

Burgos, Alexander N

Subject: FW: [External] NCBON Amended Rules for Special Meeting Feb 22nd
Attachments: 21 NCAC 36 .0317 Administration.docx; 21 NCAC 36 .0318 Faculty.docx; 21 NCAC 36 .0321 Curriculum.docx; 21 NCAC 36 .0322 Facilities.docx; 21 NCAC 36 .0323 Records and Reports.docx

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Friday, February 16, 2024 10:06 AM
To: Rules, Oah <oah.rules@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Meredith Parris <mparris@ncbon.com>; Angela Ellis <angela@ncbon.com>
Subject: FW: [External] NCBON Amended Rules for Special Meeting Feb 22nd

Good morning,

The attached rules are the new “final rules” for the special February meeting. It is my intention to recommend approval as revised.

Thank you.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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Burgos, Alexander N

From: Angela Ellis <angela@ncbon.com>
Sent: Thursday, February 15, 2024 2:26 PM
To: Peaslee, William W
Cc: Meredith Parris; Burgos, Alexander N
Subject: [External] NCBON Amended Rules for Special Meeting Feb 22nd
Attachments: 21 NCAC 36 .0317 Administration.docx; 21 NCAC 36 .0318 Faculty.docx; 21 NCAC 36 .0321 Curriculum.docx; 21 NCAC 36 .0322 Facilities.docx; 21 NCAC 36 .0323 Records and Reports.docx

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Good afternoon,

We have reviewed the Letters of Objection and amended language within the Rules for the February 22nd Special Meeting. Attached are the following amended Rules:

- 21 NCAC 36 .0317 Administration
- 21 NCAC 36 .0318 Faculty
- 21 NCAC 36 .0321 Curriculum
- 21 NCAC 36 .0322 Facilities
- 21 NCAC 36 .0323 Records and Reports

We will bring hard copies of the revised Rules to next week's meeting unless directed otherwise.

Angela Ellis

Angela Ellis

Chief Administrative Officer

Office: (984)-238-7644

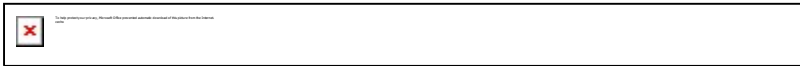
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1 21 NCAC 36 .0317 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

2
3 **21 NCAC 36 .0317 ADMINISTRATION**

4 ~~(a) The [program shall secure from the] controlling institution of a nursing program shall provide human, physical,~~
5 ~~technical, and financial resources and services essential to support program processes and outcomes, including those~~
6 ~~listed in Paragraph (f) and (g) of this Rule, and maintain compliance with Section .0300 of this Chapter.~~

7 ~~(b)(a)~~ The ~~controlling institution program~~ shall ensure that a full-time registered nurse, qualified pursuant to Paragraph
8 employed by the institution who is regularly assigned to work at least 40 hours each week in the position of program
9 director.

10 ~~(e)(b)~~ The ~~controlling institution program~~ shall ensure that the program director has the authority and responsibility
11 for maintaining compliance with the Rules in this Chapter and other legal requirements in all areas of the program.

12 ~~(d)(c)~~ The ~~controlling institution program~~ shall ensure that the program director has non-teaching time sufficient to
13 allow for program organization, administration, continuous review, planning, and development.

14 ~~(e)(d)~~ The program director ~~in a program preparing students for initial nurse licensure shall satisfy the following~~
15 ~~requirements: shall:~~

- 16 (1) hold an active unencumbered license or multistate licensure privilege to practice as a registered
17 nurse in North Carolina;
- 18 (2) have two years of full-time experience as a faculty member in a Board-approved ~~nursing~~ program;
- 19 (3) ~~be experientially qualified, having~~ ~~have experience in~~ clinical nursing ~~experience,~~ as a faculty
20 member in a ~~nursing~~ program, and academic or nursing leadership experience to lead the program
21 to accomplish the mission, goals, and expected program outcomes;
- 22 (4) hold ~~either a baccalaureate in nursing or a graduate degree in nursing from an accredited institution.~~
23 ~~institution. If newly employed on or after January 1, 2016, hold a graduate degree from an accredited~~
24 ~~institution. If newly employed on or after January 1, 2021, hold a graduate degree in nursing from~~
25 ~~an accredited institution;~~
- 26 (5) prior to or within the first three years of employment, have education in teaching and learning
27 principles for adult education, including curriculum development, implementation, and evaluation,
28 appropriate to the program director role. Once completed, this education need not be repeated if
29 employing organization is changed. ~~This Proof of this~~ education ~~may be demonstrated by is~~ one of
30 the following:
 - 31 (A) completion of 45 contact hours of Board-approved continuing education ~~courses; courses~~
32 ~~pursuant to Rule .0223 of this Chapter. A list of Board-approved continuing education~~
33 ~~courses is posted at www.ncbon.com;~~
 - 34 (B) completion of a certificate program in nursing education;
 - 35 (C) nine semester hours of graduate course work in adult learning and learning principles;
 - 36 (D) national certification in nursing education; or

1 (E) documentation of completion of structured, individualized development activities of at
2 least 45 contact hours approved by the Board. Criteria for approval shall include content in
3 the faculty role in curriculum implementation, curricular objectives to be met and
4 evaluated, review of strategies for identified student population, and expectations of
5 student and faculty ~~performance.~~ performance; or

6 (F) A letter from the controlling institution attesting that the program director has been
7 approved by the controlling institution following the submission of a portfolio.
8 Individuals with prior teaching experience in an academic [nursing program] setting [may
9 be evaluated by administration to assess each individual's prior teaching experience
10 commensurate with] seeking the program director position shall submit to the controlling
11 institution for approval a portfolio detailing the individual's formal education in teaching
12 and learning principles for adult education, [including] which includes curriculum
13 development, implementation, and evaluation, appropriate to the program director role.
14 A copy of this submission shall be provided to the Board upon request.

15 (6) maintain competence pursuant to Rule .0232 of this Chapter in the areas of assigned ~~responsibility;~~
16 and responsibility.

17 (7) ~~have knowledge of current nursing practice for the registered nurse and the licensed practical nurse.~~

18 ~~(f)(c)~~ (c) A nursing education program shall implement, for quality improvement, a comprehensive program evaluation
19 in writing that shall include the following:

- 20 (1) students' achievement of program outcomes;
- 21 (2) evidence description of program resources, including fiscal, physical, human, clinical, and technical
22 learning resources; student support services; and the availability of clinical sites and the viability of
23 those sites adequate to meet the objectives of the program;
- 24 (3) measures of program outcomes for graduates;
- 25 (4) evidence that the public's access to accurate program information for the public is available;
26 information;
- 27 (5) evidence that how the program and the controlling institution and its administration support program
28 achieve concurrent outcomes;
- 29 (6) evidence that an attestation from the program director and that all program faculty meet Board
30 qualifications and are sufficient in number to achieve program outcomes;
- 31 (7) evidence that reporting of collected evaluative data is used in implementing quality improvement
32 activities; and
- 33 (8) evidence description of student participation in program planning, implementation, evaluation, and
34 continuous improvement.

35 ~~(g)(f)~~ (f) The controlling institution and the nursing education program shall communicate information describing the
36 nursing education program that is accurate, complete, consistent across mediums, and accessible by the public. The
37 following shall be accessible to all applicants and students:

- 1 (1) admission policies and practices;
- 2 (2) policy on advanced placement and transfer of credits;
- 3 (3) the number of credits required for completion of the program;
- 4 (4) tuition, fees, and other program costs;
- 5 (5) policies and procedures for withdrawal, including refund of tuition or fees;
- 6 (6) the grievance procedure;
- 7 (7) criteria for successful progression in the program, including graduation requirements; and
- 8 (8) policies for clinical performance.

