

Commission Review
Log of Permanent Rule Filings
December 22, 2020 through January 20, 2021

* Approval Recommended, ** Objection Recommended

GASOLINE AND OIL INSPECTION BOARD

The rules in Chapter 42 concern the gasoline and oil inspection board including purpose and definitions (.0100); quality of liquid fuel products (.0200); sale of gasoline (.0300); dispensing devices and pumps (.0400); registration and branding (.0500); condemned motor fuels and liquid fuels (.0600); and oxygenated gasoline.

Standard Specifications
Amend*

02 NCAC 42 .0201

**MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND SUBSTANCE ABUSE SERVICES,
COMMISSION FOR**

The rules in Subchapter 26F concern controlled substances including schedules of controlled substances (.0100).

Schedule V
Amend*

10A NCAC 26F .0106

INDUSTRIAL COMMISSION

The rules in Subchapter 23A concern workers' compensation rules including administration (.0100); notice of act (.0200); insurance (.0300); disability, compensation, fees (.0400); agreements (.0500); claims administration and procedures (.0600); appeals (.0700); rules of the commission (.0800); report of earnings (.0900); and preauthorization for medical treatment (.1000).

Contact Information
Amend*

11 NCAC 23A .0109

The rules in Subchapter 23B concern tort claims including administration (.0100); claims procedures (.0200); appeals to full commission (.0300); appeals to the court of appeals (.0400); and rules of the commission (.0500).

Contact Information
Amend*

11 NCAC 23B .0105

The rules in Subchapter 23G concern the North Carolina Industrial Commission rules for mediated settlement and neutral evaluation conferences.

Duties of Parties, Representatives, and Attorneys
Amend*

11 NCAC 23G .0104

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>Records Required</u>	14B NCAC 15A .1405
Amend*	
<u>Mixed Beverages Permit/Invoice Form</u>	14B NCAC 15A .1802
Amend*	
<u>Delivery of Mixed Beverages Permittee Orders</u>	14B NCAC 15A .1903
Adopt*	
<u>Transportation of Mixed Beverages Permittee Orders</u>	14B NCAC 15A .1904
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).

<u>Purchase Transportation Permit/Purchase Invoice Form</u>	14B NCAC 15B .0501
Amend*	

ENVIRONMENTAL MANAGEMENT COMMISSION

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>Permit and Application Fees</u>	15A NCAC 02Q .0203
Amend*	

ENVIRONMENTAL QUALITY, DEPARTMENT OF

The rules in Chapter 13 concern Solid Waste Management.

The rules in Subchapter 13B concern Solid Waste Management including general provisions (.0100); permits for solid waste management facilities (.0200); treatment and processing facilities (.0300); transfer stations (.0400); disposal sites (.0500); monitoring requirements (.0600); administrative penalty procedures (.0700); septage management (.0800); yard waste facilities (.0900); solid waste management loan program (.1000); scrap tire management (.1100); medical waste management (.1200); disposition of remains of terminated pregnancies (.1300); municipal solid waste compost facilities (.1400); standards for special tax treatment of recycling and resource recovery equipment and

facilities (.1500); requirements for municipal solid waste landfill facilities (.1600); requirements for beneficial use of coal combustion by-products (.1700); and financial assurance requirements for solid waste management facilities (.1800).

<u>Definitions</u>	15A NCAC 13B .1501
Readopt with Changes*	
<u>Application Requirements</u>	15A NCAC 13B .1502
Readopt with Changes*	
<u>Standards for Qualification for Tax Certification</u>	15A NCAC 13B .1503
Readopt with Changes*	
<u>Recycling Process</u>	15A NCAC 13B .1504
Readopt/Repeal*	
<u>Recycling Equipment</u>	15A NCAC 13B .1505
Readopt/Repeal*	
<u>Incidental or Supportive Facilities and Equipment</u>	15A NCAC 13B .1506
Readopt/Repeal*	
<u>Operational Requirements for Facilities and Equipment</u>	15A NCAC 13B .1507
Readopt/Repeal*	
<u>Application for Tax Certification</u>	15A NCAC 13B .1508
Readopt/Repeal*	
<u>Severability</u>	15A NCAC 13B .1510
Repeal*	
<u>Facilities for Reducing Hazardous Waste Generated</u>	15A NCAC 13B .1512
Readopt/Repeal*	
<u>Equipment for Reducing Hazardous Waste Generated</u>	15A NCAC 13B .1513
Readopt/Repeal*	
<u>Appeals Procedure</u>	15A NCAC 13B .1514
Readopt/Repeal*	

