u>Permits</u> Repeal/**	15A NCAC 18A .1802
<u>Public Display of Grade Card</u> Repeal/**	15A NCAC 18A .1803
<u>Inspections</u> Repeal/**	15A NCAC 18A .1804
<u>Inspection Forms</u> Repeal/**	15A NCAC 18A .1805
<u>Grading</u> Repeal/**	15A NCAC 18A .1806
<u>Approved Lodging Establishments</u> Repeal/**	15A NCAC 18A .1807
<u>Lobby: Halls: Stairs: and Vending Areas</u> Repeal/**	15A NCAC 18A .1808
<u>Lavatories and Baths</u> Repeal/**	15A NCAC 18A .1809

<u>Water Supply</u>	15A NCAC 18A .1810
Repeal/**	
<u>Drinking Water Facilities</u>	15A NCAC 18A .1811
Repeal/**	
<u>Guestrooms</u>	15A NCAC 18A .1812
Repeal/**	
<u>Storage and Laundry Facilities</u>	15A NCAC 18A .1813
Repeal/**	
<u>Disposal of Garbage and Trash: Premises</u>	15A NCAC 18A .1814
Repeal/**	
<u>Severability</u>	15A NCAC 18A .1815
Repeal/**	
<u>Appeals Procedure</u>	15A NCAC 18A .1817
Repeal/**	
<u>Plan Review</u>	15A NCAC 18A .1818
Repeal/**	
<u>Definitions</u>	15A NCAC 18A .1821
Adopt/**	
<u>Management and Personnel</u>	15A NCAC 18A .1822
Adopt/**	
<u>Food</u>	15A NCAC 18A .1823
Adopt/**	
<u>Equipment and Utensils</u>	15A NCAC 18A .1824
Adopt/**	
<u>Water, Plumbing, and Waste</u>	15A NCAC 18A .1825
Adopt/**	
<u>Physical Facilities</u>	15A NCAC 18A .1826
Adopt/**	
<u>Premises, Storage, Poisonous or Toxic Materials</u>	15A NCAC 18A .1827
Adopt/**	
<u>Laundry and Linens</u>	15A NCAC 18A .1828
Adopt/**	
<u>Permits</u>	15A NCAC 18A .1829
Adopt/**	
<u>Public Display of Grade Card</u>	15A NCAC 18A .1830
Adopt/**	
<u>Inspections and Reinspections</u>	15A NCAC 18A .1831
Adopt/**	
<u>Grading</u>	15A NCAC 18A .1832
Adopt/**	
<u>Application and Plan Review</u>	15A NCAC 18A .1833
Adopt/**	
<u>Informal Review Process and Appeals Procedure</u>	15A NCAC 18A .1834
Adopt/**	
<u>Definitions</u>	15A NCAC 18A .2201
Repeal/**	
<u>Permits</u>	15A NCAC 18A .2202
Repeal/**	

<u>Inspections: Visits: Posting of Grade Card</u> Repeal/**	15A NCAC 18A .2203
<u>Inspection Forms</u> Repeal/**	15A NCAC 18A .2204
<u>Grading</u> Repeal/**	15A NCAC 18A .2205
<u>Floors</u> Repeal/**	15A NCAC 18A .2206
<u>Walls and Ceilings</u> Repeal/**	15A NCAC 18A .2207
<u>Lighting and Ventilation</u> Repeal/**	15A NCAC 18A .2208
<u>Toilet: Handwashing: Laundry: and Bathing Facilities</u> Repeal/**	15A NCAC 18A .2209
<u>Water Supply</u> Repeal/**	15A NCAC 18A .2210
<u>Drinking Water Facilities: Ice Handling</u> Repeal/**	15A NCAC 18A .2211
<u>Disposal of Wastes</u> Repeal/**	15A NCAC 18A .2212
<u>Vermin Control: Premises</u> Repeal/**	15A NCAC 18A .2213
<u>Storage: Miscellaneous</u> Repeal/**	15A NCAC 18A .2214
<u>Beds: Linen: Furniture</u> Repeal/**	15A NCAC 18A .2215
<u>Food Service Utensils and Equipment</u> Repeal/**	15A NCAC 18A .2216
<u>Food Supplies</u> Repeal/**	15A NCAC 18A .2217
<u>Food Protection</u> Repeal/**	15A NCAC 18A .2218
<u>Food Service Persons</u> Repeal/**	15A NCAC 18A .2219
<u>Severability</u> Repeal/**	15A NCAC 18A .2220
<u>Appeals Procedure</u> Repeal/**	15A NCAC 18A .2221
<u>Definitions</u> Repeal/**	15A NCAC 18A .3001
<u>Permits</u> Repeal/**	15A NCAC 18A .3002
<u>Inspections: Visits: Posting of Grade Cards</u> Repeal/**	15A NCAC 18A .3003
<u>Inspection Forms</u> Repeal/**	15A NCAC 18A .3004
<u>Grading</u> Repeal/**	15A NCAC 18A .3005

<u>Food Source and Protection</u> Repeal/**	15A NCAC 18A .3006
<u>Food Service Persons</u> Repeal/**	15A NCAC 18A .3007
<u>Food Service Utensils and Equipment and Their Cleaning</u> Repeal/**	15A NCAC 18A .3008
<u>Lavatories and Bathrooms</u> Repeal/**	15A NCAC 18A .3009
<u>Water Supply</u> Repeal/**	15A NCAC 18A .3010
<u>Drinking Water Facilities</u> Repeal/**	15A NCAC 18A .3011
<u>Beds: Linen</u> Repeal/**	15A NCAC 18A .3012
<u>Vermin Control: Premises</u> Repeal/**	15A NCAC 18A .3013
<u>Storage: Miscellaneous</u> Repeal/**	15A NCAC 18A .3014
<u>Floors: Walls: Ceilings: Lighting: Ventilation</u> Repeal/**	15A NCAC 18A .3015
<u>Disposal of Garbage and Trash</u> Repeal/**	15A NCAC 18A .3016

REVENUE, DEPARTMENT OF

The rules in Chapter 1 are the departmental rules of the Department of Revenue.

Subchapter 1C rules deal with general administration and contain definitions (.0100); hearing procedures (.0200); forms (.0300); interest requirements (.0400); form of payment (.0500); substitution of forms (.0600); and electronic filing forms (.0700).

<u>Warrant for Tax Collection</u> Repeal/*	17 NCAC 01C .0308
<u>Method of Payment</u> Readopt with Changes/*	17 NCAC 01C .0502
<u>EFT Definitions</u> Readopt with Changes/*	17 NCAC 01C .0503
<u>When Payment by EFT is Required</u> Repeal/*	17 NCAC 01C .0504
<u>EFT Identification and Notification Procedures</u> Readopt with Changes/*	17 NCAC 01C .0505
<u>Enrollment for ACH Credit and ACH Debit</u> Readopt with Changes/*	17 NCAC 01C .0507
<u>Methods of Electronic Funds Transfer</u> Repeal/*	17 NCAC 01C .0508
<u>EFT Payment Procedures</u> Repeal/*	17 NCAC 01C .0509
<u>EFT Payment Procedures - ACH Method</u> Readopt with Changes/*	17 NCAC 01C .0510

<u>EFT Payment Procedures - ACH Credit Method</u> Readopt with Changes/*	17	NCAC 01C .0511
<u>Approval Required for Substitute Forms</u> Readopt with Changes/*	17	NCAC 01C .0601

DENTAL EXAMINERS, BOARD OF

The rules in Subchapter 16Q concern general anesthesia and sedation including definitions (.0100); general anesthesia (.0200); parenteral conscious sedation (.0300); enteral conscious sedation (.0400); renewal of permits (.0500); reporting and penalties (.0600); and penalty for non-compliance (.0700).

<u>General Anesthesia and Sedation Definitions</u> Amend/*	21	NCAC 16Q .0101
<u>General Anesthesia Credentials and Permit</u> Amend/*	21	NCAC 16Q .0201
<u>General Anesthesia Equipment and Clinical Requirements</u> Amend/*	21	NCAC 16Q .0202
<u>Itinerant (Mobile) General Anesthesia Permit, Equipment a...</u> Adopt/*	21	NCAC 16Q .0206
<u>Annual Review of General Anesthesia and Itinerant (Mobile...</u> Adopt/*	21	NCAC 16Q .0207
<u>Credentials and Permits for Moderate Parenteral and Enter...</u> Amend/*	21	NCAC 16Q .0301
<u>Moderate Parenteral and Enteral Conscious Sedation Clinic...</u> Amend/*	21	NCAC 16Q .0302
<u>Off Site Use of Moderate Parenteral and Enteral Conscious...</u> Amend/*	21	NCAC 16Q .0304
<u>Annual Renewal of Moderate Parenteral and Enteral Conscio...</u> Adopt/*	21	NCAC 16Q .0305
<u>Credentials and Permits for Moderate Pediatric Conscious ...</u> Adopt/*	21	NCAC 16Q .0404
<u>Moderate Pediatric Conscious Sedation Clinical Requiremen...</u> Adopt/*	21	NCAC 16Q .0405
<u>Off Site Use of Moderate Pediatric Conscious Sedation Per...</u> Adopt/*	21	NCAC 16Q .0406
<u>Annual Renewal of Moderate Pediatric Conscious Sedation P...</u> Adopt/*	21	NCAC 16Q .0407

