

**Commission Review**  
**Log of Permanent Rule Filings**  
**January 21, 2023 through February 20, 2023**

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

**PUBLIC HEALTH, COMMISSION FOR**

The rules in Chapter 41 concern epidemiology health.

The rules in Subchapter 41C concern occupational health including general provisions (.0100); dusty trades program (.0200); industrial hygiene consultation program (.0300); occupational health nursing consultation program (.0400); asbestos hazard management program (.0600); occupational health surveillance (.0700); lead-based paint hazard management program (.0800); lead-based paint hazard management program for renovation, repair and painting (.0900); and lead and asbestos inspection, testing, abatement, and remediation in North Carolina public schools and licensed child care facilities (.1000).

<u>Definitions</u>	10A NCAC 41C .1001
Adopt*	
<u>Funding</u>	10A NCAC 41C .1002
Adopt*	
<u>Asbestos Inspections and Abatement in North Carolina Publ...</u>	10A NCAC 41C .1003
Adopt*	
<u>Lead-Based Paint Inspections and Abatement in North Carol...</u>	10A NCAC 41C .1004
Adopt*	
<u>Lead Poisoning Hazards in Drinking Water in North Carolin...</u>	10A NCAC 41C .1005
Adopt*	
<u>Certified Risk Assessors</u>	10A NCAC 41C .1006
Adopt*	
<u>Incorporation by Reference</u>	10A NCAC 41C .1007
Adopt*	

The rules in Chapter 18 cover environmental aspects of health such as sanitation (18A), mosquito control (18B), water supplies (18C), and water treatment facility operators (18D).

The rules in Subchapter 18A deal with sanitation and include handling, packing and shipping of crustacean meat (.0100) and shellfish (.0300 and .0400); operation of shellstock plants and reshippers (.0500); shucking and packing plants (.0600); depuration mechanical purification facilities (.0700); wet storage of shellstock (.0800); shellfish growing waters (.0900); summer camps (.1000); grade A milk (.1200); hospitals, nursing homes, rest homes, etc. (.1300); mass gatherings (.1400); local confinement facilities (.1500); residential care facilities (.1600); protection of water supplies (.1700); lodging places (.1800); sewage treatment and disposal systems (.1900); migrant housing (.2100); bed and breakfast homes (.2200); delegation of authority to enforce rules (.2300); public, private and religious schools (.2400); public swimming pools (.2500); restaurants, meat markets, and other food handling establishments (.2600); child day care facilities (.2800); restaurant and lodging fee collection program (.2900); bed and breakfast inns (.3000); lead poisoning prevention (.3100); tattooing (.3200); adult day service facilities (.3300); primitive camps (.3500); rules governing the sanitation of resident camps (.3600); and private drinking water well sampling (.3800).

<u>Definitions</u>	15A NCAC 18A .2801
Readopt with Changes*	
<u>Approval of Construction and Renovation Plans</u>	15A NCAC 18A .2802

Readopt with Changes*	
<u>Handwashing</u>	15A NCAC 18A .2803
Readopt with Changes*	
<u>Food Supplies</u>	15A NCAC 18A .2804
Readopt with Changes*	
<u>Food Storage and Protection</u>	15A NCAC 18A .2806
Readopt with Changes*	
<u>Food Preparation</u>	15A NCAC 18A .2807
Readopt with Changes*	
<u>Food Service</u>	15A NCAC 18A .2808
Readopt with Changes*	
<u>Food Service Equipment and Utensils</u>	15A NCAC 18A .2809
Readopt with Changes*	
<u>Specifications for Kitchens, Food Preparation Areas and F...</u>	15A NCAC 18A .2810
Readopt with Changes*	
<u>Cleaning and Sanitizing of Equipment and Utensils</u>	15A NCAC 18A .2812
Readopt with Changes*	
<u>Food Service Equipment and Utensil Storage</u>	15A NCAC 18A .2814
Readopt with Changes*	
<u>Water Supply</u>	15A NCAC 18A .2815
Readopt with Changes*	
<u>Lead Poisoning Hazards in Child Care Centers</u>	15A NCAC 18A .2816
Readopt with Changes*	
<u>Toilets</u>	15A NCAC 18A .2817
Readopt with Changes*	
<u>Lavatories</u>	15A NCAC 18A .2818
Readopt with Changes*	
<u>Diapering and Diaper Changing Facilities</u>	15A NCAC 18A .2819
Readopt with Changes*	
<u>Storage</u>	15A NCAC 18A .2820
Readopt with Changes*	
<u>Beds, Cots, Mats, and Linens</u>	15A NCAC 18A .2821
Readopt with Changes*	
<u>Toys, Equipment and Furniture</u>	15A NCAC 18A .2822
Readopt with Changes*	
<u>Personnel</u>	15A NCAC 18A .2823
Readopt with Changes*	
<u>Floors</u>	15A NCAC 18A .2824
Readopt with Changes*	
<u>Walls and Ceilings</u>	15A NCAC 18A .2825
Readopt with Changes*	
<u>Lighting and Thermal Environment</u>	15A NCAC 18A .2826
Readopt with Changes*	
<u>Communicable Diseases and Conditions</u>	15A NCAC 18A .2827
Readopt with Changes*	
<u>Wastewater</u>	15A NCAC 18A .2829
Readopt with Changes*	
<u>Solid Wastes</u>	15A NCAC 18A .2830
Readopt with Changes*	

