

Commission Review
Log of Permanent Rule Filings
May 23, 2022 through June 20, 2022

HHS - HEALTH BENEFITS, DIVISION OF

The rules in Subchapter 22Q concern the distribution of federal disproportionate share adjustment receipts arising from certified public expenditures.

<u>Scope</u>	10A NCAC 22Q .0101
Adopt*	
<u>Definitions</u>	10A NCAC 22Q .0102
Adopt*	
<u>Distributions</u>	10A NCAC 22Q .0103
Adopt*	
<u>Certifying Hospital Distribution</u>	10A NCAC 22Q .0104
Adopt*	
<u>Certifying Hospitals' Outpatient Costs</u>	10A NCAC 22Q .0105
Adopt*	
<u>Certifying Hospitals' Proportionate Share</u>	10A NCAC 22Q .0106
Adopt*	

The rules in Subchapter 22R concern the distribution of hospital uncompensated care fund.

<u>Scope</u>	10A NCAC 22R .0101
Adopt*	
<u>Definitions</u>	10A NCAC 22R .0102
Adopt*	
<u>Eligible Hospital</u>	10A NCAC 22R .0103
Adopt*	
<u>Eligible Outpatient Costs</u>	10A NCAC 22R .0104
Adopt*	
<u>Distribution of Available Funds</u>	10A NCAC 22R .0105
Adopt*	

SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION

The rules in Subchapter 10B govern the commission organization and procedure (.0100); enforcement rules (.0200); minimum standards for employment as a justice officer (deputy or jailer) (.0300); certification of justice officers (.0400); standards and accreditation for justice officers schools, training programs, and the instructors (.0500-.0900); certificate and awards programs for sheriffs, deputies, justice officers, jailers, reserve officers, and telecommunicators (.1000-.1700); in-service training (.2000); and firearms in-service training and re-qualification (.2100).

<u>Responsibilities: School Directors, Detention Officers</u>	12 NCAC 10B .0704
Amend**	

ALARM SYSTEMS LICENSING BOARD

The rules in Chapter 17 are from the N.C. Alarm Systems Licensing Board and cover the organization and general provisions (.0100); provisions for licensees (.0200); provisions for registrants (.0300); the recovery fund (.0400); and continuing education for licensees (.0500).

<u>Application for License</u>	14B NCAC 17 .0201
Amend*	
<u>Application for Registration</u>	14B NCAC 17 .0301
Amend*	

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).

<u>General</u>	15A NCAC 07H .0501
Readopt without Changes**	
<u>Significance</u>	15A NCAC 07H .0502
Readopt without Changes**	
<u>Nomination and Designation Procedures</u>	15A NCAC 07H .0503
Readopt without Changes**	
<u>AECs Within Category</u>	15A NCAC 07H .0504
Readopt without Changes**	
<u>Coastal Areas that Sustain Remnant Species</u>	15A NCAC 07H .0505
Readopt without Changes**	
<u>Coastal Complex Natural Areas</u>	15A NCAC 07H .0506
Readopt without Changes**	

<u>Unique Coastal Geologic Formations</u>	15A NCAC 07H .0507
Readopt without Changes**	
<u>Use Standards</u>	15A NCAC 07H .0508
Readopt without Changes*	
<u>Significant Coastal Archeological Resources</u>	15A NCAC 07H .0509
Readopt without Changes**	
<u>Significant Coastal Historic Architectural Resources</u>	15A NCAC 07H .0510
Readopt without Changes**	
<u>No Violation of any Rule</u>	15A NCAC 07H .0601
Readopt without Changes**	
<u>Pollution of Waters</u>	15A NCAC 07H .0602
Readopt without Changes	
<u>Minimum Altitudes</u>	15A NCAC 07H .0603
Readopt without Changes**	
<u>Noise Pollution</u>	15A NCAC 07H .0604
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .1301
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .1302
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .1303
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .1304
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .1305
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .1401
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .1402
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .1403
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .1404
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .1405
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .1501
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .1502
Readopt without Changes*	
<u>Application Fee</u>	15A NCAC 07H .1503
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .1504
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .1505
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .1601
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .1602

Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .1603
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .1604
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .1605
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .1805
Amend*	
<u>Purpose</u>	15A NCAC 07H .2001
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2002
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .2003
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2004
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2005
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .2101
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2102
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .2103
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2104
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2105
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .2201
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2202
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .2203
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2204
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2205
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .2301
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2302
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .2303
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2304
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2305
Readopt without Changes*	

