

Commission Review

Log of Permanent Rule Filings

April 23, 2018 through May 21, 2018

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

COMMERCE - EMPLOYMENT SECURITY, DIVISION OF

The rules in Chapter 24 concern the Division of Employment Security.

The rules in Subchapter 24A concern general information (.0100); requests for documents and public records unrelated to contested claim (.0200); and petitions for rulemaking (.0300).

<u>Office Location</u>	04	NCAC	24A	.0101
Amend*				
<u>Address Changes and Electronic Address Changes</u>	04	NCAC	24A	.0102
Amend*				
<u>Addresses for Filing Claims, Appeals, Exceptions, Request...</u>	04	NCAC	24A	.0104
Amend*				
<u>Filing/Mailing Dates and Use of Forms</u>	04	NCAC	24A	.0106
Amend*				
<u>Power of Attorney</u>	04	NCAC	24A	.0109
Amend*				
<u>Written Request Required</u>	04	NCAC	24A	.0201
Amend*				
<u>Clear Description of Records Required</u>	04	NCAC	24A	.0202
Amend*				
<u>Determination as to Disclosure</u>	04	NCAC	24A	.0203
Amend*				
<u>Release of Information to Third Party</u>	04	NCAC	24A	.0204
Amend*				
<u>Fees for Copies and Services</u>	04	NCAC	24A	.0205
Amend*				
<u>Method of Payment</u>	04	NCAC	24A	.0206
Amend*				
<u>Payment Required Before Information Release</u>	04	NCAC	24A	.0207
Amend*				

The rules in Subchapter 24B concern benefits including claims for unemployment insurance benefits (.0100); interstate claims (.0200); work search requirements (.0300); adjudication (.0400); labor disputes (.0500); unemployment insurance benefit overpayments (.0600); request for waiver of overpayment (.0700); interstate overpayment recovery (.0800); setoff debt collection act (.0900); treasury offset program (.1000); national directory of new hires (.1100).

<u>Filing a Claim</u>	04	NCAC	24B	.0101
Amend*				
<u>Weekly Certifications</u>	04	NCAC	24B	.0103
Amend*				
<u>Determination by Adjudicator</u>	04	NCAC	24B	.0401
Amend*				
<u>Determination of Labor Dispute and Referral for Hearing</u>	04	NCAC	24B	.0503

Amend*			
<u>Setoff Debt Collection Act Notice to Claimant</u>	04	NCAC 24B	.0901
Adopt*			
<u>Claimant Setoff Debt Collection Act Hearings</u>	04	NCAC 24B	.0902
Amend*			
<u>Notice to Claimant of Referral to Top</u>	04	NCAC 24B	.1001
Amend*			
<u>Claimant Reevaluation of Debt</u>	04	NCAC 24B	.1002
Amend*			

The rules in Subchapter 24C concern initial appeals from determination including general initial appeals information (.0100); initial appeals hearing (.0200); legal representation for initial appeals (.0300); subpoenas for initial appeals (.0400); higher authority review of appeals decision (.0500); and post-decision relief (.0600).

<u>Timeliness Exception</u>	04	NCAC 24C	.0102
Amend*			
<u>Base Period Employer Denied Noncharging</u>	04	NCAC 24C	.0103
Amend*			
<u>Appearance by Party</u>	04	NCAC 24C	.0201
Amend*			
<u>Presenting and Scheduling Appealed Claims</u>	04	NCAC 24C	.0202
Amend*			
<u>Contents of Appeal to Appeals Section</u>	04	NCAC 24C	.0203
Amend*			
<u>Disqualification of Appeals Referee</u>	04	NCAC 24C	.0208
Amend*			
<u>Controlled Substance Results</u>	04	NCAC 24C	.0211
Amend*			
<u>Combination Telephone and In-person Hearings</u>	04	NCAC 24C	.0213
Adopt*			
<u>Withdrawal of Appeal</u>	04	NCAC 24C	.0214
Adopt*			
<u>New Filing After Withdrawal of Appeal</u>	04	NCAC 24C	.0215
Adopt*			
<u>Notices, Service, and Legal Representation or Supervision...</u>	04	NCAC 24C	.0302
Amend*			
<u>Admission of Out-of-State Attorney to Appear Before Appea...</u>	04	NCAC 24C	.0303
Adopt*			
<u>Issuance of Subpoenas</u>	04	NCAC 24C	.0401
Amend*			

The rules in Subchapter 24D concern tax administration including account charge protests (.0100); request for noncharging of benefits payments (.0200); adequacy (.0300); voluntary election and payments (.0400); records (.0500); reports (.0600); transfer of experience rating to related entity successor account (.0700); agreements to compromise (.0800); special tax investigations (.0900); requests and hearings to review and redetermine tax rate (.1000); treasury offset program and employer setoff debt collection (.1100); seasonal pursuits (.1200); collection methods of employer debt (.1300); and records (.1400).

