Commission Review Log of Permanent Rule Filings July 21, 2023 through August 20, 2023

AGRICULTURE, BOARD OF

The rules in Subchapter 52B cover animal diseases, treatment, and protection including guarantine (.0100), admission of livestock to North Carolina (.0200), brucellosis regulations (.0300), equine infectious anemia (.0400), poultry diseases (.0500), poultry hatcheries (.0600); and scrapie disease (.0700).

Importation Requirements: Rabbits, or Any Species in the ...

02 NCAC 52B .0214

Amend*

The rules in Subchapter 52J are enforced by the animal welfare section and include rules about record keeping and licensing (.0100); facilities and operating standards (.0200); transportation standards (.0300); euthanasia standards (.0400); euthanasia by injection (.0500); euthanasia by carbon monoxide (.0600); extraordinary circumstances (.0700); and policy and procedure manual (.0800).

Eligible Expenses Amend*	02	NCAC 52J	.0901
Application Guidelines Amend*	02	NCAC 52J	.0902
Evaluation of Applications Adopt*	02	NCAC 52J	.0903
Grant Closeout Report Adopt*	02	NCAC 52J	.0904

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); child care for children who are medically fragile (.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).

Criminal History Record Check Requirements for Child Care...

10A NCAC 09 .2703

Amend*

MEDICAL CARE COMMISSION

The rules in Subchapter 13A concern the executive committee (.0100) and rulemaking (.0200).

^{*} Approval Recommended, ** Objection Recommended, *** Other

10A NCAC 13A .0201

The rules in Subchapter 13F concern licensing of homes for the aged and infirm and include definitions (.0100); licensing (.0200); physical plant (.0300); staff qualification (.0400); staff orientation training, competency and continuing education (.0500); staffing (.0600); admission and discharge (.0700); resident assessment and care plan (.0800); resident care and services (.0900); medication (.1000); Resident's funds and refunds (.1100); policies; records and reports (.1200); special care units for alzheimer and related disorders (.1300); special care units for mental health disorders (.1400); use of physical restraints and alternatives (.1500); rated certificates (.1600); administrator certification and renewal (.1700); and infection prevention and control (.1800).

<u>Discharge of Residents</u> Readopt with Changes*	10A NCAC 13	3F .0702
Special Care Unit Resident Profile and Care Plan Readopt without Changes*	10A NCAC 13	3F .1307

The rules in Subchapter 13G concern licensing of family care homes including definitions (.0100); licensing (.0200); the building (.0300); staff qualifications (.0400); staffing orientation, training, competency and continuing education (.0500); staffing of the home (.0600); admission and discharge (.0700); resident assessment and care plan (.0800); resident care and services (.0900); medications (.1000); management and resident's funds and refunds (.1100); policies, records and reports (.1200); use of physical restraints and alternatives (.1300); rated certificates (.1600); and infection prevention and control (.1700)..

Competency Evaluation and Validation for Licensed Health	10A NCAC 13G .0504
Amend*	
Discharge of Residents	10A NCAC 13G .0705
Readopt with Changes*	
Use of Physical Restraints and Alternatives	10A NCAC 13G .1301
Readopt without Changes*	

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); safety requirements for industrial radiography operations (.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).

Notices, Instructions, and Reports to Employees Amend*	10A NCAC 15	.1001
Posting of Notices to Workers Repeal*	10A NCAC 15	.1002
Instructions to Workers Repeal*	10A NCAC 15	.1003
Notifications and Reports to Individuals Readopt/Repeal*	10A NCAC 15	.1004
Presence of Representatives During Inspections Repeal*	10A NCAC 15	.1005
Consultation with Workers	10A NCAC 15	.1006

