

G.S. 150B-21.3A Report for 10A NCAC 27G, MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE FACILITIES AND SERVICES

Agency - DHHS - Division of MH/DD/SAS

Comment Period - March 8 - May 6, 2024

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
	SECTION .0500 - AREA PROGRAM REQUIREMENTS	10A NCAC 27G .0505	NOTIFICATION PROCEDURES FOR PROVISION OF SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0506	COMMUNICATION PROCEDURES FOR OUT OF HOME COMMUNITY PLACEMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0507	AREA BOARD ANNUAL EVALUATION OF AN AREA DIRECTOR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 – AREA AUTHORITY OR COUNTY PROGRAM MONITORING OF FACILITIES AND SERVICES	10A NCAC 27G .0601	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0602	DEFINITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0603	INCIDENT RESPONSE REQUIREMENTS FOR CATEGORY A AND B PROVIDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0604	INCIDENT REPORTING REQUIREMENTS FOR CATEGORY A AND B PROVIDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0605	LOCAL MANAGEMENT ENTITY MANAGEMENT OF INCIDENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0606	REFERRAL OF COMPLAINTS TO LOCAL MANAGEMENT ENTITIES PERTAINING TO CATEGORY A OR CATEGORY B PROVIDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0608	LOCAL MONITORING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0609	LOCAL MANAGEMENT ENTITY REPORTING REQUIREMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0610	REQUIREMENTS CONCERNING THE NEED FOR PROTECTIVE SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0800 - WAIVERS AND APPEALS	10A NCAC 27G .0805	PROCEDURE FOR WAIVERS BY DIVISION DIRECTOR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0806	WAIVERS REQUESTED BY DIVISION DIRECTOR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0808	APPEALS PROCEDURES FOR CONTRACT PROVIDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0810	STATE MH/DD/SA APPEALS PANEL ADMINISTRATIVE REVIEW PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0811	STATE MH/DD/SA APPEALS PANEL HEARING PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .0812	STATE MH/DD/SA APPEALS PANEL HEARING DECISIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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	SECTION .7000 – LOCAL MANAGEMENT ENTITY RESPONSE TO COMPLAINTS	10A NCAC 27G .7001	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .7002	LOCAL MANAGEMENT ENTITY REQUIREMENTS CONCERNING COMPLAINTS	Amended Eff. September 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .7003	REQUIREMENTS FOR LOCAL MANAGEMENT ENTITY COMPLAINT INVESTIGATIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 27G .7004	APPEALS REGARDING UTILIZATION REVIEW DECISIONS FOR NON-MEDICAID SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .7100 – TARGET POPULATION	10A NCAC 27G .7101	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 20, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt