

Commission Review
Log of Permanent Rule Filings
June 21, 2019 through July 22, 2019

INSURANCE, DEPARTMENT OF

The rules in Chapter 8 are the engineering and building codes including the approval of school maintenance electricians (.0400); qualification board-limited certificate (.0500); qualification board-probationary certificate (.0600); qualification board-standard certificate (.0700); disciplinary actions and other contested matters (.0800); manufactured housing board (.0900); NC Home Inspector Licensure Board (.1000); home inspector standards of practice and code of ethics (.1100); disciplinary actions (.1200); home inspector continuing education (.1300); Manufactured Housing Board continuing education (.1400); and alternate designs and construction appeals (.1500).

<u>Definitions</u>	11	NCAC 08	.1601
Adopt			
<u>Request for an Alternative Inspection</u>	11	NCAC 08	.1602
Adopt			
<u>Qualified Marketplace Inspections</u>	11	NCAC 08	.1603
Adopt			

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); special one-time permits (.2200); and homemade wine and malt beverage events (.2300).

<u>Purpose</u>	14B	NCAC 15A	.0101
Amend			
<u>Location, Addresses and Business Hours</u>	14B	NCAC 15A	.0102
Amend			
<u>Definitions</u>	14B	NCAC 15A	.0103
Amend			
<u>Commission Chairman</u>	14B	NCAC 15A	.0201
Amend			
<u>Commission Meetings</u>	14B	NCAC 15A	.0202
Amend			
<u>Administrative Functions</u>	14B	NCAC 15A	.0203
Amend			
<u>Legal Functions</u>	14B	NCAC 15A	.0204
Amend			
<u>Distribution, Inspection and Copies of ABC Laws</u>	14B	NCAC 15A	.0301
Amend			

<u>Fee for Computer Service</u>	14B NCAC 15A .0302
Amend	
<u>Petition for Adoption of Rules</u>	14B NCAC 15A .0401
Amend	
<u>Administrative Action</u>	14B NCAC 15A .0402
Amend	
<u>Notice of Rule-making Hearings; Mailing List</u>	14B NCAC 15A .0403
Amend	
<u>Rule-making Hearing</u>	14B NCAC 15A .0404
Amend	
<u>Revocation or Suspension of Permit</u>	14B NCAC 15A .0501
Amend	
<u>Issuance: Grounds</u>	14B NCAC 15A .0601
Amend	
<u>Request for Declaratory Ruling</u>	14B NCAC 15A .0602
Amend	
<u>Withdrawal of Request for Declaratory Ruling</u>	14B NCAC 15A .0605
Amend	
<u>Disciplinary Action of Employee</u>	14B NCAC 15A .0701
Repeal	
<u>Notice of Alleged Violation</u>	14B NCAC 15A .0801
Amend	
<u>Article 12 Hearings; Final Administrative Decision; Order</u>	14B NCAC 15A .0805
Amend	

The rules in Subchapter 15C concern industry members, retail/industry member relationships, ship chandlers, air carriers, and fuel alcohol including definitions and application procedures (.0100); product approvals, listing procedures and product lists (.0200); packaging and labeling of malt beverages and wine (.0300); standards of identity for wine containers (.0400); general provisions for industry members (.0500); sales and deliveries of malt beverages and wine (.0600); alcoholic beverages, retailer/industry member relationship and trade practices (.0700); ships chandler's permit (.0800); distillers and representatives (.0900); air carriers (.1000); fuel alcohol permits (.1100); administrative action by commission (.1200); and special event permits (.1300).

<u>Definitions</u>	14B NCAC 15C .0101
Repeal	

ALARM SYSTEMS LICENSING BOARD

The rules in Chapter 17 are from the N.C. Alarm Systems Licensing Board and cover the organization and general provisions (.0100); provisions for licensees (.0200); provisions for registrants (.0300); the recovery fund (.0400); and continuing education for licensees (.0500).

