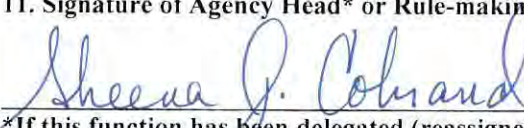


SUBMISSION FOR PERMANENT RULE

ORIGINAL

5/21/18

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0101 - OFFICE LOCATION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0101 is proposed for amendment to clarify that amendments to 25 NCAC 01E .0901 are incorporated by reference into this Rule.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.2em; color: blue;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

FILED

2018 MAY 21 PM 3:38

OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

ORIGINAL

5/21/18

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0102 - ADDRESS CHANGES AND ELECTRONIC ADDRESS CHANGES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0102 is proposed for amendment to correct the fax number for employer address changes.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;"> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

FILED

2018 MAY 21 PM 3:39

OFFICE OF ADMIN HEARINGS

5/21/18

SUBMISSION FOR PERMANENT RULE

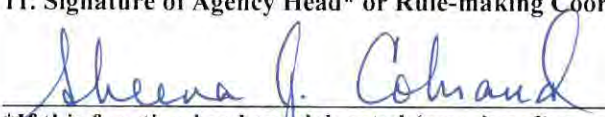
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0104 - ADDRESSES FOR FILING CLAIMS, APPEALS, EXCEPTIONS, REQUESTS, OR PROTESTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0104 is proposed for amendment to centralize addresses, phone numbers, and requirements for appeals and payments in an effort to reduce the frequency for rule-making and improve efficiency.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:39
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0106 - FILING/MAILING DATES AND USE OF FORMS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0106 is proposed for amendment to clarify deadlines in circumstances when a due date falls on a weekend or holiday.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:43
 OFFICE OF ADMIN HEARINGS

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0109 - POWER OF ATTORNEY	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0109 is proposed for amendment to eliminate the designation of a limited power of attorney and reflect enactment of Ch. 32C of the General Statutes.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:43
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18

ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0201 - WRITTEN REQUEST REQUIRED	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0201 is proposed for amendment to correctly reflect the manner in which to request release of confidential UI information.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;"> </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

FILED

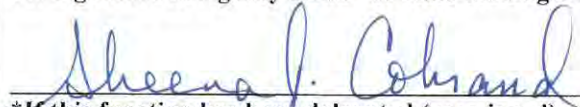
2018 MAY 21 PM 3:43

OFFICE OF ADMIN HEARINGS

5/21/18

ORIGINAL

SUBMISSION FOR PERMANENT RULE

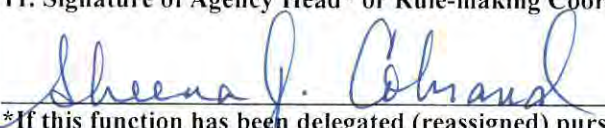
1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0202 - CLEAR DESCRIPTION OF RECORDS REQUIRED	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0202 is proposed for amendment to correctly reflect the Chief Counsel's title.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

 OFFICE OF ADMIN HEARINGS
 2018 MAY 21 PM 3:43
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SUBMISSION FOR PERMANENT RULE

5/21/18

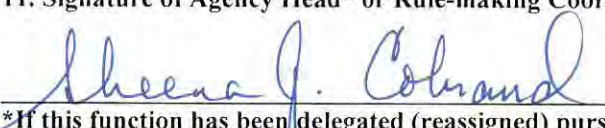
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0203 - DETERMINATION AS TO DISCLOSURE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0203 is proposed for amendment to correctly reflect the Chief Counsel's title.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 3:43
OFFICE OF ADMIN HEARINGS

5/21/18

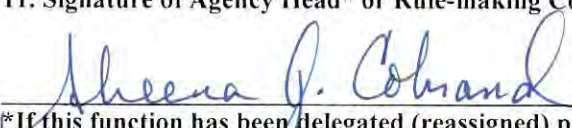
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0204 - RELEASE OF INFORMATION TO THIRD PARTY	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0204 is proposed for amendment to accurately reflect the requirements for requests for release of information.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

5/21/18


ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0205 - FEES FOR COPIES AND SERVICES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0205 is proposed for amendment to clarify the fees associated with requests for release of information to third parties.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 3:43
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0206 - METHOD OF PAYMENT	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0206 is proposed for amendment to clarify the fees associated with requests for release of information to third parties.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:43
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18

ORIGINAL


1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24A .0207 - PAYMENT REQUIRED BEFORE RELEASE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24A .0207 is proposed for amendment to clarify the fees associated with requests for release of information to third parties.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator </div>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 3:43
OFFICE OF ADMIN HEARINGS

5/21/18

ORIGINAL

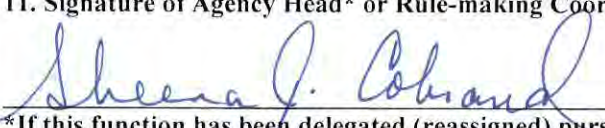
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .0101 - FILING A CLAIM	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .0101 is proposed for amendment to accurately reflect the information required for filing claims.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. </div> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

 OFFICE OF ADMIN HEARINGS
 2018 MAY 21 PM 3:44
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SUBMISSION FOR PERMANENT RULE

5/21/18
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .0103 - WEEKLY CERTIFICATIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .0103 is proposed for amendment to accurately reflect the information required for filing weekly certifications.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:44
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18

ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .0401 - DETERMINATION BY ADJUDICATOR	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .0401 is proposed for amendment to correct legal citations.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;"> </div> <div style="font-size: 0.8em;"> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. </div> <div style="margin-top: 10px;"> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator </div>
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18

ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .0503 - DETERMINATION ON LABOR DISPUTE AND REFERRAL FOR HEARING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

5/21/18


1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .0901 - SETOFF DEBT COLLECTION ACT NOTICE TO CLAIMANT	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .0901 is proposed for adoption to notify claimants of the content and manner in which DES will seek offset pursuant to its responsibilities under G.S. 105A-8.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. </div> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:44
 OFFICE OF ADMIN HEARINGS

5/21/18

ORIGINAL

SUBMISSION FOR PERMANENT RULE

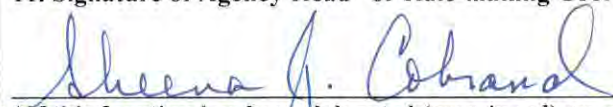
1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .0902 - CLAIMANT SETOFF DEBT COLLECTION ACT HEARINGS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .0902 is proposed for amendment to notify claimants of their right to request a hearing under the Setoff Debt Collection Act.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:44
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5/21/18


ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .1001 - NOTICE TO CLAIMANT OF REFERRAL TO TOP	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .1001 is proposed for amendment to clarify the manner in which claimants may make payments to DES under TOP.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

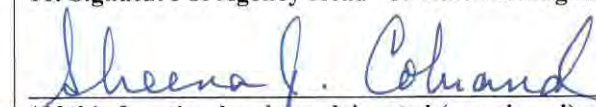
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24B .1002 - CLAIMANT REEVALUATION OF DEBT	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24B .1002 is proposed for amendment to improve UI programefficiency.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

5/21/18

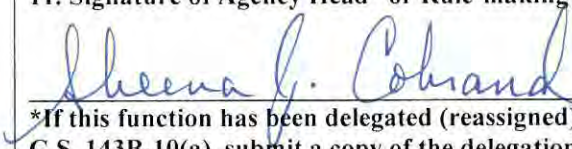
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0102 - TIMELINESS EXCEPTION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0102 is proposed for amendment to clarify the timeliness exception.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

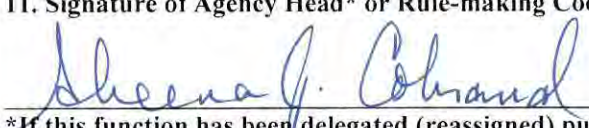
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0103 - BASE PERIOD EMPLOYER DENIED NONCHARGING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0103 is proposed for amendment to correct legal citations.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0201 - APPEARANCE BY PARTY	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0201 is proposed for amendment to clarify the manner in which witnesses may participate in appeal hearings.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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ORIGINAL


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0202 - PRESENTING AND SCHEDULING APPEALED CLAIMS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0203 - CONTENTS OF APPEAL TO APPEAL DECISION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0203 is proposed for amendment to accurately reflect the information required to file an appeal of an Appeals Decision and establish consistency with 24A .0104.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0208 - DISQUALIFICATION OF APPEALS REFEREE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0208 is proposed for amendment to correct grammatical errors.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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5/21/18

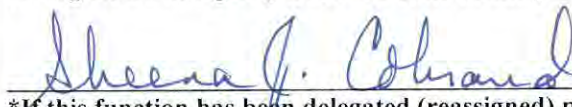
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0211 - CONTROLLED SUBSTANCE RESULTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0211 is proposed for amendment to correct grammatical errors.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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5/21/18

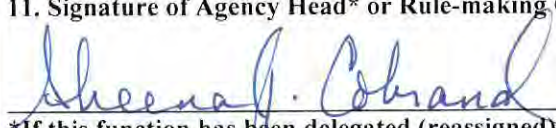
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0213 - COMBINATION TELEPHONE AND IN-PERSON HEARINGS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0213 is proposed for adoption to clarify the manner in which witnesses may participate in appeal hearings and maximize hearing efficiency.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0214 - WITHDRAWAL OF APPEAL	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0214 is proposed for adoption to set forth the requirements for withdrawing an appeal.</p>	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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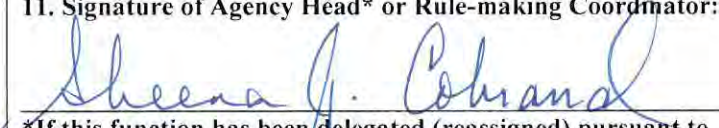
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0215 - NEW FILING AFTER WITHDRAWAL OF APPEAL	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0215 is proposed for adoption to provide notice of the procedures for filing a new appeal of a determination after previously withdrawing an appeal of the same determination.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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5/21/18

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0302 - NOTICES, SERVICE, AND LEGAL REPRESENTATION OR SUPERVISION BY NORTH CAROLINA ATTORNEY	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0302 is proposed for amendment to establish consistency with 24A .0103.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. </div> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

ORIGINAL


1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0303 - ADMISSION OF OUT-OF-STATE ATTORNEY TO APPEAR BEFORE APPEALS REFEREE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0303 is proposed for adoption to establish the requirements for out-of-state attorneys to represent clients in administrative hearings before Appeals Referees.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

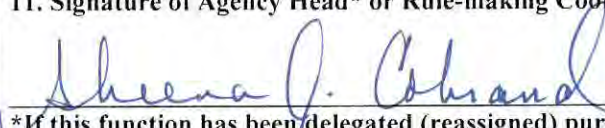
ORIGINAL

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24C .0401 - ISSUANCE OF SUBPOENAS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24C .0401 is proposed for amendment to clarify the time and manner in which to serve subpoenas.</p>	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