<u>Animal and Vermin Control</u> Readopt with Changes*	15A NCAC 18A .2831
<u>Outdoor Learning Environment and Premises</u> Readopt with Changes*	15A NCAC 18A .2832
<u>Swimming and Wading Pools</u> Readopt with Changes*	15A NCAC 18A .2833
<u>Compliance, Inspections and Reports</u> Readopt with Changes*	15A NCAC 18A .2834
<u>Appeals Procedure</u> Readopt with Changes*	15A NCAC 18A .2835
<u>Mildly Sick Children</u> Readopt with Changes*	15A NCAC 18A .2836

### **COSMETIC ART EXAMINERS, BOARD OF**

The rules in Subchapter 14A are the Cosmetic Art Board of Examiners departmental rules including organizational rules (.0100); and license renewal waiver for armed forces (.0400).

<u>Definitions</u> Amend*	21 NCAC 14A .0101
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The rules in Subchapter 14H are sanitation rules for both operators and facilities including sanitation (.0100); shop licensing and physical dimensions (.0200); cosmetic art shop and equipment (.0300); sanitation procedures and practices (.0400); and enforcement, maintenance of licensure (.0500).

<u>Application for Shop License</u> Amend*	21 NCAC 14H .0201
<u>Newly Established Shops</u> Amend*	21 NCAC 14H .0203
<u>Licensees and Students</u> Amend*	21 NCAC 14H .0401
<u>Cosmetic Art Shops and Schools</u> Amend*	21 NCAC 14H .0402
<u>Disinfection Procedures</u> Amend*	21 NCAC 14H .0403
<u>Inspection of Cosmetic Art Shops</u> Amend*	21 NCAC 14H .0501
<u>Sanitary Ratings and Posting of Ratings</u> Amend*	21 NCAC 14H .0503
<u>Systems of Grading Beauty Establishments</u> Amend*	21 NCAC 14H .0504
<u>Rule Compliance and Enforcement Measures</u> Repeal*	21 NCAC 14H .0505

The rules in Subchapter 14P are civil penalty rules.

<u>Renewals: Expired Licenses: Licenses Required</u> Amend*	21 NCAC 14P .0105
<u>Licenses Required</u> Amend*	21 NCAC 14P .0106
<u>Revocation of Licenses and Other Disciplinary Measures</u> Amend*	21 NCAC 14P .0108

<u>Establishment of Cosmetic Art Schools</u> Amend*	21	NCAC	14P	.0111
<u>Operations of Schools of Cosmetic Art</u> Amend*	21	NCAC	14P	.0113
<u>Civil Penalty Procedures</u> Amend*	21	NCAC	14P	.0116
<u>Rule Compliance and Enforcement Measures</u> Adopt*	21	NCAC	14P	.0117

The rules in Subchapter 14T concern cosmetic art schools including the scope of the rules and school applications (.0100); physical requirements for cosmetic art schools (.0200); school equipment and supplies (.0300); student equipment (.0400); record keeping (.0500); curricula for all cosmetic art disciplines (.0600); school licensure, operations, closing and relocating schools (.0700); school inspections (.0800); and disciplinary actions (.0900).