<u>Application for License</u>	14B NCAC 17 .0201
Amend	
<u>Fees for Licenses</u>	14B NCAC 17 .0203
Amend	
<u>Fees for Licenses</u>	14B NCAC 17 .0203
Amend	
<u>Renewal of License</u>	14B NCAC 17 .0204
Amend	
<u>Company Business License</u>	14B NCAC 17 .0209

Amend	
<u>Application for Registration</u>	14B NCAC 17 .0301
Amend	
<u>Fees for Registration</u>	14B NCAC 17 .0302
Amend	
<u>Renewal or ReRegistration of Registration</u>	14B NCAC 17 .0306
Amend	
<u>Required Continuing Education Hours</u>	14B NCAC 17 .0502
Amend	
<u>Recording and Reporting Continuing Education Credits</u>	14B NCAC 17 .0505
Amend	

ENVIRONMENTAL MANAGEMENT COMMISSION

The rules in Subchapter 2B pertain to surface water standards and monitoring including procedures for assignment of water quality standards (.0100); the standards used to classify the waters of the state (.0200); stream classifications (.0300); effluent limitations (.0400); monitoring and reporting requirements (.0500); and water quality management plans (.0600).

<u>General Procedures</u>	15A NCAC 02B .0101
Readopt with Changes	
<u>Analytical Procedures</u>	15A NCAC 02B .0103
Readopt with Changes	
<u>Considerations/Assigning/Implementing Water Supply Classi...</u>	15A NCAC 02B .0104
Readopt with Changes	
<u>Considerations/Assigning Classifications for Primary Recr...</u>	15A NCAC 02B .0106
Readopt/Repeal	
<u>Considerations in Assigning the Shellfishing Area Classif...</u>	15A NCAC 02B .0108
Readopt/Repeal	
<u>Considerations for Federally-Listed Threatened or Endange...</u>	15A NCAC 02B .0110
Readopt with Changes	
<u>Antidegradation Policy</u>	15A NCAC 02B .0201
Readopt with Changes	
<u>Definitions</u>	15A NCAC 02B .0202
Readopt with Changes	
<u>Protection of Waters Downstream of Receiving Waters</u>	15A NCAC 02B .0203
Readopt without Changes	
<u>Location of Sampling Sites and Mixing Zones</u>	15A NCAC 02B .0204
Readopt with Changes	
<u>Natural Characteristics Outside Standards Limits</u>	15A NCAC 02B .0205
Readopt without Changes	
<u>Flow Design Criteria for Effluent Limitations</u>	15A NCAC 02B .0206
Readopt with Changes	
<u>Standards for Toxic Substances and Temperature</u>	15A NCAC 02B .0208
Readopt without Changes	
<u>Fresh Surface Water Quality Standards for Class C Waters</u>	15A NCAC 02B .0211
Readopt with Changes	
<u>Fresh Surface Water Quality Standards for Class WS-I Waters</u>	15A NCAC 02B .0212
Readopt with Changes	
<u>Fresh Surface Water Quality Standards for Class WS-II Waters</u>	15A NCAC 02B .0214