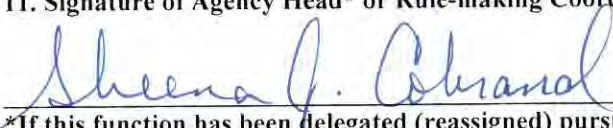
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0102 - NOTICE TO EMPLOYER OF POTENTIAL CHARGES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .0102 is proposed for amendment to correctly reflect document names for compliance with SCUBI'S document identification system.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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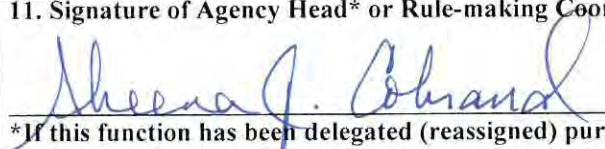
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0105 - DETERMINATION ON REQUESTS FOR NONCHARGING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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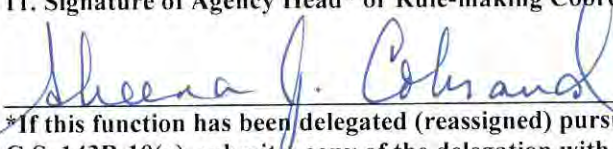
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0106 - APPEALSING DENIAL OR REQUEST FOR NONCHARGING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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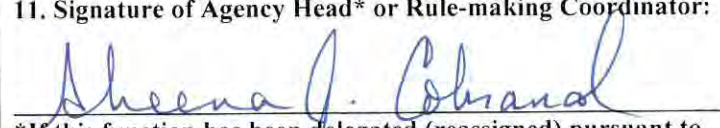
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0205 - DETERMINATION ON GROUNDS CONTAINED IN PROTEST	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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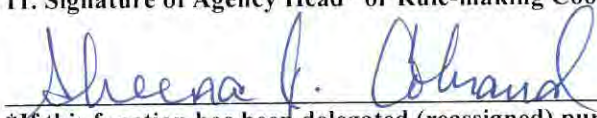
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0401 - VOLUNTARY ELECTION BY EMPLOYERS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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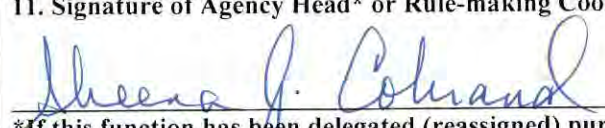
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0402 - ELECTION TO REIMBURSE IN LIEU OF CONTRIBUTIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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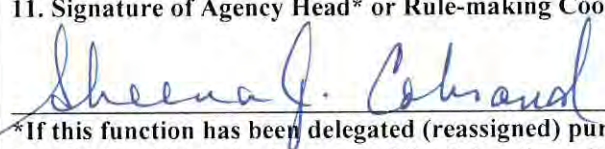
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0403 - PAYMENT FOR EMPLOYER TAXES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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 2018 MAY 21 PM 3:47
 OFFICE OF ADMIN HEARINGS

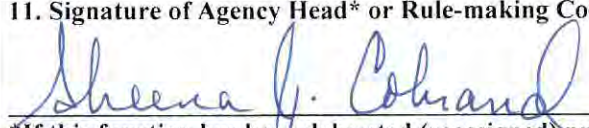
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0602 - STATUS REPORTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .0602 is proposed for amendment to improve efficiency and conform to changes made in Session Law 2017-8.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0701 - TRANSFER OF EXPERIENCE	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTON	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .0801 is proposed for repeal because N.C. Session Law 2017-8 made changes to the law affecting employer contributions. The General Assembly eliminated the need for this rule with the revisions to G.S. 96-11.7 involving continuity of control.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

5/21/18

SUBMISSION FOR PERMANENT RULE

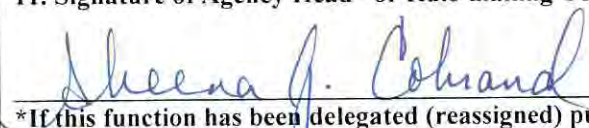
1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0801 - APPLICATION FOR COMPROMISE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .0801 is proposed for amendment to improve UI program efficiency.</p>	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 3:43
OFFICE OF ADMIN HEARINGS

5/21/18

ORIGINAL

SUBMISSION FOR PERMANENT RULE

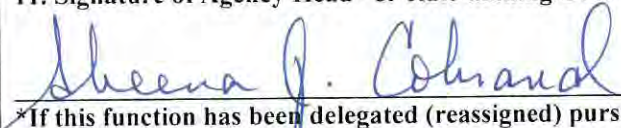
1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .0901 - SPECIAL TAX INVESTIGATIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .0901 is proposed for amendment to clarify the procedure for special tax investigations.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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5/21/18

ORIGINAL

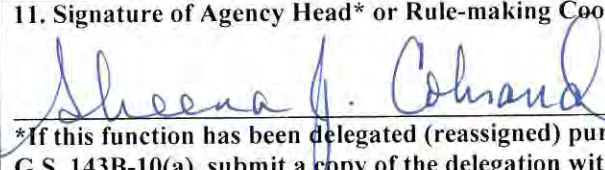
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1001 - REQUEST FOR REDETERMINATION OF TAX RATE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .1001 is proposed for amendment to improve UI program efficiency.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

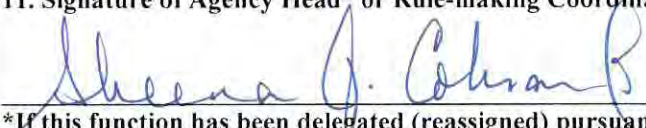
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1002 - DIVISION'S OBLIGATIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .1002 is proposed for amendment to improve UI program efficiency.</p>	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1101 - NOTICE TO EMPLOYER OF REFERRAL TO TOP	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .1101 is proposed for adoption to set forth the notice requirements of employer referrals to TOP for outstanding debt.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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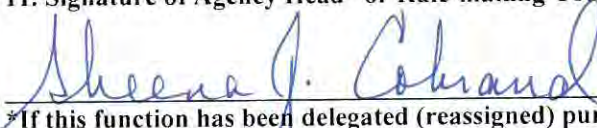
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1102 - EMPLOYER REEVALUATION OF DEBT	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 3:48
OFFICE OF ADMIN HEARINGS


5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1103 - SETOFF DEBT COLLECTION ACT NOTICE TO EMPLOYER	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .1103 is proposed for adoption to notify employers of the content and manner in which DES will seek offset under the Setoff Debt Collection Act.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

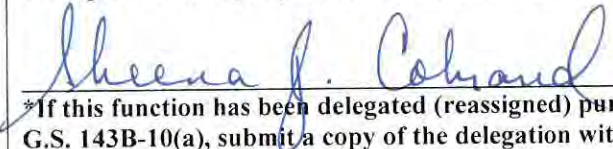
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1104 - EMPLOYER SETOFF DEBT COLLECTION ACT HEARINGS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .1104 is proposed for adoption to notify employers of the right to appeal and appeal hearing procedures when DES seeks offset under the Setoff Debt Collection Act.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1201 - REQUEST FOR SEASONAL DETERMINATION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24D .1201 is proposed for amendment to clarify the information required of employers requesting a seasonal determination.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

 FILED
 2018 MAY 21 PM 3:48
 OFFICE OF ADMIN HEARINGS

5/21/18


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24D .1202 - WRITTEN DETERMINATION	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN. HEARINGS

5/21/18

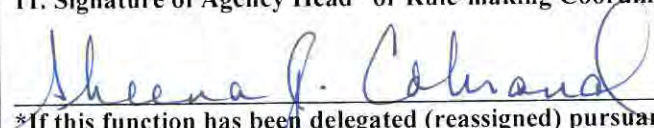
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0101 - OFFICE LOCATION	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 3:50
 OFFICE OF ADMIN HEARINGS

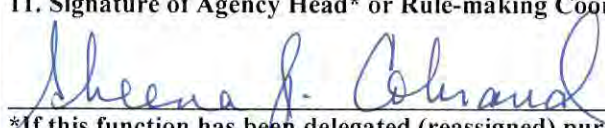
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0102 - ADDRESSES FOR NOTICE AND ELECTRONIC NOTICE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply) <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0102 is proposed for adoption to set forth the addresses to be used by the Board of Review when sending notices or correspondence.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

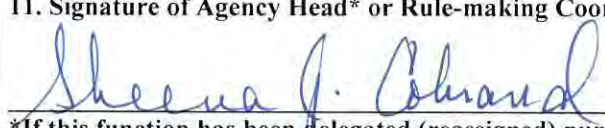
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0103 - ADDRESSES FOR FILING APPEALS, EXCEPTIONS, OR REQUESTS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0103 is proposed for adoption to set forth the manner in which appeals, requests, and exceptions should be filed with the Board of Review.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

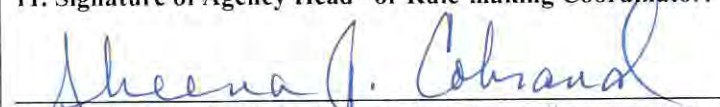
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0104 - FILING/MAILING DATES AND USE OF FORMS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>9A. What prompted this action? Check all that apply:</p> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 50%;"><input type="checkbox"/> Agency</div> <div style="width: 50%;"><input checked="" type="checkbox"/> Legislation enacted by the General Assembly</div> <div style="width: 50%;"><input type="checkbox"/> Court order / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Cite Session Law: N.C. Session Laws 2017-8 and 2015-238</div> <div style="width: 50%;"><input type="checkbox"/> Federal statute / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Petition for rule-making</div> <div style="width: 50%;"><input type="checkbox"/> Federal regulation / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Other:</div> </div> </div> <div style="width: 55%;"> <p>9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0104 is proposed for adoption to set forth the manner in which the Board of Review will determine the filing and mailing dates of appeals, requests, and exceptions.</p> </div> </div>	
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0105 - SIGNATURES	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0105 is proposed for adoption to set forth the manner in which signatures will be determined and authenticated.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0106 - APPEAL DATE	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0106 is proposed for adoption to set forth the Board of Review's standard for establishing an appeal date.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

 FILED
 2018 MAY 21 PM 3:50
 OFFICE OF ADMIN HEARINGS

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0107 - TIMELINESS EXCEPTION	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0107 is proposed for adoption to set forth the standard for timeliness exceptions.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

FILED
2018 MAY 21 PM 3:55
OFFICE OF ADMIN HEARINGS


5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0201 - REQUIREMENTS FOR APPEAL STATEMENT TO BOARD OF REVIEW	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply) <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOA affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0201 is proposed for amendment to accurately reflect the information required to file an appeal of an Appeals Decision and establish consistency with 24A .0104.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

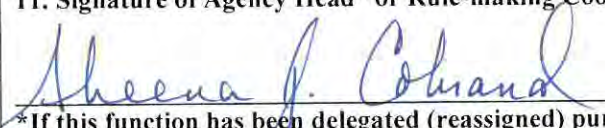
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0202 - ACKNOWLEDGMENT OF APPEAL	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0202 is proposed for amendment to clarify the acknowledgment of appeal to the Board of Review.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

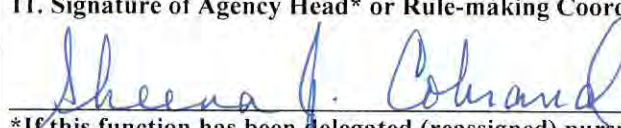
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0203 - ORAL ARGUMENTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0203 is proposed for amendment to establish consistency with 24A .0103.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