10A NCAC 15	
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Caution Signs Readopt/Repeal*	10A	NCAC	15	.1623
Posting Requirements Readopt/Repeal*	10A	NCAC	15	.1624
Exceptions to Posting Requirement Readopt/Repeal*	10A	NCAC	15	.1625
<u>Labeling Requirements and Exemptions</u> Readopt/Repeal*	10A	NCAC	15	.1626
Procedures for Receiving and Opening Packages Readopt/Repeal*	10A	NCAC	15	.1627
General Requirements for Waste Disposal Readopt/Repeal*	10A	NCAC	15	.1628
Method for Obtaining Approval of Disposal Procedures Readopt/Repeal*	10A	NCAC	15	.1629
<u>Disposal by Release into Sanitary Sewerage</u> Readopt/Repeal*	10A	NCAC	15	.1630
<u>Treatment or Disposal by Incineration</u> Readopt/Repeal*	10A	NCAC	15	.1631
<u>Disposal of Specific Wastes</u> Readopt/Repeal*	10A	NCAC	15	.1632
<u>Transfer for Disposal and Manifests</u> Readopt/Repeal*	10A	NCAC	15	.1633
Compliance with Env. and Health Protection Regulations Readopt/Repeal*	10A	NCAC	15	.1634
General Provisions for Records Readopt/Repeal*	10A	NCAC	15	.1635
Records of Radiation Protection Programs Readopt/Repeal*	10A	NCAC	15	.1636
Records of Surveys Readopt/Repeal*	10A	NCAC	15	.1637
<u>Determination of Prior Occupational Dose</u> Readopt/Repeal*	10A	NCAC	15	.1638
Records of Planned Exposures Readopt/Repeal*	10A	NCAC	15	.1639
Records of Individual Monitoring Results Readopt/Repeal*	10A	NCAC	15	.1640
Records of Dose to Individual Members of the Public Readopt/Repeal*	10A	NCAC	15	.1641
Records of Waste Disposal Readopt/Repeal*	10A	NCAC	15	.1642
Records of Testing Entry Control Devices Readopt/Repeal*	10A	NCAC	15	.1643
Form of Records Readopt/Repeal*	10A	NCAC	15	.1644
Reports of Theft or Loss of Licensed Radioactive Material Readopt/Repeal*	10A	NCAC	15	.1645
Notification of Incidents Readopt/Repeal*	10A	NCAC	15	.1646
Reports of Radiation Exceeding the Limits	10A	NCAC	15	.1647

Readopt/Repeal*		
Reports of Planned Special Exposures Readopt/Repeal*	10A NCAC 15	.1648
Reports of Individual Monitoring Readopt/Repeal*	10A NCAC 15	.1649
Radiological Requirements for License Termination Readopt/Repeal*	10A NCAC 15	.1653

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).

Reporting of COVID-19 Diagnostic Test Results Repeal*

10A NCAC 41A .0107

JUSTICE, DEPARTMENT OF

The rules in Subchapter 2J regulate campus police including general provisions (.0100); rules about commissioning (.0200) and the conduct of commissioned policemen (.0300).

Minimum Standards for Campus Police Officers

Amend*

12 NCAC 02J .0201

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 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).

Criminal Justice Instructor Training	12	NCAC 09B .0209
Amend*		
Evaluation for Training Waiver	12	NCAC 09B .0403
Amend*		
Certification of School Directors	12	NCAC 09B .0501
Amend*		
Terms and Conditions of School Director Certification	12	NCAC 09B .0502
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>Lateral Transfer of Law Enforcement Officers</u> Amend*

12 NCAC 09C .0306

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).

Certification of School Directors

12 NCAC 09G .0405

Amend*

Terms and Conditions of School Director Certification Amend*

12 NCAC 09G .0406

PUBLIC HEALTH, COMMISSION FOR

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).

Water Supply
Readopt with Changes*

15A NCAC 18A .1511

REVENUE, DEPARTMENT OF

The rules in Chapter 7 concern sales and use tax.

The rules in Chapter 7B concern state sales and use tax including general provisions (.0100); adjustments, replacements and alterations and installation sales (.0800); advertising, advertising agencies and public relations firms (.0900); barbers, beauty shop operators, shoe and watch repairmen (.1000); qualifying and conditional farmers (.1100); hotels, motels, tourist camps and tourist cabins (.1200); sales in interstate commerce (.1300); sales of medicines, drugs and medical supplies (.1400); finance companies, finance charges and carrying charges (.1500); sales to or purchases by nonprofit entities: sales by nonprofit entities: and refunds to nonprofit entities (.1600); sales to or by the state, counties, cities and other political subdivisions (.1700); hospitals and sanitariums (.1800); tire recappers and retreaders: and tire and tube repairs (.1900); sales and gifts by employers to employees (.2000); electricity, piped natural gas, bottled gas, coal, coke, fuel oil, oxygen, acetylene, hydrogen, liquefied petroleum gas and other combustibles (.2100); food and food products for human consumption (.2200);

sales to out-of-state merchants for resale (.2300); sales of medical supplies and equipment to veterinarians (.2400); furniture and storage warehousemen (.2500); liability of contractors, use tax on equipment brought into state and building materials (.2600); dentists, dental laboratories and dental supply houses (.2700); florist: nurseries: greenhouses (.2800); vending machines (.2900); articles taken in trade, trade-ins, repossessions, returned merchandise and used or secondhand merchandise (.3000); radio and television stations and movie theatres (.3100); telecommunications and telegraph companies (.3200); orthopedic appliances (.3300); memorial stone and monument dealers and monument manufactures (.3400); machinists, foundrymen and pattern makers (.3500); lubricants and oils and greases (.3700); promotional items: gifts (.3800); containers, wrapping and packing and shipping materials (.3900); fertilizer, seeds and feed and insecticides (.0400); artists, art dealers and photographers (.4100); sales to the United States government or agencies thereof (.4200); refunds to interstate carriers (.4300); lease or rental (.4400); laundries, dry cleaning plants, launderettes, linen rentals and solicitors for such businesses (.4500); motor vehicles and boats (.4600); printers and newspaper or magazine publishers (.4700); basis of reporting (.4800); eyeglasses, contact lenses, and other optical aids and supplies (.5000); leased departments and transient sellers (.5100); baby chicks and poults (.5200); and certificate of authority and bond requirements (.5300).