<u>Notice to Employer of Potential Charges</u>	04	NCAC 24D	.0102
Amend*			

<u>Determination on Requests for Noncharging</u> Amend*	04	NCAC 24D .0105
<u>Appealing Denial or Request for Noncharging</u> Amend*	04	NCAC 24D .0106
<u>Determination on Grounds Contained in Protest</u> Amend*	04	NCAC 24D .0205
<u>Voluntary Election by Employers</u> Amend*	04	NCAC 24D .0401
<u>Election to Reimburse in Lieu of Contributions</u> Amend*	04	NCAC 24D .0402
<u>Payment of Employer Taxes</u> Amend*	04	NCAC 24D .0403
<u>Status Reports</u> Amend*	04	NCAC 24D .0602
<u>Transfer of Experience</u> Repeal*	04	NCAC 24D .0701
<u>Application for Compromise</u> Amend*	04	NCAC 24D .0801
<u>Special Tax Investigations</u> Amend*	04	NCAC 24D .0901
<u>Request for Redetermination of Tax Rate</u> Amend*	04	NCAC 24D .1001
<u>Division's Obligations</u> Amend*	04	NCAC 24D .1002
<u>Notice to Employer of Referral to Top</u> Adopt*	04	NCAC 24D .1101
<u>Employer Reevaluation of Debt</u> Adopt*	04	NCAC 24D .1102
<u>Setoff Debt Collection Act Notice to Employer</u> Adopt*	04	NCAC 24D .1103
<u>Employer Setoff Debt Collection Act Hearing</u> Adopt*	04	NCAC 24D .1104
<u>Request for Seasonal Determination</u> Amend*	04	NCAC 24D .1201
<u>Written Determination</u> Amend*	04	NCAC 24D .1202

The rules in Subchapter 24F concern the board of review including general provisions (.0100); higher authority review of appeals decisions (.0200); and tax liability hearings (.0300).

<u>Office Location</u> Adopt*	04	NCAC 24F .0101
<u>Addresses for Notice and Electronic Notice</u> Adopt*	04	NCAC 24F .0102
<u>Addresses for Filing Appeals, Exceptions, or Requests</u> Adopt*	04	NCAC 24F .0103
<u>Filing/Mailing Dates and Use of Forms</u> Adopt*	04	NCAC 24F .0104
<u>Signatures</u> Adopt*	04	NCAC 24F .0105

<u>Appeal Date</u> Adopt*	04	NCAC	24F	.0106
<u>Timeliness Exception</u> Adopt*	04	NCAC	24F	.0107
<u>Requirements for Appeal Statement to Board of Review</u> Amend*	04	NCAC	24F	.0201
<u>Acknowledgment of Appeal</u> Amend*	04	NCAC	24F	.0202
<u>Oral Arguments</u> Amend*	04	NCAC	24F	.0203
<u>Legal Representation or Supervision by North Carolina Att...</u> Amend*	04	NCAC	24F	.0204
<u>Introduction of Evidence in Higher Authority Hearings</u> Amend*	04	NCAC	24F	.0205
<u>Appealing a Tax Matter</u> Amend*	04	NCAC	24F	.0301
<u>Scheduling Tax Hearings</u> Amend*	04	NCAC	24F	.0302
<u>Telephone Hearings Before the Board of Review</u> Amend*	04	NCAC	24F	.0303
<u>Combination Telephone and In-person Hearings before the B...</u> Adopt*	04	NCAC	24F	.0305
<u>Subpoenas</u> Amend*	04	NCAC	24F	.0307
<u>Conduct of Tax Hearings by the Board of Review</u> Adopt*	04	NCAC	24F	.0309
<u>Burden of Proof in Hearings Before the Board of Review</u> Adopt*	04	NCAC	24F	.0310
<u>Admission of Out-of-State Attorney to Appear Before Board...</u> Adopt*	04	NCAC	24F	.0311

MEDICAL CARE COMMISSION

The rules in Chapter 13 are from the Medical Care Commission.

The rules in Subchapter 13P concern emergency medical services and trauma including definitions (.0100); EMS systems (.0200); specialty care transport programs (.0300); medical oversight and EMS personnel (.0400 - .0500); EMS educational institutions (.0600); enforcement (.0700); trauma system definitions (.0800); trauma center standards and approval (.0900); trauma center designation enforcement (.1000); trauma system design (.1100); and recovery and rehabilitation of chemically dependent ems personnel (.1400).

