Commission Review
Log of Permanent Rule Filings
January 23, 2012 through February 20, 2012

* Approval Recommended, ** Objection Recommended, *** Other

HHS - HEALTH SERVICE REGULATION, DIVISION OF

The rules in Chapter 14 are from the Director of the Division of Health Service Regulation.

The rules in Subchapter 14B concern the State Medical Facilities Plan including planning policies and need determination for 1999 and 2000 (.0100); planning policies and need determination for 2001 and 2002 (.0200); and planning policies and need determination for 2003 (.0300).

Applicability of Rules Related to the 1999 State Medical ...	10A NCAC 14B .0101
Repeal/*	
Certificate of Need Review	10A NCAC 14B .0102
Repeal/*	
Certificate of Need Review Schedule	10A NCAC 14B .0103
Repeal/*	
Multi-County Groupings	10A NCAC 14B .0104
Repeal/*	
Service Areas and Planning Areas	10A NCAC 14B .0105
Repeal/*	
Reallocations and Adjustments	10A NCAC 14B .0106
Repeal/*	
Acute Care Bed Need Determination (Review Category A)	10A NCAC 14B .0107
Repeal/*	
Rehabilitation Bed Need Determination (Review Category E)	10A NCAC 14B .0108
Repeal/*	
Ambulatory Surgical Facilities Need Determination (Review...	10A NCAC 14B .0109
Repeal/*	
Open Heart Surgery Services Need Determinations (Review C...	10A NCAC 14B .0110
Repeal/*	
Heart-Lung Bypass Machines Need Determination (Review Cat...	10A NCAC 14B .0111
Repeal/*	
Fixed Cardiac Catheterization Equipment and Fixed Cardiac...	10A NCAC 14B .0112
Repeal/*	
Mobile Cardiac Catheterization Equipment and Mobile Cardi...	10A NCAC 14B .0113
Repeal/*	
Burn Intensive Care Services Need Determination (Review C...	10A NCAC 14B .0114
Repeal/*	
Positron Emission Tomography Scanners Need Determination ...	10A NCAC 14B .0115
Repeal/*	
Bone Marrow Transplantation Services Need Determination (...	10A NCAC 14B .0116
Repeal/*	
Solid Organ Transplantation Services Need Determination (...	10A NCAC 14B .0117
Repeal/*	
Gamma Knife Need Determination (Review Category H)	10A NCAC 14B .0118
Repeal/*	

Lithotripter Need Determination (Review Category H) Repeal/*	10A NCAC 14B .0119
Radiation Oncology Treatment Centers Need Determination (... Repeal/*	10A NCAC 14B .0120
Magnetic Resonance Imaging Scanners Need Determination (R... Repeal/*	10A NCAC 14B .0121
Nursing Care Bed Need Determination (Review Category B) Repeal/*	10A NCAC 14B .0122
Home Health Agency Office Need Determination (Review Cate... Repeal/*	10A NCAC 14B .0123
Dialysis Station Need Determination Repeal/*	10A NCAC 14B .0124
Hospice need Determination (Review Category F) Repeal/*	10A NCAC 14B .0125
Hospice Inpatient Facility Bed Need Determination (Review... Repeal/*	10A NCAC 14B .0126
Psychiatric Bed Need Determination (Review Category C) Repeal/*	10A NCAC 14B .0127
Chemical Dependency (Substance Abuse) Treatment Bed Need... Repeal/*	10A NCAC 14B .0128
Intermediate Care Beds for the Mentally Retarded Need Det... Repeal/*	10A NCAC 14B .0129
Policies for General Acute Care Hospitals Repeal/*	10A NCAC 14B .0130
Policies for Inpatient Rehabilitation Services Repeal/*	10A NCAC 14B .0131
Policy for Ambulatory Surgical Facilities Repeal/*	10A NCAC 14B .0132
Policy for Provision of Hospital-Based Long-Term Nursing ... Repeal/*	10A NCAC 14B .0133
Policy for Nursing Care Beds in Continuing Care Facilities Repeal/*	10A NCAC 14B .0134
Policy for Determination of Need for Additional Nursing B... Repeal/*	10A NCAC 14B .0135
Policy for Relocation of Certain Nursing Facility Beds Repeal/*	10A NCAC 14B .0136
Policy for Home Health Services Repeal/*	10A NCAC 14B .0137
Policy for End-Stage Renal Disease Dialysis Services Repeal/*	10A NCAC 14B .0138
Policies for Psychiatric Inpatient Facilities Repeal/*	10A NCAC 14B .0139
Policy for Chemical Dependency Treatment Facilities Repeal/*	10A NCAC 14B .0140
Policies for Intermediate Care Facilities for Mentally Re... Repeal/*	10A NCAC 14B .0141
Applicability of Rules Related to the 2000 State Medical ... Repeal/*	10A NCAC 14B .0150
Certificate of Need Review Schedule	10A NCAC 14B .0152

