

Commission Review
Log of Permanent Rule Filings
October 21, 2024 through November 20, 2024

COMMISSION FOR PUBLIC HEALTH

The rules in Chapter 46 concern local standards including general provisions (.0100); standards for local health departments (.0200) and local health department staff (.0300); and sanitation inspections (.0400).

Minimum Standard Health Department: Staffing
Amend*

10A NCAC 46 .0301

CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

The rules in Subchapter 9C concern the administration of criminal justice education and training standards including responsibilities of the criminal justice standards division (.0100); forms (.0200); certification of criminal justice officers (.0300); accreditation of criminal justice schools and training courses (.0400); minimum standards for accreditation of associate of applied science degree programs incorporating basic law enforcement training (.0500); and equipment and procedures (.0600).

Agency Head Responsibilities: Critical Incident Reporting
Adopt*

12 NCAC 09C .0104

LABOR, DEPARTMENT OF

The rules in Chapter 7 are from the Commissioner of Labor and cover the Occupational and Safety Health Act (OSHA).

The rules in Subchapter 7F cover specific OSHA standards for various industries: general (.0100); construction (.0200); agriculture (.0300); shops fabricating structural steel and steel plate (.0400); maritime (.0500); communication towers (.0600); blasting and use of explosives (.0700); and cranes and derricks standards (.0900).

General Industry
Amend*

13 NCAC 07F .0101

ENVIRONMENTAL MANAGEMENT COMMISSION

The rules in Subchapter 2Q are from the EMC and relate to applying for and obtaining air quality permits and include general information (.0100); fees (.0200); application requirements (.0300); acid rain program requirements (.0400); establishment of an air quality permitting program (.0500); transportation facility requirements (.0600); toxic air pollutant procedures (.0700); exempt categories (.0800); and permit exemptions (.0900).

Title V Insignificant Research and Development Activities...
Adopt*

15A NCAC 02Q .0529

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); general permit to allow for temporary structures within the estuarine and ocean 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); emergency general permit, to be initiated at the discretion of the Secretary of the Department of Environment and Natural Resources for 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, provided all replacement, reconstruction and maintenance excavation activities conform to all current standards (.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).

Jockey's Ridge Area of Environmental Concern

15A NCAC 07H .0508

Adopt*

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); beach management plan approval procedures (.1200); development line procedures (.1300); application requirements (.1400); and permit processing (.1500).

Standards for Work Plats for CAMA Major and Dredge and Fi...

15A NCAC 07J .1401

Adopt*

Project Narrative

15A NCAC 07J .1402

Adopt*

Complete CAMA Major Permit and Dredge and Fill Applications

15A NCAC 07J .1403

Adopt*

Complete Minor Permit Applications

15A NCAC 07J .1404

Adopt*

Permit Fee

15A NCAC 07J .1405

Adopt*

Application Processing

15A NCAC 07J .1501

Adopt*

Circulation of CAMA Major and Dredge and Fill Applications

15A NCAC 07J .1502

Adopt*

Permit Conditions

15A NCAC 07J .1503

Adopt*

EDUCATION, STATE BOARD OF

The rules in Chapter 06 concern elementary and secondary education.

The rules in Subchapter 06A concern the organization and administration of the State Board of Education.

<u>Definitions</u>	16	NCAC 06A .0201
Adopt*		
<u>Administrative Office and Contact Information</u>	16	NCAC 06A .0202
Adopt*		

The rules in Subchapter 6D cover instruction including curriculum (.0100), textbooks (.0200), testing programs (.0300), and accountability standards and graduation requirements (.0500).

<u>Definitions</u>	16	NCAC 06D .0501
Readopt with Changes*		
<u>State Graduation Requirements</u>	16	NCAC 06D .0503
Readopt with Changes*		
<u>Students with Disabilities</u>	16	NCAC 06D .0506
Readopt with Changes*		
<u>North Carolina Read to Achieve Program</u>	16	NCAC 06D .0508
Amend*		
<u>Three-Year Graduation</u>	16	NCAC 06D .0510
Adopt*		

The rules in Subchapter 6G relate to education agency relations including rules about the school-based management and accountability program (.0300); charter schools (.0500); remote academies (.0600); and public school unit oversight (.0700).

<u>School Improvement Plan Dispute Resolution Process</u>	16	NCAC 06G .0304
Readopt with Changes*		
<u>Local Board Cooperation with Assistance Teams</u>	16	NCAC 06G .0307
Readopt without Changes*		
<u>Due Process Protections for Employees of Low Performing S...</u>	16	NCAC 06G .0308
Readopt with Changes*		
<u>School Reform Models</u>	16	NCAC 06G .0317
Adopt*		
<u>Parental Concern Hearing</u>	16	NCAC 06G .0701
Adopt*		

TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES

The rules in Subchapter 2B concern the teachers' and state employees' retirement system including general provisions (.0100); administration (.0200); beneficiaries (.0300) employer contributions (.0400); types of retirement (.0500); leaves of absence (.0700); military service (inchoate rights only) (.0800); out-of-state service (inchoate rights only) (.0900) prior service (.1000); voluntary withdrawn contributions (.1100); and delayed purchase of service credits (.1200).

<u>Inactive Employer Extension Request</u>	20	NCAC 02B .0216
Adopt*		
<u>Refunds</u>	20	NCAC 02B .0401

Amend*

LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES

The rules in Subchapter 2C concern the local government employees' retirement system including general provisions (.0100); administration (.0200); beneficiaries (.0300); contributions (.0400); disability retirement (.0500); leaves of absence (.0700); military service (inchoate rights only) (.0900); out-of-state service (inchoate rights only) (.1000); retirement allowances (.1200); voluntary withdrawn contributions (.1300); and delayed purchase of service credits (.1500).

<u>Inactive Employer Extension Request</u>	20	NCAC 02C .0213
Adopt*		
<u>Refunds</u>	20	NCAC 02C .0403
Amend*		
<u>Local Governmental Employees' Retirement System Disabilit...</u>	20	NCAC 02C .0505
Adopt*		