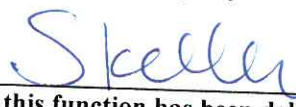


# SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> NC Department of Natural and Cultural Resources	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 07 NCAC 021 .0201 QUALIFICATIONS FOR GRANT ELIGIBILITY	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <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 22, 2019	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> <p>In July 2018, the NC Office of State Human Resources replaced two outdated salary classification systems with one streamlined system. Under the old system, an entry-level librarian position was classified as a salary grade 69. The new system eliminated those salary grades and the new salary grade for this position is GN10. Additionally, the old Office of State Personnel (as the text states in the rule currently) is now named the Office of State Human Resources. The updated text in rule 07 NCAC 021 .0201 would simply reflect these minor changes.</p>	
<b>10. Rulemaking Coordinator:</b> Mariah Street Mariah Street <b>Phone:</b> (919) 814-6764 <b>E-Mail:</b> mariah.street@ncdcr.gov <b>Additional agency contact, if any:</b> Timothy Owens, State Librarian <b>Phone:</b> (919) 814-6784 <b>E-Mail:</b> timothy.owens@ncdcr.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr/> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <b>Typed Name:</b> Mariah Street <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23A .0103 Quality Assurance	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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: <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: G.S. 150B-21.3A <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@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: Shazia A. Keller Title: DHB Rulemaking Coordinator
RRC AND OAH USE ONLY	



# SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23C .0201 Application Processing Standards	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr/> <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: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

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OFFICE OF / DMN HEARINGS


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23D .0101	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr/> <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><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23D .0102	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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 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><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr style="width: 100%;"/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p>Typed Name: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>

RRC AND OAH USE ONLY


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23D .0201	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <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: Shazia A. Keller Title: DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

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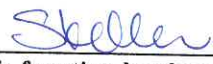


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0101	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr style="width: 80%; margin: auto;"/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p>Typed Name: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

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 OFFICE OF / CHIEF HEARING


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23E .0102	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; margin-top: 20px;">  </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: Shazia A. Keller Title: DHB Rulemaking Coordinator
RRC AND OAH USE ONLY	

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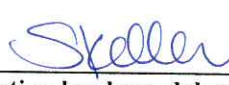


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0103 Residence	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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%;"> <b>9. REASON FOR ACTION</b>  <input checked="" type="checkbox"/> Legislation enacted by the General Assembly            Cite Session Law: G.S. 150B-21.3A and 108A-55.3  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">  </div> <hr/> <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><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	


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# SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0104	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">  </div> <hr/> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p>Typed Name: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0105 Disability	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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: Shazia A. Keller Title: DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0106 Blindness	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <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: Shazia A. Keller Title: DHB Rulemaking Coordinator

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0107	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0108	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	


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# SUBMISSION FOR PERMANENT RULE

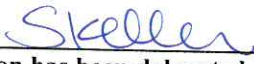
<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0201 Applying For All Benefits and Annuities	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

# SUBMISSION FOR PERMANENT RULE


1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23E .0202 What Resources Are Counted	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <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 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </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: Shazia A. Keller Title: DHB Rulemaking Coordinator
RRC AND OAH USE ONLY	



# SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0203 Countable Income	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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 and 147-86.75  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0204	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">  </div> <hr/> <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><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	




# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0205 Budget Unit Membership	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


 FILED  
 2019 APR 12 PM 3:25  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0206	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr/> <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><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

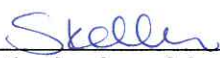


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0207 Whose Resources Are Counted	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

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 2019 APR 12 PM 3:25  
 OFFICE OF ADMIN HEARINGS

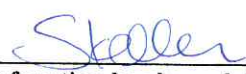
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0208 Calculating Income	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


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 2019 APR 12 PM 3:25  
 OFFICE OF ADMIN. HEARINGS



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0209 Deductible	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  <b>Additional agency contact, if any:</b> Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <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: Shazia A. Keller Title: DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0210 Patient Liability	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator


RRC AND OAH USE ONLY



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23E .0211 Alien Sponsor Deeming	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23G .0101	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

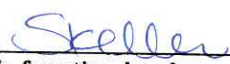
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 OFFICE OF ADMIN HEARINGS



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23G .0201 General	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <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: Shazia A. Keller Title: DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23G .0202 Corrective Actions	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></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: 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	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: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>
RRC AND OAH USE ONLY	

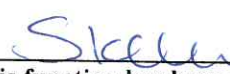
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 2019 APR 12 PM 3:26  
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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23G .0203 Time Limits for Corrections	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">   <hr style="width: 100%;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

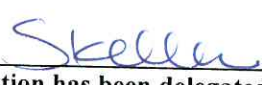
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23G .0204 Responsibility for Errors	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 and S.L. 2009-451  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
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<b>RRC AND OAH USE ONLY</b>	


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 2019 APR 12 PM 3:26  
 OFFICE OF ADMIN HEARINGS



# SUBMISSION FOR PERMANENT RULE

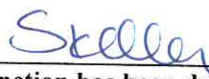
<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23G .303	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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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<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23G .0304 Change in Situation	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center;">   <hr style="width: 100%;"/> </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: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>
RRC AND OAH USE ONLY	




# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23H .0106 Liability of Persons With Access	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	


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 2019 APR 12 PM 3:26  
 OFFICE OF AGRICULTURE

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23H .0107 Right of Access	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; margin-top: 20px;">  </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: Shazia A. Keller Title: DHB Rulemaking Coordinator
RRC AND OAH USE ONLY	

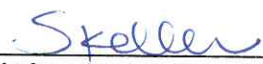


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23H .0108 Withholding Information From the Client	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">  </div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

