

Commission Review
Log of Permanent Rule Filings
August 21, 2024 through September 20, 2024

PESTICIDE BOARD

The rules in Chapter 9 are from the Food and Drug Protection Division of the Department of Agriculture and Consumer Services.

The rules in Subchapter 9L are from the N.C. Pesticide Board and include organizational rules (.0100); registration (.0300); samples and submissions (.0400); pesticide licenses (.0500); pesticide and pesticide container disposal (.0600); declaration of pests and restrictions on their control (.0700); bulk distribution of pesticides (.0800); aerial application of pesticides (.1000); private pesticide applicator certification (.1100); arsenic trioxide (.1200); availability of restricted use pesticides (.1300); ground application of pesticides (.1400); worker protection standards for agricultural pesticides (.1800); pesticide storage (.1900); chemigation (any process whereby pesticides are applied to land, crops, or plants using an irrigation system) (.2000); hearing rules of the North Carolina pesticide board (.2100); and interim protection measures for the Carolina heelsplitter mussel (.2200).

<u>Pesticide Applicators</u>	02	NCAC 09L .0503
Amend*		
<u>Definitions</u>	02	NCAC 09L .0504
Amend*		
<u>Classifications</u>	02	NCAC 09L .0505
Amend*		
<u>Governmental Workers</u>	02	NCAC 09L .0506
Amend*		
<u>Categories of Consultants</u>	02	NCAC 09L .0507
Amend*		
<u>Age Requirements</u>	02	NCAC 09L .0512
Amend*		
<u>Recertification Options</u>	02	NCAC 09L .0522
Amend*		
<u>Pesticide License Examination Requirement</u>	02	NCAC 09L .0531
Adopt*		
<u>General Requirements</u>	02	NCAC 09L .1002
Amend*		
<u>Drift Control</u>	02	NCAC 09L .1003
Amend*		
<u>Definitions</u>	02	NCAC 09L .1102
Amend*		
<u>Certification Examination</u>	02	NCAC 09L .1103
Amend*		
<u>Applications Under Supervision of Certified Applicator</u>	02	NCAC 09L .1105
Amend*		
<u>Age Limitations</u>	02	NCAC 09L .1107
Amend*		
<u>Term of Certification; Recertification</u>	02	NCAC 09L .1108
Amend*		
<u>Certification of Private Applicators</u>	02	NCAC 09L .1109
Amend*		

<u>Exemptions</u>	02	NCAC 09L .1303
Amend*		
<u>Record Keeping Requirements</u>	02	NCAC 09L .1305
Amend*		
<u>Record Keeping Requirements</u>	02	NCAC 09L .1402
Amend*		

CHILD CARE COMMISSION

The rules in Chapter 9 are child care rules and include definitions (.0100); general provisions related to licensing (.0200); procedures for obtaining a license (.0300); issuance of provisional and temporary licenses (.0400); age and developmentally appropriate environments for centers (.0500); safety requirements for child care centers (.0600); staff qualifications (.0700); health standards for children (.0800); nutrition standards (.0900); transportation standards (.1000); continuing education and professional development (.1100); building code requirements for child care centers (.1300); space requirements (.1400); temporary care requirements (.1500); family child care home requirements (.1700); discipline (.1800); special procedures concerning abuse/neglect in child care (.1900); rulemaking and contested case procedures (.2000); religious-sponsored child care center requirements (.2100); administrative actions and civil penalties (.2200); forms (.2300); child care for mildly ill children (.2400); care for school-age children (.2500); multi-unit child care centers (.2600); criminal records checks (.2700); voluntary rated licenses (.2800); developmental day services (.2900); NC pre-kindergarten services (.3000); and care for school-age children during state of emergency(.3100).

<u>Staff/Child Ratios for Centers</u>	10A	NCAC 09 .0713
Amend*		

RADIATION PROTECTION COMMISSION

The rules in Chapter 15 are from the Radiation Protection Commission and include general provisions (.0100); registration of radiation machines, facilities and services (.0200); licensing of radioactive material (.0300); industrial radiography x-ray machines (.0500); x-rays in the healing arts (.0600); use of radioactive sources in the healing arts (.0700); requirements for analytical x-ray equipment (.0800); requirements for particle accelerators (.0900); notices, instructions, reports and inspections (.1000); fees (.1100); land disposal of radioactive waste (.1200); requirements for wire-line service operators and subsurface-tracer studies (.1300); tanning facilities (.1400); and standards for protection against radiation (.1600).