<u>Scope and Definitions</u> Amend*	21	NCAC	14T	.0101
<u>New School Applications</u> Amend*	21	NCAC	14T	.0102
<u>All Cosmetic Art Schools</u> Amend*	21	NCAC	14T	.0201
<u>Cosmetology Schools</u> Repeal*	21	NCAC	14T	.0202
<u>Equipment for All Cosmetic Art Schools</u> Amend*	21	NCAC	14T	.0301
<u>Equipment for Cosmetology Schools</u> Amend*	21	NCAC	14T	.0302
<u>Equipment for Esthetics Schools</u> Amend*	21	NCAC	14T	.0303
<u>Equipment for Manicuring Schools</u> Amend*	21	NCAC	14T	.0304
<u>Equipment for Natural Hair Care Styling Schools</u> Amend*	21	NCAC	14T	.0305
<u>Permanent Records, Forms and Documentation</u> Amend*	21	NCAC	14T	.0502
<u>Cosmetic Art Curricula</u> Amend*	21	NCAC	14T	.0601
<u>Cosmetology Curriculum</u> Amend*	21	NCAC	14T	.0602
<u>Apprentice Cosmetology Curriculum</u> Amend*	21	NCAC	14T	.0603
<u>Esthetics Curriculum</u> Amend*	21	NCAC	14T	.0604
<u>Manicuring Curriculum</u> Amend*	21	NCAC	14T	.0605
<u>Natural Hair Care Curriculum</u> Amend*	21	NCAC	14T	.0606
<u>Cosmetology Teacher Trainee Curriculum</u> Amend*	21	NCAC	14T	.0607
<u>Esthetic Teacher Trainee Curriculum</u> Amend*	21	NCAC	14T	.0608

<u>Manicurist Teacher Trainee Curriculum</u> Amend*	21	NCAC	14T	.0609
<u>Natural Hair Care Teacher Curriculum</u> Amend*	21	NCAC	14T	.0610
<u>Online Instruction</u> Amend*	21	NCAC	14T	.0611
<u>Instruction Guidelines</u> Amend*	21	NCAC	14T	.0612
<u>Uniforms and Identification</u> Amend*	21	NCAC	14T	.0613
<u>Internships</u> Amend*	21	NCAC	14T	.0614
<u>Field Trips</u> Amend*	21	NCAC	14T	.0615
<u>Additional Hours</u> Amend*	21	NCAC	14T	.0616
<u>Teacher Trainees</u> Amend*	21	NCAC	14T	.0617
<u>School Operations/Licensure Maintenance</u> Amend*	21	NCAC	14T	.0701
<u>Transfer of Credit</u> Amend*	21	NCAC	14T	.0702
<u>School Approval Changes and School Closing</u> Amend*	21	NCAC	14T	.0706
<u>School Infection Control Grades</u> Amend*	21	NCAC	14T	.0802
<u>School Inspections</u> Amend*	21	NCAC	14T	.0803

#### **LANDSCAPE CONTRACTORS' LICENSING BOARD**

The rules in Subchapter 28B are from the Landscape Contractors' Licensing Board and include board meetings and definitions (.0100); licensure, reciprocity and seal (.0200); license renewal and reinstatement (.0300); continuing education (.0400); minimum standards (.0500); fees (.0600); complaints and investigations (.0700); and hearings process and summary suspension (.0800).

<u>Continuing Education Units</u> Amend*	21	NCAC	28B	.0402
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#### **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).

<u>Obligation of Licensed Locksmiths</u> Amend*	21	NCAC	29	.0501
<u>Inactive License Status Due to Active Military Deployment</u> Adopt <sup>t**</sup>	21	NCAC	29	.0705

## **NURSING, BOARD OF**

The rules in Chapter 36 include rules relating to general provisions (.0100); licensure (.0200); approval of nursing programs (.0300); unlicensed personnel and nurses aides (.0400); professional corporations (.0500); articles of organization (.0600); nurse licensure compact (.0700); and approval and practice parameters for nurse practitioners (.0800).

<u>Clinical Nurse Specialist Practice</u> Amend*	21	NCAC 36	.0228
<u>COVID-19 Drug Preservation Rule</u> Repeal*	21	NCAC 36	.0817

## **ADMINISTRATIVE HEARINGS, OFFICE OF**

The rules in Chapter 3 are from the Hearings Division and cover procedure (.0100); mediated settlement conferences (.0200); simplified procedures for medicaid applicant and recipient repeals (.0400); and electronic filing (.0500).

<u>Commencement of Contested Case: Notice and Filing Fee</u> Amend*	26	NCAC 03	.0103
<u>Discovery</u> Amend*	26	NCAC 03	.0112
<u>Official Record</u> Amend*	26	NCAC 03	.0123