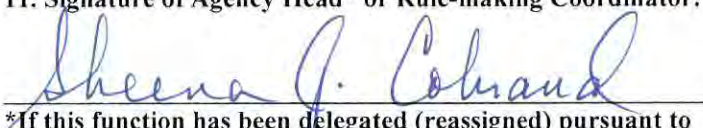
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0204 - LEGAL REPRESENTATION OR SUPERVISION BY NORTH CAROLINA ATTORNEY BEFORE THE BOARD OF REVIEW	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0204 is proposed for amendment to establish consistency with 24A .0103.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review; <input type="checkbox"/> RRC determined substantial changes; <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0205 - INTRODUCTION OF EVIDENCE IN HIGHER AUTHORITY HEARINGS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0205 is proposed for amendment to improve efficiency by outlining the standards and requirements for introducing evidence in hearings before the Board of Review.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0301 - APPEALING A TAX MATTER	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0301 is proposed for amendment to clearly identify and provide the manner in which to appeal tax matters and to establish consistency with 24A .0104.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

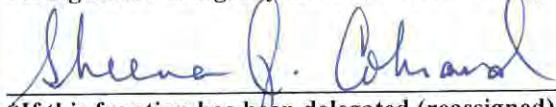
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0302 - SCHEDULING TAX HEARINGS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0302 is proposed for amendment to accurately reflect the procedural status of a matter being scheduled for a tax hearing.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0303 - TELEPHONE HEARINGS BEFORE THE BOARD OF REVIEW	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0303 is proposed for amendment to improve efficiency for appeal hearings before the Board of Review, and to provide notice of the manner in which parties may submit witness names and numbers for telephone hearings.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

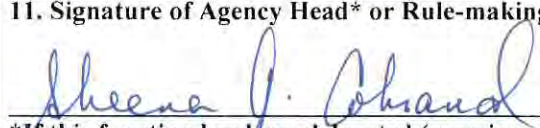
5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0305 - COMBINATION TELEPHONE AND IN-PERSON HEARINGS BEFORE THE BOARD OF REVIEW	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0305 is proposed for adoption to maximize hearing efficiency.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0307 - SUBPOENAS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0307 is proposed for amendment to clarify the time and manner in which to serve subpoenas.</p>	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0309 - CONDUCT OF TAX HEARINGS BY THE BOARD OF REVIEW	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: N.C. Session Laws 2017-8 and 2015-238 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: N.C. Session Law 2015-238 made changes to Chapter 96 of the North Carolina General statutes. Part of the law, codified as G.S. 96-40, requires DES to take steps to address unemployment insurance (UI) program integrity, maximize the efficiency of the State's UI program, and prevent, detect, and reduce UI fraud, improper payments, and overpayments. Rule 24F .0309 is proposed for adoption to set forth the Board of Review's standards for conducting tax hearings.	
10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

5/21/18

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0310 - BURDEN OF PROOF IN HEARINGS BEFORE THE BOARD OF REVIEW	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 1, 2018 Link to Agency notice: https://des.nc.gov/DES/static?page=DESRules Hearing on: April 6, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
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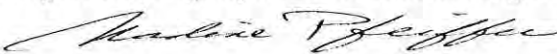
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Department of Commerce, Division of Employment Security	
2. Rule citation & name (name not required for repeal): 04 NCAC 24F .0311 - ADMISSION OF OUT-OF-STATE ATTORNEY TO APPEAR BEFORE BOARD OF REVIEW	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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10. Rule-making Coordinator: Sheena J. Cobrand Address: Division of Employment Security - Legal Services Section Post Office Box 25903, Raleigh, NC 27611 Phone: (919) 707-1031 E-Mail: DES.Rules@nccommerce.com Agency Contact, if any: Sheena J. Cobrand Phone: (919) 707-1031 E-Mail: sheena.cobrand@nccommerce.com	11. Signature of Agency Head* or Rule-making Coordinator: <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Sheena J. Cobrand Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

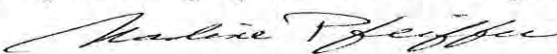
ORIGINAL

MAY 15 2018

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0102/DEFINITIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/01/17 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 12/19/17 Adoption by Agency on: 05/10/18 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The N.C. Medical Care Commission is supporting growth in the EMS industry for the community paramedicine program by amending this definitions rule. The amendments clarify the terminology used for this program and make the rule current with standards of practice. In addition, the definition of "hospital" was revised to provide an exemption to hospitals owned and operated by the U.S. Government in response to the National Initiative for Military Hospitals to become designated Trauma Centers.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 809 Ruggles Drive, 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Agency Contact, if any: Tom Mitchell, Chief Phone: 919-855-3941 E-Mail: tom.mitchell@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

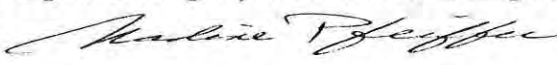
SUBMISSION FOR PERMANENT RULE

MAY 15 2018

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0201/EMS SYSTEM REQUIREMENTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/01/17 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 12/19/17 Adoption by Agency on: 05/10/18 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: The N.C. Medical Care Commission is amending this rule with technical changes for rule references within the body of the rule and to clarify the requirement of a mass-gathering plan for the EMS System.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 809 Ruggles Drive, 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Agency Contact, if any: Tom Mitchell, Chief Phone: 919-855-3941 E-Mail: tom.mitchell@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator
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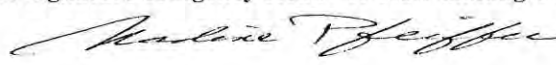
MAY 15 2018

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0222/TRANSPORT OF STRETCHER BOUND PATIENTS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/01/17 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 12/19/17 Adoption by Agency on: 05/10/18 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The N.C. Medical Care Commission is amending this rule with technical changes for a rule reference within the body of the rule.	
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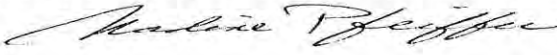
SUBMISSION FOR PERMANENT RULE

ORIGINAL
MAY 15 2018

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0301/SPECIALTY CARE TRANSPORT PROGRAM CRITERIA	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/01/17 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 12/19/17 Adoption by Agency on: 05/10/18 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The N.C. Medical Care Commission is amending this rule with technical changes for a rule reference within the body of the rule.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 809 Ruggles Drive, 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Agency Contact, if any: Tom Mitchell, Chief Phone: 919-855-3941 E-Mail: tom.mitchell@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

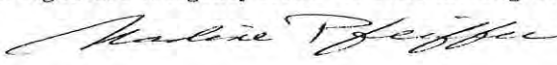
MAY 15 2018

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0505/SCOPE OF PRACTICE FOR EMS PERSONNEL	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/01/17 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 12/19/17 Adoption by Agency on: 05/10/18 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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9B. Explain: The N.C. Medical Care Commission supports the growth in the EMS industry for the community paramedicine program with an amendment to this rule to broaden the scope of practice of EMS personnel. This rule amendment will benefit the quality of care and safety provided to the citizens of North Carolina.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 809 Ruggles Drive, 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Agency Contact, if any: Tom Mitchell, Chief Phone: 919-855-3941 E-Mail: tom.mitchell@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

ORIGINAL

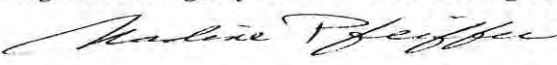
MAY 15 2018

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0506/PRACTICE SETTINGS FOR EMS PERSONNEL	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

MAY 15 2018

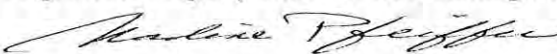
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .0904/INITIAL DESIGNATION PROCESS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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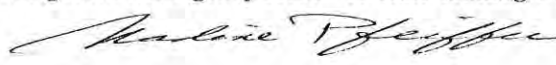
ORIGINAL

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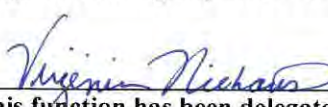
1. Rule-Making Agency: N.C. Medical Care Commission	
2. Rule citation & name (name not required for repeal): 10A NCAC 13P .1502/LICENSED EMS PROVIDERS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
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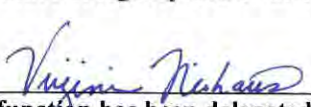
1. Rule-Making Agency: N.C. Medical Care Commission	
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6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/01/17 Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html Hearing on: 12/19/17 Adoption by Agency on: 05/10/18 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The N.C. Medical Care Commission is amending this rule with technical changes for a rule reference within the body of the rule.	
10. Rule-making Coordinator: Nadine Pfeiffer Address: 809 Ruggles Drive, 2701 Mail Service Center Raleigh, NC 27699-2701 Phone: 919-855-3811 E-Mail: nadine.pfeiffer@dhhs.nc.gov Agency Contact, if any: Tom Mitchell, Chief Phone: 919-855-3941 E-Mail: tom.mitchell@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Nadine Pfeiffer Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 21A .0301 Notice	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  <hr/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 21A .0302 Good Cause For Delayed Hearings	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

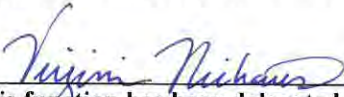
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 OFFICE OF ADMINISTRATIVE HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 21A .0303 Appeal Decision	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review; <input type="checkbox"/> RRC determined substantial changes; <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 21B .0204 Effective Date of Assistance	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 21B .0311; 21D .0101-.0103, 21D .0201, 21D .0301-.0302, 21D .0401-.0402, 21D .0501-.0503	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

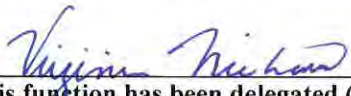
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22B .0101 Institutional Health Services	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22B .0102 Coordination with Title XVIII	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

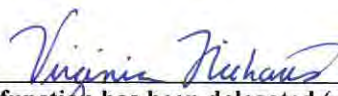
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22B .0103 Institutional Standards	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

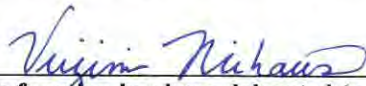
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

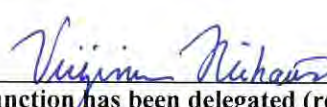
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22B .0104 Time Limitation	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>9A. What prompted this action? Check all that apply:</p> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 50%;"><input type="checkbox"/> Agency</div> <div style="width: 50%;"><input checked="" type="checkbox"/> Legislation enacted by the General Assembly</div> <div style="width: 50%;"><input type="checkbox"/> Court order / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Cite Session Law: G.S. 150B-21.3A</div> <div style="width: 50%;"><input type="checkbox"/> Federal statute / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Petition for rule-making</div> <div style="width: 50%;"><input type="checkbox"/> Federal regulation / cite:</div> <div style="width: 50%;"><input type="checkbox"/> Other:</div> </div> </div> <div style="width: 55%;"> <p>9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.</p> </div> </div>	
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RRC AND OAH USE ONLY	
Action taken: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 50%;"><input type="checkbox"/> RRC extended period of review:</div> <div style="width: 50%;"><input type="checkbox"/> RRC determined substantial changes:</div> <div style="width: 50%;"><input type="checkbox"/> Withdrawn by agency</div> <div style="width: 50%;"><input type="checkbox"/> Subject to Legislative Review</div> <div style="width: 50%;"><input type="checkbox"/> Other:</div> </div>	