Repeal/*

Multi-County Groupings	10A NCAC 14B .0153
Repeal/*	
Service Areas and Planning Areas	10A NCAC 14B .0154
Repeal/*	
Reallocations and Adjustments	10A NCAC 14B .0155
Repeal/*	
Acute Care Bed Need Determination (Review Category E)	10A NCAC 14B .0156
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Rehabilitation Bed Need Determination (Review Category E)	10A NCAC 14B .0157
Repeal/*	
Ambulatory Surgical Facilities Need Determination (Review...	10A NCAC 14B .0158
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Open Heart Surgery Services Need Determinations (Review C...	10A NCAC 14B .0159
Repeal/*	
Heart-Lung Bypass Machines Need Determination (Review Cat...	10A NCAC 14B .0160
Repeal/*	
Fixed Cardiac Catheterization Equipment and Fixed Cardiac...	10A NCAC 14B .0161
Repeal/*	
Burn Intensive Care Services Need Determination (Review C...	10A NCAC 14B .0163
Repeal/*	
Positron Emission Tomography Scanners Need Determination ...	10A NCAC 14B .0164
Repeal/*	
Bone Marrow Transplantation Services Need Determination (...	10A NCAC 14B .0165
Repeal/*	
Solid Organ Transplantation Services Need Determination (...	10A NCAC 14B .0166
Repeal/*	
Gamma Knife Need Determination (Review Category H)	10A NCAC 14B .0167
Repeal/*	
Lithotripter Need Determination (Review Category H)	10A NCAC 14B .0168
Repeal/*	
Radiation Oncology Treatment Centers Need Determination (...	10A NCAC 14B .0169
Repeal/*	
Magnetic Resonance Imaging Scanners Need Determination (R...	10A NCAC 14B .0170
Repeal/*	
Magnetic Resonance Imaging Scanners Need Determination fo...	10A NCAC 14B .0171
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Nursing Care Bed Need Determination (Review Category B)	10A NCAC 14B .0172
Repeal/*	
Demonstration Project for Continuing Care of Adults with ...	10A NCAC 14B .0173
Repeal/*	
Home Health Agency Office Need Determination (Review Cate...	10A NCAC 14B .0174
Repeal/*	
Dialysis Station Need Determination Methodology	10A NCAC 14B .0175
Repeal/*	
Dialysis Station Adjusted Need Determination (Review Cate...	10A NCAC 14B .0176
Repeal/*	
Hospice Need Determination (Review Category F)	10A NCAC 14B .0177
Repeal/*	