<u>Definitions</u> Amend*	10A	NCAC	13P	.0102
<u>EMS System Requirements</u> Amend*	10A	NCAC	13P	.0201
<u>Transport of Stretcher Bound Patients</u> Amend*	10A	NCAC	13P	.0222
<u>Specialty Care Transport Program Criteria</u> Amend*	10A	NCAC	13P	.0301

<u>Scope of Practice for EMS Personnel</u> Amend*	10A NCAC 13P .0505
<u>Practice Settings for EMS Personnel</u> Amend*	10A NCAC 13P .0506
<u>Initial Designation Process</u> Amend*	10A NCAC 13P .0904
<u>Licensed EMS Providers</u> Amend*	10A NCAC 13P .1502
<u>EMS Educational Institutions</u> Amend*	10A NCAC 13P .1505

HHS - MEDICAL ASSISTANCE, DIVISION OF

The rules in Chapter 21 concern medical assistance administration.

The rules in Subchapter 21A concern appeals (.0300).

<u>Notice</u> Readopt without Changes*	10A NCAC 21A .0301
<u>Good Cause for Delayed Hearings</u> Readopt without Changes*	10A NCAC 21A .0302
<u>Appeal Decision</u> Readopt with Changes*	10A NCAC 21A .0303

The rules in Subchapter 21B concern eligibility determination including coverage groups (.0100); application process (.0200); conditions for eligibility (.0300); budgeting principals (.0400); and redetermination (.0500).

<u>Effective Date of Assistance</u> Readopt with Changes*	10A NCAC 21B .0204
<u>Transfer or Resources</u> Repeal*	10A NCAC 21B .0311

The rules in Subchapter 21D concern estate recovery including recipients subject to estate recovery (.0100); reconsideration of review (.0200); medicaid payments subject to recovery (.0300); filing and collection of claims against estate (.0400); and waiver of recovery(.0500).

<u>Notice of Estate Recovery</u> Repeal*	10A NCAC 21D .0101
<u>Permanently institutionalized</u> Repeal*	10A NCAC 21D .0102
<u>Age 55 and Over</u> Repeal*	10A NCAC 21D .0103
<u>Reconsideration Review</u> Repeal*	10A NCAC 21D .0201
<u>Permanently Institutionalized</u> Repeal*	10A NCAC 21D .0301
<u>Age 55 and Over</u> Repeal*	10A NCAC 21D .0302
<u>Filing Claim Against Estate</u> Repeal*	10A NCAC 21D .0401
<u>Collection of Claims</u>	10A NCAC 21D .0402

Repeal*	
<u>Recovery Not Cost Effective</u>	10A NCAC 21D .0501
Repeal*	
<u>Undue Hardship</u>	10A NCAC 21D .0502
Repeal*	
<u>Determination of Undue Hardship</u>	10A NCAC 21D .0503
Repeal*	

The rules in Chapter 22 concern medical assistance eligibility.

The rules in Subchapter 22B concern provider issues including general provisions (.0100); and manuals and forms (.0200).

<u>Institutional Health Services</u>	10A NCAC 22B .0101
Readopt without Changes*	
<u>Coordination with Title XVIII</u>	10A NCAC 22B .0102
Readopt without Changes*	
<u>Institutional Standards</u>	10A NCAC 22B .0103
Readopt with Changes*	
<u>Time Limitation</u>	10A NCAC 22B .0104
Readopt without Changes*	
<u>Overutilizer Identification</u>	10A NCAC 22B .0105
Repeal*	

The rules in Subchapter 22C concern the amount, duration, and scope of assistance.

<u>Cost Sharing</u>	10A NCAC 22C .0101
Repeal*	
<u>Medically Needy</u>	10A NCAC 22C .0102
Repeal*	
<u>Categorically Needy</u>	10A NCAC 22C .0103
Repeal*	

The rules in Subchapter 22D concern recipient issues.

<u>Co-Payment</u>	10A NCAC 22D .0101
Repeal*	

The rules in Subchapter 22F concern program integrity including general provisions (.0100); provider fraud and physical abuse of recipients (.0200); provider abuse (.0300); agency reconsideration review (.0400); administrative sanctions and recoupment (.0600); and recipient fraud and abuse (.0700).

<u>Prevention</u>	10A NCAC 22F .0104
Readopt with Changes*	
<u>Detection</u>	10A NCAC 22F .0105
Readopt without Changes*	
<u>Confidentiality</u>	10A NCAC 22F .0106
Readopt without Changes*	
<u>Record Retention</u>	10A NCAC 22F .0107
Readopt with Changes*	
<u>Definition of Provider Fraud</u>	10A NCAC 22F .0201
Readopt without Changes*	
<u>Investigation</u>	10A NCAC 22F .0202

