

# Commission Review

## Log of Permanent Rule Filings

### October 22, 2019 through November 20, 2019

\* Approval Recommended, \*\* Objection Recommended, \*\*\* Other, P Pre-reviewed

#### MEDICAL CARE COMMISSION

The rules in Subchapter 13C concern licensing of ambulatory surgical facilities including general provisions (.0100); licensing procedures (.0200); governing authority and management (.0300); medical and surgical services (.0400); anesthesia services (.0500); pathology services (.0600); radiology services (.0700); pharmaceutical services (.0800); nursing services (.0900); medical records services (.1000); surgical facilities and equipment (.1100); functional safety (.1200); control and sanitation (.1300); and physical plant construction (.1400).

<u>Definitions</u>	10A NCAC 13C .1401
Amend*	
<u>List of Referenced Guidelines, Codes, Standards, and Regu...</u>	10A NCAC 13C .1402
Amend*	
<u>General and Emergency</u>	10A NCAC 13C .1403
Amend*	
<u>Equivalency and Conflicts with Requirements</u>	10A NCAC 13C .1404
Readopt with Changes*	
<u>Mechanical Requirements</u>	10A NCAC 13C .1405
Readopt/Repeal*	
<u>Plumbing and Other Piping Systems</u>	10A NCAC 13C .1406
Readopt/Repeal*	
<u>Electrical Requirements</u>	10A NCAC 13C .1407
Readopt/Repeal*	
<u>General</u>	10A NCAC 13C .1408
Repeal*	
<u>List of Referenced Codes and Standards</u>	10A NCAC 13C .1409
Repeal*	
<u>Application of Physical Plant Requirements</u>	10A NCAC 13C .1410
Readopt/Repeal*	

The rules in Subchapter 13F concern licensing of homes for the aged and infirm and include definitions (.0100); licensing (.0200); physical plant (.0300); staff qualification (.0400); staff orientation training, competency and continuing education (.0500); staffing (.0600); admission and discharge (.0700); resident assessment and care plan (.0800); resident care and services (.0900); medication (.1000); Resident's funds and refunds (.1100); policies; records and reports (.1200); special care units for alzheimer and related disorders (.1300); special care units for mental health disorders (.1400); use of physical restraints and alternatives (.1500); and rated certificates (.1600).

<u>Persons not Eligible for New Adult Care Home Licenses</u>	10A NCAC 13F .0203
Readopt/Repeal*	
<u>Change of License</u>	10A NCAC 13F .0207
Readopt with Changes*	
<u>Suspension of Admissions</u>	10A NCAC 13F .0214
Readopt/Repeal*	
<u>Marketing</u>	10A NCAC 13F .1206
Readopt with Changes*	

The rules in Subchapter 13G concern licensing of family care homes including definitions (.0100); licensing (.0200); the building (.0300); staff qualifications (.0400); staffing orientation, training, competency and continuing education (.0500); staffing of the home (.0600); admission and discharge (.0700); resident assessment and care plan (.0800); resident care and services (.0900); medications (.1000); management and resident's funds and refunds (.1100); policies, records and reports (.1200); use of physical restraints and alternatives (.1300); and rated certificates (.1600).

<u>Change of Licensee</u>	10A NCAC 13G .0207
Readopt with Changes*	
<u>Suspension of Admissions</u>	10A NCAC 13G .0214
Readopt/Repeal*	
<u>Marketing</u>	10A NCAC 13G .1207
Readopt with Changes*	

## **PUBLIC HEALTH, COMMISSION FOR**

The rules in Chapter 41 concern epidemiology health.

The rules in Subchapter 41C concern occupational health including general provisions (.0100); dusty trades program (.0200); industrial hygiene consultation program (.0300); occupational health nursing consultation program (.0400); asbestos hazard management program (.0600); occupational health surveillance (.0700); lead-based paint hazard management program (.0800); and lead-based paint hazard management program for renovation, repair and painting (.0900).

<u>Definitions</u>	10A NCAC 41C .0701
Readopt with Changes*	
<u>Reportable Diseases, Illnesses, and Injuries</u>	10A NCAC 41C .0702
Amend*	
<u>Method of Reporting</u>	10A NCAC 41C .0703
Readopt with Changes*	

The rules in Chapter 43 concern personal health.