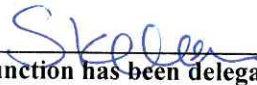
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 2019 APR 12 PM 3:26  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23H .0109 Procedure for Review of Records	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	




# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23H .0110 Consent for Release	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

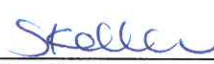
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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23H .0111 Disclosure Without Client Consent	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
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<b>RRC AND OAH USE ONLY</b>	



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 23H .0112 Documentation of Consent or Disclosure	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b>  <input type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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"/> <b>Legislation enacted by the General Assembly</b>              Cite Session Law: G.S. 150B-21.3A  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">         _____     </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Shazia A. Keller <b>Title:</b> DHB Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	

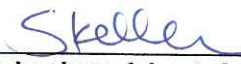
# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 23H .0113 Persons Designated to Disclose Information	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Shazia Keller</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: Shazia A. Keller Title: DHB Rulemaking Coordinator
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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 25A .0201 Medical Services	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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: G.S. 150B-21.3A  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller Phone: 919-855-4019 E-Mail: <a href="mailto:shazia.keller@dhhs.nc.gov">shazia.keller@dhhs.nc.gov</a>  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: <a href="mailto:lavette.young@dhhs.nc.gov">lavette.young@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p>Typed Name: Shazia A. Keller          Title: DHB Rulemaking Coordinator</p>
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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 25H .0203 Standards for Participation	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
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<b>RRC AND OAH USE ONLY</b>	

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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 25K .0201	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>

RRC AND OAH USE ONLY


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 25K .0401 Patient Counseling	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">         _____     </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>

RRC AND OAH USE ONLY




# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 25M .0201	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	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: Shazia A. Keller Title: DHB Rulemaking Coordinator
RRC AND OAH USE ONLY	


 OFFICE OF ADMINISTRATION  
 2019 APR 12 PM 3:27  
 FILED

# SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 25P .0201	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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><b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.</p>	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">         _____     </div> <p><b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b></p> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	



# SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> Division of Health Benefits	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 10A NCAC 25P .0301	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input checked="" type="checkbox"/> REPEAL through READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> 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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
<b>10. Rulemaking Coordinator:</b> Shazia Keller <b>Phone:</b> 919-855-4019 <b>E-Mail:</b> shazia.keller@dhhs.nc.gov  <b>Additional agency contact, if any:</b> Lavette Young <b>Phone:</b> 919-855-4055 <b>E-Mail:</b> lavette.young@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <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> <p><b>Typed Name:</b> Shazia A. Keller  <b>Title:</b> DHB Rulemaking Coordinator</p>
<b>RRC AND OAH USE ONLY</b>	

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: Division of Health Benefits	
2. Rule citation & name (name not required for repeal): 10A NCAC 25P .0402	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://medicaid.ncdhhs.gov/get-involved/rules-actions">https://medicaid.ncdhhs.gov/get-involved/rules-actions</a> Hearing on: January 25, 2019 Adoption by Agency on: March 27, 2019 <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"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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 47 rules in 10A NCAC Chapters 23 (subchapters 23A, 23C, 23D, 23E, 23G, 23H) and 25 (subchapters 25A, 25 H, 25K, 25 M, 25P) to ensure these rules reflect current law and processes.	
10. Rulemaking Coordinator: Shazia Keller Phone: 919-855-4019 E-Mail: shazia.keller@dhhs.nc.gov  Additional agency contact, if any: Lavette Young Phone: 919-855-4055 E-Mail: lavette.young@dhhs.nc.gov	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; margin-top: 20px;">  </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: Shazia A. Keller Title: DHB Rulemaking Coordinator
RRC AND OAH USE ONLY	



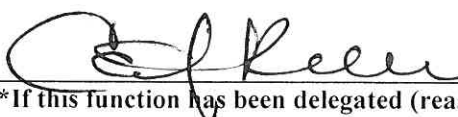
# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Sheriffs' Education and Training Standards Commission	
2. Rule citation & name (name not required for repeal): 12NCAC 10B .0503 TIME REQ/COMPLETION/BASIC LAW ENFORCEMENT TRAINING COURSE	
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: 11/15/2018 Link to Agency notice: <a href="http://ncdoj.gov/About-DOJ/Law-Enforcement-Training-and-Standards/Sheriffs-Education-and-Training-Standards">http://ncdoj.gov/About-DOJ/Law-Enforcement-Training-and-Standards/Sheriffs-Education-and-Training-Standards</a> Hearing on: 12/4/2018 Adoption by Agency on: 3/15/2019 <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;"><b>9. REASON FOR ACTION</b></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:            Amendment makes this rule regarding training extensions for deputy sheriffs consistent with rules regarding training extensions for detention officers and telecommunicators.         </div>	
10. Rule-making Coordinator: Diane Konopka Address: 1700 Tryon Park Drive Raleigh, NC 27610 Phone: 919-662-4375 E-Mail: <a href="mailto:dkonopka@ncdoj.gov">dkonopka@ncdoj.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; margin: 10px 0;">  </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: Diane Konopka Title: Director, Sheriffs' Standards Division
RRC AND OAH USE ONLY	