Readopt with Changes*	
<u>Referral to Law Enforcement Agency</u>	10A NCAC 22F .0203
Readopt without Changes*	
<u>Definition of Provider Abuse</u>	10A NCAC 22F .0301
Readopt without Changes*	
<u>Investigation</u>	10A NCAC 22F .0302
Readopt without Changes*	
<u>Purpose</u>	10A NCAC 22F .0401
Repeal*	
<u>Reconsideration Review for Program Abuse</u>	10A NCAC 22F .0402
Readopt with Changes*	
<u>Recoupment</u>	10A NCAC 22F .0601
Readopt without Changes*	
<u>Administrative Sanctions and Remedial Measures</u>	10A NCAC 22F .0602
Readopt with Changes*	
<u>Provider Lock-Out</u>	10A NCAC 22F .0603
Readopt without Changes*	
<u>Withholding of Medicaid Payments</u>	10A NCAC 22F .0604
Readopt without Changes*	
<u>Termination</u>	10A NCAC 22F .0605
Repeal*	
<u>Technique for Protecting Medicaid Overpayments</u>	10A NCAC 22F .0606
Repeal*	
<u>Recipient Management Lock-In System</u>	10A NCAC 22F .0704
Readopt without Changes*	
<u>Recoupment of Overpayments</u>	10A NCAC 22F .0706
Readopt without Changes*	

The rules in Subchapter 22G cover reimbursement plans including reimbursement for nursing facility services (.0100); hospital inpatient reimbursement plan (.0200); ICF-MR prospective rate plan (.0300); provider fee schedules (.0400); reimbursement for services (.0500); and home health prospective reimbursement (.0600).

<u>Reimbursement Methods for State-Operated Facilities</u>	10A NCAC 22G .0108
Readopt with Changes*	
<u>Nursing Home Provider Assessment</u>	10A NCAC 22G .0109
Readopt without Changes*	
<u>Administrative Reconsideration Reviews</u>	10A NCAC 22G .0208
Repeal*	
<u>Mental Health Clinic Services</u>	10A NCAC 22G .0502
Repeal*	
<u>Health Maintenance Organizations and Prepaid Health Plans</u>	10A NCAC 22G .0504
Readopt without Changes*	
<u>Reimbursement Principles, Hearing Aids/Accessories/Batteries</u>	10A NCAC 22G .0509
Repeal*	

The rules in Subchapter 22H concern appeals procedures including beneficiary appeals for denial, termination, suspension, or reduction of a medicaid service or an authorization for a medicaid service (.0100);

<u>Appeals by Medicaid Beneficiaries</u>	10A NCAC 22H .0101
Readopt with Changes*	

<u>Requests for Formal and Informal Appeals</u>	10A NCAC 22H .0102
Repeal*	
<u>Time Limits on Requests for Recipient/Applicant Informal ...</u>	10A NCAC 22H .0103
Repeal*	
<u>Payment Pending Appeals</u>	10A NCAC 22H .0104
Readopt with Changes*	
<u>Dismissal of Appeal</u>	10A NCAC 22H .0105
Repeal*	
<u>Definitions</u>	10A NCAC 22H .0201
Amend*	
<u>Transfer and Discharge Requirements</u>	10A NCAC 22H .0202
Readopt with Changes*	
<u>Initiating a Hearing</u>	10A NCAC 22H .0203
Readopt without Changes*	
<u>Hearing Procedures</u>	10A NCAC 22H .0204
Readopt with Changes*	
<u>Hearing Officer's Final Decision</u>	10A NCAC 22H .0205
Readopt with Changes*	
<u>Definitions</u>	10A NCAC 22H .0301
Amend*	
<u>PASRR Requirements</u>	10A NCAC 22H .0302
Readopt without Changes*	
<u>Initiating a Hearing</u>	10A NCAC 22H .0303
Readopt without Changes*	
<u>Hearing Procedures</u>	10A NCAC 22H .0304
Readopt with Changes*	
<u>Hearing Officer's Final Decision</u>	10A NCAC 22H .0305
Readopt with Changes*	

The rules in Subchapter 22I concern the Title XIX reimbursement and administrative review process.

<u>Exit Conference</u>	10A NCAC 22I .0102
Readopt without Changes*	
<u>Reconsideration Review</u>	10A NCAC 22I .0104
Repeal*	

The rules in Subchapter 22J concern Title XIX appeals procedures.

<u>Petition for Reconsideration Review</u>	10A NCAC 22J .0102
Readopt without Changes*	
<u>Reconsideration Review Process</u>	10A NCAC 22J .0103
Readopt without Changes*	
<u>Petition for a Contested Case Hearing</u>	10A NCAC 22J .0104
Readopt without Changes*	
<u>Payment Status</u>	10A NCAC 22J .0105
Readopt without Changes*	
<u>Provider Billing of Patients who are Medicaid Recipients</u>	10A NCAC 22J .0106
Readopt without Changes*	

The rules in Subchapter 22K concern qualified providers.

<u>Definition</u>	10A NCAC 22K .0101
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Readopt without Changes*

Agreement 10A NCAC 22K .0102

Readopt with Changes*

Presumptive Determinations 10A NCAC 22K .0103

Readopt without Changes*

The rules in Subchapter 22L concern managed care and prepaid plans.

