

G.S. 150B-21.3A Report for 21 NCAC 22, HEARING AID DEALERS AND FITTERS BOARD

Agency - Hearing Aid Dealers and Fitters Board

Comment Period - February 1, 2016 to April 4, 2016

Date Submitted to APO - August 22, 2016

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 22A - BOARD RULES	SECTION .0400 - DEFINITIONS	21 NCAC 22A .0401	DEFINITIONS AND INTERPRETATIONS	Eff. September 1, 2013	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR 801.420	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 .0500 - FEES AND APPLICATIONS	21 NCAC 22A .0501	FEE SCHEDULE	Amended Eff. September 1, 2013	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 22A .0502	REFUNDS	Recodified from 21 NCAC 22F .0110 Eff. May 1, 2013	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 22A .0503	SUBMISSION OF APPLICATIONS AND FEES	Amended Eff. December 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
SUBCHAPTER 22B - RULE MAKING PROCEDURES	SECTION .0100 - PETITIONS FOR RULE MAKING	21 NCAC 22B .0101	PETITIONS	Amended Eff. May 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
	SECTION .0300 - HEARINGS	21 NCAC 22B .0302	COMMENTS	Amended Eff. May 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 22B .0307	CONTROL OF HEARINGS	Amended Eff. May 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
	SECTION .0500 - DECLARATORY RULINGS	21 NCAC 22B .0501	REQUEST FOR DECLARATORY RULING	Amended Eff. April 1, 1989	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 22B .0503	REFUSAL TO ISSUE DECLARATORY RULING	Amended Eff. May 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	
SUBCHAPTER 22F - LICENSING PROVISIONS	SECTION .0100 - EXAMINATION	21 NCAC 22F .0101	TIME AND PLACE OF EXAMINATIONS	Amended Eff. March 1, 2013	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 22F .0104	QUALIFICATIONS TO REGISTER FOR EXAM	Amended Eff. April 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 22F .0105	PASSING EXAMINATION	Amended Eff. February 1, 2015	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 22F .0107	COMMUNICATION OF RESULTS OF EXAMINATIONS	Amended Eff. December 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 22F .0108	REVIEW OF EXAMINATION	Amended Eff. December 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 22F .0121	REINSTATEMENT OF AN EXPIRED LICENSE	Eff. February 1, 1996	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 22F .0122	RECIPROCITY	Recodified from 21 NCAC 22F .0104(d) Eff. May 1, 2013	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 - CONTINUING EDUCATION	21 NCAC 22F .0201	CONTINUING EDUCATION DEFINITIONS	Eff. September 1, 2013	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 22F .0202	ANNUAL CONTINUING EDUCATION REQUIREMENTS	Eff. September 1, 2013	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 22F .0203	CONTENT CATEGORIES	Eff. September 1, 2013	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 22F .0204	CE PROGRAM APPLICATION	Eff. September 1, 2013	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 22F .0205	CONTENT APPROVAL PROCESS	Eff. September 1, 2013	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 22F .0206	APPEALS AND CE PROGRAM MODIFICATION	Amended Eff. December 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 22F .0207	RECORDING CEU CREDIT	Eff. September 1, 2013	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 22F .0208	SELF-STUDY	Eff. September 1, 2013	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 22F .0209	CONTINUING EDUCATION RECORDS	Eff. September 1, 2013	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 – APPRENTICESHIPS	21 NCAC 22F .0301	APPRENTICESHIP REQUIREMENTS	Eff. April 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 22F .0302	SPONSOR'S DUTIES	Eff. April 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 22F .0303	CERTIFICATE EXPIRATION	Eff. April 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 22F .0304	EARLY TERMINATION OF APPRENTICESHIP	Eff. April 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 22F .0305	REPORT OF APPRENTICESHIP EXPERIENCE	Eff. April 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 22F .0306	APPRENTICE DISCIPLINE	Eff. April 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
SUBCHAPTER 22I – PROFESSIONAL AFFAIRS		21 NCAC 22I .0101	CLIENTS' INTEREST	Amended Eff. May 1, 1988	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CF 801.420; 21 CFR 801.421	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 22I .0103	VISUAL INSPECTION AND HEARING TEST	Amended Eff. January 1, 2015	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CF 801.420	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 22I .0106	DISCLOSURE	Amended Eff. January 1, 1992	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 22I .0108	CALIBRATION CHECK FOR AUDIOMETERS	Amended Eff. March 1, 1996	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 22I .0109	APPROVAL OF CALIBRATORS	Amended Eff. March 1, 1996	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 22I .0110	STANDARDS FOR AUDIOMETERS	Amended Eff. May 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

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		21 NCAC 22J .0111	SYMBOLS FOR AUDIOGRAMS	Amended Eff. May 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 22J .0112	DISPLAY OF PRINTED CERTIFICATES	Amended Eff. May 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 22J .0113	LOCATION FOR PROVISION OF SERVICE	Amended Eff. May 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 22J .0114	CHANGE OF ADDRESS	Amended Eff. December 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
SUBCHAPTER 22J - CODE OF ETHICS		21 NCAC 22J .0102	EMPLOYMENT OF UNQUALIFIED PERSONS	Amended Eff. May 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 22J .0103	ADVERTISING	Amended Eff. April 1, 2013	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 22J .0105	DEFAMATION OF COMPETITORS	Amended Eff. May 1, 1989	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 22J .0107	PRICES	Amended Eff. May 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 22J .0108	USE OF TRADEMARKS	Amended Eff. May 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 22J .0109	OBTAINING INFORMATION ABOUT COMPETITORS	Amended Eff. May 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 22J .0110	INDUCEMENTS TO PURCHASE	Amended Eff. May 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 22J .0114	FALSE OR CONCEALED INFORMATION	Eff. May 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 22J .0115	FAILURE TO GIVE NOTICE/RIGHT TO CANCEL SALE/OFF-PREMISES SALES	Eff. January 1, 1992	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	16 C.F.R. 429.1	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 22J .0116	SCOPE OF PRACTICE	Eff. January 1, 2015	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 22L - ADMINISTRATIVE HEARINGS AND DISCIPLINE		21 NCAC 22L .0101	COMMITTEE ON INVESTIGATIONS	Amended Eff. December 1, 2013	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 22L .0102	RIGHT TO HEARING	Eff. January 1, 1992	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 22L .0103	REQUEST FOR HEARING	Amended Eff. December 1, 2013	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 22L .0104	GRANTING OR DENYING HEARING REQUESTS	Amended Eff. December 1, 2013	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 22L .0105	NOTICE OF HEARING	Amended Eff. December 1, 2013	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 22L .0106	PRESIDING OFFICER	Amended Eff. December 1, 2013	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 22L .0107	PETITION FOR INTERVENTION	Eff. January 1, 1992	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 22L .0108	TYPES OF INTERVENTION	Eff. January 1, 1992	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 22L .0109	INFORMAL PROCEDURES	Amended Eff. December 1, 2013	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 22L .0110	DISQUALIFICATION OF BOARD MEMBERS	Amended Eff. December 1, 2013	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 22L .0111	FAILURE TO APPEAR	Amended Eff. December 1, 2013	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 22L .0112	WITNESSES	Eff. January 1, 1992	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 22L .0113	SUBPOENAS	Amended Eff. December 1, 2013	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 22L .0115	PROPOSALS FOR DECISIONS AND FINAL DECISION	Amended Eff. December 1, 2013	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 22L .0116	PUBLICATION OF DISCIPLINARY ACTIONS	Eff. December 1, 2013	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