Hospice Inpatient Facility Bed Need Determination (Review ... Repeal/*	10A NCAC 14B .0178
Psychiatric Bed Need Determination (Review Category C) Repeal/*	10A NCAC 14B .0179
Chemical Dependency (Substance Abuse) Treatment Bed Need... Repeal/*	10A NCAC 14B .0180
Intermediate Care Beds for the Mentally Retarded Need Det... Repeal/*	10A NCAC 14B .0181
Policies for General Acute Care Hospitals Repeal/*	10A NCAC 14B .0182
Policies for Inpatient Rehabilitation Services Repeal/*	10A NCAC 14B .0183
Policy for Ambulatory Surgical Facilities Repeal/*	10A NCAC 14B .0184
Policy for Provision of Hospital-Based Long-Term Nursing ... Repeal/*	10A NCAC 14B .0185
Policy for Plan Exemption for Continuing Care Retirement ... Repeal/*	10A NCAC 14B .0186
Policy for Determination of Need for Additional Nursing Be... Repeal/*	10A NCAC 14B .0187
Policy for Relocation of Certain Nursing Facility Beds Repeal/*	10A NCAC 14B .0188
Policies for Home Health Services Repeal/*	10A NCAC 14B .0189
Policy for Relocation of Dialysis Stations Repeal/*	10A NCAC 14B .0190
Policies for Psychiatric Inpatient Facilities Repeal/*	10A NCAC 14B .0191
Policy for Chemical Dependency Treatment Facilities Repeal/*	10A NCAC 14B .0192
Policies for Intermediate Care Facilities for Mentally Re... Repeal/*	10A NCAC 14B .0193
Equipment Need Determinations for 1996 SMFP (Review Categ... Repeal/*	10A NCAC 14B .0194
Open Heart Surgery Services Need Determinations for 1996 ... Repeal/*	10A NCAC 14B .0195
Applicability of Rules Related to the 2001 State medical ... Repeal/*	10A NCAC 14B .0201
Certificate of Need Review Schedule Repeal/*	10A NCAC 14B .0202
Multi-County Groupings Repeal/*	10A NCAC 14B .0203
Service Areas and Planning Areas Repeal/*	10A NCAC 14B .0204
Reallocations and Adjustments Repeal/*	10A NCAC 14B .0205
Acute Care Bed Need Determination (Review Category A) Repeal/*	10A NCAC 14B .0206
Rehabilitation Bed Need Determination (Review Category E)	10A NCAC 14B .0207

Repeal/*	
Open Heart Surgery Services Need Determinations (Review C...	10A NCAC 14B .0209
Repeal/*	
Heart-Lung Bypass Machines Need Determination (Review Cat...	10A NCAC 14B .0210
Repeal/*	
Fixed Cardiac Catheterization Equipment and Fixed Cardiac...	10A NCAC 14B .0211
Repeal/*	
Shared Fixed Cardiac Catheterization Equipment Need Deter...	10A NCAC 14B .0212
Repeal/*	
Burn Intensive Care Services Need Determination (Review C...	10A NCAC 14B .0213
Repeal/*	
Positron Emission Tomography Scanners Need Determination ...	10A NCAC 14B .0214
Repeal/*	
Bone Marrow Transplantation Services Need Determination (...	10A NCAC 14B .0215
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Solid Organ Transplantation Services Need Determination (...	10A NCAC 14B .0216
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Gamma Knife Unit Need Determination (Review Category H)	10A NCAC 14B .0217
Repeal/*	
Lithotripter Need Determination (Review Category H)	10A NCAC 14B .0218
Repeal/*	
Radiation Oncology Treatment Centers Need Determination (...	10A NCAC 14B .0219
Repeal/*	
Magnetic Resonance Imaging Scanners Need Determination	10A NCAC 14B .0220
Repeal/*	
Magnetic Resonance Imaging Scanners Need Determination Ba...	10A NCAC 14B .0221
Repeal/*	
Nursing Care Bed need Determination (Review Category B)	10A NCAC 14B .0222
Repeal/*	
Medicare-Certified Home Health Agency Office Need Determi...	10A NCAC 14B .0223
Repeal/*	
Dialysis Need Determination Methodology for Reviews Begin...	10A NCAC 14B .0224
Repeal/*	
Dialysis Station Need Determination Methodology for Revie...	10A NCAC 14B .0225
Repeal/*	
Hospice Care Need Determination (Review Category F)	10A NCAC 14B .0226
Repeal/*	
Hospice Inpatient Facility Bed Need Determination (Review...	10A NCAC 14B .0227
Repeal/*	
Psychiatric Bed Need Determination (Review Category C)	10A NCAC 14B .0228
Repeal/*	
Chemical Dependency (Substance Abuse) Treatment Bed Need ...	10A NCAC 14B .0229
Repeal/*	
Chemical Dependency (Substance Abuse) Adult Detox-Only Be...	10A NCAC 14B .0230
Repeal/*	
Intermediate Care Beds for the Mentally Retarded Need Dee...	10A NCAC 14B .0231
Repeal/*	
Policies for General Acute Care Hospitals	10A NCAC 14B .0232
Repeal/*	