Program Definition 10A NCAC 22L .0101

Amend*

Coordination Fee 10A NCAC 22L .0102

Readopt without Changes*

Access To Care 10A NCAC 22L .0103

Readopt with Changes*

Enrollment 10A NCAC 22L .0104

Readopt with Changes*

Program Definition 10A NCAC 22L .0201

Repeal*

Access to Care 10A NCAC 22L .0203

Repeal*

The rules in Subchapter 22N concern provider enrollment including general provisions (.0100); entities licensed under NCGS 122C or NCGS 131D (.0200); and entities providing specified habilitative and rehabilitative services (.0300).

Definitions 10A NCAC 22N .0101

Amend*

Signed Agreements 10A NCAC 22N .0102

Readopt without Changes*

Definitions 10A NCAC 22N .0201

Repeal*

Disclosure of Ownership 10A NCAC 22N .0202

Readopt with Changes*

Enrollment Restrictions 10A NCAC 22N .0203

Readopt without Changes*

Definitions 10A NCAC 22N .0301

Repeal*

Disclosure of Ownership 10A NCAC 22N .0302

Repeal*

Enrollment Restrictions 10A NCAC 22N .0303

Repeal*

The rules in Subchapter 22O establish what medical assistance is provided including rules about general provisions (.0100); dental services (.0200); amount, duration and scope of assistance (.0300); and limitation of amount, duration, and scope of assistance (.0400).

Psychiatric Admission Criteria/Medicaid Beneficiaries Und... 10A NCAC 22O .0112

Repeal*

PUBLIC HEALTH, COMMISSION FOR

The rules in Chapter 43 are from the Department of Health and Human Services and the Commission for Public Health and 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).

Authorized Vendors
Amend*

10A NCAC 43D .0708

CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

The rules in Chapter 9 are from the Criminal Justice Education and Training Standards Commission. This Commission has primary responsibility for setting statewide education, training, employment, and retention standards for criminal justice personnel (not including sheriffs).

The rules in Subchapter 9B cover minimum standards for: employment (.0100); schools and training programs (.0200); criminal justice instructors (.0300); completion of training (.0400); school directors (.0500); and certification of post-secondary criminal justice education programs (.0600).

Criminal Justice Instructor Training
Amend*

12 NCAC 09B .0209

Comprehensive Written Examination - Basic Law Enforcement...
Amend*

12 NCAC 09B .0406

The rules in Subchapter 9G are the standards for correction including scope, applicability and definitions (.0100); minimum standards for certification of correctional officers, probation/parole officers, and probation/parole officers-intermediate (.0200); certification of correctional officers, probation/parole officers, probation/parole officers intermediate and instructors (.0300); minimum standards for training of correctional officers, probation/parole officers, and probation/parole officers-intermediate (.0400); enforcement of rules (.0500); professional certification program (.0600); and forms (.0700).

Instructor Training
Amend*

12 NCAC 09G .0414

ALCOHOLIC BEVERAGE CONTROL COMMISSION

The rules in Subchapter 15A concern organization rules: policies and procedures including general provisions (.0100); structure (.0200); publications, records, copies (.0300); rule-making (.0400); emergency rules (.0500); declaratory rulings (.0600); personnel policies: commission (.0700); adjudication: contested cases (.0800); fiscal rules for local boards (.0900); local abc board: personnel policies (.1000); local abc boards: relationship with state commission (.1100); openings and discontinuance of stores (.1200); storage and distribution of spirituous liquors: commercial transportation (.1300); purchase of alcoholic beverages by local boards (.1400); pricing of spirituous liquor (.1500); warehouse storage of spirituous liquors (.1600); retail sales of alcoholic beverages (.1700); purchase transportation permits for individuals and mixed beverages permittees (.1800); sales of liquor to mixed beverages permittees (.1900); local board training (.2000); distillery permit holders'

sale of spirituous liquor distilled on premises to visitors of the distillery for consumption off the premises (.2100); and special one-time permits (.2200).

Payment of Fees and Fines 14B NCAC 15A .0104
Adopt*

The rules in Subchapter 15B concern retail beer, wine, mixed beverages, brownbagging, advertising, and special permits. The rules include definitions and permit application procedures (.0100); general rules affecting retailers and brownbagging permittees (.0200); malt beverages and the wine retailer/wholesaler relationship (.0300); additional requirements for brownbagging permittees (.0400); additional requirements for mixed beverages permittees (.0500); special requirements for convention centers, community theatres, sports clubs, and nonprofit and political organizations (.0600); special occasions permits (.0700); culinary permits (.0800); wine and beer tastings (.0900); advertising (.1000); and effect of administrative action, fines, and offers in compromise (.1100).