9

10 *History Note:* Authority G.S. 90-171.23(b)(8); 90-171.38;
11 *Eff. June 1, 1992;*
12 *Amended Eff. December 1, 2016; January 1, 2015; April 1, 2008; March 1, 2006;*
13 *Readopted Eff. January 1, 2019;*
14 *Amended Eff. ~~January 1, 2024;~~ March 1, 2024; September 1, 2021.*

1 21 NCAC 36 .0318 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

2
3 **21 NCAC 36 .0318 FACULTY**

4 (a) ~~The [nursing] program shall develop Policies policies~~ for ~~nursing~~ program faculty members ~~shall be~~ consistent
5 with those for other faculty of the controlling institution, with variations as needed due to the nature of the nursing
6 curriculum.

7 (b) Fifty percent or more of the nursing faculty ~~per program~~ shall hold a graduate degree.

8 (c) Nurses licensed pursuant to this Chapter who are full-time and part-time faculty and who teach in a program
9 ~~leading to initial licensure~~ as a nurse shall:

10 (1) hold an active unencumbered license or multistate licensure privilege to practice as a registered
11 nurse in North Carolina;

12 (2) hold either a baccalaureate in nursing or a graduate degree in nursing from an accredited institution;

13 (3) have two calendar years or the equivalent of full-time ~~clinical~~ experience as a registered nurse. ~~A~~
14 ~~Full time full-time~~ registered nurse is a registered nurse employed by the ~~institution program~~ who
15 is regularly assigned to work at least 40 hours each week in ~~the a position of faculty member;~~
16 ~~position;~~

17 (4) ~~if newly employed in a full-time faculty position on or after January 1, 2016, full-time faculty shall~~
18 hold a graduate degree from an accredited institution or obtain a graduate degree in nursing from an
19 accredited institution within five years of initial full-time employment;

20 (5) prior to or within the first three years of employment, have education in teaching and learning
21 principles for adult education, including curriculum development, implementation, and evaluation,
22 appropriate to faculty assignment. Once completed, this education need not be repeated if the
23 employing organization is changed. This education may be demonstrated by one of the following:

24 (A) completion of 45 contact hours of Board-approved continuing education courses;

25 (B) completion of a certificate program in nursing education;

26 (C) nine semester hours of graduate course work in adult learning and learning principles;

27 (D) national certification in nursing education; ~~or~~

28 (E) documentation of completion of structured, individualized development activities of at
29 least 45 contact hours approved by the Board. Criteria for approval shall include content in
30 the faculty role in the curriculum implementation, curricular objectives to be met and
31 evaluated, review of strategies for identified student population, and expectations of
32 student and faculty ~~performance.~~ performance; or

33 (F) ~~individuals with prior teaching experience in an academic [nursing program] setting~~
34 seeking a faculty position [may] shall be evaluated by the Program Director to assess each
35 individual's prior teaching experience commensurate with formal education in teaching
36 and learning principles for adult education including curriculum development,
37 implementation, and evaluation, appropriate to faculty assignment.

1 (6) maintain competence pursuant to Rule .0232 of this Chapter in the areas of assigned responsibility;
2 and responsibility.

3 (7) have knowledge of current nursing practice for the registered nurse and the licensed practical nurse.

4 (d) Interdisciplinary faculty who teach in nursing program courses shall have academic preparation, including a
5 conferred degree, with applicable licensure or certification be licensed or certified in the content area in which they
6 are teaching.

7 (e) Clinical preceptors shall have competencies, assessed by the nursing program, related to the area of assigned
8 clinical teaching responsibilities. Clinical preceptors may be used to enhance faculty directed clinical learning
9 experiences after a student has received basic instruction for that specific learning experience. Clinical preceptors shall
10 hold an active unencumbered license to practice as a registered nurse in North Carolina.

11 (f) Nurse [Program] faculty members shall have the authority and responsibility [be responsible] for:

12 (1) student admission, progression, and graduation requirements; and

13 (2) the development, implementation, and evaluation of the curriculum.

14 (g) Nurse faculty members shall be academically qualified and sufficient in number to implement the curriculum as
15 required by the course objectives, the levels of the students, the nature of the learning environment, and to provide for
16 teaching, supervision, and evaluation.

17 (h)(g)(e) The [controlling institution] program shall provide workshops and presentations devoted to faculty
18 development.

19 (i)(h)(f) The faculty-student ratio for faculty-directed preceptor clinical experiences shall be no greater than 1:15.
20 The faculty-student ratio for all other clinical experiences shall be no greater than 1:10.

21
22 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38; 90-171.83;*

23 *Eff. February 1, 1976;*

24 *Amended Eff. December 1, 2016; January 1, 2015; August 1, 2011; November 1, 2008; July 1, 2006;*

25 *July 1, 2000; January 1, 1996; June 1, 1992; January 1, 1989; January 1, 1984;*

26 *Readopted Eff. January 1, 2019;*

27 *Amended Eff. [January 1, 2024;] March 1, 2024; September 1, 2021.*

1 21 NCAC 36 .0321 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

2
3 **21 NCAC 36 .0321 CURRICULUM**

4 (a) The nursing program curriculum shall:

- 5 (1) be planned by nursing members of the program faculty;
- 6 (2) reflect the stated program philosophy, purposes, and objectives, pursuant to 21 NCAC 36
7 .0302(b)(2);
- 8 (3) be consistent with Article 9A of G.S. 90 and the Rules in this Chapter governing the practice of
9 nursing;
- 10 (4) define the level of performance required to pass each course in the curriculum;
- 11 (5) enable a student to develop the nursing knowledge, skills, and abilities necessary for competent
12 practice consistent with the level of licensure and scope as set forth in 21 NCAC 36 .0221, .0224,
13 .0225, and .0231;
- 14 (6) include content in the biological, physical, social, and behavioral sciences to provide a foundation
15 for competent and effective nursing practice;
- 16 (7) provide students the opportunity to acquire and demonstrate, through didactic content and clinical
17 experience under faculty supervision, the knowledge, skills, and abilities required for effective and
18 competent nursing practice in the areas of medical/surgical, obstetric, pediatric, psychiatric/mental
19 health, and community [health] health, across the lifespan; and
- 20 (8) be revised as necessary to reflect changes and advances in health care and its delivery.

21 (b) Didactic content and supervised clinical experience across the lifespan appropriate to program type shall include:

- 22 (1) implementing quality and safety principles and practices minimizing the risk of harm to clients and
23 providers through both system effectiveness and individual performance; performance to include
24 clinical judgment, skill in clinical management, time management, and emergency preparedness;
- 25 (2) using informatics to communicate, manage knowledge, mitigate error, and support decision making;
- 26 (3) employing evidence-based practice to integrate the best research with clinical expertise and client
27 values for optimal care, including skills to identify and apply best practices to nursing care;
- 28 (4) providing client-centered, culturally competent care by:
 - 29 (A) respecting client differences, values, preferences, and expressed needs;
 - 30 (B) involving clients in decision-making and care management;
 - 31 (C) coordinating and managing continuous client care consistent with the level of licensure.
32 This shall include a demonstrated ability to delegate and supervise others and provide
33 leadership within the profession appropriate for program type; and
 - 34 (D) promoting healthy lifestyles for clients and populations;
- 35 (5) working in interdisciplinary teams to cooperate, collaborate, communicate, engage in patient
36 teaching consistent with the level of licensure, and integrate client care and health promotion; ~~and~~

1 (6) participating in quality improvement processes to measure client outcomes, identify hazards and
2 errors, and develop changes in client ~~care.~~ care; and

3 (7) legal and ethical issues and professional responsibilities of the licensed nurse.

4 (c) Clinical ~~experience~~ [experience,] experience hours, traditional or simulated, shall be comprised of sufficient hours
5 to accomplish the curriculum, objectives of the curriculum, [and with the exception of observational experiences and
6 the focused client care experience as noted in Paragraphs (e) and (f) of this Rule,] shall be supervised by qualified [on-
7 site] faculty pursuant to 21 NCAC 36 .0318, and shall ensure students' ability to practice at an entry level.

8 (d) All student clinical experiences, including those with preceptors, shall be directed by nursing faculty.

9 (e) A focused client care experience with a minimum of 120 hours shall be provided in the final year of curriculum
10 implementation for programs preparing registered nurses.

11 (f) A focused client care experience with a minimum of 90 hours shall be provided in the final semester of the
12 curriculum for programs preparing practical nurses.

13 (g) Learning experiences and methods of instruction, including distance education methods, shall be consistent with
14 the written curriculum plan and shall demonstrate logical curricular progression.