Policies for Cardiac Catheterization Equipment and Services Repeal/*	10A NCAC 14B .0233
Policies for Transplantation Services Repeal/*	10A NCAC 14B .0234
Policy for MRI Scanners Repeal/*	10A NCAC 14B .0235
Policy for Provision of Hospital-Based Long-Term Care Nur... Repeal/*	10A NCAC 14B .0236
Policy for Plan Exemption for Continuing Care Retirement ... Repeal/*	10A NCAC 14B .0237
Policy for Determination of Need for Additional Nursing B... Repeal/*	10A NCAC 14B .0238
Policy for Relocation of Certain Nursing Facility Beds Repeal/*	10A NCAC 14B .0239
Policy for Transfer of Beds from State Psychiatric Hospital... Repeal/*	10A NCAC 14B .0240
Policies for Relocation of Nursing Facility Beds Repeal/*	10A NCAC 14B .0241
Policies for Medicare-Certified Home Health Services Repeal/*	10A NCAC 14B .0242
Policy for Relocation of Dialysis Stations Repeal/*	10A NCAC 14B .0243
Policies for Psychiatric Inpatient Facilities Repeal/*	10A NCAC 14B .0244
Policy for Chemical Dependency Treatment Facilities Repeal/*	10A NCAC 14B .0245
Policies for Intermediate Care Facilities for Mentally Re... Repeal/*	10A NCAC 14B .0246
Applicability of Rules Related to the 2002 State Medical ... Repeal/*	10A NCAC 14B .0251
Certificate of Need Review Schedule Repeal/*	10A NCAC 14B .0252
Multi-County Groupings Repeal/*	10A NCAC 14B .0253
Service Areas and Planning Areas Repeal/*	10A NCAC 14B .0254
Reallocations and Adjustments Repeal/*	10A NCAC 14B .0255
Acute Care Bed Need Determination (Review Category A) Repeal/*	10A NCAC 14B .0256
Inpatient Rehabilitation Bed Need Determination (Review C... Repeal/*	10A NCAC 14B .0257
Operating Room Need Determinations (Review Category E) Repeal/*	10A NCAC 14B .0258
Open Heart Surgery Services Need Determination (Review Ca... Repeal/*	10A NCAC 14B .0259
Heart-Lung Bypass Machines Need Determination (Review Cat... Repeal/*	10A NCAC 14B .0260
Fixed Cardiac Catheterization/Angioplasty Equipment Need ...	10A NCAC 14B .0261

Repeal/*

Shared Fixed Cardiac Catheterization/Angioplasty Equipment...	10A NCAC 14B .0262
Repeal/*	
Burn Intensive Care Services Need Determination (Review C...	10A NCAC 14B .0263
Repeal/*	
Bone Marrow Transplantation Services Need Determination (...	10A NCAC 14B .0264
Repeal/*	
Solid Organ Transplantation Services Need Determination (...	10A NCAC 14B .0265
Repeal/*	
Gamma Knife Need Determination (Review Category H)	10A NCAC 14B .0266
Repeal/*	
Lithotripter Need Determination (Review Category H)	10A NCAC 14B .0267
Repeal/*	
Radiation Oncology Treatment Centers Need Determination (...	10A NCAC 14B .0268
Repeal/*	
Positron Emission Tomography Scanners Need Determination ...	10A NCAC 14B .0269
Repeal/*	
Fixed Magnetic Resonance Imaging Scanners Need Determination...	10A NCAC 14B .0270
Repeal/*	
Magnetic Resonance Imaging Scanners Need Determination for...	10A NCAC 14B .0271
Repeal/*	
Fixed Magnetic Resonance Imaging Scanners Need Determination...	10A NCAC 14B .0272
Repeal/*	
Nursing Care Bed Need Determination (Review Category B)	10A NCAC 14B .0273
Repeal/*	
Adult Care Home Bed Need Determination (Review Category B)	10A NCAC 14B .0274
Repeal/*	
Medicare-Certified Home Health Agency Office Need Determination...	10A NCAC 14B .0275
Repeal/*	
Dialysis Station Need Determination Methodology for Review...	10A NCAC 14B .0276
Repeal/*	
Dialysis Station Need Determination Methodology for Review...	10A NCAC 14B .0277
Repeal/*	
Hospice Home Care Need Determination (Review Category F)	10A NCAC 14B .0278
Repeal/*	
Single County Hospice Inpatient Bed Need Determination (R...	10A NCAC 14B .0279
Repeal/*	
Contiguous County Hospice Inpatient Bed Need Determination	10A NCAC 14B .0280
Repeal/*	
Psychiatric Bed Need Determination (Review Category C)	10A NCAC 14B .0281
Repeal/*	
Chemical Dependency (Substance Abuse) Treatment Bed Need ...	10A NCAC 14B .0282
Repeal/*	
Chemical Dependency (Substance Abuse) Adult Detox-Only Be...	10A NCAC 14B .0283
Repeal/*	
Intermediate Care Beds for the Mentally Retarded Need Detox...	10A NCAC 14B .0284
Repeal/*	
Policies for General Acute Care Hospitals	10A NCAC 14B .0285
Repeal/*	