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 OFFICE OF ADMINISTRATIVE HEARINGS

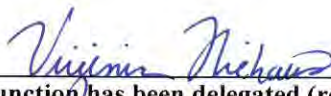
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22B .0105; 22C .0101-.0103; 22D .0101; 22F .0401; 22F .0605; 22F .0606; 22G .0208; 22G .0502; 22G .0509; 22H .0102-.0103; 22H .0105; 22I .0104; 22L .0201; 22L .0203; 22N .0201; 22N .0301; 22N .0302-.0303; 22O .0112	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0104 Prevention	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0105 Detection	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

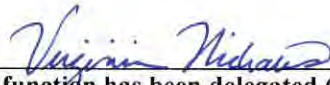
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0106 Confidentiality	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

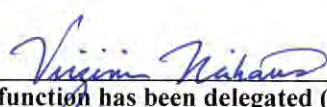
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0107 Record Retention	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

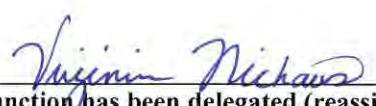
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0201 Definition of Provider Fraud	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

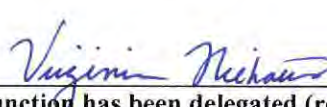
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 2018 APR 27 PM 3:46
 OFFICE OF ADMINISTRATIVE SERVICES

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0202 Investigation	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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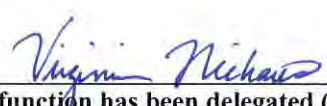
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 OFFICE OF ADMIN. SERVICES

SUBMISSION FOR PERMANENT RULE

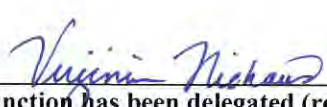
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0203 Referral to Law Enforcement Agency	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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 OFFICE OF AGENCY HEADINGS

SUBMISSION FOR PERMANENT RULE

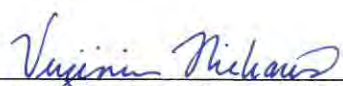
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0301 Definition of Provider Abuse	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0302 Investigation	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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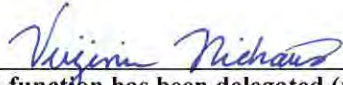
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 2018 APR 27 PM 3:46
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0402 Reconsideration Review for Program Abuse	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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 OFFICE OF ADMIN. HEARING

SUBMISSION FOR PERMANENT RULE

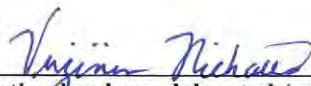
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0601 Recoupment	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0602 Administrative Sanctions and Remedial Measures	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

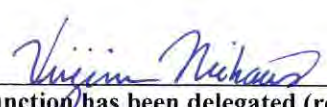
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 2018 APR 27 PM 3:46
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0603 Provider Lock-Out	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.</p>	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: 0 auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

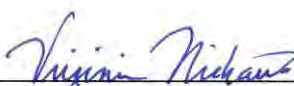
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 OFFICE OF ADMIN HEARING

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0604 Suspending of Medicaid Payments	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

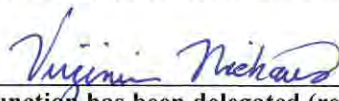
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 2018 APR 27 PM 3:47
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0704 Recipient Management Lock-In System	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

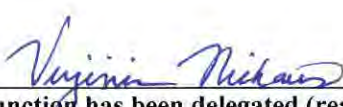
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22F .0706 Recoupment of Overpayments	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dnia.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


 OFFICE OF ADMIN HEARINGS
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22G .0108 Reimbursement Methods for State-Operated Facilities	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

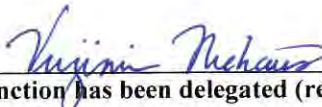
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22G .0109 Nursing Home Provider Assessment	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

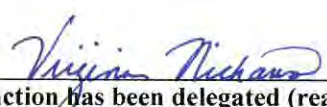
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 OFFICE OF ADMIN HEARING

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22G .0504 Health Maintenance Organizations and Prepaid Health Plans	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10ANCAC 22H .0101 Appeals by Medicaid Beneficiaries	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

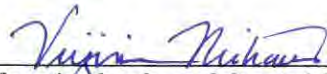
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SUBMISSION FOR PERMANENT RULE

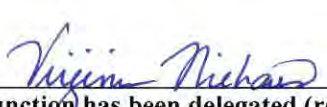
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0104 Payment Pending Appeals	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10ANCAC 22H .0201 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0202 Transfer and Discharge Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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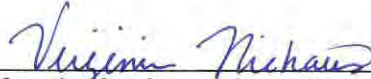
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0203 Initiating A Hearing	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0204 Hearing Procedures	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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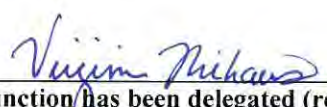
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1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0205 Hearing Officer's Final Decision	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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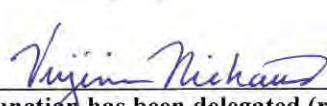
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1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0301 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
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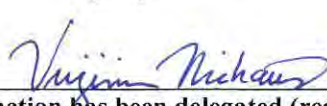
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0302 PASRR Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

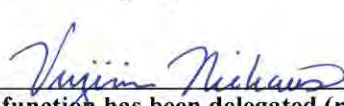
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 2018 APR 27 PM 3:48
 OFFICE OF ADMIN HHS/DMOS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0303 Initiating A Hearing	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0304 Hearing Procedures	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMINISTRATION

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22H .0305 Hearing Officer's Final Decision	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22I .0102 Exit Conference	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.</p>	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

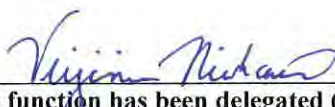
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22J .0102 Petition for Reconsideration Review	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

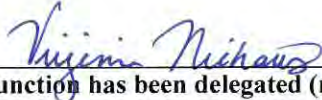
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22J .0103 Reconsideration Review Process	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22J .0104 Petition for A Contested Case Hearing	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
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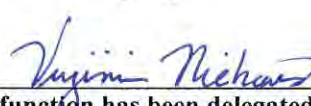
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22J .0105 Payment Status	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

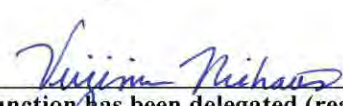
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SUBMISSION FOR PERMANENT RULE

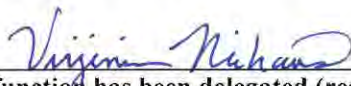
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22J .0106 Provider Billing of Patients Who Are Medicaid Recipients	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

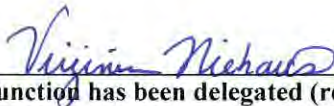
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22K .0101 Definition	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22K .0102 Agreement	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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SUBMISSION FOR PERMANENT RULE

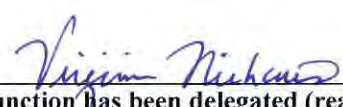
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22K .0103 Presumptive Determinations	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22L .0101 Program Definition	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22L .0102 Coordination Fee	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
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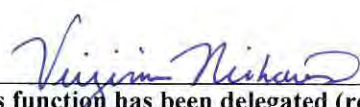
1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22L .0103 Access to Care	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22L .0104 Enrollment	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.</p>	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: 0 auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

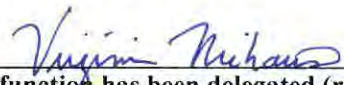
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 2018 APR 27 PM 3:50
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22N .0101 Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

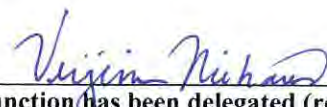
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22N .0102 Signed Agreements	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
10. Rule-making Coordinator: Virginia Niehaus Address: NC DHHS Division of Medical Assistance 2501 Mail Service Center, Raleigh, NC 27699-2501 Phone: 919-855-4111 E-Mail: virginia.niehaus@dhhs.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Virginia Niehaus Title: DMA Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

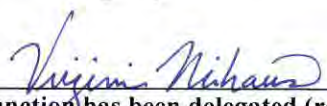
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22N .0202 Disclosure of Ownership	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN. HEARINGS

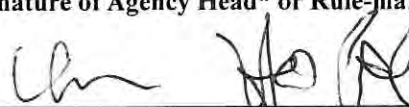
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Health and Human Services, Division of Medical Assistance	
2. Rule citation & name (name not required for repeal): 10A NCAC 22N .0203 Enrollment Restrictions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2018 Link to Agency notice: https://dma.ncdhhs.gov/get-involved/rules-actions Hearing on: January 24, 2018 Adoption by Agency on: March 29, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing Rules, each agency shall conduct a review of its existing rules at least once every 10 years. As a result of this periodic review process, the North Carolina Department of Health and Human Services, Division of Medical Assistance is readopting, repealing, or amending 90 rules in 10A NCAC Chapters 21 and 22, Subchapters 21A, 21B, 21D, 22B, 22C, 22D, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22N, and 22O to ensure these rules reflect current law and processes.	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

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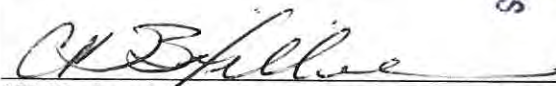
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Commission for Public Health	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 10A NCAC 43D .0708 – AUTHORIZED VENDORS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 15, 2017 Link to Agency notice: http://cph.publichealth.nc.gov/ Hearing on: January 31, 2018 Adoption by Agency on: May 9, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain:. <p>This amendment corrects an error in the recently adopted rule. The minimum inventory for skim milk should be six gallons (<i>not four</i>), as was originally noticed but not carried forward to the version approved by the Rules Review Commission.</p>	
10. Rule-making Coordinator: Chris Hoke, JD Address: 931 Mail Service Center, Raleigh, NC 2699-1931 Phone: 919 707-5170 E-Mail: chris.hoke@dhhs.nc.gov Agency Contact, if any: Bob Martin Phone: 919 707-5179 E-Mail: bob.martin@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 100%;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Chris Hoke, JD Title: Director, Legal and Regulatory Affairs
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 3:21
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

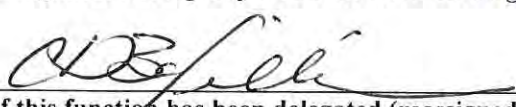
ORIGINAL

1. Rule-Making Agency: Criminal Justice Education and Training Standards Commission	
2. Rule citation & name (name not required for repeal): 12 NCAC 09B .0209 CRIMINAL JUSTICE INSTRUCTOR TRAINING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to agency notice: http://ncdoj.gov/getdoc/82ec95af-b758-4888-b831-8fdd5cc9beb4/Public-Hearing-02-14-17.aspx Hearing on: May 16, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Charminique Williams Address: PO Drawer 149 Raleigh, NC 27602 Phone: (919) 779-8206 E-Mail: cdwilliams@ncdoj.gov Agency Contact, if any: Charminique Williams Phone: (919) 779-8206 E-Mail: cdwilliams@ncdoj.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Charminique Williams Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 1:14
 OFFICE OF ADMIN HEARINGS