<u>Purpose and Scope</u>	10A	NCAC 15 .0801
Amend*		
<u>Definitions</u>	10A	NCAC 15 .0802
Amend*		
<u>Personnel Requirements</u>	10A	NCAC 15 .0803
Amend*		
<u>Operating Requirements</u>	10A	NCAC 15 .0804
Amend*		
<u>Area Requirements</u>	10A	NCAC 15 .0805
Amend*		
<u>Equipment Requirements</u>	10A	NCAC 15 .0806
Amend*		
<u>Security Screening for Government Use Only</u>	10A	NCAC 15 .0807
Amend*		
<u>Other Equipment Requirements</u>	10A	NCAC 15 .0808

Amend*

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).

Reportable Diseases and Conditions

10A NCAC 41A .0101

Amend*

CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

The rules in Chapter 9 are from the Criminal Justice Education and Training Standards Commission. This Commission has primary responsibility for setting statewide education, training, employment, and retention standards for criminal justice personnel (not including sheriffs).

The rules in Subchapter 9A cover the Commission organization and procedure (.0100) and enforcement of the rules (.0200).

Suspension: Denial: or Revocation of Certification

12 NCAC 09A .0204

Amend*

Period of Suspension: Revocation: or Denial

12 NCAC 09A .0205

Amend*

Public Comments at Hearings

12 NCAC 09A .0208

Adopt*

The rules in Subchapter 9B cover minimum standards for: employment (.0100); schools and training programs (.0200); criminal justice instructors (.0300); completion of training (.0400); school directors (.0500); and certification of post-secondary criminal justice education programs (.0600).

Medical Examination

12 NCAC 09B .0104

Amend*

Administration of Criminal Justice Schools

12 NCAC 09B .0201

Amend*

Responsibilities of the School Director

12 NCAC 09B .0202

Amend*

Admission of Trainees

12 NCAC 09B .0203

Amend*

Training Course Enrollment

12 NCAC 09B .0204

Amend*

Basic Law Enforcement Training

12 NCAC 09B .0205

Amend*

Specialized Compliance and Control Tactics Instructor Tra...

12 NCAC 09B .0232

Amend*

Specialized Instructor Certification

12 NCAC 09B .0304

Amend*

Terms and Conditions of Specialized Instructor Certification

12 NCAC 09B .0305

Amend*		
<u>Trainee Attendance</u>	12	NCAC 09B .0404
Amend*		
<u>Completion of Basic Law Enforcement Training Course</u>	12	NCAC 09B .0405
Amend*		
<u>Comprehensive State Examination - Basic Law Enforcement T...</u>	12	NCAC 09B .0406
Amend*		
<u>Comprehensive State Exam - Specialized Instructor Training</u>	12	NCAC 09B .0414
Amend*		
<u>Satisfaction of Minimum Training - Specialized Instructor</u>	12	NCAC 09B .0415
Amend*		
<u>Certification of Qualified Assistant</u>	12	NCAC 09B .0504
Amend*		
<u>Terms and Conditions of Qualified Assistant Certification</u>	12	NCAC 09B .0505
Amend*		

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).

<u>Post Delivery Report of Training Course Presentation</u>	12	NCAC 09C .0212
Amend*		
<u>Lateral Transfer of Local Confinement Personnel</u>	12	NCAC 09C .0309
Amend*		
<u>Agency Reporting of Drug Screening Results</u>	12	NCAC 09C .0310
Amend*		
<u>Reports of Training Course Presentation and Completion</u>	12	NCAC 09C .0403
Amend*		

The rules in Subchapter 9D concern professional certificate programs including law enforcement officers' professional certificate program (.0100); and criminal justice officers' professional certificate program (.0200).

<u>General Provisions</u>	12	NCAC 09D .0102
Amend*		

The rules in Chapter 9 are from the Criminal Justice Education and Training Standards Commission. The rules in Subchapter 9E relate to the law enforcement officers' in-service training program.

<u>Minimum Training Specifications: Annual In-Service Training</u>	12	NCAC 09E .0105
Repeal*		

The rules in Subchapter 9G are the standards for correction including scope, applicability and definitions (.0100); minimum standards for certification of correctional officers, probation/parole officers, and probation/parole officers-intermediate (.0200); certification of correctional officers, probation/parole officers, probation/parole officers intermediate and instructors (.0300); minimum standards for training of correctional officers, probation/parole officers, and probation/parole officers-intermediate (.0400); enforcement of rules (.0500); professional certification program (.0600); and forms (.0700).

<u>Age</u>	12	NCAC 09G .0203
Repeal*		
<u>Medical Examination</u>	12	NCAC 09G .0205

Amend*		
<u>Agency Reporting of Drug Screening Results</u>	12	NCAC 09G .0211
Amend*		
<u>General Certification</u>	12	NCAC 09G .0304
Amend*		
<u>Certification of Qualified Assistant</u>	12	NCAC 09G .0417
Amend*		
<u>Terms and Conditions of Qualified Assistant Certification</u>	12	NCAC 09G .0418
Amend*		
<u>General Provisions</u>	12	NCAC 09G .0602
Amend*		

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); firearms in-service training and re-qualification (.2100); and forms (.2200).