15 (h) Remediation strategies for students shall be in place at the beginning of each course and include processes to
16 remediate errors in the clinical setting.

17 ~~(h)(i)~~ Objectives for each course shall indicate the knowledge, skills, and abilities expected for competent student
18 performance. These objectives shall:

- 19 (1) indicate the relationship between the classroom learning and the application of this learning in the
20 clinical experience;
- 21 (2) serve as criteria for the selection of the types of and settings for learning experiences; and
- 22 (3) serve as the basis for evaluating student performance.

23 ~~(i)(j)~~ Student course syllabi shall include a description and outline of:

- 24 (1) the course content;
- 25 (2) the learning environments and activities;
- 26 (3) when the course is taken in the curriculum;
- 27 (4) allocation of time for didactic content, clinical experience, laboratory experience, and simulation;
28 and
- 29 (5) methods of evaluation by faculty of student performance, including all evaluation tools used in the
30 course.

31 ~~(j)(k)~~ Each course shall be implemented in accordance with and evaluated by reference to the student course syllabus.

32 ~~(k)(l)~~ Requests for approval of changes ~~in,~~ in the currently approved curriculum, or expansion of, the program,
33 accompanied by all required documentation, shall be submitted in the format provided by to the Board [on a form
34 posted on the Board's website at www.ncbon.com] in writing at least ~~30~~ 60 days prior to implementation for approval
35 by the Board. Criteria for approval shall include program approval status, the availability of classrooms, laboratories,
36 clinical placements, equipment, and supplies and faculty sufficient to implement the curriculum to an increased
37 number of students. Approval shall be required for any increase in enrollment that exceeds, by more than 10 students,

1 ~~the maximum number approved by the Board.~~ Requests for expansion in enrollment shall be considered only for
2 programs with full approval status ~~that demonstrate at least a three-year average licensure examination pass rate equal~~
3 ~~to or greater than the North Carolina three-year average pass rate for program type.~~ status.

4 ~~(4)(m)~~ The nursing education program shall notify the Board at least ~~30~~ 45 days prior to implementation of:

- 5 (1) alternative or additional program schedules; and
- 6 (2) planned decrease in the Board-approved student enrollment number to accurately reflect program
7 capacity; and capacity.
- 8 ~~(3) changes that alter the currently approved curriculum.~~

9 (n) The program shall have written policies and procedures on the following:

- 10 (1) short-term and long-term plans for integrating simulation into the curriculum;
- 11 (2) method of debriefing for each simulated activity; and
- 12 (3) a plan for orienting faculty to simulation.

13 ~~(m)(o)~~ For all programs using simulation experiences substituted for clinical experience time, the nursing education
14 program shall:

- 15 (1) demonstrate that simulation faculty have been formally educated and maintain the competencies in
16 simulation and debriefing; and
- 17 (2) provide a simulation environment with adequate faculty, space, equipment, and supplies that
18 simulate realistic clinical experiences to meet the curriculum and course objectives.

19 ~~(n) Programs not holding national nursing accreditation shall limit simulation experiences to no more than 25 percent~~
20 ~~in each course, including the focused client care experience.~~

21 ~~(o)(p)~~ Programs holding national nursing accreditation shall limit simulation experiences to:

- 22 (1) no more than 25 percent in the focused client care experience; and
- 23 (2) no more than 50 percent of clinical experience time in each course.

24 ~~(p)(q)~~ External standardized examinations shall not be used to determine a student's progression or graduation in a
25 nursing education program preparing students for initial nurse licensure. When used, external examinations shall not
26 weigh more than 10 percent of the final course grade or final course points calculation.

27
28 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38;*
29 *Eff. February 1, 1976;*
30 *Amended Eff. June 1, 1992; January 1, 1989; January 1, 1984;*
31 *Temporary Amendment Eff. October 11, 2001;*
32 *Amended Eff. December 1, 2016; December 1, 2005; August 1, 2002; July 1, 2023.*
33 *Readopted Eff. ~~January 1, 2019.~~ 2019;*
34 *Amended Eff. ~~January 1, 2024~~ March 1, 2024.*

1 21 NCAC 36 .0322 is ~~amended, with changes, repealed~~ as published in NCR 38:06, pages 340 - 353 as follows:

2
3 **~~21 NCAC 36 .0322~~ — FACILITIES**

4 ~~(a) Campus facilities shall be appropriate in type, number, and accessibility for [The program shall secure facilities~~
5 ~~consistent with] the total needs of the program.~~

6 ~~(b) Classrooms, laboratory and simulation space, and conference rooms shall be sufficient in size, number, and types~~
7 ~~for the number of students and purposes for which the rooms are to be used. Lighting, ventilation, location, and~~
8 ~~equipment shall be suitable for the number of students and purposes for which the rooms are to be used.~~

9 ~~(c)(b) Office [The program shall make available office] and conference space for nursing program faculty members~~
10 ~~shall be appropriate and available for uninterrupted work and privacy, including conferences with students.~~

11 ~~(d)(c) Learning resources, including [The program shall provide students with] educational reference materials [and]~~
12 ~~clinical experiences, shall be comprehensive, current, developed with nursing faculty input, accessible to students and~~
13 ~~faculty and shall support the implementation [that are required as part] of the curriculum. [curriculum pursuant to Rule~~
14 ~~.0321 of this Section.]~~

15
16 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38;*

17 *Eff. February 1, 1976;*

18 *Amended Eff. January 1, 1996; June 1, 1992; January 1, 1989; May 1, 1988;*

19 *Temporary Amendment Eff. October 11, 2001;*

20 *Amended Eff. December 1, 2016; April 1, 2006; August 1, 2002; July 1, 2023.*

21 *Readopted Eff. ~~January 1, 2019.~~ 2019.*

22 *Amended Eff. ~~January 1, 2024.]~~ March 1, 2024.*

21 NCAC 36 .0323 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

21 NCAC 36 .0323 RECORDS AND REPORTS

~~(a) The controlling institution's publications describing the nursing program shall be current and accurate.~~

~~(b)(a) The controlling institution program shall maintain a system for maintaining official records, records consistent with the policies of the controlling institution.~~ Current and permanent student records shall be stored in a secure manner that prevents physical damage and unauthorized access.

~~(c)(b) Both permanent and current records shall be available for review by Board staff.~~

~~(d)(c) The official permanent record for each graduate shall include documentation of graduation from the program and a transcript of the individual's achievement in the program.~~

~~(e)(d) The record for each currently enrolled student shall contain up-to-date and complete information, including the following:~~

- ~~(1) documentation of admission criteria met by the student;~~
- ~~(2) documentation of high school graduation, high school equivalent, or earned credits from post-secondary institution approved pursuant to G.S. 90-171.38(a); and~~
- ~~(3) a transcript of credit hours achieved in the classroom, laboratory, and clinical instruction for each course that reflects progression consistent with program policies.~~

~~(f)(c) The nursing program shall file an annual report with the Board records, data, and reports in order to furnish information concerning operation of the program as prescribed in the rules in this Section, including:~~

~~(1) an annual report to be filed with the Board by November 1 of each year; year. [This report shall include information about the program's use of simulation;] The annual report shall be available to the program director through the Board's website at www.ncbon.com and shall include the following:~~

- ~~(1) accreditation status;~~
- ~~(2) academic calendar;~~
- ~~(3) faculty composition;~~
- ~~(4) student enrollment;~~
- ~~(5) graduation rate;~~
- ~~(6) formal remediation process; and,~~
- ~~(7) use of simulation.~~

~~(2)(f) In addition to the annual report in (c), a program description report for non-accredited programs filed with the Board at least 30 days prior to a scheduled review by the Board; and shall file a program description report with the Board at least 30 days prior to a scheduled review by the Board. The program description report shall be available on the Board's website at www.ncbon.com.~~

~~(g) The program shall concurrently submit to the Board all communications regarding accreditation that are submitted to the accrediting body.~~

1 ~~(h) The Board may require additional records and reports for review at any time to provide evidence and substantiate~~
2 ~~compliance with the rules in this Section by a program and its controlling institutions.~~

3 ~~(i) The program shall notify the Board~~

4 ~~(3) notification by institution administration~~ of any change of the ~~nursing~~ program ~~director, director~~
5 ~~This notification shall include a curriculum vitae for the new director and shall be submitted no later~~
6 ~~than at least 10 business days before the effective date of prior to~~ the change.