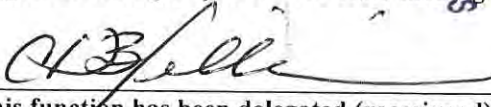
ORIGINAL

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Criminal Justice Education and Training Standards Commission	
2. Rule citation & name (name not required for repeal): 12 NCAC 09B .0406 COMPREHENSIVE WRITTEN EXAMINATION- BASIC LAW ENFORCEMENT TRAINING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to agency notice: http://ncdoj.gov/getdoc/82ec95af-b758-4888-b831-8fdd5cc9beb4/Public-Hearing-02-14-17.aspx Hearing on: May 16, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite:	<input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:
9B. Explain Medical wavier for POPAT injury.	
10. Rule-making Coordinator: Charminique Williams Address: PO Drawer 149 Raleigh, NC 27602 Phone: (919) 779-8206 E-Mail: cdwilliams@ncdoj.gov Agency Contact, if any: Charminique Williams Phone: (919) 779-8206 E-Mail: cdwilliams@ncdoj.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Charminique Williams Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

ORIGINAL

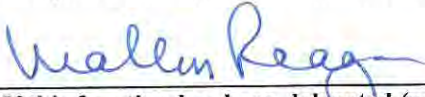
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Criminal Justice Education and Training Standards Commission	
2. Rule citation & name (name not required for repeal): 12 NCAC 09G .0414 INSTRUCTOR TRAINING	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to agency notice: http://ncdoj.gov/getdoc/82ec95af-b758-4888-b831-8fdd5cc9beb4/Public-Hearing-02-14-17.aspx Hearing on: May 16, 2018 Adoption by Agency on: May 18, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain Changes in topics and hours to reflect the new lesson.	
10. Rule-making Coordinator: Charminique Williams Address: PO Drawer 149 Raleigh, NC 27602 Phone: (919) 779-8206 E-Mail: cdwilliams@ncdoj.gov Agency Contact, if any: Charminique Williams Phone: (919) 779-8206 E-Mail: cdwilliams@ncdoj.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Charminique Williams Title: Rule Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

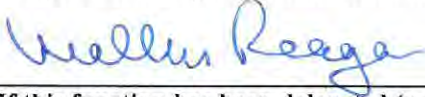
B

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15A .0104 Payment of Fees and Fines	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to Agency notice: www.abc.nc.gov Hearing on: April 18, 2018 Adoption by Agency on: May 16, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The ABC Commission, under its general rulemaking authority and its specific authority to collect fees and impose and collect fines, decided to consolidate various rules regarding the method and options for payments of fines and fees to the Commission into a single rule, and to also authorize the payment of fees and fines by electronic payment or credit cards under certain conditions.	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Walker Reagan Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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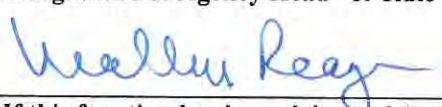
SUBMISSION FOR PERMANENT RULE

B

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15B .0102 Applications for Permits: General Provisions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to Agency notice: www.abc.nc.gov Hearing on: April 18, 2018 Adoption by Agency on: May 16, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A </div> </div> <p>9B. Explain: As part of the period review of existing rules under G.S. 150B-21.3A, this rule was determined by the ABC Commission to be necessary with substantial public interest. The Rules Review Commission established that this rule should be readopted by May 31, 2018. The Agency also wants to update the rule to reflect current practices and procedures. As part of the readoption process, 14B NCAC 15B .0102 was divided into two rules, 15B .0102 and .0103 in order separate in different rules the general permit applications process from the limitations and requirements applicable for specific permits.</p>	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.2em;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Walker Reagan Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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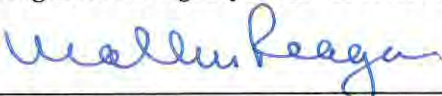
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15B .0103 Additional Permit Limitations and Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to Agency notice: www.abc.nc.gov Hearing on: April 18, 2018 Adoption by Agency on: May 16, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A </div> </div> <p>9B. Explain: As part of the period review of existing rules under G.S. 150B-21.3, this rule was determined by the ABC Commission to be necessary with substantial public interest. The Rules Review Commission established that this rule should be readopted by May 31, 2018. The Agency also wants to update the rule to reflect current practices and procedures. As part of the readoption process, 14B NCAC 15B .0102 was divided into two rules, 15B .0102 and .0103 in order separate in different rules the general permit applications process from the limitations and requirements applicable for specific permits.</p>	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Walker Reagan Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

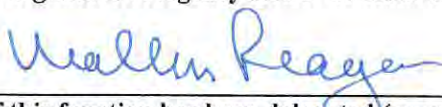
SUBMISSION FOR PERMANENT RULE

B

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15B .0113 Alcohol Seller/Server Training	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to Agency notice: www.abc.nc.gov Hearing on: April 18, 2018 Adoption by Agency on: May 16, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The ABC Commission, under its general rulemaking authority and its specific authority to collect fees and impose and collect fines, decided to adopt a rule to require alcohol seller/server training, to specify the required contents of such training, and to establish a process for the approval of acceptable training courses.	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Walker Reagan Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

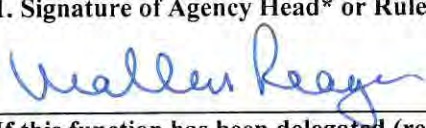
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15B .1003 Prohibited Statements in Advertising or on Labels	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO N	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to Agency notice: www.abc.nc.gov Hearing on: April 18, 2018 Adoption by Agency on: May 16, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> Other: G.S. 150B-21.3A </div> </div> <p>9B. Explain: As part of the period review of existing rules under G.S. 150B-21.3A, this rule was determined by the ABC Commission to be necessary with substantial public interest. The Rules Review Commission established that this rule should be readopted by May 31, 2018.</p>	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; font-size: 1.2em;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Walker Reagan Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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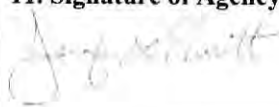
SUBMISSION FOR PERMANENT RULE

B

1. Rule-Making Agency: Alcoholic Beverage Control Commission	
2. Rule citation & name (name not required for repeal): 14B NCAC 15B .1104 Administrative Fines: Payment	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: March 15, 2018 Link to Agency notice: www.abc.nc.gov Hearing on: April 18, 2018 Adoption by Agency on: May 16, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The ABC Commission, under its general rulemaking authority and its specific authority to impose and collect administrative fines, decided to amend the rule governing the payment of administrative fines, including the payment of fines by electronic payment and credit card under 14B NCAC 15A .0104.	
10. Rule-making Coordinator: Walker Reagan Address: 400 East Tryon Road Raleigh, NC 27610 Phone: 919-779-8367 E-Mail: walker.reagan@abc.nc.gov Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Walker Reagan Title: Rule-making Coordinator </div>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

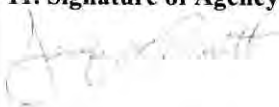
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2018 MAY 16 PM 4:12
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1001, Purpose	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1001 is readopted without substantive change to update formatting consistent with the Administrative Procedures Act (APA).	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

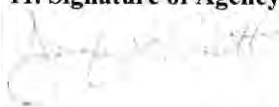
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SUBMISSION FOR PERMANENT RULE

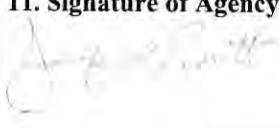
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1002, Applicability	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected <input checked="" type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: 2017-10 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: S.L. 2017-10, Section 3.5 changes the state's I&M program as follows: it revised N.C.G.S 143-215.107A(c) to eliminate 26 counties, it changed vehicle model year coverage to a rolling 20-year period in the remaining 22 I&M counties, the session law requires amendment to rule 15A NCAC 02D .1002. Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1003 is readopted without substantive change to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1003, Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1003 is readopted without substantive change to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1005, On-Board Diagnostic Standards	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other: 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1005 is readopted without substantive change to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1006, Sale And Service of Analyzers	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1006 is readopted without substantive change to update other administrative language consistent with the Administrative Procedure Act.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1008, Heavy Duty Diesel Engine Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1008 is readopted without change.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: (919) 707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1101, Purpose	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1101 is readopted without change.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1102, Applicability	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1102, Applicability, is readopted without substantive changes to remove the reference to 15A NCAC 02D .1109 through .1112 from the applicability because facilities subject to federal maximum achievable control technology (MACT) standards are exempt under 15A NCAC 02Q .0700. Also, changes were made to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <hr style="width: 80%; margin: 10px auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


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SUBMISSION FOR PERMANENT RULE

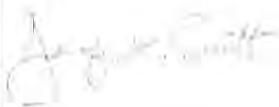
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1103, Definition	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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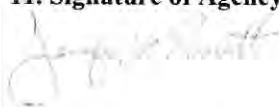
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1104, Toxic Air Pollutant Guidelines	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1104, Toxic Air Pollutant Guidelines, is readopted with substantive changes to remove the acceptable ambient levels (AALs) for dichlorodifluoromethane (75-71-8), dichlorofluoromethane (75-43-4), 1,1,1,2-tetrachloro-2,2-difluoroethane (76-11-9), 1,1,2,2-tetrachloro-1,2-difluoroethane (76-12-0), trichlorofluoromethane (75-69-4), 1,1,2-trichloro-1,2,2-trifluoroethane (76-13-1) as recommended in the May 2015 Science Advisory Board (SAB) report. Also, changes are made to clarify some regulatory language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

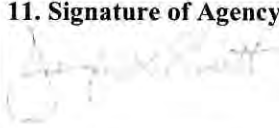
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1105, Facility Reporting, Recordkeeping	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1105, Facility Reporting, Recordkeeping, is readopted without substantive changes to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1106, Determination of Ambient Air Concentration	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1106, Determination of Ambient Air Concentration, is readopted with substantive changes to update a reference to 40 CFR Part 51, Subpart W, remove some obsolete language, and update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

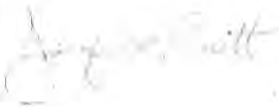
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1107, Multiple Facilities	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1107, Multiple Facilities, is readopted without substantive changes to remove language for modeling cavity effects because the current modeling software protocols take them into account. Also, changes are made to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1108, Multiple Pollutants	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1108, Multiple Pollutants, is readopted without change.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

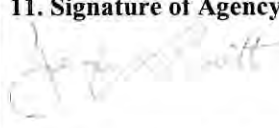
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

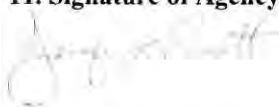
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1109, 112(J) Case by Case Maximum Achievable Control Technology	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1109, 112(J) Case by Case Maximum Achievable Control Technology, is readopted without substantive changes to update the format of references and other administrative changes.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 17 PM 3:46
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1110, National Emission Standards for Hazardous Air Pollutants (NESHAP)	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1110, National Emission Standards for Hazardous Air Pollutants (NESHAP), is readopted with substantive changes to remove Paragraph (c) since the language is deemed unnecessary because new sources of VOCs are understood to be required to comply with applicable regulations in 15A NCAC 02D .0900 and any federal NESHAP standards. Also, changes are made to update the format of references and remove a reference to a repealed rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