<u>Purpose</u>	15A NCAC 07H .2401
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2402
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .2403
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2404
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2405
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .2601
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2602
Readopt without Changes*	
<u>Permit Fees</u>	15A NCAC 07H .2603
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2604
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2605
Readopt without Changes*	
<u>Purpose</u>	15A NCAC 07H .2701
Readopt without Changes*	
<u>Approval Procedures</u>	15A NCAC 07H .2702
Readopt without Changes*	
<u>Permit Fee</u>	15A NCAC 07H .2703
Readopt without Changes*	
<u>General Conditions</u>	15A NCAC 07H .2704
Readopt without Changes*	
<u>Specific Conditions</u>	15A NCAC 07H .2705
Readopt without Changes*	

The rules in Subchapter 7I concern the secretary's grant criteria and procedures for local implementation and enforcement programs under the Coastal Area Management Act and include purpose (.0100); policy and standards (.0200); application procedures (.0300); generally applicable standards (.0400); local implementation and enforcement plans (.0500); amendment of local management plans (.0600); and failure to enforce and administer plans (.0700).

<u>Local Ordinance Required</u>	15A NCAC 07I .0204
Readopt without Changes*	
<u>Application Process</u>	15A NCAC 07I .0302
Readopt without Changes*	
<u>Grant Administration</u>	15A NCAC 07I .0305
Readopt without Changes*	
<u>Grant Conditions</u>	15A NCAC 07I .0306
Readopt without Changes*	
<u>Program Costs</u>	15A NCAC 07I .0401
Readopt without Changes*	
<u>Ineligible Activities</u>	15A NCAC 07I .0402
Readopt without Changes*	
<u>Application Fees</u>	15A NCAC 07I .0406
Readopt without Changes**	

<u>Record of Hearings and Comments</u> Readopt without Changes**	15A NCAC 07I .0504
<u>Content of Plan</u> Readopt without Changes*	15A NCAC 07I .0505
<u>Allocation of Authority</u> Readopt without Changes**	15A NCAC 07I .0506
<u>Local Permit Officer</u> Readopt without Changes*	15A NCAC 07I .0507
<u>Consideration of Application by Permit Officer</u> Readopt without Changes**	15A NCAC 07I .0508
<u>Notice of Civil Action</u> Readopt without Changes*	15A NCAC 07I .0509
<u>Commission Review and Acceptance of the Local Plan</u> Readopt without Changes*	15A NCAC 07I .0510
<u>Commitment to Adopt Local Management Plan as Ordinance</u> Readopt without Changes**	15A NCAC 07I .0511
<u>Notice and Public Hearing Requirement</u> Readopt without Changes*	15A NCAC 07I .0601
<u>Coastal Resources Commission Approval</u> Readopt without Changes**	15A NCAC 07I .0602
<u>Sanction for Violations by the Local Permit-Letting Agency</u> Readopt without Changes*	15A NCAC 07I .0701
<u>When an Action Exceeds the Local Authority</u> Readopt without Changes**	15A NCAC 07I .0702

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); and development line procedures (.1300).

<u>General Definitions</u> Readopt without Changes*	15A NCAC 07J .0102
<u>Permit Required</u> Readopt without Changes*	15A NCAC 07J .0201
<u>Preparation of Work Plan</u> Readopt without Changes**	15A NCAC 07J .0203
<u>Processing the Application</u> Readopt without Changes*	15A NCAC 07J .0204
<u>Public Notice of the Proposed Development</u> Readopt without Changes*	15A NCAC 07J .0206
<u>Agency Review/Comments: Major Development/Dredge and Fill</u> Readopt without Changes*	15A NCAC 07J .0207
<u>Permit Conditions</u> Readopt without Changes*	15A NCAC 07J .0208
<u>Issuance of Permits</u> Readopt without Changes*	15A NCAC 07J .0209
<u>Replacement of Existing Structures</u> Readopt without Changes*	15A NCAC 07J .0210

<u>Non-Conforming Development</u> Readopt without Changes*	15A NCAC 07J .0211
<u>Who is Entitled to a Contested Case Hearing</u> Readopt without Changes*	15A NCAC 07J .0301
<u>Petition for Contested Case Hearing</u> Readopt without Changes*	15A NCAC 07J .0302
<u>Settlement</u> Readopt without Changes*	15A NCAC 07J .0312
<u>Procedure for Requesting Declaratory Rulings</u> Readopt without Changes*	15A NCAC 07J .0602
<u>Procedures: Considering Requests for Declaratory Rules</u> Readopt without Changes*	15A NCAC 07J .0603
<u>Federal Activities</u> Readopt without Changes*	15A NCAC 07J .0604
<u>Petitions for Rulemaking</u> Readopt without Changes*	15A NCAC 07J .0605
<u>Variance Petitions</u> Readopt without Changes*	15A NCAC 07J .0701
<u>Staff Review of Variance Petitions</u> Readopt without Changes*	15A NCAC 07J .0702
<u>Procedures for Deciding Variance Petitions</u> Readopt without Changes*	15A NCAC 07J .0703

The rules in Subchapter 7L concern local planning and management grants including purpose and authority (.0100); general standards (.0500); application process (.0600); and grant administration.