Readopt with Changes	
<u>Fresh Surface Water Quality Standards for Class WS-III Wa...</u>	15A NCAC 02B .0215
Readopt with Changes	
<u>Fresh Surface Water Quality Standards for Class WS-IV Waters</u>	15A NCAC 02B .0216
Readopt with Changes	
<u>Fresh Surface Water Quality Standards for Class WS-V Waters</u>	15A NCAC 02B .0218
Readopt with Changes	
<u>Fresh Surface Water Quality Standards for Class B Waters</u>	15A NCAC 02B .0219
Readopt with Changes	
<u>Tidal Salt Water Quality Standards for Class SC Waters</u>	15A NCAC 02B .0220
Readopt with Changes	
<u>Tidal Salt Water Quality Standards for Class SA Waters</u>	15A NCAC 02B .0221
Readopt with Changes	
<u>Tidal Salt Water Quality Standards for Class SB Waters</u>	15A NCAC 02B .0222
Readopt with Changes	
<u>Water Quality Standards for Nutrient Sensitive Waters</u>	15A NCAC 02B .0223
Readopt with Changes	
<u>Water Quality Standards for High Quality Waters</u>	15A NCAC 02B .0224
Readopt with Changes	
<u>Water Quality Standards for Outstanding Resource Waters</u>	15A NCAC 02B .0225
Readopt with Changes	
<u>Exemptions From Surface Water Quality Standards</u>	15A NCAC 02B .0226
Readopt without Changes	
<u>Water Quality Management Plans</u>	15A NCAC 02B .0227
Readopt without Changes	
<u>Effluent Channels</u>	15A NCAC 02B .0228
Readopt without Changes	
<u>Activities Deemed to Comply with Wetlands Standards</u>	15A NCAC 02B .0230
Readopt without Changes	
<u>Wetland Standards</u>	15A NCAC 02B .0231
Readopt with Changes	
<u>Classifications: General</u>	15A NCAC 02B .0301
Readopt with Changes	
<u>Hiwassee River Basin</u>	15A NCAC 02B .0302
Readopt with Changes	
<u>Little Tennessee River Basin and Savannah River Drainage ...</u>	15A NCAC 02B .0303
Readopt with Changes	
<u>French Broad River Basin</u>	15A NCAC 02B .0304
Readopt with Changes	
<u>Watauga River Basin</u>	15A NCAC 02B .0305
Readopt with Changes	
<u>Broad River Basin</u>	15A NCAC 02B .0306
Readopt with Changes	
<u>New River Basin</u>	15A NCAC 02B .0307
Readopt with Changes	
<u>Catawba River Basin</u>	15A NCAC 02B .0308
Readopt with Changes	
<u>Yadkin-Pee Dee River Basin</u>	15A NCAC 02B .0309
Readopt with Changes	

<u>Lumber River Basin</u>	15A NCAC 02B .0310
Readopt with Changes	
<u>Cape Fear River Basin</u>	15A NCAC 02B .0311
Readopt with Changes	
<u>White Oak River Basin</u>	15A NCAC 02B .0312
Readopt with Changes	
<u>Roanoke River Basin</u>	15A NCAC 02B .0313
Readopt with Changes	
<u>Chowan River Basin</u>	15A NCAC 02B .0314
Readopt with Changes	
<u>Neuse River Basin</u>	15A NCAC 02B .0315
Readopt with Changes	
<u>Tar-Pamlico River Basin</u>	15A NCAC 02B .0316
Readopt with Changes	
<u>Pasquotank River Basin</u>	15A NCAC 02B .0317
Readopt with Changes	
<u>Water Supply Watershed Protection Program: Definitions</u>	15A NCAC 02B .0621
Amend	
<u>Water Supply Watershed Protection Program: NonPoint Sourc...</u>	15A NCAC 02B .0624
Amend	

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).

<u>Particulates from Fugitive Dust Emission Sources</u>	15A NCAC 02D .0540
Readopt with Changes	
<u>Definitions</u>	15A NCAC 02D .1801
Readopt without Changes	
<u>Control of Odors from Animal Operations Using Liquid Anim...</u>	15A NCAC 02D .1802
Readopt with Changes	
<u>Best Management Plans for Animal Operations</u>	15A NCAC 02D .1803
Readopt without Changes	
<u>Reporting Requirements for Animal Operations</u>	15A NCAC 02D .1804
Readopt without Changes	
<u>Control and Prohibition of Odorous Emissions</u>	15A NCAC 02D .1806
Readopt with Changes	
<u>Determination of Maximum Feasible Controls for Odorous Em...</u>	15A NCAC 02D .1807
Readopt without Changes	
<u>Evaluation of New or Modified Swine Farms</u>	15A NCAC 02D .1808
Readopt without Changes	
<u>Open Burning: Purpose: Scope</u>	15A NCAC 02D .1901
Readopt without Changes	
<u>Definitions</u>	15A NCAC 02D .1902

Readopt with Changes	
<u>Open Burning Without an Air Quality Permit</u>	15A NCAC 02D .1903
Readopt with Changes	
<u>Air Curtain Incinerators</u>	15A NCAC 02D .1904
Readopt with Changes	
<u>Regional Office Locations</u>	15A NCAC 02D .1905
Amend	
<u>Delegation to County Governments</u>	15A NCAC 02D .1906
Readopt without Changes	
<u>Multiple Violations Arising from a Single Episode</u>	15A NCAC 02D .1907
Readopt without Changes	