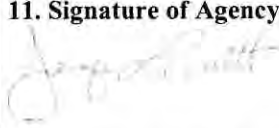
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1111, Maximum Achievable Control Technology	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1111, Maximum Achievable Control Technology, is readopted with substantive changes to remove Paragraph (d) since the language is deemed unnecessary because new sources of VOCs are understood to be required to comply with applicable regulations in 15A NCAC 02D .0900 and any federal MACT standards. Also, changes are made to update the format of references and remove a reference to a repealed rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

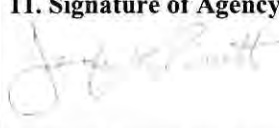
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1112, 112(g) Case by Case Maximum Achievable Control Technology	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1112, 112(g) Case by Case Maximum Achievable Control Technology, is readopted without substantive changes to update the format of references and other administrative changes.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

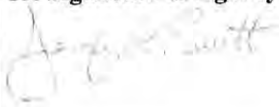
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1201, Purpose and Scope	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-proposals Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1201, Purpose and Scope, is readopted with substantive change to update and repeal applicability requirements related to the reduction in the incinerator population in North Carolina. Paragraph (d) is repealed as obsolete after EPA has promulgated specific requirements for each type of incinerator. Therefore, an incinerator would no longer be classified as more than one type. Paragraph (e) is repealed as obsolete to reflect the fact that DAQ has not identified any existing sources subject to this rule. Paragraph (f) was reformatted into Paragraph (c) to reflect the fact that the referenced document may be obtained free of charge online.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

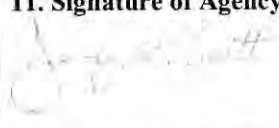
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1202, Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1202, Definitions, is readopted with substantive changes to remove several definitions because either there are no sources identified in North Carolina or the definitions are no longer applicable. Definitions were added for air curtain incinerator, sewage sludge, sewage sludge incineration (SSI) unit and solid waste to reflect the changes in federal regulations. In addition, the format of NCAC references were revised.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1203, Hazardous Waste Incinerators	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1203, Hazardous Waste Incinerators, is readopted as a repeal to reflect the fact that DAQ has not identified any existing sources subject to this rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

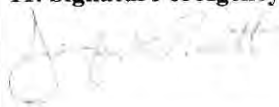
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1205, Large Municipal Waste Combustors	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1205, Large Municipal Waste Combustors, is readopted as a repeal to reflect the fact that DAQ has not identified any existing sources subject to this rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

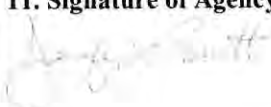
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1206, Hospital, Medical, and Infectious Waste Incinerators	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-proceedings Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1206, Hospital, Medical, and Infectious Waste Incinerators, is readopted with substantive changes to remove regulatory requirements that expired in July 1, 2013, to remove the ambient standards, to remove startup, shutdown and malfunction provisions, and to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

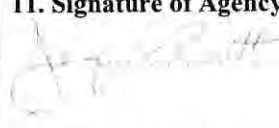
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1207, Conical Incinerators	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1207, Conical Incinerators, is readopted as a repeal to reflect the fact that DAQ has not identified any existing sources subject to this rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

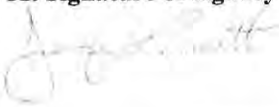
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1208, Other Incinerators	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1208, Other Incinerators, is readopted without substantive changes to clarify exemption criteria, update arsenic ambient air quality standards, and revise the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1210, Commercial and Industrial Solid Waste Incineration Units	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/15/2017 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 01/16/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input checked="" type="checkbox"/> Federal regulation / cite: 40 CFR 60 DDDD </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: On June 23, 2016, the United States Environmental Protection Agency (EPA) finalized revised Emission Guidelines (EG) for Commercial and Industrial Solid Waste Incineration (CISWI) Units in 40 CFR Part 60, Subpart DDDD. These Emission Guidelines expanded the definition of CISWI units and included the revised definition of solid waste in 40 CFR Part 241. 15A NCAC 02D .1210, Commercial and Industrial Solid Waste Incineration Units, is amended to incorporate these federal Emission Guidelines into the state rule. The rule is also readopted to comply with N.C. Session Law 2013-413.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: jennifer.everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

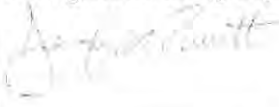
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

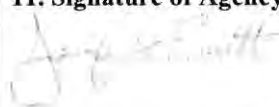
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1211, Other Solid Waste Incineration Units	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1211, Other Solid Waste Incineration Units, is readopted as a repeal to reflect the fact that DAQ has not identified any existing sources subject to this rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02D .1212, Small Municipal Waste Combustors	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02D .1212, Small Municipal Waste Combustors, is readopted as a repeal to reflect the fact that DAQ has not identified any existing sources subject to this rule. At one time, WASTEC had two small municipal waste combustors units operated by New Hanover County. These units stopped operation in April 2011 and in 2013 they were both permanently closed. However, prior to the shutdown, the units were under federally enforceable requirements and were never required to comply with the state small municipal waste combustors rule.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

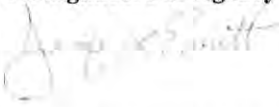
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0701, Applicability	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0701, Applicability, is proposed for readoption without substantive changes to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

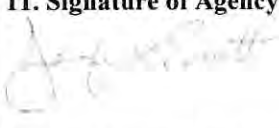
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0702, Exemptions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0702, Exemptions, is readopted with substantive changes to amend Subparagraph (a)(21) to replace a reference to 15A NCAC 02Q .0102 that was removed when it was amended on June 13, 2016. The language that was removed from that specific paragraph was added to the exemption in this rule. Part (a)(22)(G) is proposed to be removed because perchloroethylene dry cleaning already is exempted by Subpart (a)(27)(B). Dry cleaning is covered by 40 CFR Part 63 Subpart M. Also, changes made to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

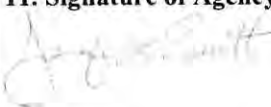
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0703, Definitions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0703, Definitions, is readopted with substantive changes to clarify the type of fuels that can be combusted by a combustion source defined in Item (6). The definition for "SIC" is proposed to be removed since it is not used in 15A NCAC 02Q .0700 and the definition for "toxic air pollutant" is removed since it is defined in 15A NCAC 02Q .0103. Also, changes are made update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

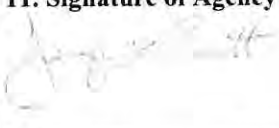
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0704, New Facilities	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0704, New Facilities, is readopted with substantive changes to add language to Paragraph (c) to clarify that the DAQ is responsible for evaluating any toxic air pollutant emissions from sources exempt by 15A NCAC 02Q .0702(a)(27). Also, changes are made to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 17 PM 3:55
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

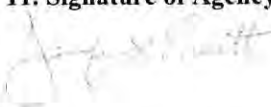
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0706, Modifications	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0706, Modifications, is readopted with substantive changes to update Paragraph (a) to clarify when modifications require a permit to be submitted. Also, changes are made to remove redundant language in Paragraph (c) and to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0707, Previously Permitted Facilities	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0707, Previously Permitted Facilities, is readopted without substantive changes to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

 FILED
 2018 MAY 17 PM 3:55
 OFFICE OF ADMIN HEARINGS

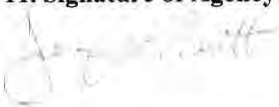
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0708, Compliance Schedule for Previously Unknown Toxic Air Pollutant Emissions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-procedure Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0708, Compliance Schedule for Previously Unknown Toxic Air Pollutant Emissions, is readopted with substantive changes to remove "permitted" from Paragraph (a). Also, changes are made to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0709, Demonstrations	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0709, Demonstrations, is readopted with substantive changes to add language to Subparagraph (a)(1) to be consistent with perchloroethylene dry cleaning facilities in Paragraph (b) because they are exempt from permitting, and to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

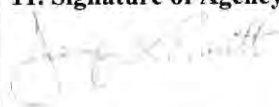
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0710, Public Notice and Opportunity for Public Hearing	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0710, Public Notice and Opportunity for Public Hearing, is readopted without substantive changes to update the format of references and other administrative language.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

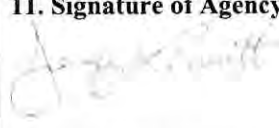
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0711, Emission Rates Requiring a Permit	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0711, Emission Rates Requiring a Permit, is readopted with substantive changes to remove the Toxics Air Pollutant Air Permitting Emission Rates (TPER) for dichlorodifluoromethane (75-71-8), dichlorofluoromethane (75-43-4), 1,1,1,2-tetrachloro-2,2-difluoroethane (76-11-9), 1,1,2,2-tetrachloro-1,2-difluoroethane (76-12-0), trichlorofluoromethane (75-69-4), 1,1,2-trichloro-1,2,2-trifluoroethane (76-13-1). These toxic air pollutants were recommended to be delisted in the May 2015 Science Advisory Board (SAB) report.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

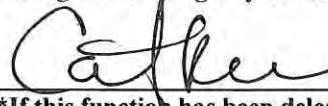
1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0712, Calls by the Director	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0712, Calls by the Director, is readopted without substantive changes to update the format of references.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Environmental Management Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 02Q .0713, Pollutants with Otherwise Applicable Federal Standards or Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 01/02/2018 Link to Agency notice: https://deq.nc.gov/about/divisions/air-quality/air-quality-rules/rules-hearing-process Hearing on: 02/06/2018 , 02/08/2018 Adoption by Agency on: 05/10/2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Session Law 2013-413 (H74) requires state agencies to review existing rules every 10 years. 15A NCAC 02Q .0713, Pollutants with Otherwise Applicable Federal Standards or Requirements, is readopted as a repeal because the rule predates the promulgation of the final MACT standards. Therefore, it is deemed unnecessary because: (1) Part 70 requires that full MACT conditions be placed in permits, and (2) all final MACTs have been promulgated to date.	
10. Rule-making Coordinator: Jennifer Everett Address: 1601 Mail Service Center Raleigh, NC 27699-1601 Phone: 919-707-8614 E-Mail: Jennifer.Everett@ncdenr.gov Agency Contact, if any: Patrick Knowlson Phone: 919-707-8711 E-Mail: patrick.knowlson@ncdenr.gov	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Jennifer Everett Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

May 1, 2018

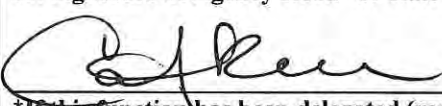
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10A .0401 Form and Contents of Petition	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input type="checkbox"/> Notice Required Notice of Text published on: Link to Agency notice: Hearing on: Adoption by Agency on: <input checked="" type="checkbox"/> Notice not required under G.S.: 150B-21.5 Adoption by Agency on: April 26, 2018	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: This rule refers to an old, incorrect address for the NC Wildlife Resources Commission. Amendments correct the address reference, replacing the old address with our current mailing address.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1701 Mail Service Center, Raleigh, NC 27699-1701 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