Applications for Permits: General Provisions 14B NCAC 15B .0102
Readopt with Changes*

Additional Permit Limitations and Requirements 14B NCAC 15B .0103
Readopt with Changes*

Alcohol Seller/Server Training 14B NCAC 15B .0113
Adopt*

Prohibited Statements in Advertising or on Labels 14B NCAC 15B .1003
Readopt with Changes*

Administrative Fines: Payment 14B NCAC 15B .1104
Amend*

ENVIRONMENTAL MANAGEMENT COMMISSION

The rules in Subchapter 2D are air pollution control requirements including definitions and references (.0100); air pollution sources (.0200); air pollution emergencies (.0300); ambient air quality standards (.0400); emission control standards (.0500); air pollutants monitoring and reporting (.0600); complex sources (.0800); volatile organic compounds (.0900); motor vehicle emission control standards (.1000); control of toxic air pollutants (.1100); control of emissions from incinerators (.1200); oxygenated gasoline standard (.1300); nitrogen oxide standards (.1400); general conformity for federal actions (.1600); emissions at existing municipal solid waste landfills (.1700); control of odors (.1800); open burning (.1900); transportation conformity (.2000); risk management program (.2100); special orders (.2200); emission reduction credits (.2300); clean air interstate rules (.2400); mercury rules for electric generators (.2500); and source testing (.2600).

Purpose 15A NCAC 02D .1001
Readopt without Changes*

Applicability 15A NCAC 02D .1002
Readopt with Changes*

Definitions 15A NCAC 02D .1003
Readopt without Changes*

On-Board Diagnostic Standards 15A NCAC 02D .1005
Readopt without Changes*

Sale and Service of Analyzers 15A NCAC 02D .1006
Readopt without Changes*

Heavy Duty Diesel Engine Requirements 15A NCAC 02D .1008
Readopt without Changes*

Purpose 15A NCAC 02D .1101

Readopt without Changes*	
<u>Applicability</u>	15A NCAC 02D .1102
Readopt without Changes*	
<u>Definitions</u>	15A NCAC 02D .1103
Readopt without Changes*	
<u>Toxic Air Pollutant Guidelines</u>	15A NCAC 02D .1104
Readopt with Changes*	
<u>Facility Reporting, Recordkeeping</u>	15A NCAC 02D .1105
Readopt without Changes*	
<u>Determination of Ambient Air Concentration</u>	15A NCAC 02D .1106
Readopt with Changes*	
<u>Multiple Facilities</u>	15A NCAC 02D .1107
Readopt without Changes*	
<u>Multiple Pollutants</u>	15A NCAC 02D .1108
Readopt without Changes*	
<u>112(J) Case by Case Maximum Achievable Control Technology</u>	15A NCAC 02D .1109
Readopt without Changes*	
<u>National Emission Standards for Hazardous Air Pollutants</u>	15A NCAC 02D .1110
Readopt with Changes*	
<u>Maximum Achievable Control Technology</u>	15A NCAC 02D .1111
Readopt with Changes*	
<u>112(g) Case by Case Maximum Achievable Control Technology</u>	15A NCAC 02D .1112
Readopt without Changes*	
<u>Purpose and Scope</u>	15A NCAC 02D .1201
Readopt with Changes*	
<u>Definitions</u>	15A NCAC 02D .1202
Readopt with Changes*	
<u>Hazardous Waste Incinerators</u>	15A NCAC 02D .1203
Repeal*	
<u>Large Municipal Waste Combustors</u>	15A NCAC 02D .1205
Repeal*	
<u>Hospital, Medical, and Infectious Waste Incinerators</u>	15A NCAC 02D .1206
Readopt with Changes*	
<u>Conical Incinerators</u>	15A NCAC 02D .1207
Repeal*	
<u>Other Incinerators</u>	15A NCAC 02D .1208
Readopt without Changes*	
<u>Commercial and Industrial Solid Waste Incineration Units</u>	15A NCAC 02D .1210
Readopt with Changes*	
<u>Other Solid Waste Incineration Units</u>	15A NCAC 02D .1211
Repeal*	
<u>Small Municipal Waste Combustors</u>	15A NCAC 02D .1212
Repeal*	

The rules in Subchapter 2Q are from the EMC and relate to applying for and obtaining air quality permits and include general information (.0100); fees (.0200); application requirements (.0300); acid rain program requirements (.0400); establishment of an air quality permitting program (.0500); transportation facility requirements (.0600); toxic air pollutant procedures (.0700); exempt categories (.0800); and permit exemptions (.0900).

<u>Applicability</u>	15A NCAC 02Q .0701
Readopt without Changes*	
<u>Exemptions</u>	15A NCAC 02Q .0702
Readopt with Changes*	
<u>Definitions</u>	15A NCAC 02Q .0703
Readopt with Changes*	
<u>New Facilities</u>	15A NCAC 02Q .0704
Readopt with Changes*	
<u>Modifications</u>	15A NCAC 02Q .0706
Readopt with Changes*	
<u>Previously Permitted Facilities</u>	15A NCAC 02Q .0707
Readopt without Changes*	
<u>Compliance Schedule for Previously Unknown Toxic Air Poll...</u>	15A NCAC 02Q .0708
Readopt with Changes*	
<u>Demonstrations</u>	15A NCAC 02Q .0709
Readopt with Changes*	
<u>Public Notice and Opportunity for Public Hearing</u>	15A NCAC 02Q .0710
Readopt without Changes*	
<u>Emission Rates Requiring a Permit</u>	15A NCAC 02Q .0711
Readopt with Changes*	
<u>Calls by the Director</u>	15A NCAC 02Q .0712
Readopt without Changes*	
<u>Pollutants with Otherwise Applicable Federal Standards or...</u>	15A NCAC 02Q .0713
Repeal*	

WILDLIFE RESOURCES COMMISSION

The rules in Chapter 10 are promulgated by the Wildlife Resources Commission and concern wildlife resources and water safety.