Registration and Returns	17	NCAC 07B	.0104
Readopt with Changes*			
Certificates of Exemption Sales for Resale Readopt with Changes*	17	NCAC 07B	.0106
<u>Trade Discounts and Cash Discounts</u> Readopt with Changes*	17	NCAC 07B	.0108
Occasional and Isolated Sales Readopt with Changes*	17	NCAC 07B	.0112
Research Services Readopt with Changes**	17	NCAC 07B	.0115
Property Transfers Between Divisions Readopt with Changes*	17	NCAC 07B	.0117
Bankrupt's Liability Readopt/Repeal*	17	NCAC 07B	.0121
Manufacturer's Warranty and Dealer's Warranty; Adjustment Readopt with Changes*	17	NCAC 07B	.0801
Advertising and Advertising Agencies Readopt with Changes*	17	NCAC 07B	.0901
Advertising Artists Readopt with Changes*	17	NCAC 07B	.0902
Public Relations Firms Readopt with Changes*	17	NCAC 07B	.0904
Farm Machinery: Equipment Services Readopt with Changes*	17	NCAC 07B	.1101
Certain Sales to Commercial Animal Farmers Readopt/Repeal*	17	NCAC 07B	.1123
Supplies and Equipment for an Accommodation Readopt with Changes*	17	NCAC 07B	.1202
Out-of-State Deliveries Readopt with Changes*	17	NCAC 07B	.1301
In-State Deliveries Readopt with Changes*	17	NCAC 07B	.1302
Gifts to Donees Readopt with Changes*	17	NCAC 07B	.1303

Foreign Commerce: Purchases for Export Readopt with Changes*	17	NCAC 07B .1305
Medical Supplies, Instruments, and Equipment Readopt with Changes*	17	NCAC 07B .1404
Sales to or Purchases by Nonprofit Entities Readopt with Changes*	17	NCAC 07B .1601
Refunds to Nonprofit Entities Readopt with Changes*	17	NCAC 07B .1602
Sales by Nonprofit Entities Readopt with Changes*	17	NCAC 07B .1605
Governmental Sales and Purchases Readopt with Changes*	17	NCAC 07B .1701
Refunds to Counties, Cities, and other Governmental Entities Readopt with Changes*	17	NCAC 07B .1702
Governmental Entities not Eligible for Refunds Readopt with Changes*	17	NCAC 07B .1704
Housing Authorities Readopt with Changes*	17	NCAC 07B .1705
Sales to and Purchases by Hospitals and Similar Institutions Readopt with Changes*	17	NCAC 07B .1801
Sales to Tire Retreaders Readopt with Changes*	17	NCAC 07B .1905
Scrap Tire Disposal Tax Readopt with Changes*	17	NCAC 07B .1907
Sales to Employees Readopt with Changes*	17	NCAC 07B .2001
Gifts or Wages to an Employee or Other Person Readopt with Changes*	17	NCAC 07B .2002
Electricity, Piped Natural Gas, and Other Fuel Readopt with Changes*	17	NCAC 07B .2101
Sawdust Used as Fuel Readopt/Repeal*	17	NCAC 07B .2102
Aviation Fuel Readopt with Changes*	17	NCAC 07B .2105
Food and Food Products Readopt with Changes*	17	NCAC 07B .2201
Sales of Food on Trains, Planes, Etc. Readopt with Changes*	17	NCAC 07B .2204
Catering Readopt with Changes*	17	NCAC 07B .2205
School Stores' Sales Readopt/Repeal*	17	NCAC 07B .2209
Summer Camps and Similar Camps Readopt with Changes*	17	NCAC 07B .2210
Sales of Fish and Other Seafoods Readopt with Changes*	17	NCAC 07B .2212
Service Charges Imposed on Food, Beverages, or Prepared Food Readopt with Changes*	17	NCAC 07B .2213
<u>In General</u>	17	NCAC 07B .2301