# SUBMISSION FOR PERMANENT RULE

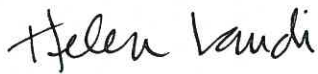
March 21, 2019

**ORIGINAL**

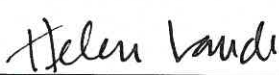
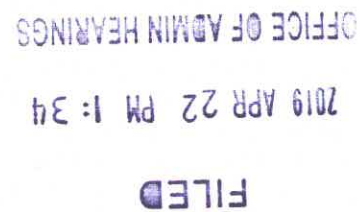
1. Rule-Making Agency: North Carolina Wildlife Resources Commission	
2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0401 MANNER OF TAKING NONGAME FISHES: PURCHASE AND SALE	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> 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 3, 2018 Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a> Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C. January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC Adoption by Agency on: February 21, 2019 <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: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making.	
10. Rule-making Coordinator: Carrie Ruhlman Address: 1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701  Phone: 919-707-0011 E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a>  Agency Contact, if any: Michael Smallwood Phone: 919-707-0014 E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>	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: 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 Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02B .0150 Construction of Railroad Tracks across Right of Way	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <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"/> This Rule was part of a combined analysis <input type="checkbox"/> State funds affected <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> <div style="margin-top: 10px;">           9B. Explain: Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.         </div>	
10. Rulemaking Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Additional agency contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	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: Helen Landi Title: Interagency Director/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

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0152	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator:</b> Helen Landi <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Additional agency contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Helen Landi <b>Title:</b> Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: center;">  </div> </div>	



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0153 Signalization of New Grade Crossing	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">2019 APR 22 PM 1:34</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0154 Cost of Railroad Separation Structures	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: right;"> <div style="transform: rotate(180deg); font-weight: bold; font-size: 1.2em;">OFFICE OF ADMIN HEARINGS</div> <div style="transform: rotate(180deg); font-weight: bold; font-size: 1.2em;">2019 APR 22 PM 1:34</div> <div style="font-weight: bold; font-size: 1.5em;">FILED</div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0155 Construction and Maintenance of Railroad Crossings	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator:</b> Helen Landi <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Additional agency contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="width: 80%; margin: 5px auto;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Helen Landi <b>Title:</b> Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <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:         </div> <div style="width: 35%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div> <div style="border: 1px solid black; padding: 5px; transform: rotate(-90deg); transform-origin: center;">2019 APR 22 PM 1:34</div> <div style="border: 1px solid black; padding: 5px; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0156 Paving of Roadway Surface Crossing Railroad Tracks	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator: Helen Landi</b> Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Additional agency contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="width: 80%; margin: 0 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: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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  
 2019 APR 22 PM 1:35  
 FILED



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0157 Cost of Changing Elevation of Railroad Facilities	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator: Helen Landi</b> Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Additional agency contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</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: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0158 Changing Grade of Road when Grade of RR Tracks is Changed	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator:</b> Helen Landi <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Additional agency contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Helen Landi <b>Title:</b> Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02B .0315 Negotiation with Municipalities and Municipal Agreements	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02B these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0402 Curb and Gutter and Underground Drainage on Highways	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator: Helen Landi</b> <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Additional agency contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr/> <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> <b>Typed Name:</b> Helen Landi <b>Title:</b> Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:                 </div> <div style="width: 45%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; transform: rotate(-15deg); display: inline-block;">                         OFFICE OF ADMIN HEARINGS                          2019 APR 22 PM 1:35                          FILED                     </div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

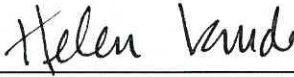
1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02D .0403 Use of Dust Allaying Materials	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <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"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> 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: Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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RRC AND OAH USE ONLY	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <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:         </div> <div style="width: 35%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; margin-bottom: 10px; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 10px; transform: rotate(-90deg); transform-origin: center;">2019 APR 22 PM 1:35</div> <div style="border: 1px solid black; padding: 5px; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0405 and .0425	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">2019 APR 22 PM 1:35</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0410 Rental of Supplemental Equipment	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator: Helen Landi</b> Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Additional agency contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <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: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: right;"> <div style="transform: rotate(180deg); opacity: 0.5; font-weight: bold;">OFFICE OF ADMIN HEARINGS</div> <div style="transform: rotate(180deg); opacity: 0.5;">2019 APR 22 PM 1:36</div> <div style="transform: rotate(180deg); opacity: 0.5; font-weight: bold;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0414 Location of Garbage Collection Containers	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
<b>10. Rulemaking Coordinator:</b> Helen Landi <b>Address:</b> 1501 Mail Service Center Raleigh, NC 27699-1501 <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> Rulemaking@ncdot.gov  <b>Additional agency contact, if any:</b> Hannah D. Jernigan <b>Phone:</b> 919-707-2821 <b>E-Mail:</b> hjernigan@ncdot.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="width: 80%; margin: 0 auto;"/> <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> <b>Typed Name:</b> Helen Landi <b>Title:</b> Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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 FILED



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0421 Installation of Driveway Pipe	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <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>	
<b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">2019 APR 22 PM 1:36</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0535 Ferry Reservations	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 45%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(180deg);">             OFFICE OF ADMIN HEARINGS              2019 APR 22 PM 1:36              FILED           </div> </div> </div>	




# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0538 Vehicle Weight Limitations	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;"><b>9. REASON FOR ACTION</b></p> <b>9A. What prompted this action? Check all that apply:</b> <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> <p><b>9B. Explain:</b> Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02D these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.</p>	
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:</b> NC Department of Transportation	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02D .0539 Vehicle Physical Dimension Limitations	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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: NC Department of Transportation</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 19A NCAC 02E .0301 Unzoned Industrial Area	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: February 15, 2019 Link to Agency notice: <a href="https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx">https://www.ncdot.gov/about-us/how-we-operate/policy-process/rules/Pages/default.aspx</a> Hearing on: April 2, 2019 Adoption by Agency on: April 22, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 50%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">OFFICE OF ADMIN HEARINGS</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">2019 APR 22 PM 1:37</div>  <div style="border: 1px solid black; padding: 5px; display: inline-block; transform: rotate(-90deg); transform-origin: center;">FILED</div> </div> </div>	