May 1, 2018

SUBMISSION FOR PERMANENT RULE

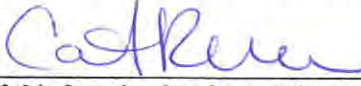
ORIGINAL

1. Rule-Making Agency: North Carolina Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10H .0301, 15A NCAC 10H .0302, 15A NCAC 10H .0303, and 15A NCAC 10H .0304.	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://www.ncwildlife.org/Proposed-Regulations Hearing on: February 6, 2018 at WRC Headquarters, 1751 Varsity Drive, Raleigh, NC 27606 Adoption by Agency on: April 26, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: These rules are part of the 2016 periodic review. Subsections 10H .0301-.0304 are required to be readopted by July 2018. Because these subsections were revised and reorganized into a new section of Subchapter 10H (15A NCAC 10H .1400 – Wildlife Captivity and Rehabilitation), these rules will no longer be needed once the new Rules become effective.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1701 Mail Service Center, Raleigh, NC 27699-1701 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

May 17, 2018


ORIGINAL

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0303 Beaufort County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: Amendment to Rule to clarify text, add coordinates, and remove maintenance of markers. Rule will have a delayed effective date of October 1, 2018.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 4:43
 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

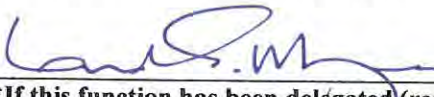
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0304 Bladen County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Amendment to Rule to clarify text, add a definition. Rule will have a delayed effective date of October 1, 2018.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

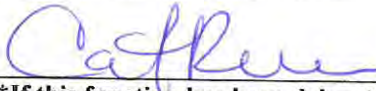
May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0305 Brunswick County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 1/16/2018 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 2-5-2018 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The amendment to 15A NCAC 10F .0305 will establish a no-wake zone in the waters of the Intracoastal Waterway near the Sunset Beach Boating Access Area and Sunset Blvd. bridge, shore to shore, to mitigate hazards to boater safety. The water is shallow and sightlines near the bridge are diminished. Boat wakes endanger people getting on and off their boats.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Gordon Myers Title: Executive Director
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0309 Columbus County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

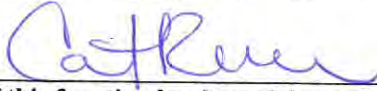
May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0310 Dare County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARING

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0311 Granville, Vance and Warren counties	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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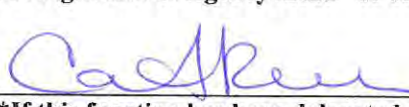
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0313 Hyde County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0314 New Hanover County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

May 17, 2018 **ORIGINAL**


1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0316 Forsyth, Rockingham and Stokes counties	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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SUBMISSION FOR PERMANENT RULE

May 17, 2018


ORIGINAL

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0317 Stanly County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 2018 MAY 21 PM 4: 44
 OFFICE OF ADMIN HEARINGS


SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0318 Warren County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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SUBMISSION FOR PERMANENT RULE

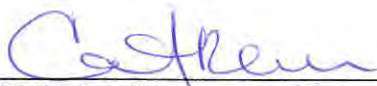
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0319 Washington County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0322 Union County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <p>9B. Explain: Amendment to Rule to clarify text, add coordinates, remove maintenance. Rule will have a delayed effective date of October 1, 2018.</p>	
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SUBMISSION FOR PERMANENT RULE

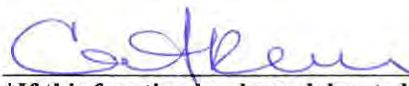
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0324 Davidson County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0326 Pamlico County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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SUBMISSION FOR PERMANENT RULE

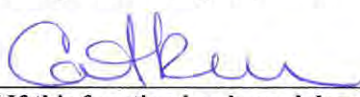
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0327 Montgomery County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0328 Martin County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

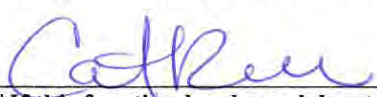
1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0329 Rowan County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

May 17, 2018


ORIGINAL

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0330 Carteret County	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Readoption of Rule that is necessary with substantive public interest. Clarified text and added coordinates. Rule will have a delayed effective date of October 1, 2018.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0331 Wake County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4: 45
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

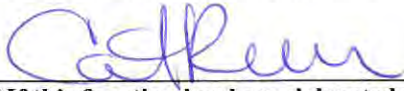
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0332 Alexander County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:45
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0333 Mecklenburg and Gaston Counties	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0334 Guilford County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Amendment to Rule to clarify text and remove maintenance. Rule will have a delayed effective date of October 1, 2018.	
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OFFICE OF ADMIN HEARINGS


SUBMISSION FOR PERMANENT RULE

May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0336 Northampton and Warren Counties	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0337 Franklin County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0338 Caldwell County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 1/16/2018 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 2-6-2018 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

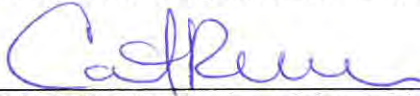
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0341 Town of Lake Lure	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0343 Chatham County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Amendment to Rule to clarify text and locations, remove maintenance. Rule will have a delayed effective date of October 1, 2018.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:45
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

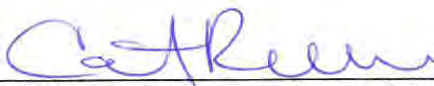
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0344 Town of River Bend	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:45
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

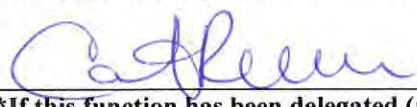
May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0345 Chatham and Wake counties	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:45
OFFICE OF ADMIN HEARINGS


May 17, 2018

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0346 Arrowhead Beach Subdivision	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

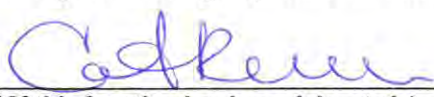
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0347 Craven County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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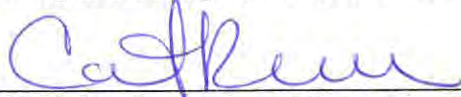
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0348 Person County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


SUBMISSION FOR PERMANENT RULE

May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0350 Durham and Wake Counties	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 1/16/2018 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 2-6-2018 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0351 New Bern	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:46
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

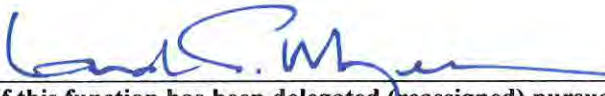
May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0352 Camden County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:46
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE


May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0354 Pitt County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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2018 MAY 21 PM 4:46
OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

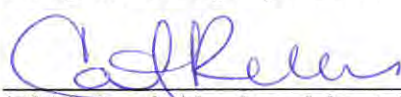
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0355 Perquimans County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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RRC AND OAH USE ONLY	
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SUBMISSION FOR PERMANENT RULE

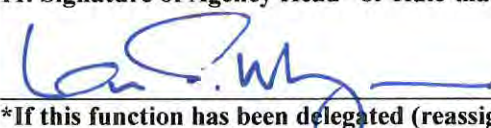
ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0356 Pasquotank County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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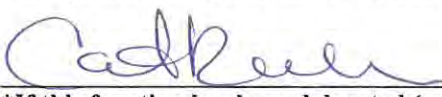
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0357 Nash County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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SUBMISSION FOR PERMANENT RULE


ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0358 Jones County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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May 17, 2018

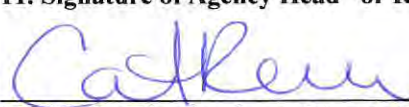
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0361 Wilkes County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

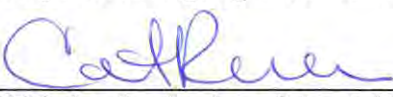
May 17, 2018 **ORIGINAL**

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0362 Harnett County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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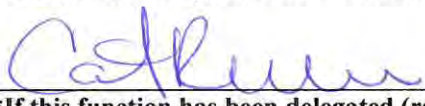
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0363 Caswell and Person counties	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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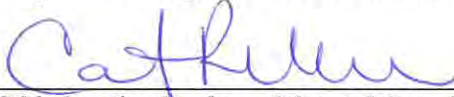
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0364 Greensboro	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE


May 17, 2018

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0365 Tyrrell County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: Amendment to Rule to clarify text, remove maintenance responsibility, add federal authority. Rule will have a delayed effective date of October 1, 2018.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1751 Varsity Drive Raleigh, NC 27606 Phone: 919-707-0011 E-Mail: carrie.ruhlman@ncwildlife.org Agency Contact, if any: Betsy Haywood Phone: 919-707-0013 E-Mail: betsy.haywood@ncwildlife.org	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carrie Ruhlman Title: Rulemaking Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARINGS


May 17, 2018

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0368 Town of Nags Head	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

May 17, 2018

SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0369 Town of Swansboro	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0370 City of Rocky Mount	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 10/2/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 10/24/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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May 17, 2018


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0371 Belews Lake in Stokes County	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: 12/1/2017 Link to Agency notice: http://www.ncwildlife.org/proposed-regulations Hearing on: 12/19/2017 Adoption by Agency on: 4-26-2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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 OFFICE OF ADMIN HEARINGS

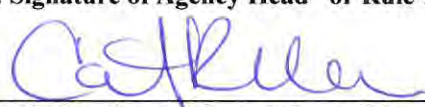
SUBMISSION FOR PERMANENT RULE

ORIGINAL
May 17, 2018

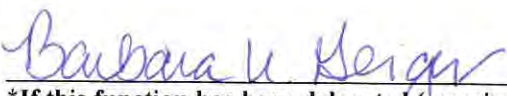
1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0374 Cube Yadkin Generation Safety Zones	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

May 17, 2018

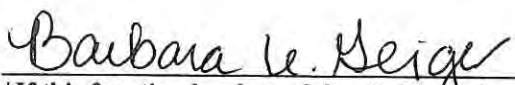
1. Rule-Making Agency: NC Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10F .0376 Town of Emerald Isle	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Irrigation Contractors' Licensing Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 23 .0208 – Complaint Process	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 25, 2018 Link to Agency notice: www.nciclb.org Hearing on: February 21, 2018 Adoption by Agency on: May 9, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The amendment is meant to provide clarification as to whom the rule applies to.	
10. Rule-making Coordinator: Barbara U. Geiger Address: P.O. Box 41421 Raleigh, NC 27629 Phone: 919-872-2229 E-Mail: administrator@nciclb.org Agency Contact, if any: Lisa Deubler Phone: 919-872-2229 E-Mail: info@nciclb.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barbara U. Geiger Title: Board Administrator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF ADMIN HEARING


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Irrigation Contractors' Licensing Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 23 .0503 – Water Supply	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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9B. Explain: There was a change in the governing statute, thus, the Board desires to change the rule to be consistent with the statute.	
10. Rule-making Coordinator: Barbara U. Geiger Address: P.O. Box 41421 Raleigh, NC 27629 Phone: 919-872-2229 E-Mail: administrator@nciclb.org Agency Contact, if any: Lisa Deubler Phone: 919-872-2229 E-Mail: info@nciclb.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Barbara U. Geiger Title: Board Administrator
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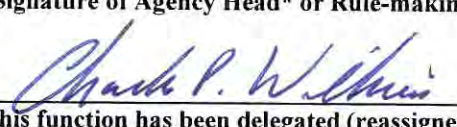
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5-21-2018