EDUCATION, STATE BOARD OF

The rules in Subchapter 6D cover instruction including curriculum (.0100), textbooks (.0200), testing programs (.0300), and accountability standards and graduation requirements (.0500).

<u>Test Administration</u>	16 NCAC 06D .0302
Repeal*	
<u>Accountability Coordinator</u>	16 NCAC 06D .0303
Repeal*	
<u>End-of-Course Assessments</u>	16 NCAC 06D .0305
Repeal*	
<u>Testing Code of Ethics</u>	16 NCAC 06D .0306
Repeal*	

The rules in Subchapter 6E concern students including attendance (.0100); school athletics and sports medicine (.0200); and driver training (.0300);

<u>Interscholastic Athletics</u>	16 NCAC 06E .0202
Repeal*	
<u>Athletic Injury Management</u>	16 NCAC 06E .0203
Repeal*	

FUNERAL SERVICE, BOARD OF

The rules in Subchapter 34A concern board functions including general provisions (.0100); and fees and other payments (.0200).

Waiver 21 NCAC 34A .0128
Adopt*

The rules in Subchapter 34B are funeral service rules including rules relating to resident trainees (.0100); examinations (.0200); licensing (.0300); continuing education (.0400); out-of-state licensees (.0500); funeral establishments (.0600); and preparation of dead bodies (.0700).

Renewals: Notices 21 NCAC 34B .0308
Amend*

BUILDING CODE COUNCIL

<u>2018 NC Building Code/Definitions</u>	Chapter 2
<u>Amend*</u>	
<u>2018 NC Building Code/Residential Care Homes</u>	428.2
<u>Amend*</u>	
<u>2018 NC Building Code/Licensed Small Residential Care Fac...</u>	428.3
<u>Amend*</u>	
<u>2018 NC Residential Code/Accessory Structures</u>	R101.2.2
<u>Amend*</u>	
<u>2018 NC Residential Code/Demolition</u>	R328
<u>Adopt*</u>	
<u>2018 NC Residential Code/Retaining Walls</u>	R404.4
<u>Amend*</u>	
<u>2018 NC Residential Code/Drip Edge</u>	R905.2.8.5
<u>Amend*</u>	
<u>2018 NC Residential Code/Roof Replacement</u>	R908.3
<u>Amend*</u>	
<u>2018 NC Residential Code/Tying at Corners</u>	R4603.6.1
<u>Amend*</u>	
<u>2018 NC Residential Code/Bracing of Pilings</u>	R4603.6.2
<u>Amend*</u>	
<u>2018 NC Residential Code/Compliance</u>	N1101.13 (R401.2)
<u>Amend*</u>	
<u>2018 NC Fire Code/Definitions</u>	Chapter 2
<u>Amend*</u>	
<u>2018 NC Fire Code/Ceiling Clearance</u>	315.3.1
<u>Amend*</u>	
<u>2018 NC Fire Code and Building Code/Group A</u>	907.2.1
<u>Amend*</u>	
<u>2018 NC Fire Code/Height</u>	2303.2.1
<u>Adopt*</u>	
<u>2018 NC Existing Building Code/Definitions</u>	Chapter 2
<u>Amend*</u>	

<u>2018 NC Existing Building Code/Carbon Monoxide Alarms in ...</u> Amend*	402.6
<u>2018 NC Fuel Gas Code/Definitions</u> Amend*	202
<u>2018 NC Mechanical Code/Definitions</u> Amend*	Chapter 2
<u>2018 NC Plumbing Code/Water Closets, Urinals, Lavatories ...</u> Amend*	405.3.1
<u>2018 NC Administrative Code/Site Address Signage</u> Adopt*	106.4