7 ~~(g) All communications relevant to accreditation shall be submitted to the Board at the same time that the~~
8 ~~communications are submitted to the accrediting body.~~

9 ~~(h) The Board may require additional records and reports for review at any time to provide evidence and substantiate~~
10 ~~compliance with the rules in this Section by a program and its controlling institutions.~~

11 ~~(i)(j) The part of the application for licensure by examination to be submitted to the Board by the nursing program~~
12 ~~shall include a statement verifying satisfactory completion of all requirements for program completion and the date of~~
13 ~~completion. The nursing program director shall verify to the Board in writing all students who have completion of~~
14 ~~requirements to the Board completed the program~~ no later than one month following completion of the Board-
15 approved ~~nursing~~ program.

16
17 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38;*
18 *Eff. February 1, 1976;*
19 *Amended Eff. December 1, 2016; January 1, 2015; December 1, 2005; January 1, 2004; June 1,*
20 *1992; January 1, 1989; January 1, 1984;*
21 *Readopted Eff. January 1, 2019;*
22 *Amended Eff. [January 1, 2024;] March 1, 2024; November 1, 2020.*

Burgos, Alexander N

Subject: FW: [External] BON resubmission for .0320
Attachments: 21 NCAC 36 .0302 Establishment of a Nursing Program IA.docx; 21 NCAC 36 .0320 Students.docx

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
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To: Rules, Oah <oah.rules@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: FW: [External] BON resubmission for .0320

Good afternoon

Attached please find revisions to 21 NCAC 36 .0302 and .0320. It is my intention to recommend both for approval at the February 2022 special meeting.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

21 NCAC 36 .0302 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

21 NCAC 36 .0302 ESTABLISHMENT OF A NURSING PROGRAM - INITIAL APPROVAL

(a) ~~A~~ A controlling institution seeking initial approval to operate a nursing program shall employ a program director qualified pursuant to Rule ~~.0317(e)~~ .0317(b) of this Section. A controlling institution can seek initial approval to establish one nursing program and one program entry option at a time.

(b) The program director shall develop and submit an application for initial approval at least ~~six~~ 12 months prior to the proposed program start ~~date that documents date.~~ The application shall contain the following:

- (1) a narrative description of the organizational structure of the program and its relationship to the controlling institution, including accreditation status. The controlling institution shall be an accredited institution;
- (2) a general overview of the entire proposed curriculum that includes:
 - (A) the program philosophy, purposes, and objectives;
 - (B) a master plan of the curriculum, indicating the sequence for both nursing and non-nursing courses, as well as prerequisites and corequisites;
 - (C) course descriptions and course objectives for all courses; and
 - (D) course syllabi pursuant to 21 NCAC 36 ~~.0321(i)~~ .0321(j) for all first-year nursing courses;
- ~~(3) the proposed student population;~~
- ~~(4)~~(3) the projected student enrollment;
- ~~(5)~~(4) evidence of learning resources and clinical experiences available to implement and maintain the program;
- ~~(6)~~(5) financial resources adequate to begin and maintain the program;
- ~~(7)~~(6) physical facilities adequate to house the program;
- ~~(8)~~(7) support services available to the program from the controlling institution;
- ~~(9)~~(8) approval of the program by the governing body of the controlling ~~institution; and~~ institution;
- ~~(9)~~ approval from the applicable licensing regulatory body in North Carolina for the controlling institution;
- ~~(10)~~ student policies for admission, progression and graduation of students, pursuant to 21 NCAC 36 .0320; students;
- ~~(11)~~ an emergency preparedness plan for addressing situations which shall include a reduction in the availability of clinical [sites,] agencies, a transition from in-person to virtual learning platforms, and a need for increased use of simulation;
- ~~(12)~~ a comprehensive program evaluation plan, pursuant to 21 NCAC 36 .0317(f); and,
- ~~(13)~~(13) a plan with a specified time frame for:
 - (A) availability of qualified faculty as specified in 21 NCAC 36 ~~.0318;~~ .0318; and
 - (B) course syllabi as specified in 21 NCAC 36 ~~.0321(h)~~ .0321(i) and (j) of this Section for all nursing ~~courses;~~ courses.

1 ~~(C) — student policies for admission, progression, and graduation of students, pursuant to 21~~
2 ~~NCAC 36 .0320; and~~

3 ~~(D) — comprehensive program evaluation, pursuant to 21 NCAC 36 .0317(d).~~

4 (c) The application to establish a nursing program shall contain current and accurate information required in Paragraph
5 ~~(a)~~ (b) of this Rule, be complete, and be signed by the program director and the chief executive officer of the
6 controlling institution.

7 (d) The completed application required in paragraph (b) of this Rule shall be received by the Board not less than 120
8 days prior to a regular meeting of the Board to be considered for placement on the agenda of that meeting.

9 (e) If another program exists in the institution, the application shall include:

- 10 (1) the organizational relationship of the existing program and the proposed program in the institution;
- 11 (2) the NCLEX pass rate of the existing program for the past three years; and
- 12 (3) a description of the expected impact of the proposed program on the existing program, including:
 - 13 (A) the availability of a program director for each program;
 - 14 (B) the availability of qualified faculty;
 - 15 (C) the physical facilities adequate to house both programs;
 - 16 (D) the availability of learning resources;
 - 17 (E) the availability of clinical experiences; and
 - 18 (F) the adequacy availability of student services.

19 (f) No new program application shall be considered if a nursing program currently exists in the institution if:

- 20 (1) ~~the NCLEX pass rate of the existing program has not met the standard for the past three years,~~
21 ~~pursuant to 21 NCAC 36 .0320(e); and any currently approved program at the institution is on~~
22 ~~warning status; or~~
- 23 (2) resources are not demonstrated to be adequate available to maintain both the existing and the
24 proposed program in compliance with Rules .0300 to .0323 of this Section.

25 ~~(g) Programs on initial approval may admit students.~~

26 ~~(h)(g)~~ The Board shall conduct an on-site survey of the proposed program shall be subject to an on-site survey after
27 the application meets all the requirements set forth in this Rule, Rule. Following the on-site survey, the Board shall
28 prepare a survey report, report outlining the program's compliance with established regulations and afford the
29 petitioning institution proposed program an opportunity to respond to the survey this report.

30 ~~(i) The Board shall consider all evidence, including the application, the survey report, comments from representatives~~
31 ~~of the petitioning institution, public comments, and the status of other nursing programs at the institution in~~
32 ~~determining whether to approve the application.~~

33 ~~(j)(h)~~ If the application is approved, When the Board shall grant grants initial approval approval, it and shall establish
34 a maximum enrollment and implementation date. date for the [program.] program based on the resources outlined
35 under paragraph (b) of this Rule.

36 ~~(k)(i)~~ The institution seeking initial approval shall not solicit students until the program has been granted initial
37 approval status by the Board.

1 (j) Programs ~~(en)~~ which have not received initial approval ~~[or full approval status]~~ pursuant to Rule .0303 of this
2 Chapter, ~~[may]~~ shall not admit students.

3 ~~(k)~~ The Board shall rescind the initial approval status of a program if the controlling institution fails to submit
4 documentation as set forth in the plan required by Subparagraph (b)(10) ~~(b)(13)~~ of this Rule.

5 ~~(l)(k)~~ The Board program shall rescind the initial approval ~~[status]~~ of a program if enroll the first class of students is
6 not enrolled in the program within one year after issuing the Board issues initial approval. approval status.

7 ~~(m)(l)~~ For a minimum of 12 months following rescission of approval, after initial approval is rescinded, the controlling
8 institution shall not submit an application ~~for establishing to establish~~ a nursing program.

9 ~~(n)(m)~~ A program shall retain initial approval status for the time necessary for full implementation of the curriculum,
10 curriculum and graduation of the first cohort of students, provided that the program complies with Section .0300 of
11 this Chapter.