Policies for Nursing Care Facilities 10A NCAC 14B .0289
Repeal/*

Policies for Medicare-Certified Home Health Services 10A NCAC 14B .0291
Repeal/*

Policy for Relocation of Dialysis Stations 10A NCAC 14B .0292
Repeal/*

Policies for Psychiatric Inpatient Facilities 10A NCAC 14B .0293
Repeal/*

Policy for Chemical Dependency Treatment Facilities 10A NCAC 14B .0294
Repeal/*

Policies for Intermediate Care Facilities for Mentally Re... 10A NCAC 14B .0295
Repeal/*

PUBLIC HEALTH, COMMISSION FOR

The rules in Chapter 41 concern epidemiology health.

The rules in Subchapter 41A deal with communicable disease control and include reporting of communicable diseases (.0100); control measures for communicable diseases including special control measures (.0200-.0300); immunization (.0400); purchase and distribution of vaccine (.0500); special program/project funding (.0600); licensed nursing home services (.0700); communicable disease grants and contracts (.0800); and biological agent registry (.0900).

Control Measures - Hepatitis C 10A NCAC 41A .0214
Adopt/*

COSMETIC ART EXAMINERS, BOARD OF

The rules in Subchapter 14B concern rule-making procedures including petitions for rule-making (.0100); notice (.0200); hearings (.0300); declaratory rulings (.0500); and fees (.0600).

Control of Hearings 21 NCAC 14B .0307
Amend/*

Waivers 21 NCAC 14B .0607
Adopt/*

The rules in Subchapter 14H are sanitation rules for both operators and facilities including shop licensing and physical dimension (.0200); cosmetic art shop and equipment (.0300); sanitation procedures and practices (.0400); and enforcement, maintenance of licensure (.0500).

Application for Shop License 21 NCAC 14H .0201
Adopt/*

Separation of Cosmetic Art Shops 21 NCAC 14H .0202
Adopt/*

Newly Established Shops 21 NCAC 14H .0203
Adopt/*

Dimensions of Cosmetic Art Shops 21 NCAC 14H .0204
Adopt/*

Water Supply 21 NCAC 14H .0301
Adopt/*

Ventilation and Light 21 NCAC 14H .0302
Adopt/*

Bathroom Facilities 21 NCAC 14H .0303
Adopt/*

Equipment 21 NCAC 14H .0304
Adopt/*

Licensees and Students 21 NCAC 14H .0401
Adopt/*

Cosmetic Art Shops and Schools 21 NCAC 14H .0402
Adopt/*

Disinfections Procedures 21 NCAC 14H .0403
Adopt/*

First Aid 21 NCAC 14H .0404
Adopt/*

Inspection of Cosmetic Art Shops 21 NCAC 14H .0501
Adopt/*

Failure to Permit Inspection 21 NCAC 14H .0502
Adopt/*

Sanitary Ratings and Posting of Ratings 21 NCAC 14H .0503
Adopt/*

Systems of Grading Beauty Establishments 21 NCAC 14H .0504
Adopt/*

Rule Compliance and Enforcement Measures 21 NCAC 14H .0505
Adopt/*

The rules in Subchapter 14R are continuing education rules.

Continuing Education 21 NCAC 14R .0105
Adopt/*

LOCKSMITH LICENSING BOARD

The rules in Chapter 29 include general rules (.0100); rules about examinations (.0200); licensing requirements (.0400); code of ethics (.0500); administrative law procedures (.0600); license renewal requirements (.0700); and continuing education (.0800).

Exemption from Examination 21 NCAC 29 .0405
Repeal/*

Protection of the Public Interest 21 NCAC 29 .0503
Amend/*

Requirements 21 NCAC 29 .0802
Amend/*