

REQUEST FOR TECHNICAL CHANGE

AGENCY: North Carolina Midwifery Joint Committee

RULE CITATION: 21 NCAC 33 .0110

DEADLINE FOR RECEIPT: Monday, November 6, 2017

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

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

In reviewing this Rule, the staff recommends the following technical changes be made:

*Line 20, consider adding general rulemaking authority for this Board. Is it G.S. 90-178.4?
Please review and supplement.*

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

Abigail M. Hammond
Commission Counsel
Date submitted to agency: Tuesday, October 24, 2017

1 21 NCAC 33 .0110 is amended, with changes, as published in NCR 32:02, pages 72-73, as follows:

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3 **21 NCAC 33 .0110 REPORTING CRITERIA**

4 (a) The Department of Health and Human Services ("Department") may report to the Committee information
5 regarding the prescribing practices of those midwives ("prescribers") whose prescribing:

6 (1) falls within the top ~~one~~ two percent of those prescribing 100 morphine milligrams milligram ~~of~~
7 ~~morphine~~ equivalents ("MME") per patient per day; or

8 (2) falls within the top ~~one~~ two of those prescribing 100 MME's per patient per day in combination
9 with any benzodiazepine and who are within the top one percent of all controlled substance
10 prescribers by volume.

11 (b) In addition, the Department may report to the Committee information regarding midwives who have had two or
12 more patient deaths in the preceding 12 months due to opioid ~~poisoning~~ poisoning where the prescribers authorized
13 more than 30 tablets of an opioid to the decedent and the prescriptions were written within 60 days of the patient
14 deaths.

15 (c) The Department may submit these reports to the Committee upon request and may include the information
16 described in G.S. 90-113.73(b).

17 (d) The reports and communications between the Department and the Committee shall remain confidential pursuant
18 to G.S. 90-113.74.

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20 *History Note: Authority G.S. 90-113.74;*

21 *Eff. ~~May 1, 2016~~ May 1, 2016;*

22 *Amended Eff. November 1, December 1, 2017.*