12 (n) Programs with initial approval status shall be ~~surveyed;~~ surveyed by the Board:

13 (1) during the final term of curriculum implementation of the program; and

14 (2) upon receipt by the Board of information that the program may not be complying with Section .0300.

15 ~~(o)[(p)](o)~~ If, following the survey and during final curriculum implementation, the Board finds that the program is
16 complying with Section .0300 of this Chapter, the The Board program shall ~~be granted place the program on~~ full
17 approval status. status provided:

18 (1) the Board finds that the program has complied with Section .0300 of this Chapter while on initial
19 approval status;

20 (2) an on-site survey is completed during the final term of curriculum implementation; and

21 (3) the program demonstrates an NCLEX® examination pass rate that meets or exceeds 90 percent of
22 the national pass rate for licensure level on first writing of the licensure examination for calendar
23 years ending December 31.

24 ~~(p)[(q)](p)~~ If at any time a program on initial approval status is not complying with Section .0300 of this Chapter, the
25 program, upon written notification, shall:

26 (1) correct the area of noncompliance and submit ~~written evidencee~~ documentation of this correction to
27 the Board; or

28 (2) submit and implement a plan for correction to the Board.

29 ~~(q)~~ The Board shall rescind the initial approval ~~[status]~~ of a program if the program does not comply with Paragraph
30 ~~(o)~~ of this Rule.

31 ~~(r)~~ If, following the survey and during final curriculum implementation, the Board finds that the program is complying
32 with Section .0300 of this Chapter, the Board shall place the program on full approval status.

33 ~~(s)(q)~~ If, following the survey and during final curriculum implementation, the If a program does not comply with the
34 fails to correct the areas of noncompliance identified by the Board, in writing, pursuant to (p) of this Rule and is found
35 to be in noncompliance with the requirements of Section .0300 of this Chapter, the Board shall ~~rescind provide~~ the
36 program's program with written notice of the decision to rescind initial approval ~~[status]~~ and provide the program with
37 written notice of the Board's decision. status.

1 ~~(s)~~(r) Upon written request from the program submitted within 10 business days of the Board's written notice of
2 rescinding the initial ~~approval~~, approval status, the Board shall schedule a hearing at the next available meeting of the
3 Board for which appropriate notice can be provided, or at a meeting of the Board that is scheduled by consent of the
4 parties.

5 ~~(s)~~(s) Following the hearing and consideration of all evidence provided, the Board shall assign the program full
6 approval status or shall enter an Order rescinding the initial approval status, which shall constitute program closure
7 pursuant to 21 NCAC 36 .0309.

8
9 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38;*
10 *Eff. February 1, 1976;*
11 *Amended Eff. June 1, 1992; January 1, 1989; November 1, 1984; May 1, 1982;*
12 *Temporary Amendment Eff. October 11, 2001;*
13 *Amended Eff. December 1, 2016; January 1, 2009; December 1, 2005; August 1, 2002;*
14 *Readopted Eff. January 1, ~~2019~~ 2019;*
15 *Amended Eff. ~~January 1, 2024~~ March 1, 2024.*

1 21 NCAC 36 .0320 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

2
3 **21 NCAC 36 .0320 STUDENTS**

4 ~~(a) Students in nursing programs [Programs] shall [ensure students] meet [all] requirements established by the~~
5 ~~controlling institution.~~

6 ~~(b)(a)~~ Admission requirements and practices for the program shall be stated and published in the controlling
7 institution's publications published written and digital communications and shall include assessment of the student's:

- 8 (1) record of high school graduation, high school equivalent, or earned credits from a post-secondary
9 institution;
- 10 (2) achievement potential through the use of previous academic records and pre-entrance examination
11 cut-off scores that are consistent with curriculum demands and scholastic expectations; and
- 12 (3) physical and emotional mental health that is indicative of the applicant's ability to provide competent
13 nursing care to the public.

14 ~~(c) The number of students enrolled in nursing courses shall not exceed by more than 10 students the maximum~~
15 ~~number approved by the Board, as established pursuant to 21 NCAC 36 .0302(f) [.0302(h)] and 21 NCAC 36 .0321(k).~~
16 ~~[-0321(l)].~~

17 ~~(d)(e)(b)~~ The nursing program shall publish policies in a nursing student handbook and college catalog that provide
18 for identification and dismissal of students who:

- 19 (1) present physical or emotional mental health problems that conflict with the safety essential to
20 nursing practice and or do not respond to treatment or counseling within a timeframe that enables
21 meeting program objectives;
- 22 (2) demonstrate behavior that conflicts with the safety essential to nursing practice; or
- 23 (3) fail to demonstrate professional behavior, including honesty, integrity, and appropriate use of social
24 media, while in the nursing program of study.

25 ~~(e)(d)(c)~~ The nursing program shall maintain a three year average at or above 95 percent of an NCLEX®
26 examination pass rate that meets or exceeds 90 percent of the national pass rate for licensure level pass rate on first
27 writing of the licensure examination for calendar years ending December 31.

28 ~~(f)(e)(d)~~ The controlling institution shall publish policies in a nursing student handbook and college catalog for
29 transfer of credits or for admission to advanced placement, and the nursing program shall determine the total number
30 of nursing courses or credits awarded for advanced placement.

31
32 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38; 90-171.43;*

33 *Eff. February 1, 1976;*

34 *Amended Eff. December 1, 2016; January 1, 2006; August 1, 1998; January 1, 1996; June 1, 1992;*

35 *January 1, 1989; January 1, 1984;*

36 *Readopted Eff. January 1, 2019-2019;*

37 *Amended Eff. [January 1, 2024] March 1, 2024.*

Burgos, Alexander N

From: Meredith Parris <mparris@ncbon.com>
Sent: Wednesday, February 7, 2024 6:06 PM
To: Peaslee, William W
Cc: Burgos, Alexander N; Angela Ellis
Subject: [External] RE: 21 NCAC 36 .0318

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Received, thank you.

Also to confirm, we have received objections today on the following rules: .0317, .0321, .0322, .0323.

Regarding .0321(l), we will strike “on a form posted to the Board’s website” and add “written” to specify the format. We will send you a copy of that as soon as it is ready.

Hope you have a good evening!
Best,
Meredith

Meredith Parris JD

Chief Legal Officer

Office: (984) 238-7627

Fax: (919) 781-9461

4516 Lake Boone Trail Raleigh, NC 27607

P.O. Box 2129 Raleigh, NC 27602

Pronouns: She/Her/Hers



This message is confidential. The information contained in this electronic mail message is intended only for the use of the individual(s) or entity/entities to whom it is addressed, and it may also be privileged or otherwise protected by work product immunity or other legal rules. If the reader of this message is not an intended recipient, or the employee or agent responsible to deliver it to an intended recipient, the reader is hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. Please contact the sender by reply e-mail and destroy all copies of the original.

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Wednesday, February 7, 2024 5:48 PM
To: Meredith Parris <mparris@ncbon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: 21 NCAC 36 .0318

Good afternoon,

Attached please find the staff opinion on the above captioned rule which will be considered at the February 22nd RRC meeting.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

Burgos, Alexander N

From: Meredith Parris <mparris@ncbon.com>
Sent: Wednesday, February 7, 2024 5:45 PM
To: Peaslee, William W
Cc: Angela Ellis; Burgos, Alexander N
Subject: [External] BON resubmission for .0320
Attachments: 21 NCAC 36 .0302 Establishment of a Nursing Program IA.docx; 21 NCAC 36 .0320 Students.docx

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Hi, Bill.

Thank you again so very much for speaking with me. I appreciate your time and feedback throughout this process. I'll keep working on ways to address the concerns and objections you've raised in hopes you'll have some time between now and February 22nd to speak again.

Attached are the resubmissions in response to the draft objection you emailed last evening for .0320. Based on striking this provision (a), we saw the need to strike a reference to .0320 found in .0302. Please let us know if you need any additional information on .0320 and .0302.