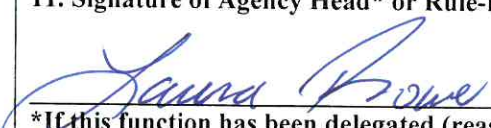
# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02E .0303 Fees	
3. Action: <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through 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 checked="" type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input checked="" type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b> 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: Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 02E these proposed rules were determined as 'Necessary With Substantive Public Interest' thus necessitating readoption.	
10. Rulemaking Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501 Phone: 919-707-2821 E-Mail: <a href="mailto:Rulemaking@ncdot.gov">Rulemaking@ncdot.gov</a>  Additional agency contact, if any: Hannah D. Jernigan Phone: 919-707-2821 E-Mail: <a href="mailto:hjernigan@ncdot.gov">hjernigan@ncdot.gov</a>	11. Signature of Agency Head* or Rule-making Coordinator:  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Helen Landi</div> <hr style="width: 80%; margin: 5px 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: Helen Landi Title: Interagency Director/Rulemaking Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <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:         </div> <div style="width: 45%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; transform: rotate(-15deg); display: inline-block;">             OFFICE OF ADMIN HEARINGS              2019 APR 22 PM 1:37              FILED           </div> </div> </div>	



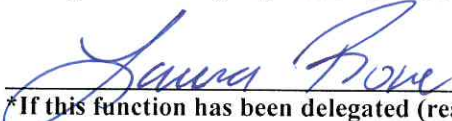
Original 4/18/19

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency: Supplemental Retirement Board of Trustees and Department of State Treasurer</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 20 NCAC 11 .0101 Administrative Fees: NC 401(k) and NC 457 Plans	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READoption</b> <input type="checkbox"/> <b>REPEAL through READoption</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="https://www.nctreasurer.com/inside-the-department/OpenGovernment/proposed-rules/Pages/default.aspx">https://www.nctreasurer.com/inside-the-department/OpenGovernment/proposed-rules/Pages/default.aspx</a> Hearing on: No hearing held Adoption by Agency on: Adopted by SRP Board on 4/16/2019; Adopted by Treasurer on 4/17/2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: 1/15/2019 Consultation not required. Cite authority:  <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input 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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b>  <b>Cite Session Law:</b>  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div> <b>9B. Explain:</b> The Board and the Department do not receive any appropriations to operate the NC 401(k) Plan, the NC 457 Plan, or the NC 401(k) Program. Instead, to the knowledge of the Department, the operational expenses of the Board and the Department have historically been funded through an administrative fee charged to participants who opt to enroll in the Supplemental Retirement Plans. However, the Board desires to codify its administrative fee through the rulemaking process. The proposed rules reflect the Board's commitment to transparency and procedure.	
<b>10. Rulemaking Coordinator: Laura Rowe</b>  <b>Phone:</b> 919-814-3851 <b>E-Mail:</b> <a href="mailto:Laura.Rowe@nctreasurer.com">Laura.Rowe@nctreasurer.com</a>  <b>Additional agency contact, if any: Reid Chisholm</b> <b>Phone:</b> 919-814-3843 <b>E-Mail:</b> <a href="mailto:Reid.Chisholm@nctreasurer.com">Reid.Chisholm@nctreasurer.com</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  <b>Typed Name:</b> <b>Title:</b>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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 4/18/19

## SUBMISSION FOR PERMANENT RULE

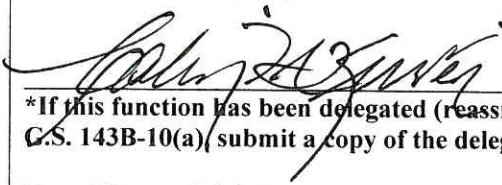
<b>1. Rule-Making Agency: Supplemental Retirement Board of Trustees and Department of State Treasurer</b>	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 20 NCAC 11 .0102 Administrative Fees: NC 403(b) Program	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READoption</b> <input type="checkbox"/> <b>REPEAL through READoption</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="https://www.nctreasurer.com/inside-the-department/OpenGovernment/proposed-rules/Pages/default.aspx">https://www.nctreasurer.com/inside-the-department/OpenGovernment/proposed-rules/Pages/default.aspx</a> Hearing on: No hearing held Adoption by Agency on: Adopted by SRP Board on 4/16/2019; Adopted by Treasurer on 4/17/2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: 1/15/2019 Consultation not required. Cite authority:  <input type="checkbox"/> <b>No</b>	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input checked="" type="checkbox"/> State funds affected <input 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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b>  <b>Cite Session Law:</b>  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div> <b>9B. Explain:</b> The Board and the Department do not receive any appropriations to operate the NC 401(k) Plan, the NC 457 Plan, or the NC 401(k) Program. Instead, to the knowledge of the Department, the operational expenses of the Board and the Department have historically been funded through an administrative fee charged to participants who opt to enroll in the Supplemental Retirement Plans. However, the Board desires to codify its administrative fee through the rulemaking process. The proposed rules reflect the Board's commitment to transparency and procedure.	
<b>10. Rulemaking Coordinator: Laura Rowe</b>  Phone: 919-814-3851 E-Mail: <a href="mailto:Laura.Rowe@nctreasurer.com">Laura.Rowe@nctreasurer.com</a>  Additional agency contact, if any: Reid Chisholm Phone: 919-814-3843 E-Mail: <a href="mailto:Reid.Chisholm@nctreasurer.com">Reid.Chisholm@nctreasurer.com</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *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: Title:
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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  
 2019 APR 18 PM 12:32  
 OFFICE OF ADMIN HEARINGS