<u>Detention Officer Certification Course</u>	12	NCAC 10B .0601
Amend*		

LABOR, DEPARTMENT OF

The rules in Chapter 13 concern boiler and pressure vessel including definitions (.0100); administration (.0200); enforcement of standards (.0300); general requirements (.0400); non-standard boilers and pressure vessels (.0500); hot water vessels used for heating or for storage of hot water (.0600); nuclear energy systems (.0700); and forms (.0800).

<u>Definitions</u>	13	NCAC 13 .0101
Amend*		
<u>Incorporated - Standards</u>	13	NCAC 13 .0103
Amend*		
<u>Inspector Qualification</u>	13	NCAC 13 .0202
Amend*		
<u>North Carolina Commission</u>	13	NCAC 13 .0203
Amend*		
<u>Inspection Reports</u>	13	NCAC 13 .0207
Amend*		
<u>Insurance Companies to Notify Chief Inspector</u>	13	NCAC 13 .0208
Amend*		
<u>Shop Inspections and National Board "R" Certifi...</u>	13	NCAC 13 .0210
Amend*		
<u>Certificate Inspections</u>	13	NCAC 13 .0211
Amend*		
<u>Certificate and Inspection Fees</u>	13	NCAC 13 .0213
Amend*		
<u>Extended Pressure Equipment Operating Certificates</u>	13	NCAC 13 .0214
Amend*		

<u>Inspection Documentation</u>	13	NCAC 13	.0301
Amend*			
<u>Certificate Issuance</u>	13	NCAC 13	.0302
Amend*			
<u>Inspections Revealing Deficiencies</u>	13	NCAC 13	.0303
Amend*			
<u>Appeals</u>	13	NCAC 13	.0304
Amend*			
<u>Menace To Public Safety Notice</u>	13	NCAC 13	.0305
Amend*			
<u>Design and Construction Standards</u>	13	NCAC 13	.0401
Amend*			
<u>Pressure Relief Devices</u>	13	NCAC 13	.0405
Amend*			
<u>Automatic Low-Water Fuel Cutoff Controls and Water-Feedin...</u>	13	NCAC 13	.0409
Amend*			
<u>Valves, Drains and Bottom Blowoffs</u>	13	NCAC 13	.0411
Amend*			
<u>Clearances</u>	13	NCAC 13	.0413
Amend*			
<u>Firing Mechanism Controls</u>	13	NCAC 13	.0420
Amend*			
<u>North Carolina Special</u>	13	NCAC 13	.0421
Amend*			
<u>Exhibition Boilers</u>	13	NCAC 13	.0422
Amend*			
<u>Model Hobby Boilers</u>	13	NCAC 13	.0423
Amend*			

REVENUE, DEPARTMENT OF

The rules in Chapter 5 are from the corporate income and franchise tax division. The rules in Subchapter 5C are corporate income tax rules and include corporations subject to the tax (.0100); computation of income (.0300); interest income on government obligations (.0400); income taxable in another state (.0600); business and nonbusiness income (.0700); property factor (.0800); payroll factor (.0900); sales factor (.1000); amortization of bond premiums (.1400); net economic loans carry over (.1500); partnerships and the corporate partner (.1700); computing taxable percentages on dividends (.1800); filing of returns and payment of taxes (.1900); extension of time for filing return (.2000); dissolutions and withdrawals (.2100); domestic international sales corporation (.2400); and reinstatement of corporate charter (.2600).

<u>Extension of Filing Date</u>	17	NCAC 05C	.2004
Amend*			

PHARMACY, BOARD OF

The rules in Chapter 46 cover organization of the board (.1200); general definitions (.1300); hospitals and other health facilities (.1400); admission requirements and examinations (.1500); licenses and permits (.1600); drugs dispensed by nurse and physician assistants (.1700); prescriptions (.1800); forms (.1900); administrative provisions (.2000); elections (.2100); continuing education (.2200); prescription information and records (.2300); dispensing in health departments (.2400); miscellaneous

provisions (.2500); devices (.2600); nuclear pharmacy (.2700); compounding (.2800); product selection (.2900); disposal of unwanted drugs (.3000); clinical pharmacist practitioner (.3100); impaired pharmacist peer review program (.3200); and registry of pharmacist technicians (.3300).

<u>Registration And Permits</u> Amend*	21	NCAC 46	.1401
<u>Medication in Health Care Facility Emergency Departments</u> Amend*	21	NCAC 46	.1415

BUILDING CODE COUNCIL

<u>2024 NC Administrative Code and Policies</u> Adopt*	Table 202.5 and Appendix C
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