All the best,
Meredith

Meredith Parris JD

Chief Legal Officer

Office: (984) 238-7627

Fax: (919) 781-9461

4516 Lake Boone Trail Raleigh, NC 27607

P.O. Box 2129 Raleigh, NC 27602

Pronouns: She/Her/Hers



This message is confidential. The information contained in this electronic mail message is intended only for the use of the individual(s) or entity/entities to whom it is addressed, and it may also be privileged or otherwise protected by work product immunity or other legal rules. If the reader of this message is not an intended recipient, or the employee or agent responsible to deliver it to an intended recipient, the reader is hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. Please contact the sender by reply e-mail and destroy all copies of the original.

21 NCAC 36 .0302 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

21 NCAC 36 .0302 ESTABLISHMENT OF A NURSING PROGRAM - INITIAL APPROVAL

(a) ~~A~~ A controlling institution seeking initial approval to operate a nursing program shall employ a program director qualified pursuant to Rule ~~.0317(e)~~ .0317(b) of this Section. A controlling institution can seek initial approval to establish one nursing program and one program entry option at a time.

(b) The program director shall develop and submit an application for initial approval at least ~~six~~ 12 months prior to the proposed program start ~~date that documents date.~~ The application shall contain the following:

- (1) a narrative description of the organizational structure of the program and its relationship to the controlling institution, including accreditation status. The controlling institution shall be an accredited institution;
- (2) a general overview of the entire proposed curriculum that includes:
 - (A) the program philosophy, purposes, and objectives;
 - (B) a master plan of the curriculum, indicating the sequence for both nursing and non-nursing courses, as well as prerequisites and corequisites;
 - (C) course descriptions and course objectives for all courses; and
 - (D) course syllabi pursuant to 21 NCAC 36 ~~.0321(i)~~ .0321(j) for all first-year nursing courses;
- ~~(3) the proposed student population;~~
- ~~(4)~~(3) the projected student enrollment;
- ~~(5)~~(4) evidence of learning resources and clinical experiences available to implement and maintain the program;
- ~~(6)~~(5) financial resources adequate to begin and maintain the program;
- ~~(7)~~(6) physical facilities adequate to house the program;
- ~~(8)~~(7) support services available to the program from the controlling institution;
- ~~(9)~~(8) approval of the program by the governing body of the controlling ~~institution; and~~ institution;
- (9) approval from the applicable licensing regulatory body in North Carolina for the controlling institution;
- (10) student policies for admission, progression and graduation of ~~students, pursuant to 21 NCAC 36 .0320;~~ students;
- (11) an emergency preparedness plan for addressing situations which shall include a reduction in the availability of clinical ~~[sites,] agencies,~~ a transition from in-person to virtual learning platforms, and a need for increased use of simulation;
- (12) a comprehensive program evaluation plan, pursuant to 21 NCAC 36 .0317(f); and,
- ~~(10)~~(13) a plan with a specified time frame for:
 - (A) availability of qualified faculty as specified in 21 NCAC 36 ~~.0318;~~ .0318; and
 - (B) course syllabi as specified in 21 NCAC 36 ~~.0321(h)~~ .0321(i) and (j) of this Section for all nursing ~~courses;~~ courses.

1 ~~(C) — student policies for admission, progression, and graduation of students, pursuant to 21~~
2 ~~NCAC 36 .0320; and~~

3 ~~(D) — comprehensive program evaluation, pursuant to 21 NCAC 36 .0317(d).~~

4 (c) The application to establish a nursing program shall contain current and accurate information required in Paragraph
5 ~~(a)~~ (b) of this Rule, be complete, and be signed by the program director and the chief executive officer of the
6 controlling institution.

7 (d) The completed application required in paragraph (b) of this Rule shall be received by the Board not less than 120
8 days prior to a regular meeting of the Board to be considered for placement on the agenda of that meeting.

9 (e) If another program exists in the institution, the application shall include:

- 10 (1) the organizational relationship of the existing program and the proposed program in the institution;
- 11 (2) the NCLEX pass rate of the existing program for the past three years; and
- 12 (3) a description of the expected impact of the proposed program on the existing program, including:
 - 13 (A) the availability of a program director for each program;
 - 14 (B) the availability of qualified faculty;
 - 15 (C) the physical facilities adequate to house both programs;
 - 16 (D) the availability of learning resources;
 - 17 (E) the availability of clinical experiences; and
 - 18 (F) the adequacy availability of student services.

19 (f) No new program application shall be considered if a nursing program currently exists in the institution if:

- 20 (1) ~~the NCLEX pass rate of the existing program has not met the standard for the past three years,~~
21 ~~pursuant to 21 NCAC 36 .0320(e); and any currently approved program at the institution is on~~
22 ~~warning status; or~~
- 23 (2) resources are not demonstrated to be adequate available to maintain both the existing and the
24 proposed program in compliance with Rules .0300 to .0323 of this Section.

25 ~~(g) Programs on initial approval may admit students.~~

26 ~~(h)~~(g) The Board shall conduct an on-site survey of the proposed program shall be subject to an on-site survey after
27 the application meets all the requirements set forth in this Rule, Rule. Following the on-site survey, the Board shall
28 prepare a survey report, report outlining the program's compliance with established regulations and afford the
29 petitioning institution proposed program an opportunity to respond to the survey this report.

30 (i) The Board shall consider all evidence, including the application, the survey report, comments from representatives
31 of the petitioning institution, public comments, and the status of other nursing programs at the institution in
32 determining whether to approve the application.

33 ~~(j)~~(h) If the application is approved, When the Board shall grant grants initial approval approval, it and shall establish
34 a maximum enrollment and implementation date. date for the [program.] program based on the resources outlined
35 under paragraph (b) of this Rule.

36 ~~(k)~~(i) The institution seeking initial approval shall not solicit students until the program has been granted initial
37 approval status by the Board.

1 (j) Programs ~~(en)~~ which have not received initial approval ~~[or full approval status]~~ pursuant to Rule .0303 of this
2 Chapter, ~~[may]~~ shall not admit students.

3 ~~(k)~~ The Board shall rescind the initial approval status of a program if the controlling institution fails to submit
4 documentation as set forth in the plan required by Subparagraph (b)(10) ~~(b)(13)~~ of this Rule.

5 ~~(l)~~(k) The Board program shall rescind the initial approval ~~[status]~~ of a program if enroll the first class of students is
6 not enrolled in the program within one year after issuing the Board issues initial approval. approval status.

7 ~~(m)~~(l) For a minimum of 12 months following rescission of approval, after initial approval is rescinded, the controlling
8 institution shall not submit an application ~~for establishing to establish~~ a nursing program.

9 ~~(n)~~(m) A program shall retain initial approval status for the time necessary for full implementation of the curriculum,
10 curriculum and graduation of the first cohort of students, provided that the program complies with Section .0300 of
11 this Chapter.

12 (n) Programs with initial approval status shall be ~~surveyed;~~ surveyed by the Board:

13 (1) during the final term of curriculum implementation of the program; and

14 (2) upon receipt by the Board of information that the program may not be complying with Section .0300.

15 ~~(o)~~~~(p)~~(o) If, following the survey and during final curriculum implementation, the Board finds that the program is
16 complying with Section .0300 of this Chapter, the The Board program shall ~~be granted place the program on~~ full
17 approval status. status provided:

18 (1) the Board finds that the program has complied with Section .0300 of this Chapter while on initial
19 approval status;

20 (2) an on-site survey is completed during the final term of curriculum implementation; and

21 (3) the program demonstrates an NCLEX® examination pass rate that meets or exceeds 90 percent of
22 the national pass rate for licensure level on first writing of the licensure examination for calendar
23 years ending December 31.

24 ~~(p)~~~~(q)~~(p) If at any time a program on initial approval status is not complying with Section .0300 of this Chapter, the
25 program, upon written notification, shall:

26 (1) correct the area of noncompliance and submit ~~written evidencee~~ documentation of this correction to
27 the Board; or

28 (2) submit and implement a plan for correction to the Board.

29 ~~(q)~~ The Board shall rescind the initial approval ~~[status]~~ of a program if the program does not comply with Paragraph
30 ~~(o)~~ of this Rule.

31 ~~(r)~~ If, following the survey and during final curriculum implementation, the Board finds that the program is complying
32 with Section .0300 of this Chapter, the Board shall place the program on full approval status.

33 ~~(s)~~(q) If, following the survey and during final curriculum implementation, the ~~If~~ a program does not comply with the
34 fails to correct the areas of noncompliance identified by the Board, in writing, pursuant to (p) of this Rule and is found
35 to be in noncompliance with the requirements of Section .0300 of this Chapter, the Board shall ~~rescind provide~~ the
36 program's program with written notice of the decision to rescind initial approval ~~[status]~~ and provide the program with
37 written notice of the Board's decision. status.

1 ~~(s)~~(r) Upon written request from the program submitted within 10 business days of the Board's written notice of
2 rescinding the initial ~~approval~~, approval status, the Board shall schedule a hearing at the next available meeting of the
3 Board for which appropriate notice can be provided, or at a meeting of the Board that is scheduled by consent of the
4 parties.

5 ~~(s)~~(s) Following the hearing and consideration of all evidence provided, the Board shall assign the program full
6 approval status or shall enter an Order rescinding the initial approval status, which shall constitute program closure
7 pursuant to 21 NCAC 36 .0309.

8
9 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38;*
10 *Eff. February 1, 1976;*
11 *Amended Eff. June 1, 1992; January 1, 1989; November 1, 1984; May 1, 1982;*
12 *Temporary Amendment Eff. October 11, 2001;*
13 *Amended Eff. December 1, 2016; January 1, 2009; December 1, 2005; August 1, 2002;*
14 *Readopted Eff. January 1, ~~2019~~ 2019;*
15 *Amended Eff. ~~January 1, 2024~~ March 1, 2024.*

1 21 NCAC 36 .0320 is amended, with changes, as published in NCR 38:06, pages 340 - 353 as follows:

2
3 **21 NCAC 36 .0320 STUDENTS**

4 ~~(a) Students in nursing programs [Programs] shall [ensure students] meet [all] requirements established by the~~
5 ~~controlling institution.~~

6 ~~(b)(a)~~ Admission requirements and practices for the program shall be stated and published in the controlling
7 institution's publications published written and digital communications and shall include assessment of the student's:

- 8 (1) record of high school graduation, high school equivalent, or earned credits from a post-secondary
9 institution;
- 10 (2) achievement potential through the use of previous academic records and pre-entrance examination
11 cut-off scores that are consistent with curriculum demands and scholastic expectations; and
- 12 (3) physical and emotional mental health that is indicative of the applicant's ability to provide competent
13 nursing care to the public.

14 ~~(c) The number of students enrolled in nursing courses shall not exceed by more than 10 students the maximum~~
15 ~~number approved by the Board, as established pursuant to 21 NCAC 36 .0302(f) [.0302(h)] and 21 NCAC 36 .0321(k).~~
16 ~~[-0321(l)].~~

17 ~~(d)(e)(b)~~ The nursing program shall publish policies in a nursing student handbook and college catalog that provide
18 for identification and dismissal of students who:

- 19 (1) present physical or emotional mental health problems that conflict with the safety essential to
20 nursing practice and or do not respond to treatment or counseling within a timeframe that enables
21 meeting program objectives;
- 22 (2) demonstrate behavior that conflicts with the safety essential to nursing practice; or
- 23 (3) fail to demonstrate professional behavior, including honesty, integrity, and appropriate use of social
24 media, while in the nursing program of study.

25 ~~(e)(d)(c)~~ The nursing program shall maintain a three year average at or above 95 percent of an NCLEX®
26 examination pass rate that meets or exceeds 90 percent of the national pass rate for licensure level pass rate on first
27 writing of the licensure examination for calendar years ending December 31.

28 ~~(f)(e)(d)~~ The controlling institution shall publish policies in a nursing student handbook and college catalog for
29 transfer of credits or for admission to advanced placement, and the nursing program shall determine the total number
30 of nursing courses or credits awarded for advanced placement.

31
32 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38; 90-171.43;*

33 *Eff. February 1, 1976;*

34 *Amended Eff. December 1, 2016; January 1, 2006; August 1, 1998; January 1, 1996; June 1, 1992;*

35 *January 1, 1989; January 1, 1984;*

36 *Readopted Eff. January 1, 2019-2019;*

37 *Amended Eff. [January 1, 2024] March 1, 2024.*

Burgos, Alexander N

From: Peaslee, William W
Sent: Wednesday, February 7, 2024 2:37 PM
To: Meredith Parris
Cc: Burgos, Alexander N
Subject: 21 NCAC 36 .0317
Attachments: 022024 Nursing staff opinion 21 NCAC 36 .0317.doc

Good afternoon,

Attached please find the staff opinion on the above captioned rule which will be considered at the February 22nd RRC meeting.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

From: Peaslee, William W
Sent: Wednesday, February 7, 2024 1:39 PM
To: Meredith Parris
Cc: Burgos, Alexander N
Subject: 21 NCAC 36 .0321
Attachments: 022024 Nursing staff opinion 21 NCAC 36 .0321.doc

Good afternoon,

Attached please find the staff opinion on the above captioned rule which will be considered at the February 22nd RRC meeting.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

From: Peaslee, William W
Sent: Wednesday, February 7, 2024 12:29 PM
To: Meredith Parris
Cc: Burgos, Alexander N
Subject: 21 NCAC 36 .0323
Attachments: 022024 Nursing staff opinion 21 NCAC 36 .0323.doc

Good afternoon,

Attached please find the staff opinion on the above captioned rule which will be considered at the February 22nd RRC meeting.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

From: Peaslee, William W
Sent: Wednesday, February 7, 2024 11:46 AM
To: Meredith Parris
Cc: Burgos, Alexander N
Subject: 21 NCAC 36 .0322
Attachments: 022024 Nursing staff opinion 21 NCAC 36 .0322.doc

Good morning,

Attached please find the staff opinion on the above captioned rule which will be considered at the February 22nd RRC meeting.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
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Burgos, Alexander N

Subject: FW: [External] RE: 21 NCAC 36 .0320

From: Meredith Parris <mparris@ncbon.com>
Sent: Tuesday, February 6, 2024 6:12 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>; Angela Ellis <angela@ncbon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: [External] RE: 21 NCAC 36 .0320

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Hey, Bill.

Thanks for sending this draft opinion. I will be tied up the majority of the day tomorrow but would be free for a phone call if that works with your schedule. Please let me know, as getting these rules past is a high priority for the Board. I appreciate it!

Best,
Meredith

Meredith Parris JD

Chief Legal Officer

Office: (984) 238-7627

Fax: (919) 781-9461

4516 Lake Boone Trail Raleigh, NC 27607

P.O. Box 2129 Raleigh, NC 27602

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Burgos, Alexander N

From: Peaslee, William W
Sent: Tuesday, February 6, 2024 5:54 PM
To: Angela Ellis
Cc: Meredith Parris; Burgos, Alexander N
Subject: 21 NCAC 36 .0320
Attachments: 022024 Nursing staff opinion 21 NCAC 36 .0320.doc

Good afternoon,

Attached is a draft staff opinion.

If you would like to submit another revision prior to the issuance of the opinion, please do so by COB Thursday.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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RRC STAFF OPINION

PLEASE NOTE: THIS COMMUNICATION IS EITHER 1) ONLY THE RECOMMENDATION OF AN RRC STAFF ATTORNEY AS TO ACTION THAT THE ATTORNEY BELIEVES THE COMMISSION SHOULD TAKE ON THE CITED RULE AT ITS NEXT MEETING, OR 2) AN OPINION OF THAT ATTORNEY AS TO SOME MATTER CONCERNING THAT RULE. THE AGENCY AND MEMBERS OF THE PUBLIC ARE INVITED TO SUBMIT THEIR OWN COMMENTS AND RECOMMENDATIONS (ACCORDING TO RRC RULES) TO THE COMMISSION.

AGENCY: North Carolina Board of Nursing

RULE CITATION: 21 NCAC 36 .0320

RECOMMENDATION DATE: February 7, 2024

RECOMMENDED ACTION:

- Approve, but note staff's comment
- Object, based on:
 - Lack of statutory authority
 - Unclear or ambiguous
 - Unnecessary
 - Failure to comply with the APA
 - Extend the period of review

COMMENT:

Paragraph (a) of the rule requires the nursing program to ensure its students meet all requirements of the academic institution conducting the program.