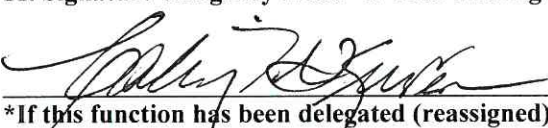
# SUBMISSION FOR PERMANENT RULE

Original  
4-17-19

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0103 Practice of Landscape Contracting; Display of License Number	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Provide clarity on when and how license number is to be displayed.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <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.   <b>Typed Name:</b> Calvin M. Kirven  <b>Title:</b> Executive Administrator     </div>
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

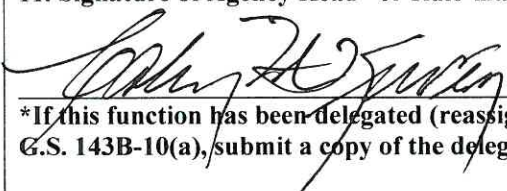
FILED  
2019 APR 17 PM 2:12  
OFFICE OF ADMINISTRATIVE SERVICES

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0104 Annual Reports	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTION</b> <input type="checkbox"/> <b>REPEAL through READOPTION</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b>  <input type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Required per G.S. 93B-2; establish manner in which annual reports are filed and escrow account maintained.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> <a href="mailto:CKirven@nclclb.com">CKirven@nclclb.com</a>  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> <a href="mailto:Anna@ncl-law.com">Anna@ncl-law.com</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

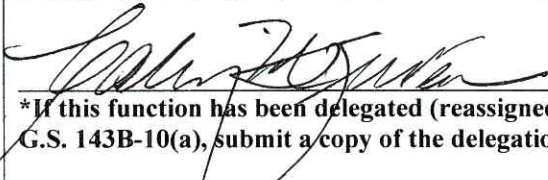


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0201 Applications for Licensure	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Provide clarity on length of time of exam authorization.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 100%;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

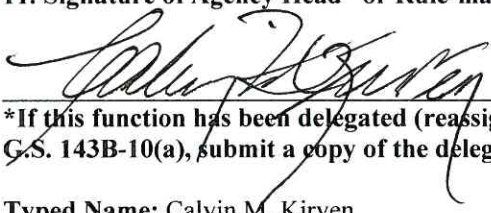
 FILED  
 2019 APR 17 PM 2:23  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0202 Reciprocity	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Clarify who must present evidence of licensure from other jurisdiction.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </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> <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

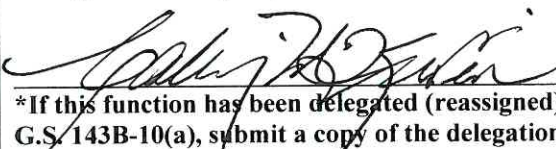


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0303 Qualifier/Qualifying Party; Use of Assumed Name	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTION</b> <input type="checkbox"/> <b>REPEAL through READOPTION</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> <b>Yes</b> Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> <b>No</b>	<b>8. Fiscal impact. Check all that apply.</b>  <input type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b>              Cite Session Law:  <input type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div> <b>9B. Explain:</b> Establish rule regarding definition of qualifier and use of assumed names.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </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> <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

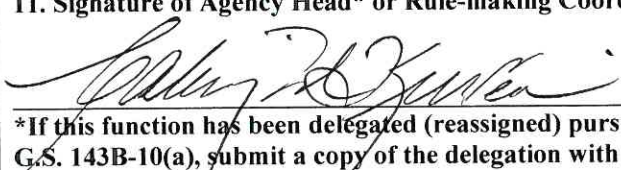
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 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0402 Continuing Education Units	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Provide clarity on CEU credits, who is responsible for taking CEU, etc.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </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> <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

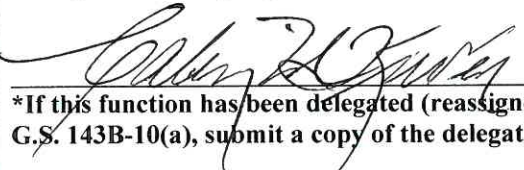


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0403 Continuing Education Records; Audit	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b>  <input type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Clarify that failure to comply with CEU requirements will impact license status.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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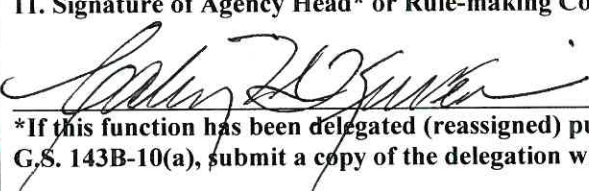
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0501 General	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Clarify how Board will review contracts in determining whether licensure is required.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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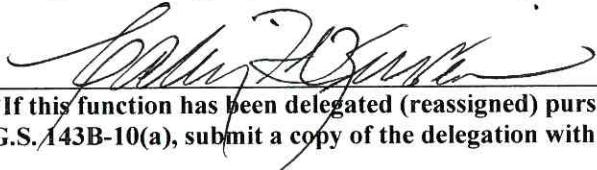


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0507 Low-Voltage Lighting; Pools	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b>  <input type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Clarify definition of "garden pool."	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </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> <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

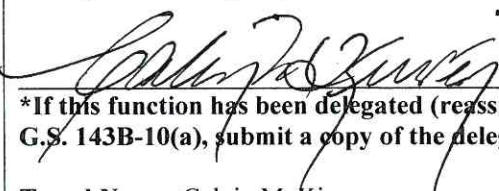
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# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0601 Fee Schedule	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input checked="" type="checkbox"/> Yes Agency submitted request for consultation on: November 7, 2018 Consultation not required. Cite authority: <input type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Clarify fees for types of licenses (licensing and reinstatement).	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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:	

