

**G.S. 150B-21.3A Report for 21 NCAC 07, CEMETERY COMMISSION**

Agency - Cemetery Commission

Comment Period - 02/09/2018 through 04/10/2018

Date Submitted to APO - June 18, 2018

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	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 07A - ORGANIZATION	SECTION .0100 - GENERAL INFORMATION	21 NCAC 07A .0101	NAME AND ADDRESS	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07A .0102	GENERAL PURPOSE	Readopted Eff. January 16, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07A .0105	EXAMINATIONS	Readopted Eff. January 16, 1978	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		21 NCAC 07A .0106	FEES	Amended Eff. June 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07A .0107	CEMETERY LICENSE FEE	Amended Eff. July 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
SUBCHAPTER 07B - RULE-MAKING: DECLARATORY RULINGS AND CONTESTED CASES	SECTION .0100 - RULE-MAKING AND DECLARATORY RULINGS	21 NCAC 07B .0101	PETITIONS	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07B .0102	NOTICE	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07B .0103	HEARINGS	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07B .0104	TEMPORARY RULES	Amended Eff. August 1, 1988	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07B .0105	DECLARATORY RULINGS	Amended Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
SUBCHAPTER 07C - LICENSING	SECTION .0100 - CEMETERIES	21 NCAC 07C .0101	APPLICATION AND FILING FEE	Amended Eff. July 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0102	CEMETERY COMPANY LICENSE	Amended Eff. March 1, 1984	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0103	CHANGE OF CONTROL	Amended Eff. June 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0104	QUALITY SPECIFICATIONS	Amended Eff. June 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0105	MEETING REQUIREMENT	Amended Eff. July 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .0200 - CEMETERY SALES ORGANIZATIONS: MANAGEMENT ORGANIZATIONS AND BROKERS	21 NCAC 07C .0201	APPLICATION AND FILING FEE	Amended Eff. August 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0202	LICENSE FEES	Amended Eff. July 1, 2005	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .0300 - INDIVIDUAL PRE-NEED SALESPEOPLE	21 NCAC 07C .0301	APPLICATION AND FILING FEE	Amended Eff. December 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note

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		21 NCAC 07C .0302	LICENSE	Readopted Eff. January 16, 1978	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		21 NCAC 07C .0303	DISPLAY	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0304	CEMETERY OWNER	Readopted Eff. January 16, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0305	TRAINEE	Readopted Eff. January 16, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0306	REFUND	Amended Eff. December 1, 1981	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0307	RENEWAL	Amended Eff. December 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07C .0308	CONTRACT IDENTIFICATION	Eff. December 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
<b>SUBCHAPTER 07D - TRUST FUNDS</b>	<b>SECTION .0100 - MAINTENANCE AND CARE FUNDS (PERPETUAL CARE FUNDS)</b>	21 NCAC 07D .0101	REPORT	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0102	LOCATION OF FUND	Readopted Eff. January 16, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0103	TRANSFER OF FUNDS	Readopted Eff. January 16, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0104	FINE FOR LATE DEPOSITS	Eff. December 1, 1981	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0105	DEPOSIT FOR MULTIPLE BURIALS	Amended Eff. June 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0106	CONTRACT DISCLAIMER	Eff. April 1, 1987	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0107	EXCESS FUNDS	Eff. May 3, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	<b>SECTION .0200 - PRE-NEED CEMETERY MERCHANDISE: PRE-CONSTRUCTED MAUSOLEUMS AND BELOW GROUND CRYPTS TRUST</b>	21 NCAC 07D .0201	REPORT	Amended Eff. September 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0202	DELIVERY	Amended Eff. June 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		21 NCAC 07D .0203	TRUST ACCOUNTS	Amended Eff. June 1, 2014	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note