The rules in Subchapter 10A cover general WRC practices and procedures including petitions for rulemaking (.0400); declaratory rulemaking (.0500); warning tickets (.1000); waivers (.1100); emergency powers (.1200); wildlife poacher reward fund (.1300); interstate wildlife violator compact (wcv).

Form and Contents of Petitions	15A NCAC 10A .0401
Amend*	

The rules in Subchapter 10F cover motorboats and water safety including boat registration (.0100); safety equipment and accident reports (.0200); and local water safety regulations covering speed limits, no-wake restrictions, restrictions on swimming and other activities, and placement of markers for designated counties or municipalities (.0300).

<u>Beaufort County</u>	15A NCAC 10F .0303
Amend*	
<u>Bladen County</u>	15A NCAC 10F .0304
Amend*	
<u>Brunswick County</u>	15A NCAC 10F .0305
Amend*	
<u>Columbus County</u>	15A NCAC 10F .0309
Amend*	
<u>Dare County</u>	15A NCAC 10F .0310

Amend*	
<u>Granville, Vance and Warren Counties</u>	15A NCAC 10F .0311
Amend*	
<u>Hyde County</u>	15A NCAC 10F .0313
Amend*	
<u>New Hanover County</u>	15A NCAC 10F .0314
Amend*	
<u>Forsyth: Rockingham And Stokes Counties</u>	15A NCAC 10F .0316
Amend*	
<u>Stanly County</u>	15A NCAC 10F .0317
Amend*	
<u>Warren County</u>	15A NCAC 10F .0318
Amend*	
<u>Washington County</u>	15A NCAC 10F .0319
Amend*	
<u>Union County</u>	15A NCAC 10F .0322
Amend*	
<u>Davidson County</u>	15A NCAC 10F .0324
Amend*	
<u>Pamlico County</u>	15A NCAC 10F .0326
Amend*	
<u>Montgomery County</u>	15A NCAC 10F .0327
Amend*	
<u>Martin County</u>	15A NCAC 10F .0328
Amend*	
<u>Rowan County</u>	15A NCAC 10F .0329
Amend*	
<u>Carteret County</u>	15A NCAC 10F .0330
Readopt with Changes*	
<u>Wake County</u>	15A NCAC 10F .0331
Amend*	
<u>Alexander County</u>	15A NCAC 10F .0332
Amend*	
<u>Mecklenburg and Gaston Counties</u>	15A NCAC 10F .0333
Readopt with Changes*	
<u>Guilford County</u>	15A NCAC 10F .0334
Amend*	
<u>Northampton and Warren Counties</u>	15A NCAC 10F .0336
Amend*	
<u>Franklin County</u>	15A NCAC 10F .0337
Amend*	
<u>Caldwell County</u>	15A NCAC 10F .0338
Amend*	
<u>Town of Lake Lure</u>	15A NCAC 10F .0341
Amend*	
<u>Chatham County</u>	15A NCAC 10F .0343
Amend*	
<u>Town of River Bend</u>	15A NCAC 10F .0344
Amend*	

<u>Chatham and Wake Counties</u> Amend*	15A NCAC 10F .0345
<u>Arrowhead Beach Subdivision</u> Amend*	15A NCAC 10F .0346
<u>Craven County</u> Amend*	15A NCAC 10F .0347
<u>Person County</u> Amend*	15A NCAC 10F .0348
<u>Durham and Wake Counties</u> Amend*	15A NCAC 10F .0350
<u>New Bern</u> Amend*	15A NCAC 10F .0351
<u>Camden County</u> Amend*	15A NCAC 10F .0352
<u>Pitt County</u> Amend*	15A NCAC 10F .0354
<u>Perquimans County</u> Amend*	15A NCAC 10F .0355
<u>Pasquotank County</u> Amend*	15A NCAC 10F .0356
<u>Nash County</u> Amend*	15A NCAC 10F .0357
<u>Jones County</u> Amend*	15A NCAC 10F .0358
<u>Wilkes County</u> Amend*	15A NCAC 10F .0361
<u>Harnett County</u> Amend*	15A NCAC 10F .0362
<u>Caswell and Person Counties</u> Amend*	15A NCAC 10F .0363
<u>Greensboro</u> Amend*	15A NCAC 10F .0364
<u>Tyrell County</u> Amend*	15A NCAC 10F .0365
<u>Town of Nags Head</u> Amend*	15A NCAC 10F .0368
<u>Town of Swansboro</u> Amend*	15A NCAC 10F .0369
<u>City of Rocky Mount</u> Amend*	15A NCAC 10F .0370
<u>Belews Lake in Stokes County</u> Amend*	15A NCAC 10F .0371
<u>Cube Yadkin Generation Safety Zones</u> Amend*	15A NCAC 10F .0374
<u>Town of Emerald Isle</u> Amend*	15A NCAC 10F .0376

