

Commission Review
Log of Permanent Rule Filings
September 21, 2021 through October 20, 2021

MEDICAL CARE COMMISSION

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); rated certificates (.1600); administrator certification and renewal (.1700); and infection prevention and control (.1800).

Infection Prevention and Control Program 10A NCAC 13F .1801
Adopt

Reporting and Notification of a Suspected or Confirmed Co... 10A NCAC 13F .1802
Adopt

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); rated certificates (.1600); and infection prevention and control (.1700)..

Infection Prevention and Control Program 10A NCAC 13G .1701
Adopt

Reporting and Notification of a Suspected or Confirmed Co... 10A NCAC 13G .1702
Adopt

MENTAL HEALTH/DD/SAS, COMMISSION FOR

The rules in Chapter 26 are from the Commission for Mental Health, Developmental Disabilities and Substance Abuse Services.

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

Schedule I 10A NCAC 26F .0102
Amend

Schedule II 10A NCAC 26F .0103
Amend

Schedule IV 10A NCAC 26F .0105
Amend

Schedule V 10A NCAC 26F .0106
Amend

CODE OFFICIALS QUALIFICATION BOARD

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).

Residential Changeout Inspector
Amend

11 NCAC 08 .0734

COASTAL RESOURCES COMMISSION

The rules in Subchapter 7H are the state guidelines for areas of environmental concern (AECs) including introduction and general comments (.0100); the estuarine system (.0200); ocean hazard areas (.0300); public water supplies (.0400); natural and cultural resource areas (.0500); development standards (.0600); general permits for construction or maintenance of bulkheads and the placement of riprap for shoreline protection in estuarine and public trust waters (.1100); piers, docks and boat houses in estuarine and public trust waters (.1200); general permit to construct boat ramps along estuarine and public trust shorelines and into estuarine and public trust waters (.1300); groins in estuarine and public trust waters (.1400); excavation within or connecting to existing canals, channels, basins, or ditches in estuarine waters, public trust waters, and estuarine shoreline AECs (.1500); aerial and subaqueous utility lines with attendant structures in coastal wetlands, estuarine waters, public trust waters and estuarine shorelines (.1600); emergency work requiring a CAMA or a dredge and fill permit (.1700); beach bulldozing landward of the mean high-water mark in the ocean hazard AEC (.1800); temporary structures within the estuarine and ocean hazard AECs (.1900); authorizing minor modifications and repair to existing pier/mooring facilities in estuarine and public trust waters and ocean hazard areas (.2000); construction of sheetpile sill for shoreline protection in estuarine and public trust waters (.2100); construction of freestanding moorings in established waters and public trust areas (.2200); replacement of existing bridges and culverts in estuarine waters, estuarine shorelines, public trust areas and coastal wetlands (.2300); placement of riprap for wetland protection in estuarine and public trust waters (.2400); replacement of structures; the reconstruction of primary or frontal dune systems; and the maintenance excavation of existing canals, basins, channels, or ditches, damaged, destroyed, or filled in by hurricanes or tropical storms (.2500); construction of wetland, stream and buffer mitigation sites by the North Carolina Ecosystem Enhancement Program or the North Carolina Wetlands Restoration Program (.2600); and the construction of riprap sills for wetland enhancement in estuarine and public trust waters (.2700).

General Use Standards for Ocean Hazard Areas
Amend

15A NCAC 07H .0306

Specific Use Standards for Ocean Hazard Areas
Amend

15A NCAC 07H .0308

Purpose

15A NCAC 07H .1201

Readopt without Changes

Approval Procedures

15A NCAC 07H .1202

Readopt without Changes

Permit Fee

15A NCAC 07H .1203

Readopt without Changes

General Conditions

15A NCAC 07H .1204

Readopt without Changes

Specific Conditions

15A NCAC 07H .1205

Readopt without Changes

The rules in Subchapter 7J concern procedures for handling major development permits, variance requests, appeals from minor development permit decisions and declaratory rulings. They include definitions (.0100); permit application and procedures (.0200); hearing procedures (.0300); final approval and enforcement (.0400); general permits (.0500); declaratory rulings and petitions for rulemaking (.0600); procedures for considering variance petitions (.0700); general permit procedure (.1100); static vegetation line exception procedures (.1200); and development line procedures (.1300).

<u>Application Procedures</u>	15A NCAC 07J .1105
Readopt without Changes	
<u>Permit Conditions</u>	15A NCAC 07J .1106
Readopt without Changes	
<u>Permit Compliance</u>	15A NCAC 07J .1107
Readopt without Changes	
<u>Requesting the Development Line</u>	15A NCAC 07J .1301
Amend	

The rules in Subchapter 7K set out activities in areas of environmental concern (AECs) which do not require a Coastal Area Management Act (CAMA) permit. These include activities that are not considered development (.0100); exempt minor maintenance and improvement (.0200); and exempt federal agency activities (.0400).

<u>Structural Accessways Over Frontal Dunes Exempted</u>	15A NCAC 07K .0207
Amend	

ENVIRONMENTAL QUALITY, DEPARTMENT OF

The rules in Subchapter 7O cover the NC Coastal Reserve Program including general provisions (.0100); and management, use, and protection of the NC Coastal Preserve (.0200).

<u>Statement of Purpose</u>	15A NCAC 07O .0101
Readopt with Changes	
<u>Definitions as used in this Subchapter</u>	15A NCAC 07O .0102
Amend	
<u>Responsibilities: Duties of The Coastal Reserve Program</u>	15A NCAC 07O .0103
Readopt with Changes	
<u>State and Local Coastal Reserve Advisory Committees</u>	15A NCAC 07O .0104
Readopt with Changes	
<u>Reserve Components</u>	15A NCAC 07O .0105
Amend	
<u>Management Plan</u>	15A NCAC 07O .0201
Readopt with Changes	
<u>Reserve Use Requirements</u>	15A NCAC 07O .0202
Readopt with Changes	
<u>Special Activity Authorization</u>	15A NCAC 07O .0203
Adopt	

TREASURER, DEPARTMENT OF STATE

The rules in Chapter 1 are departmental rules.

The rules in Subchapter 1F concern procedural rights including rule-making procedures (.0100); and declaratory rulings (.0200).

<u>Correspondence</u>	20	NCAC 01F .0102
Repeal		
<u>Petition for Rulemaking</u>	20	NCAC 01F .0111
Adopt		
<u>Form of Requests</u>	20	NCAC 01F .0203
Repeal		
<u>Who Makes Ruling</u>	20	NCAC 01F .0204
Repeal		
<u>Ruling Procedures</u>	20	NCAC 01F .0207
Repeal		
<u>Declaratory Rulings</u>	20	NCAC 01F .0208
Adopt		

STATE HUMAN RESOURCES COMMISSION

The rules in Subchapter 1C concern personnel administration including employment (.0100); general employment policies (.0200); personnel records and reports (.0300); appointment (.0400); work schedule (.0500); competitive service (.0600); secondary employment (.0700); requirements for teleworking programs (.0800); employee recognition programs (.0900); and separation (.1000).

<u>Temporary Appointment</u>	25	NCAC 01C .0405
Amend		
<u>Temporary Part-time Appointment</u>	25	NCAC 01C .0407
Repeal		

BUILDING CODE COUNCIL

<u>2018 NC Existing Building Code/Repairs to Structural Conc...</u>	606.1.1
Adopt	
<u>2018 NC Building Code and NC Fire Code/Increased Occupant...</u>	1004.2
Amend	
<u>2018 NC Fire Code/Permits</u>	3103.4
Amend	