<u>Priorities for Funding Land Use Plans and Implementation ...</u> Readopt without Changes*	15A NCAC 07L .0503
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The rules in Subchapter 7M concern general policy guidelines for the coastal area including purpose and authority (.0100); shoreline erosion response policies (.0200); shorefront access policies (.0300); coastal energy policies (.0400); post-disaster policies (.0500); floating structure policies (.0600); mitigation policy (.0700); coastal water quality policies (.0800); policies on use of coastal airspace (.0900); policies on water and wetland based target areas for military training activities (.1000); policies on beneficial use and availability of materials resulting from the excavation or maintenance of navigational channels (.1100); and policies on ocean mining (.1200).

<u>Declaration of General Policy</u> Readopt without Changes**	15A NCAC 07M .0201
<u>Policy Statements</u> Readopt without Changes**	15A NCAC 07M .0202
<u>Declaration of General Policy</u> Readopt without Changes**	15A NCAC 07M .0401
<u>Definitions</u> Readopt without Changes*	15A NCAC 07M .0402
<u>Policy Statements</u> Readopt without Changes**	15A NCAC 07M .0403
<u>Policy Statements</u> Readopt without Changes**	15A NCAC 07M .0503
<u>Declaration of General Policy</u> Readopt without Changes*	15A NCAC 07M .0601
<u>Definitions</u>	15A NCAC 07M .0602

Readopt without Changes**	
<u>Policy Statements</u>	15A NCAC 07M .0603
Readopt without Changes*	
<u>Declaration of General Policy</u>	15A NCAC 07M .0701
Readopt without Changes**	
<u>Definitions</u>	15A NCAC 07M .0702
Readopt without Changes*	
<u>Mitigation Candidacy</u>	15A NCAC 07M .0703
Readopt without Changes*	
<u>Policy Statements</u>	15A NCAC 07M .0704
Readopt without Changes*	
<u>Review Procedures</u>	15A NCAC 07M .0705
Readopt without Changes*	
<u>Declaration of General Policies</u>	15A NCAC 07M .0801
Readopt without Changes**	
<u>Policy Statements</u>	15A NCAC 07M .0802
Readopt without Changes**	
<u>Policy Statements</u>	15A NCAC 07M .0902
Readopt without Changes*	
<u>Declaration of General Policy</u>	15A NCAC 07M .1001
Readopt without Changes**	
<u>Policy Statements</u>	15A NCAC 07M .1002
Readopt without Changes*	
<u>Declaration of General Policy</u>	15A NCAC 07M .1101
Readopt without Changes**	
<u>Policy Statements</u>	15A NCAC 07M .1102
Readopt without Changes*	
<u>Declaration of General Policy</u>	15A NCAC 07M .1201
Readopt without Changes**	
<u>Policy Statements</u>	15A NCAC 07M .1202
Readopt without Changes**	

PHYSICAL THERAPY EXAMINERS, BOARD OF

The rules in Subchapter 48B concern types of licenses.

<u>Licenses by Endorsement</u>	21 NCAC 48B .0102
Amend*	

The rules in Subchapter 48E deal with the requirements for application for licensure (.0100).

<u>Examination Scores</u>	21 NCAC 48E .0104
Repeal*	

The rules in Subchapter 48F concern certificates, fees, investigation, and record of licensees.

<u>Licensure Certificate</u>	21 NCAC 48F .0101
Amend*	
<u>Investigations</u>	21 NCAC 48F .0103
Repeal*	

The rules in Subchapter 48G concern retention of license including licensure renewal (.0100); lapsed licenses (.0200); refusal to renew or grant license suspension or revocation (.0300); probation or warning (.0400); contested case hearings (.0500); and disciplinary action (.0600).

<u>Definitions</u> Amend*	21	NCAC 48G .0105
<u>Revival of Lapsed License</u> Amend*	21	NCAC 48G .0203
<u>Complaints and Investigations</u> Amend*	21	NCAC 48G .0504

RECREATIONAL THERAPY LICENSURE, BOARD OF

The rules in Chapter 65 cover the practice of recreational therapy including general provisions (.0100); requirements for practice (.0200); requirements for licensure (.0300); application (.0400); fees (.0500); license renewal requirements (.0600); reinstatement (.0700); inactive status (.0800); reciprocity (.0900); and revocation, suspension or denial of licensure (.1000).

<u>Minimum Level of Education and Competency for Licensed Re...</u> Amend*	21	NCAC 65 .0301
<u>Licensure Fees</u> Amend*	21	NCAC 65 .0501
<u>Reinstatement of Lapsed License</u> Amend*	21	NCAC 65 .0701