ARCHITECTURE, BOARD OF

The rules in Chapter 2 are from the Board of Architecture and include general provisions (.0100); practice of architecture (.0200); examination procedures (.0300); rules, petitions, and hearings (.0400); declaratory rulings (.0500); administrative hearings: procedures (.0600); administrative hearings: decisions and related rights (.0700); judicial review (.0800); and continuing education (.0900).

<u>Unauthorized Practice</u>	21 NCAC 02 .0211
Repeal	

GENERAL CONTRACTORS, LICENSING BOARD FOR

The rules of the Licensing Board for General Contractors include the board's organization (.0100); licensing requirements (.0200); application procedures (.0300); examinations (.0400); licenses (.0500); disciplinary procedures (.0700); contested cases (.0800); and home-owners recovery fund (.0900).

<u>Definitions</u>	21 NCAC 12 .0201
Adopt	
<u>Classification</u>	21 NCAC 12 .0202
Amend	
<u>License Limitations: Eligibility</u>	21 NCAC 12 .0204
Amend	
<u>Qualifier</u>	21 NCAC 12 .0205
Amend	
<u>Application for Licensure</u>	21 NCAC 12 .0303
Amend	
<u>Character References</u>	21 NCAC 12 .0308
Amend	
<u>Subject Matter</u>	21 NCAC 12 .0402
Adopt	
<u>License Granted</u>	21 NCAC 12 .0501
Amend	
<u>Renewal of License</u>	21 NCAC 12 .0503
Amend	
<u>Application for Payment</u>	21 NCAC 12 .0903
Amend	

ELECTROLYSIS EXAMINERS, BOARD OF

The rules in Chapter 19 are from the Board of Electrolysis Examiners and include general provisions (.0100); application procedures (.0200); administrative law procedures (.0300); sanitation, equipment and supplies (.0400); schools (.0600); and continuing education (.0700).

<u>Fees</u>	21	NCAC	19	.0201
Readopt with Changes				
<u>Application for Licensure</u>	21	NCAC	19	.0202
Readopt with Changes				
<u>Application for Renewal, Reinstatement, or Reactivation o...</u>	21	NCAC	19	.0203
Readopt without Changes				
<u>Application for Renewal, Reinstatement, or Reactivation o...</u>	21	NCAC	19	.0204
Readopt without Changes				
<u>Offices</u>	21	NCAC	19	.0403
Readopt with Changes				
<u>Environmental Control and Housekeeping</u>	21	NCAC	19	.0408
Readopt with Changes				
<u>Client Evaluation</u>	21	NCAC	19	.0409
Readopt with Changes				
<u>Hepatitis B Virus (HBV) Vaccination</u>	21	NCAC	19	.0410
Readopt without Changes				
<u>Standard Precautions for Disease Control and Prevention</u>	21	NCAC	19	.0412
Readopt with Changes				
<u>Supervising Physician</u>	21	NCAC	19	.0501
Readopt with Changes				
<u>Curriculum</u>	21	NCAC	19	.0601
Readopt without Changes				
<u>Application for and Renewal of School Certification</u>	21	NCAC	19	.0602
Readopt without Changes				
<u>School Equipment</u>	21	NCAC	19	.0608
Readopt without Changes				
<u>Equipment/Student and Teacher Ratio</u>	21	NCAC	19	.0613
Readopt without Changes				
<u>Equipment Endorsements and Sales Prohibited</u>	21	NCAC	19	.0619
Readopt without Changes				
<u>Continuing Education Requirements, License Renewal, Reins...</u>	21	NCAC	19	.0701
Readopt without Changes				
<u>Board Approval of Courses</u>	21	NCAC	19	.0702
Readopt without Changes				
<u>Computation of Continuing Education Units</u>	21	NCAC	19	.0703
Readopt without Changes				