SUBMISSION FOR PERMANENT RULE

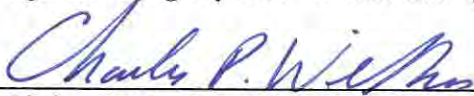
1. Rule-Making Agency: NC Medical Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 32R .0103 EXCEPTIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 15, 2017 Link to Agency notice: www.ncmedboard.org/about_the_board/rule_changes Hearing on: February 13, 2018 Adoption by Agency on: May 17, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: 9B. Explain: This amendment is necessary to clarify the Board's controlled substance continuing medical education requirements.	
10. Rule-making Coordinator: Wanda Long Address: NC Medical Board PO Box 20007, Raleigh, NC 27619 Phone: (919) 326-1109 ext 212 E-Mail: wanda.long@ncmedboard.org Agency Contact, if any: Marcus Jimison Phone: (919)277-1844 E-Mail: marcus.jimison@ncmedboard.org	11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Wanda Long Title: Paralegal/Rules Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

ORIGINAL


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Occupational Therapy	
2. Rule citation & name (name not required for repeal): 21 NCAC 38 .0103	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2018 Link to Agency notice: http://www.ncbot.org/OTpages/news_and_announcements.html Hearing on: March 19, 2018 Adoption by Agency on: May 14, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The amendments to Rule .0103 are being submitted to clarify supervision requirements and changes.	
10. Rule-making Coordinator: Charles P. Wilkins Address: PO Box 2280 Raleigh, NC 27602 Phone: 919-832-1380 E-Mail: cwilkins@bws-law.com Agency Contact, if any: Elizabeth Kirk Phone: 919-832-1380 E-Mail: administrator@ncbot.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  _____ </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <p>Typed Name: Charles P. Wilkins Title: Rule-Making Coordinator</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

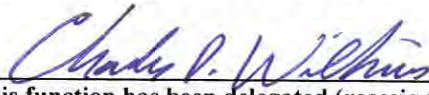
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Occupational Therapy	
2. Rule citation & name (name not required for repeal): 21 NCAC 38 .0803	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2018 Link to Agency notice: http://www.ncbot.org/OTpages/news_and_announcements.html Hearing on: March 19, 2018 Adoption by Agency on: May 14, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 48%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> <div style="margin-top: 10px;"> 9B. Explain: The amendments to Rule .0803 are being submitted to clarify and change the Board's continuing competence approval process. </div>	
10. Rule-making Coordinator: Charles P. Wilkins Address: PO Box 2280 Raleigh, NC 27602 Phone: 919-832-1380 E-Mail: cwilkins@bws-law.com Agency Contact, if any: Elizabeth Kirk Phone: 919-832-1380 E-Mail: administrator@ncbot.org	11. Signature of Agency Head* or Rule-making Coordinator:  <hr style="border: 0.5px solid black;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Charles P. Wilkins Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Occupational Therapy	
2. Rule citation & name (name not required for repeal): 21 NCAC 38 .0903	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2018 Link to Agency notice: http://www.ncbot.org/OTpages/news_and_announcements.html Hearing on: March 19, 2018 Adoption by Agency on: May 14, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The amendments to Rule .0903 are being submitted to clarify supervision requirements and changes.	
10. Rule-making Coordinator: Charles P. Wilkins Address: PO Box 2280 Raleigh, NC 27602 Phone: 919-832-1380 E-Mail: cwilkins@bws-law.com Agency Contact, if any: Elizabeth Kirk Phone: 919-832-1380 E-Mail: administrator@ncbot.org	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Charles P. Wilkins Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

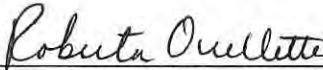
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Board of Occupational Therapy	
2. Rule citation & name (name not required for repeal): 21 NCAC 38 .0905	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2018 Link to Agency notice: http://www.ncbot.org/OTpages/news_and_announcements.html Hearing on: March 19, 2018 Adoption by Agency on: may 14, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION	
9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div>	
9B. Explain: The amendments to Rule .0905 are being submitted to clarify supervision requirements.	
10. Rule-making Coordinator: Charles P. Wilkins Address: PO Box 2280 Raleigh, NC 27602 Phone: 919-832-1380 E-Mail: cwilkins@bws-law.com Agency Contact, if any: Elizabeth Kirk Phone: 919-832-1380 E-Mail: administrator@ncbot.org	11. Signature of Agency Head* or Rule-making Coordinator:  <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Charles P. Wilkins Title: Rule-Making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

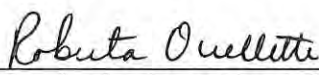
1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57A .0204 Continuing Education	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: All online courses approved by the agency must receive approval by IDECC pursuant to 21 NCAC 57B .0603(6). This rule clarifies that a non-approved online course that is submitted for equivalent continuing education credit must also be approved by IDECC.	
10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

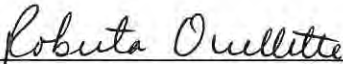
1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57B .0102 Licensed Residential and Certified Residential Real Estate Appraiser Course Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (\geq \$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The agency has received many requests for waivers of the requirement to take the Residential Sales Comparison and Income Approach class in a classroom setting, as it is difficult to find a live course offering in a timely manner in this state. By removing this paragraph, applicants will be able to take this course online.	
10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  _____ *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator </div>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF LEGAL HEARINGS

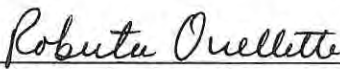
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57B .0103 Certified General Real Estate Appraiser Course Requirements	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The agency has received many requests for waivers of the requirement to take the General Appraiser Income Approach class in a classroom setting, as it is difficult to find a live course offering in a timely manner in this state. By removing this paragraph, applicants will be able to take this course online.	
10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> Typed Name: Roberta Ouellette Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

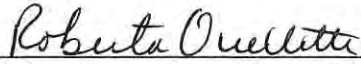
1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57B .0613 Payment of Fee Required by G.S. 93E-1-7(c)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The current rule requires the school or course sponsor to send the required fee with the roster. If a roster is received without the fee, the continuing education course is not credited to the student's record until the fee is received. This can result in a delay in renewing or reinstating a credential. The new rule allows the agency to upload the continuing education credit to the student's record immediately, and then collect the fee from the school or course sponsor.	
10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

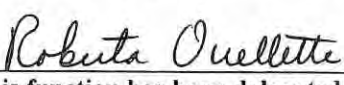
1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57C .0101 Form of Complaints and Other Pleadings	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

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 OFFICE OF APPEALS & HEARINGS

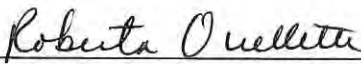
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57D .0202 Registration Renewal	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

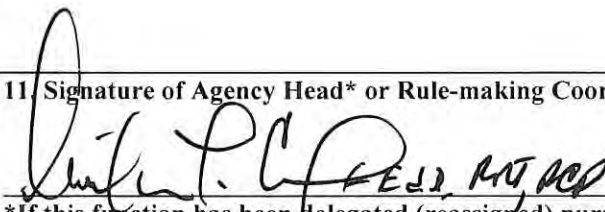
SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57D .0303 Compliance Manager	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact ($\geq \$1,000,000$) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator
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SUBMISSION FOR PERMANENT RULE

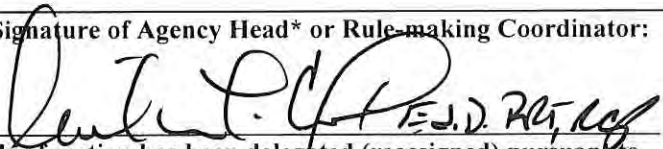
1. Rule-Making Agency: North Carolina Appraisal Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 57D .0311 Removal of an Appraiser from an Appraiser Panel	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 16, 2018 Link to Agency notice: http://ncappraisalboard.org/RuleMaking.pdf?rulemaking=Proposed+Rules Hearing on: April 24, 2018 Adoption by Agency on: April 24, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
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10. Rule-making Coordinator: Roberta Ouellette Address: 5830 Six Forks Road Raleigh, NC 27609 Phone: 919-870-4854 E-Mail: Roberta@ncab.org Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Roberta Ouellette Title: Rule-making Coordinator
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Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Respiratory Care Board	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 61 .0103 DEFINITIONS	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 15, 2017 Link to Agency notice: http://www.ncrcb.org/ Hearing on: January 4, 2018 Adoption by Agency on: April 12, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rule-making Coordinator: William Croft, Ed.D., RRT, RCP Address: 125 Edinburgh South Drive, Suite 100, Cary, NC 27511 Phone: 919-878-5595 E-Mail: bcroft@ncrcb.org Agency Contact, if any: William Croft, Ed.D., RRT, RCP Phone: 919-878-5595 E-Mail: bcroft@ncrcb.org	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: William Croft, Ed.D., RRT, RCP Title: Executive Director </div>
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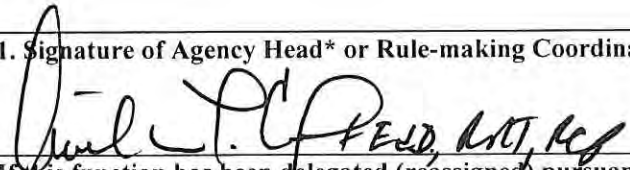
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Respiratory Care Board	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 61 .0104 CODE OF ETHICS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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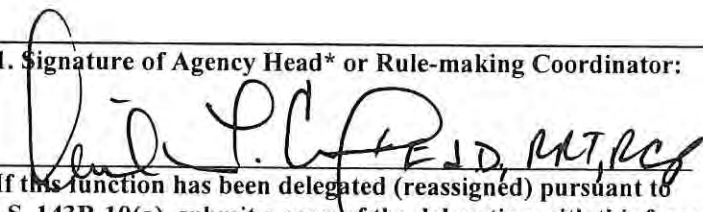
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 OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Respiratory Care Board	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 61 .0301 LICENSE NUMBER: DISPLAY OF LICENSE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 15, 2017 Link to Agency notice: http://www.ncrcb.org/ Hearing on: January 4, 2018 Adoption by Agency on: April 12, 2018 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact (check all that apply): <input type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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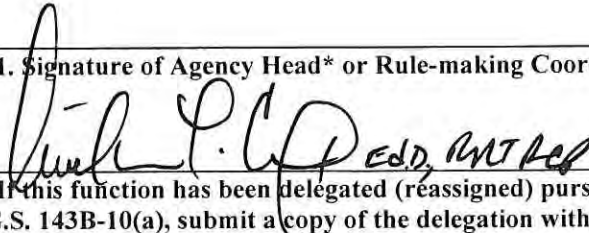
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OFFICE OF ADMIN HEARINGS

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Respiratory Care Board	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 61 .0307 GROUNDS FOR LICENSE DENIAL OR DISCIPLINE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<div style="text-align: center;">9. REASON FOR ACTION</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> 9A. What prompted this action? Check all that apply: <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain:	
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SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Respiratory Care Board	
2. RULE CITATION & NAME (NAME NOT REQUIRED FOR REPEAL): 21 NCAC 61 .0801 RECEIVING AND PROCESSING COMPLAINTS	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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