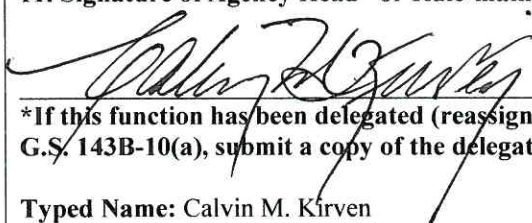


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0803 Subpoenas	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Include copy costs for subpoenaed documents.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </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> <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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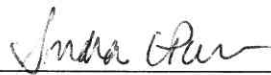
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> The North Carolina Landscape Contractors' Licensing Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 28B .0901 Rulemaking Petition	
<b>3. Action:</b> <input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTION</b> <input type="checkbox"/> <b>REPEAL through READOPTION</b>	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: December 3, 2018 Link to Agency notice: <a href="http://www.nclclb.com">www.nclclb.com</a> Hearing on: December 20, 2018 Adoption by Agency on: April 9, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Required per G.S. 150B-20; establish process for rulemaking petitions.	
<b>10. Rulemaking Coordinator:</b> Calvin M. Kirven  <b>Phone:</b> 919-266-8070 <b>E-Mail:</b> CKirven@nclclb.com  <b>Additional agency contact, if any:</b> Anna Baird Choi <b>Phone:</b> 919-341-2636 <b>E-Mail:</b> Anna@ncl-law.com	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Calvin M. Kirven <b>Title:</b> Executive Administrator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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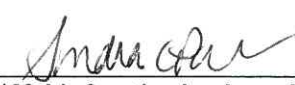


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina Appraisal Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 57A .0204	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input type="checkbox"/> REPEAL THROUGH READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 17, 2018 <b>Link to Agency notice:</b> <a href="https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf">https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf</a> <b>Hearing on:</b> March 26, 2019 <b>Adoption by Agency on:</b> March 26, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b>  <input type="checkbox"/> This Rule was part of a combined analysis.  <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> Prior to this proposed change the rule was internally inconsistent. In 2014, the language was changed to allow trainees and appraisers to take qualifying courses for continuing education, but the language in paragraph (b) was not amended. This change clarifies that trainees and appraisers may take qualifying courses for continuing education.	
<b>10. Rulemaking Coordinator:</b>  <b>Phone:</b> 919 870-4854; 919 716-6792 <b>E-Mail:</b> spanico@ncdoj.gov <b>Additional agency contact, if any:</b> Don Rodgers <b>Phone:</b> 919 870-4854 <b>E-Mail:</b> don@ncab.org	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Sondra C. Panico <b>Title:</b> Assistant Attorney General
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:</b> North Carolina Appraisal Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 57A .0407	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> December 17, 2018 <b>Link to Agency notice:</b> <a href="https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf">https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf</a> <b>Hearing on:</b> March 26, 2019 <b>Adoption by Agency on:</b> March 26, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> This amendment makes it clear that only one trainee may get credit for each appraisal report.	
<b>10. Rulemaking Coordinator:</b>  <b>Phone:</b> 919 870-4854; 919 716-6792 <b>E-Mail:</b> spanico@ncdoj.gov <b>Additional agency contact, if any:</b> Don Rodgers <b>Phone:</b> 919 870-4854 <b>E-Mail:</b> don@ncab.org	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Sondra C. Panico <b>Title:</b> Assistant Attorney General
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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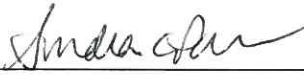


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina Appraisal Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 57B .0306	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 17, 2018 Link to Agency notice: <a href="https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf">https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf</a> Hearing on: March 26, 2019 Adoption by Agency on: March 26, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> This amendment allows an instructor to submit a recording rather than a videotape to the Board upon request.	
<b>10. Rulemaking Coordinator:</b>  <b>Phone:</b> 919 870-4854; 919 716-6792 <b>E-Mail:</b> spanico@ncdoj.gov <b>Additional agency contact, if any:</b> Don Rodgers <b>Phone:</b> 919 870-4854 <b>E-Mail:</b> don@ncab.org	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr style="width: 100%;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Sondra C. Panico <b>Title:</b> Assistant Attorney General
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:</b> North Carolina Appraisal Board	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 57B .0606	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input type="checkbox"/> REPEAL THROUGH READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: December 17, 2018 Link to Agency notice: <a href="https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf">https://files.nc.gov/ncoah/documents/files/Volume-33_Issue-12-December-17-2018.pdf</a> Hearing on: March 26, 2019 Adoption by Agency on: March 26, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <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> <b>9B. Explain:</b> This amendment allows an instructor to submit a recording rather than a videotape to the Board upon request.	
<b>10. Rulemaking Coordinator:</b>  <b>Phone:</b> 919 870-4854; 919 716-6792 <b>E-Mail:</b> spanico@ncdoj.gov <b>Additional agency contact, if any:</b> Don Rodgers <b>Phone:</b> 919 870-4854 <b>E-Mail:</b> don@ncab.org	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> </div> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Sondra C. Panico <b>Title:</b> Assistant Attorney General
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

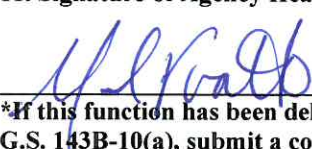
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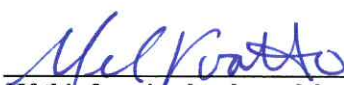
## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .0108 - RETENTION OF RECORDS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 checked="" type="checkbox"/> Other: G.S. 150B-21.3A <b>9B. Explain:</b> This Rule was identified as Necessary with Substantive Public Interest in the Periodic Review Report and is required to be readopted pursuant to G.S. 150B-21.3A.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

