REQUEST FOR TECHNICAL CHANGE

AGENCY: N.C. BOARD OF PODIATRY EXAMINERS

RULE CITATION: 21 NCAC 52 .0208

DEADLINE FOR RECEIPT: TUESDAY, OCTOBER 18, 2011

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 reviewing these rules, the staff determined that one or more technical changes need to be made. Approval of any rule is contingent on making this technical change as set out in G.S. 150B-21.10.

*The introductory statement needs to be corrected to show this is an amendment, not an adoption.*

*It appears portions of this rule have been formatted incorrectly. Did you start with the OAH copy of the rule? The sub-paragraphs require an indentation, not spacing after the sub-paragraph number. Please check with Dana (431-3075) concerning this if you have questions.*

*The labeling of the sub-sub-paragraphs in (b)(3) is incorrect. Please follow the labeling rules in 26 NCAC 02C .0206(a) for guidance.*

*In (b)(2) line 11 please change “he/she” to “he or she.”*

*In (b)(2) line 12 add “based on the standards in G.S. 90-202.11” or similar language after “approval or denial.”*

*In (b)(2) line 13 please either delete “All decisions by the Board are final” or change it to “Decisions by the Board are the final agency decision and may be appealed as set out in G.S. 150B-23” or something similar.*

*In (b)(3)5, line 21, change “certifying/sponsored” to “certifying or sponsoring.”*

*In (c) line 24 at the end of the line change the period to a colon preceded by “as follows” or something similar.*

*In (c)(4) page 2 line 5 delete the “(4)” since this is not a rule that falls under (c) but is simply a note.”N.B.” is usually followed by a colon, I believe.*

*In (d) page 2 line 6 at the end of the line change the period to a colon preceded by “as follows” or something similar. Also in that same line delete the word “only” as unnecessary and change “will” to “is” or “shall.”*

*In (d)(4) line 13 change “should” to “must,” “shall” or “may.”*

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