The rules in Subchapter 43D concern WIC/Nutrition including definitions (.0100); WIC program general information (.0200); selection of local WIC agencies (.0300); eligibility for WIC program participation (.0400); WIC program food package (.0500); WIC program nutrition education (.0600); WIC program food delivery system (.0700); WIC program administrative appeals (.0800); WIC program participant fair hearings (.0900); consultation services (.1000); and maternal and child health block grant nutrition program (.1200).

<u>Definitions</u>	10A NCAC 43D .0202
Amend*	
<u>Waiting List</u>	10A NCAC 43D .0408
Amend*	
<u>Supplemental Foods</u>	10A NCAC 43D .0501
Amend*	
<u>The North Carolina Automated WIC System</u>	10A NCAC 43D .0701
Amend*	
<u>Issuance of Food Benefits</u>	10A NCAC 43D .0702
Amend*	
<u>Use of Food Benefits</u>	10A NCAC 43D .0703
Amend*	

<u>Validity of Food Instruments and Cash-Value Vouchers</u> Repeal*	10A NCAC 43D .0704
<u>Payment of WIC Food Benefits</u> Amend*	10A NCAC 43D .0705
<u>Vendor Peer Groups</u> Amend*	10A NCAC 43D .0706
<u>Vendor Applicants</u> Amend*	10A NCAC 43D .0707
<u>Authorized Vendors</u> Amend*	10A NCAC 43D .0708
<u>Vendor Violations and Sanctions</u> Amend*	10A NCAC 43D .0710
<u>Notice of Hearing</u> Amend*	10A NCAC 43D .0908

## **PRIVATE PROTECTIVE SERVICES BOARD**

The rules in Chapter 16 are from the Private Protective Services Board and cover organization and general provisions (.0100); licenses and trainee permits (.0200); security guard patrol and guard dog service (.0300); private investigator: electronic countermeasures (.0400); polygraph (.0500); psychological stress evaluator (PSE) (.0600); unarmed security guard registration (.0700); armed security guard firearm registration permit (.0800); trainer certificate (.0900); recovery fund (.1000); training and supervision for private investigator associates (.1100); continuing education (.1300); and armed armored car service guards firearm registration permit (.1400).

<u>Application Completion Deadline</u> Readopt/Amend*	14B NCAC 16 .0114
<u>Application for Licenses and Trainee Permits</u> Readopt/Amend*	14B NCAC 16 .0201
<u>Fees for Licenses and Trainee Permits</u> Readopt/Amend*	14B NCAC 16 .0202
<u>Renewal or Re-issue of Licenses and Trainee Permits</u> Readopt/Amend*	14B NCAC 16 .0203
<u>Company Business License</u> Readopt/Amend*	14B NCAC 16 .0205
<u>Polygraph Trainee Permit Requirements</u> Readopt/Amend*	14B NCAC 16 .0502
<u>Application for Unarmed Security Guard Registration</u> Readopt/Amend*	14B NCAC 16 .0701
<u>Fees for Unarmed Security Guard Registration</u> Readopt/Amend*	14B NCAC 16 .0702
<u>Unarmed Security Guard Registration Identification Cards</u> Readopt/Amend*	14B NCAC 16 .0705
<u>Renewal of Unarmed Security Guard Registration</u> Readopt/Amend*	14B NCAC 16 .0706
<u>Application/Armed Security Guard Firearm Registration Permit</u> Readopt/Amend*	14B NCAC 16 .0801
<u>Fees for Armed Security Guard Firearm Registration Permit</u> Readopt/Amend*	14B NCAC 16 .0802
<u>Renewal of Armed Security Guard Firearm Registration Permit</u>	14B NCAC 16 .0806

