REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .0102

DEADLINE FOR RECEIPT: FRIDAY, June 15, 2012

***NOTE WELL: This request when viewed on computer may extend several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its opinion review of this rule or set of rules your agency filed with the RRC for review by the RRC at its next meeting. The Commission has not yet met and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

*In (2) line 11 it seems to me that “request” should be “requests” to agree with the singular “appellant.”*

Please retype or otherwise correct the rule(s) or submission form(s) as necessary and deliver it to our office at 1711 New Hope Church Rd, Raleigh, North Carolina 27609.

If you have any questions or problems concerning this request, please contact me.

Joseph J. DeLuca, Jr.

Commission Counsel

REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .0901

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*In (i) and (j) delete or define what is meant by “little nutritional value.”*

*In (i) define what is meant by a “special occasion.”*

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Joseph J. DeLuca, Jr.

Commission Counsel

REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .0902

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*In (i) and (j) delete or define what is meant by “little nutritional value.”*

*In (i) define what is meant by a “special occasion.”*

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If you have any questions or problems concerning this request, please contact me.

Joseph J. DeLuca, Jr.

Commission Counsel

REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .1501-.1504 and .1506

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*Please submit a statement as to why these rules are no longer necessary since presumably they were once submitted to the Commission as necessary rules to carry out the purposes of the cited laws.*

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Joseph J. DeLuca, Jr.

Commission Counsel

REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .1702

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*In (c)(5) lines 28 and 29 delete or define “readily accessible.*

*”*

*The ostensible reason for this rule amendment is “to improve the nutrition standards in child care facilities by limiting certain foods(i.e. juice) or prohibiting soda and flavored milk.” The only limitation shown in this rule is removing the standards concerning what facilities must be provided for breastfeeding mothers in (c)(9). Please explain.*

*In (e)(3) page 2 lines 28 and 29 please rewrite the last sentence to express in clear English what is meant by “[f]inal disposition of the recommendation to deny is the decision of the Division. Presumably it means that the division is the final decision making authority. But that is not clear and it is not clear how it would be exercised since (e)(1) and (2) have the division representative issuing a license.*

*In (f) page 2 line 32 delete the comma following “relocated,” and change the semicolon following “relocation;” to a comma.*

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Joseph J. DeLuca, Jr.

Commission Counsel

REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .1706

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*In (d) line 20 delete or define what is meant by “little nutritional value” and in line 21 define what is meant by a “special occasion.”*

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If you have any questions or problems concerning this request, please contact me.

Joseph J. DeLuca, Jr.

Commission Counsel

REQUEST FOR TECHNICAL CHANGE

AGENCY: CHILD CARE COMMISSION

RULE CITATION: 10A NCAC 09 .1718

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*Please provide a fuller explanation for the reason for the action for this rule. The explanation states that the amendments are “to improve the nutrition standards in child care facilities.” Yet the provisions of the rule seem to be deleting the nutrition standards in the rule. Please explain how the standards in this rule “improve the nutrition standards in child care facilities” or otherwise provide a fuller explanation of the reasons for the amendments to this rule.*

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Joseph J. DeLuca, Jr.

Commission Counsel