The rules in Subchapter 10H concern activities regulated by the Commission including controlled hunting preserves for domestically raised game birds (.0100), holding wildlife in captivity (.0300),

commercial trout ponds (.0400), fish propagation (.0700), falconry (.0800), game bird propagators (.0900), taxidermy (.1000), furbearer propagation (.1100), controlled fox hunting preserves (.1200), and reptiles and amphibians (.1300).

<u>General Requirements</u>	15A NCAC 10H .0301
Repeal*	
<u>Minimum Standards</u>	15A NCAC 10H .0302
Repeal*	
<u>Forfeiture</u>	15A NCAC 10H .0303
Repeal*	
<u>Captive Cervid Herd Certification Program</u>	15A NCAC 10H .0304
Repeal*	

IRRIGATION CONTRACTORS LICENSING BOARD

The rules in Chapter 23 are from the Irrigation Contractors' Licensing Board and concern licensing (.0100); hearing rules of the North Carolina Irrigation Contractors' Licensing Board (0200); irrigation record drawing minimum standards (.0300); irrigation design minimum standards (.0400); irrigation system installation minimum standards (.0500); irrigation system management for water efficiency minimum standards (.0600); and fees (.0700).

<u>Complaint Process</u>	21 NCAC 23 .0208
Amend*	
<u>Water Supply</u>	21 NCAC 23 .0503
Amend*	

MEDICAL BOARD

The rules in Subchapter 32R concern Continuing Medical Education (CME) Requirements.

<u>Exceptions</u>	21 NCAC 32R .0103
Amend*	

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>Definitions</u>	21 NCAC 38 .0103
Amend*	
<u>Approval of Activities for Maintaining Continuing Competence</u>	21 NCAC 38 .0803
Amend*	
<u>Types of Supervision</u>	21 NCAC 38 .0903
Amend*	
<u>Delineation of Clinical Responsibilities</u>	21 NCAC 38 .0905
Amend*	

APPRAISAL BOARD

The rules in Subchapter 57A cover licensing, certification and practice rules for appraisers including application procedures (.0100); licensing and certification (.0200); examination (.0300); general practice requirements (.0400); appraisal standards (.0500); and experience credit (.0600).

Continuing Education 21 NCAC 57A .0204
Amend*

The rules in Subchapter 57B cover real estate appraisal education including the courses required for licensure or certification (.0100); course sponsor standards for pre-licensing or pre-certification courses (.0200); pre-licensing and pre-certification course standards (.0300); course sponsor fees (.0400); fees for private real estate appraisal education schools (.0500); and continuing education course standards (.0600).

Licensed Residential and Certified Residential Real Estat... 21 NCAC 57B .0102
Amend*

Certified General Real Estate Appraiser Course Requirements 21 NCAC 57B .0103
Amend*

Payment of Fee Required by G.S. 93e-1-7(c) 21 NCAC 57B .0613
Amend*

The rules in Subchapter 57C concern administrative law procedures including appraisal board hearings (.0100); petitions for rules (.0200); rule-making (.0300); and declaratory rulings (.0400).

Form of Complaints and Other Pleadings 21 NCAC 57C .0101
Readopt without Changes*

The rules in Subchapter 57D concern appraisal management companies including application for appraisal management registration (.0100); appraisal management company registration (.0200); appraisal management company procedures (.0300); and appraisal management company general practices (.0400).

Registration Renewal 21 NCAC 57D .0202
Amend*

Compliance Manager 21 NCAC 57D .0303
Readopt with Changes*

Removal of an Appraiser from an Appraiser Panel 21 NCAC 57D .0311
Readopt with Changes*

RESPIRATORY CARE BOARD

The rules in Chapter 61 are from the Respiratory Care Board and concern organization and definitions (.0100); application for license (.0200); licensing (.0300); continuing education requirements for license holders (.0400); miscellaneous provisions (.0500); rulemaking and declaratory rulings (.0600); and administrative hearing procedures (.0700).

Definitions 21 NCAC 61 .0103
Amend*

Code of Ethics 21 NCAC 61 .0104
Adopt*

License Number: Display of License 21 NCAC 61 .0301
Amend*

Grounds for License Denial or Discipline
Amend*
Receiving Processing Complaints
Adopt*

21 NCAC 61 .0307
21 NCAC 61 .0801