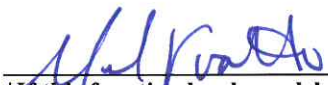
<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .0506 - PROVISIONAL BROKER TO BE SUPERVISED BY BROKER	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 checked="" type="checkbox"/> Other: G.S. 150B-21.3A <b>9B. Explain:</b> This Rule was identified as Necessary with Substantive Public Interest in the Periodic Review Report and is required to be readopted pursuant to G.S. 150B-21.3A.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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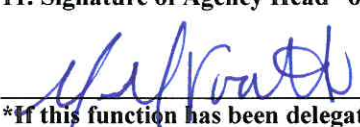
## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .0601 - COMPLAINTS/INQUIRIES/MOTIONS/OTHER PLEADINGS	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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: <b>9B. Explain:</b> Amend this Rule to clarify the text of the Rule that all brokers are required to cooperate with a Commission investigation.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

4/22/19

SUBMISSION FOR PERMANENT RULE

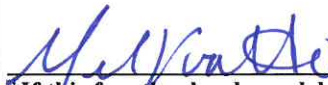
<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .0612 - PRESIDING OFFICER	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: www.ncrec.gov Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 checked="" type="checkbox"/> Other: G.S. 150B-21.3A <b>9B. Explain:</b> This Rule was identified as Necessary with Substantive Public Interest in the Periodic Review Report and is required to be readopted pursuant to G.S. 150B-21.3A.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> melissa@ncrec.gov <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> rob@ncrec.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

4/22/19

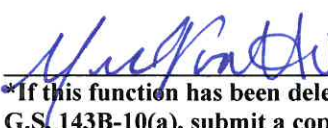
## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .1902 - POSTLICENSING EDUCATION REQUIREMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input type="checkbox"/> REPEAL THROUGH READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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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<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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

4/22/19

## SUBMISSION FOR PERMANENT RULE


<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .1905 - WAIVER OF 90-HOUR POSTLICENSING EDUCATION REQUIREMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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: <b>9B. Explain:</b> Amend this Rule to add language that a broker who was issued a license pursuant to 21 NCAC 58A .0511(b)(2) will not be granted a waiver of Postlicensing education.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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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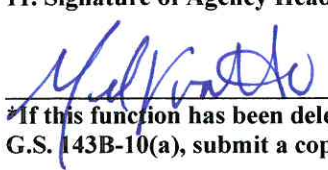
SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58A .2002 - ESCROW ACCOUNT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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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<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
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<b>Action taken:</b> <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

4/22/19

## SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58H .0203 - APPLICATION FOR ORIGINAL LICENSURE OF A PRIVATE REAL ESTATE SCHOOL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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: <b>9B. Explain:</b> Amend this Rule to remove the requirement of a fire inspection report in a private school application.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
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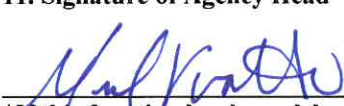
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2019 APR 22 AM 9:48  
OFFICE OF ADMIN HEARINGS



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4/22/19

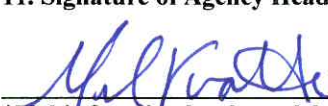
SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58H .0209 - PRELICENSING AND POSTLICENSING COURSE ENROLLMENT	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> melissa@ncrec.gov <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> rob@ncrec.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
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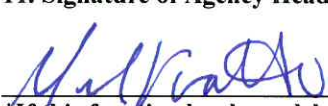
<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58H .0214 - EXPIRATION AND RENEWAL OF A SCHOOL APPROVAL OR LICENSE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input type="checkbox"/> REPEAL THROUGH READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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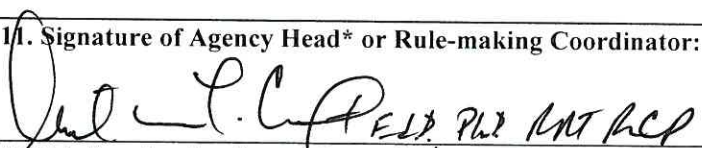
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<b>1. Rule-Making Agency:</b> NORTH CAROLINA REAL ESTATE COMMISSION	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 58H .0302 - APPLICATION AND CRITERIA FOR ORIGINAL PRELICENSING, POSTLICENSING, OR UPDATE COURSE	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL THROUGH READOPTIOIN	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 15, 2019 Link to Agency notice: <a href="http://www.ncrec.gov">www.ncrec.gov</a> Hearing on: March 13, 2019 Adoption by Agency on: April 17, 2019 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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: <b>9B. Explain:</b> Amend this Rule to remove the instructor applicant video from the application process, to require instructor applicants to complete the New Instructor Seminar within the previous six months of application, and to set the completion requirements for the New Instructor Seminar.	
<b>10. Rulemaking Coordinator:</b> Melissa A. Vuotto Melissa A. Vuotto <b>Phone:</b> 919-875-3700 ext. 142 <b>E-Mail:</b> <a href="mailto:melissa@ncrec.gov">melissa@ncrec.gov</a> <b>Additional agency contact, if any:</b> Robert A. Patchett, Associate Legal Counsel II <b>Phone:</b> 919-875-3700 ext. 133 <b>E-Mail:</b> <a href="mailto:rob@ncrec.gov">rob@ncrec.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. <b>Typed Name:</b> Melissa A. Vuotto <b>Title:</b> Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <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**