Amend*				
<u>Application for Firearms Trainer Certificate</u> Readopt/Amend*	14B	NCAC	16	.0902
<u>Fees for Trainer Certificate</u> Readopt/Amend*	14B	NCAC	16	.0903
<u>Renewal of a Firearms Trainer Certificate</u> Amend*	14B	NCAC	16	.0904
<u>Unarmed Trainer Certificate</u> Amend*	14B	NCAC	16	.0909
<u>Application for an Unarmed Trainer</u> Readopt/Amend*	14B	NCAC	16	.0910
<u>Renewal of an Unarmed Trainer Certificate</u> Readopt/Amend*	14B	NCAC	16	.0911
<u>Rosters of Unarmed Trainer Classes</u> Readopt/Amend*	14B	NCAC	16	.0912
<u>Application for Unarmed Armored Car Service Guard Registration...</u> Readopt/Amend*	14B	NCAC	16	.1301
<u>Fees for Unarmed Armored Car Service Guard Registration</u> Readopt/Amend*	14B	NCAC	16	.1302
<u>Renewal or Reissue of Unarmed Car Service Guard Registration</u> Readopt/Amend*	14B	NCAC	16	.1306
<u>Application/Armed Armored Car Service Guard Firearm Registration...</u> Readopt/Amend*	14B	NCAC	16	.1401
<u>Fees for Armed Armored Car Service Guard Firearm Registration...</u> Readopt/Amend*	14B	NCAC	16	.1402
<u>Renewal of Armed Armored Car Service Guard Firearm Registration...</u> Readopt/Amend*	14B	NCAC	16	.1406

## **CERTIFIED PUBLIC ACCOUNTANT EXAMINERS, BOARD OF**

The rules in Subchapter 8G are the continuing professional education requirements including general provisions (.0100); responsibilities to clients and colleagues (.0200); and other responsibilities and requirements (.0300 and .0400).

<u>CPE Requirements for CPAS</u> Amend*	21	NCAC	08G	.0401
<u>Qualification of CPE Sponsors</u> Amend*	21	NCAC	08G	.0403
<u>Requirements for CPE Credit</u> Amend*	21	NCAC	08G	.0404
<u>Administration of Requirement</u> Repeal*	21	NCAC	08G	.0405
<u>Compliance with CPE Requirements</u> Amend*	21	NCAC	08G	.0406
<u>Computation of CPE Credits</u> Amend*	21	NCAC	08G	.0409
<u>Professional Ethics and Conduct CPE</u> Repeal*	21	NCAC	08G	.0410

## CHIROPRACTIC EXAMINERS, BOARD OF

The rules in Chapter 10 include organization of the Board (.0100); the practice of chiropractic (.0200); rules of unethical conduct (.0300); rule-making procedures (.0400); investigation of complaints (.0500); contested cases and hearings in contested cases (.0600-.0700); and miscellaneous provisions (.0800).

<u>Structure of Board</u>	21	NCAC	10	.0103
Amend*				
<u>Licensure</u>	21	NCAC	10	.0204
Amend*				
<u>Certification of Radiologic Technologists</u>	21	NCAC	10	.0206
Amend*				
<u>Continuing Education Seminars</u>	21	NCAC	10	.0207
Amend*				
<u>Certification of Clinical Assistants</u>	21	NCAC	10	.0213
Amend*				
<u>Petition for Predetermination</u>	21	NCAC	10	.0215
Adopt*				
<u>Advertising and Publicity</u>	21	NCAC	10	.0302
Amend*				
<u>Petitions for Adoptions of Rules</u>	21	NCAC	10	.0401
Amend*				
<u>Procedure for Adoption of Rules</u>	21	NCAC	10	.0403
Amend*				
<u>Declaratory Rulings</u>	21	NCAC	10	.0406
Amend*				
<u>Filing Complaints</u>	21	NCAC	10	.0501
Amend*				
<u>Determination of Probable Cause</u>	21	NCAC	10	.0503
Amend*				
<u>Conduct of Board Hearing</u>	21	NCAC	10	.0706
Adopt*				
<u>Continuances for Board Hearings</u>	21	NCAC	10	.0708
Adopt*				
<u>Subpoenas</u>	21	NCAC	10	.0709
Adopt*				

## OCCUPATIONAL THERAPY, BOARD OF

The rules in Chapter 38 cover organization and general provisions (.0100); application for license (.0200); licensing (.0300); business conduct (.0400); provisions concerning rulemaking (.0500); administrative hearing procedures (.0600); professional corporations (.0700); continuing competence activity (.0800); supervision, supervisory roles, and clinical responsibilities of occupational therapists and occupational therapy assistants (.0900); supervision of limited permittees (.1000); and supervision of unlicensed personnel (.1100).

<u>Continuing Competence Definitions</u>	21	NCAC	38	.0801
Amend*				
<u>Scope of Qualified Activities for Maintaining Continuing ...</u>	21	NCAC	38	.0804
Amend*				

Qualified Activities for Maintaining Continuing Competence  
Amend\*

21 NCAC 38 .0805