GEOLOGISTS, BOARD FOR LICENSING OF

The rules in Chapter 21 are from the Board for Licensing of Geologists and include statutory and administrative provisions (.0100); records and reports of board, retention and disposition (.0200); licensing of geologists (.0300); disciplinary action and procedure (.0500); administrative hearings, decisions, related rights (.0600); rulemaking proceedings (.0800); declaratory rulings (.0900); professional corporations (.1000); and professional conduct (.1100).

<u>Authority: Name and Location of Board</u> Amend/*	21	NCAC 21 .0101
<u>Organization of the Board</u> Amend/*	21	NCAC 21 .0103

<u>Duties of Officers</u>	21	NCAC	21	.0104
Amend/*				
<u>Requirements for Licensing</u>	21	NCAC	21	.0301
Amend/*				
<u>Application Procedure</u>	21	NCAC	21	.0302
Amend/*				
<u>Inactive Status</u>	21	NCAC	21	.0303
Adopt/*				
<u>Continuing Education</u>	21	NCAC	21	.0403
Adopt/*				
<u>Requirements</u>	21	NCAC	21	.0404
Adopt/*				
<u>Determination of Credit</u>	21	NCAC	21	.0405
Adopt/*				
<u>Recordkeeping</u>	21	NCAC	21	.0406
Adopt/*				
<u>Exemptions</u>	21	NCAC	21	.0407
Adopt/*				
<u>Filing of Charges and Disciplinary Actions</u>	21	NCAC	21	.0501
Amend/*				
<u>Reprimand</u>	21	NCAC	21	.0502
Amend/*				
<u>Right to Hearing</u>	21	NCAC	21	.0505
Amend/*				
<u>Request for Hearing</u>	21	NCAC	21	.0506
Amend/*				
<u>Types of Intervention</u>	21	NCAC	21	.0511
Amend/*				
<u>Disqualification of Board Members</u>	21	NCAC	21	.0513
Amend/*				
<u>Investigation</u>	21	NCAC	21	.0514
Amend/*				
<u>Disciplinary Procedure</u>	21	NCAC	21	.0515
Amend/*				
<u>Petition for Rulemaking Hearings</u>	21	NCAC	21	.0803
Amend/*				
<u>Disposition of Petitions</u>	21	NCAC	21	.0804
Amend/*				
<u>Disposition of Requests</u>	21	NCAC	21	.0903
Amend/*				
<u>Rules of Professional Conduct</u>	21	NCAC	21	.1101
Amend/*				
<u>Rules of Conduct of Advertising</u>	21	NCAC	21	.1102
Amend/*				

NURSING, BOARD OF

The rules in Chapter 36 include rules relating to general provisions (.0100); licensure (.0200); approval of nursing programs (.0300); unlicensed personnel and nurses aides (.0400); professional corporations

(.0500); articles of organization (.0600); nurse licensure compact (.0700); and approval and practice parameters for nurse practitioners (.0800).

<u>Definitions</u>	21	NCAC 36	.0120
Amend/*			

<u>Revocation, Suspension or Denial of License</u>	21	NCAC 36	.0217
Amend/*			

VETERINARY MEDICAL BOARD

The rules in Chapter 66 are from the Veterinary Medical Board including statutory and administrative provisions (.0100); practice of veterinary medicine (.0200); examination and licensing procedures (.0300); rules petitions hearings (.0400); declaratory rulings (.0500); administrative hearings procedures (.0600); administrative hearings decisions related rights (.0700) and judicial review (.0800).

<u>Limited Veterinary License</u>	21	NCAC 66	.0311
Amend/*			