4-22-19

1. Rule-Making Agency: North Carolina Respiratory Care Board	
2. Rule citation & name (name not required for repeal): 21 NCAC 61 .0204 FEES	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption <input type="checkbox"/> REPEAL through 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, 2019 Link to Agency notice: www.ncrcb.org Hearing on: January 17, 2019 Adoption by Agency on: April 11, 2019 <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"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <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;"><b>9. REASON FOR ACTION</b></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. 93B-2(d)  <input type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <p>9B. Explain: The North Carolina Respiratory Care Board determined that a rule amendment was required in the event the Board's authority to expend funds is suspended pursuant to G.S. 93B-2(d). On April 11, 2019, the Board voted to amend the rule.</p>	
10. Rulemaking Coordinator: William Croft, Ed.D., Ph.D. RRT RCP  Phone: 919-878-5595 E-Mail: bcroft@ncrcb.org  Additional 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: William Croft, Ed.D., Ph.D. RRT RCP Title: Executive Director
<b>RRC AND OAH USE ONLY</b>	
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**  
2019 APR 22 PM 12:54  
OFFICE OF ADMIN HEARINGS



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Building Code 1009.7.2 Separation. (180911 Item B-2)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> Notice not required under G.S.: <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes <b>Agency submitted request for consultation on:</b> <b>Consultation not required. Cite authority:</b> <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 checked="" type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The purpose of this amendment is to allow the exception included in the 2018 IBC.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.guption@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

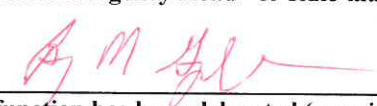
# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Building Code Table 2902.1 MINIMUM NUMBER OF REQUIRED PLUMBING FIXTURES. (180911 Item B-19)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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 checked="" type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The purpose of this amendment is to provide a drinking fountain exception for small Business Occupancy.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.gupton@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;"> </div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

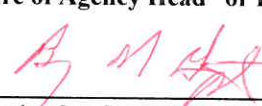


# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Building Code 312.1, H101.2, H109.2, Ground Signs. (180911 Item B-15)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> <b>Agency</b>  <input type="checkbox"/> <b>Court order / cite:</b>  <input type="checkbox"/> <b>Federal statute / cite:</b>  <input type="checkbox"/> <b>Federal regulation / cite:</b> </div> <div style="width: 45%;"> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b>            Cite Session Law:  <input checked="" type="checkbox"/> <b>Petition for rule-making</b>  <input type="checkbox"/> <b>Other:</b> </div> </div> <b>9B. Explain:</b> This purpose of this amendment is to eliminate the ground clearance requirement for monument signs and to exempt all ground signs less than 6-feet in height.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.guption@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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:	

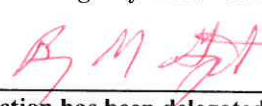
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 OFFICE OF ADMINISTRATION

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Residential Code N1101.1 Scope. (180911 Item B-17)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 2, 2019 Link to Agency notice: <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> Hearing on: January 28, 2019 Adoption by Agency on: March 12, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b>  <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority:  <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b>  <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
<b>9. REASON FOR ACTION</b> <b>9A. What prompted this action? Check all that apply:</b> <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 checked="" type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The purpose of this amendment is to provide an exception to energy conservation code requirements for garages as directed by SL 2018-65.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.guption@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

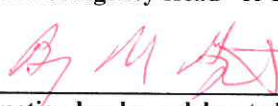
<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Energy Conservation Code R101.2 Scope. (180911 Item B-16)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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 checked="" type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The purpose of this amendment is to provide an exception to energy conservation code requirements for garages as directed by SL 2018-65.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.gupton@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Existing Building Code 101.12 Energy conservation exceptions. (180911 Item B-18)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READoption	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> Notice Required <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> Notice not required under G.S.: <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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: right; font-weight: bold; color: blue; font-size: 1.2em;">FILED</div> <div style="text-align: right; font-weight: bold; color: blue; font-size: 1.2em;">2019 APR 13 AM 8:36</div> <div style="text-align: right; font-weight: bold; color: blue; font-size: 1.2em;">OFFICE OF ADMIN HEARINGS</div>	



# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Existing Building Code 403.11, 804.4.3, 1104.2 Carbon Monoxide alarms. (180911 Item B-14)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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;"><b>9. REASON FOR ACTION</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>9A. What prompted this action? Check all that apply:</b>  <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 checked="" type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> The purpose of this amendment is to respond to several recent Carbon Monoxide exposures in A-2 occupancies.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.gupton@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>  <div style="text-align: center;">  </div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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 2019 APR 18 AM 8:38  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> NC Building Code Council	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 2018 NC Plumbing Code 410.2 Small occupancies. (180911 Item B-20)	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> <b>Notice of Text published on:</b> January 2, 2019 <b>Link to Agency notice:</b> <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a> <b>Hearing on:</b> January 28, 2019 <b>Adoption by Agency on:</b> March 12, 2019 <input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b>	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact (check all that apply):</b> <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;"><b>9. REASON FOR ACTION</b></div> <b>9A. What prompted this action? Check all that apply:</b> <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 checked="" type="checkbox"/> Petition for rule-making  <input type="checkbox"/> Other:         </div> </div> <b>9B. Explain:</b> This purpose of this amendment is to provide a drinking fountain exception for small Business Occupancy.  The delayed effective date of this Rule is January 1, 2020. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
<b>10. Rule-making Coordinator:</b> Barry Gupton <b>Address:</b> 1202 Mail Service Center, Raleigh, NC 27699-1202  <b>Phone:</b> 919-647-0004 <b>E-Mail:</b> barry.guption@ncdoi.gov <b>Agency Contact, if any:</b> <b>Phone:</b> <b>E-Mail:</b>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b> <div style="text-align: center; margin-top: 20px;"> </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Barry Gupton <b>Title:</b> Chief Code Consultant
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <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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 2019 APR 18 AM 8:41  
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