

G.S. 150B-21.3A Report for 10A NCAC 13J, THE LICENSING OF HOME CARE AGENCIES

Agency - Medical Care Commission

Comment Period - May 19, 2025 - July 18, 2025

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
SUBCHAPTER 13J – THE LICENSING OF HOME CARE AGENCIES	SECTION .0900 - GENERAL	10A NCAC 13J .0901	DEFINITIONS	Readopted Eff. June 1, 2018	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .0902	LICENSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .0903	APPLICATION FOR AND ISSUANCE OF LICENSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		Yes	Necessary	One or more comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .0904	INSPECTIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		Yes	Necessary	One or more comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .0905	MULTIPLE PREMISES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .0906	COMPLIANCE WITH LAWS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .0907	ADVERSE ACTION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .1000 - ADMINISTRATION		10A NCAC 13J .1001	AGENCY MANAGEMENT AND SUPERVISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1002	ADMINISTRATIVE, FINANCIAL AND STATISTICAL RECORDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1003	PERSONNEL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1004	EVALUATION	Readopted Eff. June 1, 2018	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1005	HOSPICE CARE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1006	NURSING POOL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1007	CLIENT RIGHTS AND RESPONSIBILITIES	Readopted Eff. June 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .1100 - SCOPE OF SERVICES		10A NCAC 13J .1101	ACCEPTANCE OF CLIENTS FOR SERVICE PROVISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		Yes	Necessary	One or more comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1102	NURSING SERVICES AND DUTIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1103	PHYSICAL THERAPY SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1104	SPEECH THERAPY/PATHOLOGY SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1105	OCCUPATIONAL THERAPY SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1106	MEDICAL SOCIAL WORK SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1107	IN-HOME AIDE SERVICES	Readopted Eff. June 1, 2018	Necessary	No		Yes	Necessary	One or more comments with merit	Necessary and must be readopted	Agency must readopt

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		10A NCAC 13J .1108	INFUSION NURSING SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1109	CLINICAL RESPIRATORY SERVICES, INCLUDING PULMONARY, OR VENTILATION SERVICES.	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1110	SUPERVISION AND COMPETENCY OF IN-HOME CAREGIVERS	Readopted Eff. June 1, 2018	Necessary	No		Yes	Necessary	One or more comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1111	ARRANGEMENTS FOR SERVICES WITH OTHER AGENCIES OR INDIVIDUALS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1112	HOME MEDICAL EQUIPMENT AND SUPPLIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1200 - CASE REVIEW AND PLAN OF CARE	10A NCAC 13J .1201	POLICIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1202	CASE REVIEW AND PLAN OF CARE	Readopted Eff. June 1, 2018	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1300 - PHARMACEUTICALS AND MEDICAL TREATMENT ORDERS	10A NCAC 13J .1301	POLICIES, PROCEDURES, AND STAFF RESPONSIBILITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1302	ORDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1400 - SERVICE RECORDS	10A NCAC 13J .1401	REQUIREMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1402	CONTENT OF RECORD	Readopted Eff. June 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1500 - COMPANION, SITTING, AND RESPITE SERVICES	10A NCAC 13J .1501	DEFINITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1502	SCOPE OF SERVICES	Readopted Eff. June 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1503	AGENCY MANAGEMENT AND SUPERVISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	Select One	Necessary and must be readopted	Agency must readopt
		10A NCAC 13J .1504	SUPERVISION AND COMPETENCY OF COMPANION, SITTING, AND RESPITE SERVICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 25, 2016	Necessary	No		No	Necessary	Select One	Necessary and must be readopted	Agency must readopt