<u>Sales of Medical Supplies and Equipment to Veterinarians</u> Readopt with Changes*	17	NCAC 07B	•
Asphalt Plants: Concrete Plants: Weigh Hoppers Readopt with Changes*	17	NCAC 07B	
Sand: Dirt: Stone Readopt with Changes*	17	NCAC 07B	
Sandblast Sand Readopt with Changes*	17	NCAC 07B	
Sales to Dentists and Orthodontists Readopt with Changes*	17	NCAC 07B	
Sales to Dental Laboratories Readopt with Changes*	17	NCAC 07B	
Florists: Nursery and Greenhouse Operators Readopt with Changes*	17	NCAC 07B	
Florists Wire Sales Readopt with Changes*	17	NCAC 07B	
Sales Through Vending Machines Readopt with Changes*	17	NCAC 07B	
<u>Use Property</u> Readopt with Changes*	17	NCAC 07B	
<u>Transfer of Inventory Held for Resale to New Business</u> Readopt with Changes*	17	NCAC 07B	
Radio, Television, Movie Theatres Receipts Readopt with Changes**	17	NCAC 07B	
Cable Service Providers Readopt with Changes*	17	NCAC 07B	
Production Companies Readopt with Changes**	17	NCAC 07B	
Exempt Prosthetic Devices Readopt with Changes*	17	NCAC 07B	
Exempt Durable Medical Equipment and Durable Medical Supp Readopt with Changes*	17	NCAC 07B	
Professional Items and Gifts Readopt with Changes*	17	NCAC 07B	
Gift Certificates and Gift Cards Readopt with Changes*	17	NCAC 07B	
<u>Deposits for Reusable Containers</u> Readopt with Changes*	17	NCAC 07B	
Returnable Containers Readopt with Changes*	17	NCAC 07B	
Sales of Photographs and Videos Readopt with Changes*	17	NCAC 07B	
Photo Supplies and Materials Readopt with Changes*	17	NCAC 07B	
<u>Photoengravings: Electrotypes: Etc.</u> Readopt with Changes*	17	NCAC 07B	
Blueprints Sold to Architects Readopt with Changes*	17	NCAC 07B	

In General Readopt with Changes*	17	NCAC 07B .4201
Exempt Sales to the United States Government	17	NCAC 07B .4202
Readopt with Changes*		NO.40 07D 4000
Contractors for the Federal Government Readopt with Changes*	17	NCAC 07B .4203
Government Agricultural Offices Readopt/Repeal*	17	NCAC 07B .4204
Federal Credit Unions and the Farm Credit System Readopt with Changes*	17	NCAC 07B .4205
Fed Savings/Loan Assoc, Natl and State Banks, Credit Unions Readopt with Changes**	17	NCAC 07B .4206
Native American Indian Country Readopt with Changes*	17	NCAC 07B .4210
Refunds to Interstate Carriers Readopt with Changes*	17	NCAC 07B .4301
Refunds to Railroad Companies Readopt with Changes*	17	NCAC 07B .4302
<u>Lease Receipts</u> Readopt with Changes*	17	NCAC 07B .4401
Maintenance of Leased Property Readopt with Changes*	17	NCAC 07B .4403
Equipment Furnished with Operator Readopt with Changes*	17	NCAC 07B .4404
Insurance on Leased Property Readopt with Changes*	17	NCAC 07B .4406
Extension of Leases Subject to a Maximum Tax Readopt with Changes*	17	NCAC 07B .4411
Conditional Sales Contract Readopt with Changes*	17	NCAC 07B .4413
Skating Rink and Bowling Alley Rental Fees Readopt with Changes*	17	NCAC 07B .4415
Equipment and Supplies for Laundries, etc. Readopt with Changes*	17	NCAC 07B .4503
Independent Cleaning Solicitors Readopt with Changes*	17	NCAC 07B .4510
Fire Trucks and Equipment Readopt with Changes*	17	NCAC 07B .4609
Recreational Vehicles Readopt with Changes*	17	NCAC 07B .4614
Commercial Printers and Publishers Readopt with Changes*	17	NCAC 07B .4701
Printing Chemicals Readopt with Changes*	17	NCAC 07B .4707
Postage Charges by Printers Readopt with Changes*	17	NCAC 07B .4708
Typesetting Readopt/Repeal*	17	NCAC 07B .4716
Records Required to be Kept	17	NCAC 07B .4801

Readopt with Changes*		
Accrual Basis Readopt with Changes*	17	NCAC 07B .4802
<u>Cash Basis</u>	17	NCAC 07B .4803
Readopt with Changes* <u>Eyeglasses and Contact Lenses</u>	17	NCAC 07B .5001
Readopt with Changes* <u>Eyeglass Frames and Repair Parts</u>	17	NCAC 07B .5002
Readopt with Changes** Taxable Optical Supplies	17	NCAC 07B .5004
Readopt with Changes*		

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>Definitions</u> Adopt*	20	NCAC 02C .0210
Surety for Non-Taxing Authority Participation Adopt*	20	NCAC 02C .0211