

**G.S. 150B-21.3A Report for 10A NCAC 27H, MISCELLANEOUS RULES**

Agency - DHHS - Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services

Comment Period - September 7 - November 7, 2016

Date Submitted to APO - January 23, 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(e)]	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
	SECTION .0100 – ADMISSION PROCEDURES FOR MINORS OR INCOMPETENT PERSONS TO NONRESTRICTIVE TREATMENT FACILITIES	10A NCAC 27H .0101	SCOPE	Amended Eff. June 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 27H .0102	DEFINITIONS	Amended Eff. March 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 27H .0103	APPLICATION FOR ADMISSION	Amended Eff. March 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 27H .0104	PROCEDURE FOR ADMISSION	Amended Eff. March 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 27H .0105	CRITERIA FOR ADMISSION	Amended Eff. March 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 27H .0106	INDIVIDUAL TREATMENT/PROGRAM PLAN	Eff. April 1, 1984	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 27H .0107	REVIEW OF CONTINUED TREATMENT	Eff. April 1, 1984	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 27H .0108	DISCHARGE PLAN	Eff. April 1, 1984	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 – TRAINING AND REGISTRATION OF	10A NCAC 27H .0201	SCOPE	Amended Eff. January 1, 1996	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 27H .0202	DEFINITIONS	Amended Eff. January 1, 1996	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 27H .0203	ELIGIBILITY FOR TRAINING	Amended Eff. January 1, 1996	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 27H .0204	TRAINING AND REGISTRATION	Amended Eff. May 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 27H .0205	PERIOD OF REGISTRATION	Amended Eff. May 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 27H .0206	TERMINATION OF REGISTRATION	Amended Eff. May 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 27H .0207	DUTIES OF REGISTERED FORENSIC EVALUATOR	Amended Eff. May 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
	SECTION .0300 – HEPATITIS B SCREENING AND VACCINATION OF RESIDENTS AND VACCINATION OF DIRECT CARE EMPLOYEES IN GROUP HOMES FOR DEVELOPMENTALLY DISABLED PERSONS	10A NCAC 27H .0301	SCOPE	Eff. November 1, 1985	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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		10A NCAC 27H .0302	DEFINITIONS	Amended Eff. March 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 27H .0303	CURRENT RESIDENTS AND EMPLOYEES	Amended Eff. July 1, 1993	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 27H .0304	PROSPECTIVE RESIDENTS AND EMPLOYEES	Amended Eff. July 1, 1993	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 27H .0305	COST FOR HEPATITIS B PROTECTION	Amended Eff. July 1, 1993	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 27H .0306	RECORDS	Amended Eff. July 1, 1993	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 27H .0307	PROTECTIONS DURING PREGNANCY	Amended Eff. March 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 27H .0308	PERSONAL HYGIENE/ENVIRONMENTAL PRECAUTIONS: STAFF TRAINING	Amended Eff. July 1, 1993	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 27H .0309	DOCUMENTATION OF COMPLIANCE	Amended Eff. July 1, 1993	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 .0400 - CLIENT ELIGIBILITY</b>	10A NCAC 27H .0401	SCOPE	Amended Eff. March 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 27H .0402	SCREENING	Eff. July 1, 1984	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 27H .0403	SERVICE PURPOSE AND ELIGIBILITY REQUIREMENTS	Amended Eff. November 1, 1991	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 27H .0404	CROSS-REFERENCE TO CLIENT FEE FOR SERVICE	Amended Eff. July 1, 1989	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 27H .0405	GEOGRAPHICAL AREA	Eff. July 1, 1984	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 27H .0406	WAITING LISTS	Eff. July 1, 1984	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 27H .0407	EXPLANATION OF PROGRAM RULES AND POLICIES	Eff. July 1, 1984	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 .0500 - SURROGATE PARENTS FOR INFANTS AND TODDLERS IN EARLY INTERVENTION SERVICES</b>	10A NCAC 27H .0501	CIRCUMSTANCES REQUIRING SURROGATE PARENTS	Eff. March 1, 1995	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 27H .0502	IDENTIFYING NEED FOR AND SELECTION OF A SURROGATE PARENT	Eff. March 1, 1995	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

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		10A NCAC 27H .0503	RESPONSIBILITIES OF A SURROGATE PARENT	Eff. March 1, 1995	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 27H .0504	PRIORITIES FOR SELECTION OF A SURROGATE PARENT	Eff. March 1, 1995	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 27H .0505	CRITERIA FOR SELECTION PROCESS	Eff. March 1, 1995	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 27H .0506	TRAINING REQUIREMENTS FOR A SURROGATE PARENT	Eff. March 1, 1995	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
	<b>SECTION .0600 – CONTINUITY OF CARE</b>	10A NCAC 27H .0601	SCOPE	Eff. October 1, 1983	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 27H .0602	EXPLANATION OF TERMS	Amended Eff. May 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 27H .0603	GENERAL RESPONSIBILITIES OF AREA AUTHORITY AND DIVISION	Amended Eff. May 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 27H .0604	PROGRAMMATIC RESPONSIBILITIES	Eff. October 1, 1983	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 27H .0605	BUDGETARY RESPONSIBILITIES	Eff. October 1, 1983	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 27H .0606	DOCUMENTATION	Eff. October 1, 1983	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 27H .0607	APPEALS	Eff. October 1, 1983	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