

**G.S. 150B-21.3A Report for 10A NCAC Chapter 17, Services for the Deaf and Hard of Hearing**

Agency - Department of Health and Human Services

Comment Period - October 13, 2016 through December 13, 2016

Date Submitted to APO - March 20, 2017

| 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(d1)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]                   | OAH Next Steps                     |
|---|---|--------------------|--|---|---|---|-----------------------------|--|--|---|--|------------------------------------|
| SUBCHAPTER 17B - ADMINISTRATION                   | SECTION .0100 - GENERAL   | 10A NCAC 17B .0102 | RECEIPT OF MONIES                        | Amended Eff. April 1, 1990              | Unnecessary                                   | No  |                             | Yes  | Unnecessary  | No comments with merit                                  | Unnecessary and should expire on the first day of the month following the consultation           | Rule expired - remove from Code    |
|   | SECTION .0200 - REGIONAL CENTERS                                  | 10A NCAC 17B .0201 | FUNCTION AND RESPONSIBILITIES            | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | Yes  | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
| SUBCHAPTER 17C - INTERPRETER SERVICES             | SECTION .0100 - CLASSIFICATION RECORDS                            | 10A NCAC 17C .0101 | MAINTENANCE OF CLASSIFICATION RECORDS    | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | Yes  | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17C .0103 | APPLICABILITY                            | Amended Eff. May 1, 2007                | Unnecessary                                   | No  |                             | No   | Unnecessary  | No comments with merit                                  | Unnecessary and should expire on the first day of the month following the consultation           | Rule expired - remove from Code    |
|   |   | 10A NCAC 17C .0104 | DEFINITIONS                              | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17C .0108 | CLASSIFICATION AND INTERPRETER DIRECTORY | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | SECTION .0200 - INTERPRETER SERVICES                              | 10A NCAC 17C .0201 | ELIGIBILITY                              | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17C .0202 | CONTRACTED INTERPRETER SERVICES          | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17C .0203 | LICENSURE OF INTERPRETERS                | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | Yes  | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
| SUBCHAPTER 17D - ASSISTIVE EQUIPMENT DISTRIBUTION | SECTION .0200 - TELECOMMUNICATIONS EQUIPMENT DISTRIBUTION PROGRAM | 10A NCAC 17D .0202 | DEFINITIONS                              | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0203 | DIVISION RESPONSIBILITIES                | Amended Eff. May 1, 2007                | Unnecessary                                   | No  |                             | No   | Unnecessary  | No comments with merit                                  | Unnecessary and should expire on the first day of the month following the consultation           | Rule expired - remove from Code    |
|   |   | 10A NCAC 17D .0204 | INFORMATION CONCERNING THE PROGRAM       | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0205 | APPLICATION INFORMATION AND PROCEDURES   | Amended Eff. December 1, 2009           | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0206 | ELIGIBILITY                              | Amended Eff. December 1, 2009           | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0207 | CERTIFICATION OF IMPAIRMENT              | Amended Eff. November 1, 2009           | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0208 | AGE REQUIREMENTS                         | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0209 | RESIDENCY REQUIREMENTS                   | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   |   | 10A NCAC 17D .0210 | FINANCIAL ELIGIBILITY                    | Amended Eff. November 1, 2009           | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |

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| 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(d1)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]                   | OAH Next Steps                     |
|------------|---|--------------------|--|---|---|---|-----------------------------|--|--|---|--|------------------------------------|
|            |   | 10A NCAC 17D .0211 | ELIGIBILITY FOR REAPPLICATION                                  | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0212 | PROVISION OF EQUIPMENT SETS                                    | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0213 | OWNERSHIP: LEASE: LIABILITIES                                  | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0214 | TELEPHONE BILLS: MAINTENANCE: REPORTING LOSS, DAMAGE, OR THEFT | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0215 | RELOCATION OR DEATH OF RECIPIENTS                              | Amended Eff. May 1, 2007                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0216 | TRANSFER TO MINOR USERS  | Amended Eff. April 1, 1990              | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0219 | MAINTENANCE OF EQUIPMENT RECORDS                               | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0220 | RIGHTS/CONSUMER APPEALS  | Amended Eff. May 1, 2008                | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            | <b>SECTION .0300 – TEMPORARY LOAN PROGRAM</b> | 10A NCAC 17D .0301 | PURPOSE  | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0302 | ELIGIBILITY REQUIREMENTS                                       | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0303 | LOAN PERIOD, LEASE, AND LIABILITIES                            | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|            |   | 10A NCAC 17D .0304 | MAINTENANCE: REPORTING LOSS, DAMAGE, OR THEFT                  | Eff. May 1, 2007                        | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |

| Agency  | Rule               | Name              | Type of Comment   | Comment  | Agency Response | RRC Staff Recommendation        | RRC Determination [150B-21.3A(c)(2)] |
|---|--------------------|-------------------|---|--|-----------------|---------------------------------|--------------------------------------|
| Division of Services for the Deaf and the Hard of Hearing | 10A NCAC 17B .0102 | RECEIPT OF MONIES | Select One<br>Public Coment as defined in G.S. 150B-21.3A(a)(5) | Sat 10/8/2016 4:06 PM<br>This is a comment for: 10A NCAC 17B .0102 RECEIPT OF MONIES   | We agree        | Select One<br>Comment has merit | Select One<br>Comment has merit      |
|   |                    |                   |   | <p>It is a comment of type: Public<br/>Sat 10/8/2016 4:06 PM<br/>Commentor: , ,</p> <p>Comment: If the agency (DSDHH) has determined this rule is not necessary, I stand in support of their decision.</p> |                 |                                 |                                      |

| Agency  | Rule               | Name                          | Type of Comment   | Comment   | Agency Response | RRC Staff Recommendation        | RRC Determination [150B-21.3A(c)(2)] |
|---|--------------------|-------------------------------|---|---|-----------------|---------------------------------|--------------------------------------|
| Division of Services for the Deaf and the Hard of Hearing | 15A NCAC 02B .0201 | FUNCTION AND RESPONSIBILITIES | Select One<br>Public Coment as defined in G.S. 150B-21.3A(a)(5) | Sat 10/8/2016 4:10 PM<br>This is a comment for: 10A NCAC 17B .0201 FUNCTION AND RESPONSIBILITIES  | We agree        | Select One<br>Comment has merit | Select One<br>Comment has merit      |
|   |                    |                               |   | It is a comment of type: Public   |                 |                                 |                                      |
|   |                    |                               |   | Commentor: , ,  |                 |                                 |                                      |
|   |                    |                               |   | Comment: I support this rule and find that the seven Regional Centers have done an outstanding job of informing the public about issues and services related to Deaf, Hard of Hearing, Deaf-Blind individuals and their families. The establishment of these Centers have increased availability of services and set an excellent example of providing services for other stated to immolate. |                 |                                 |                                      |
|   |                    |                               |   | _____   |                 |                                 |                                      |

| Agency  | Rule               | Name                                  | Type of Comment   | Comment  | Agency Response | RRC Staff Recommendation        | RRC Determination [150B-21.3A(c)(2)] |
|---|--------------------|---------------------------------------|---|--|-----------------|---------------------------------|--------------------------------------|
| Division of Services for the Deaf and the Hard of Hearing | 10A NCAC 17C .0101 | MAINTENANCE OF CLASSIFICATION RECORDS | Select One<br>Public Coment as defined in G.S. 150B-21.3A(a)(5) | Sat 10/8/2016 4:12 PM<br>This is a comment for: 10A NCAC 17C .0101 MAINTENANCE OF CLASSIFICATION RECORDS<br><br>It is a comment of type: Public<br><br>Commentor: , ,<br><br>Comment: I support this rule as it enables service providers seeking to provide interpreting services for Deaf, Deaf-Blind and Hard of Hearing clients to obtain a list of qualified interpreters in their region.<br><br>_____ | We agree        | Select One<br>Comment has merit | Select One<br>Comment has merit      |

| Agency  | Rule               | Name                      | Type of Comment   | Comment   | Agency Response | RRC Staff Recommendation        | RRC Determination [150B-21.3A(c)(2)] |
|---|--------------------|---------------------------|---|---|-----------------|---------------------------------|--------------------------------------|
| Division of Services for the Deaf and the Hard of Hearing | 15A NCAC 02B .0101 | LICENSURE OF INTERPRETERS | Select One<br>Public Coment as defined in G.S. 150B-21.3A(a)(5) | <p>Sat 10/8/2016 4:16 PM</p> <p>This is a comment for: 10A NCAC 17C .0203 LICENSURE OF INTERPRETERS</p> <p>It is a comment of type: Public</p> <p>Commentor: , ,</p> <p>Comment: I support this rule as I feel strongly that Licensure of interpreters in NC is a valid way to protect consumers of interpreter services and provides a platform to express complaints or compliments regarding services delivered.</p> <hr/> | We agree        | Select One<br>Comment has merit | Select One<br>Comment has merit      |