As written this is a non-sequitur. If the institution is not making an act or omission a requirement or if the institution is waiving a "requirement", then it is not a "requirement" and thus there is nothing for the program to "ensure students meet".

Further, as written, the rule requires programs to ensure students meet certain requirements, none of which have been adopted or incorporated by reference pursuant to the Administrative Procedures Act.

To the extent that the controlling institutions have requirements for students, as written, it is unclear and ambiguous which requirements the program is to enforce.

William W. Peaslee
Commission Counsel

§ 150B-2. Definitions.

As used in this Chapter, the following definitions apply:

- (8a) Rule. - Any agency regulation, standard, or statement of general applicability that implements or interprets an enactment of the General Assembly or Congress or a regulation adopted by a federal agency or that describes the procedure or practice requirements of an agency. The term includes the establishment of a fee and the amendment or repeal of a prior rule. The term does not include the following:
- a. Statements concerning only the internal management of an agency or group of agencies within the same principal office or department enumerated in G.S. 143A-11 or 143B-6, including policies and procedures manuals, if the statement does not directly or substantially affect the procedural or substantive rights or duties of a person not employed by the agency or group of agencies.
 - b. Budgets and budget policies and procedures issued by the Director of the Budget, by the head of a department, as defined by G.S. 143A-2 or G.S. 143B-3, or by an occupational licensing board, as defined by G.S. 93B-1.
 - c. Nonbinding interpretative statements within the delegated authority of an agency that merely define, interpret, or explain the meaning of a statute or rule.
 - d. A form, the contents or substantive requirements of which are prescribed by rule or statute.
 - e. Statements of agency policy made in the context of another proceeding, including:
 1. Declaratory rulings under G.S. 150B-4.
 2. Orders establishing or fixing rates or tariffs.
 - f. Requirements, communicated to the public by the use of signs or symbols, concerning the use of public roads, bridges, ferries, buildings, or facilities.
 - g. Statements that set forth criteria or guidelines to be used by the staff of an agency in performing audits, investigations, or inspections; in settling financial disputes or negotiating financial arrangements; or in the defense, prosecution, or settlement of cases.
 - h. Scientific, architectural, or engineering standards, forms, or procedures, including design criteria and construction standards used to construct or maintain highways, bridges, or ferries.

- i. Job classification standards, job qualifications, and salaries established for positions under the jurisdiction of the State Human Resources Commission.
- j. Establishment of the interest rate that applies to tax assessments under G.S. 105-241.21.
- k. The State Medical Facilities Plan, if the Plan has been prepared with public notice and hearing as provided in G.S. 131E-176(25), reviewed by the Commission for compliance with G.S. 131E-176(25), and approved by the Governor.
- l. Standards adopted by the State Chief Information Officer and applied to information technology as defined in G.S. 143B-1320.

DRAFT

Burgos, Alexander N

From: Peaslee, William W
Sent: Thursday, January 18, 2024 9:30 AM
To: Meredith Parris
Cc: Angela Ellis; Burgos, Alexander N
Subject: RE: [External] RFTC Guidance

Talk with you at 2:00!

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
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(984) 236-1939
Bill.Peaslee@oah.nc.gov

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From: Meredith Parris <mparris@ncbon.com>
Sent: Thursday, January 18, 2024 9:28 AM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Angela Ellis <angela@ncbon.com>
Subject: RE: [External] RFTC Guidance

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Thanks, Bill.

I do see the need for clarifying language (or quantifying language) and will continue to work on it. I still have a few drafting questions, specifically regarding .0323. I'll give you a call at 2pm to seek advice on best practices about our reporting requirements and the concerns that have been raised. I appreciate your help!

Best,
Meredith

Meredith Parris JD

Chief Legal Officer

Office: (984) 238-7627

Fax: (919) 781-9461

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P.O. Box 2129 Raleigh, NC 27602

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From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Thursday, January 18, 2024 9:15 AM
To: Meredith Parris <mparris@ncbon.com>
Cc: Angela Ellis <angela@ncbon.com>
Subject: RE: [External] RFTC Guidance

Good morning Meredith,

Regarding .0318(g), the Paragraph is facially ambiguous. Presumably, the school or faculty members could be in peril if they do not meet the standard.

But what is the standard? They must be "qualified." How? There must be a "sufficient" number. How many is that?

"It depends" does not resolve the ambiguity. The regulated need to know in clear and unambiguous terms what they are required to do from the rule, not the agency. As written, it is a completely subjective standard which can change by the whims of the agency.

There are two ways to tackle this that I can think of. Either add a definition for qualified and sufficient or adopt a rule that sets the standard. For example: For every ten students there shall be one faculty member.

Now, if you already have a rule which sets the standard, you can cite the rule here. For example "...shall be academically qualified pursuant to..." Of course, this raises the question, if you already have a rule which sets the requirements, why do you need this paragraph?

Hope this helps.

If you still need to speak with me, we can talk at 2:00 pm. Please let me know.

William W. Peaslee
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Bill.Peaslee@oah.nc.gov

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From: Meredith Parris <mparris@ncbon.com>
Sent: Wednesday, January 17, 2024 12:31 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Angela Ellis <angela@ncbon.com>
Subject: [External] RFTC Guidance

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Hey Bill,

I hope you had a nice holiday weekend, and your week has gotten off to a good start! We are continuing to work through responses and revisions based on the RFTC with the Board's education rules. I have a few questions and wanted to see if I could take 30-45 minutes of your time. I am specifically looking at 21 NCAC 36 .0323 and .0318(g). Would you have any time early next week or tomorrow afternoon? You might have suggestions that would help us be more specific.

Thanks!
Meredith

Meredith Parris JD

Chief Legal Officer

Office: (984) 238-7627

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Burgos, Alexander N

From: Peaslee, William W
Sent: Tuesday, January 9, 2024 3:36 PM
To: Burgos, Alexander N
Subject: FW: [External] Education Rules - extension requested

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
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(984) 236-1939
Bill.Peaslee@oah.nc.gov

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From: Meredith Parris <mparris@ncbon.com>
Sent: Tuesday, January 9, 2024 2:27 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Angela Ellis <angela@ncbon.com>
Subject: RE: [External] Education Rules - extension requested

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Hey again, Bill.

Based on our conversation earlier today, we will have the Response for the Request for Technical Changes to you no later than February 1st. Thanks, as always, for your help and being accessible!

Best,
Meredith

Meredith Parris JD

Director, Legal

Office: (984) 238-7627

Fax: (919) 781-9461

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From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Monday, January 8, 2024 9:40 AM
To: Meredith Parris <mparris@ncbon.com>
Cc: Angela Ellis <angela@ncbon.com>
Subject: RE: [External] Education Rules - extension requested

Hi Meredith,

I received your voice mail. How much more time do you need? In other words, I'm looking for a drop dead date by when you will have a response for the February meeting?

Thanks.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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From: Meredith Parris <mparris@ncbon.com>
Sent: Friday, January 5, 2024 4:43 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Angela Ellis <angela@ncbon.com>
Subject: [External] Education Rules - extension requested

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Hi, Bill.

I left you a message around lunchtime today, and I also wanted to follow up with you via email in case we aren't able to connect this afternoon. Thank you again for speaking with me earlier this week and your clarifying emails on the Request for Technical Changes. I appreciate your willingness to work with us so we can turn them into you a day later. As we've been working through them on our responses and revisions, we realize it wouldn't impact our processes significantly to ask for a continuance and move these rules to the February RRC calendar. If you'll recall, we submitted the rules in November, and then due to the volume of rules and shorter turnaround, you had asked for a continuance from the December calendar, these rules were placed on the January calendar. With various staff being out of the office for the holidays, we feel it would be prudent to ask for a continuance.

Please let me know if you are amenable to this request. I'm happy to answer any questions you may have (and I feel certain I'll be reaching out for guidance based on our proposed revisions. I hope you have a great weekend!

Best regards,
Meredith

Meredith Parris JD

Director, Legal

Office: (984) 238-7627

Fax: (919) 781-9461

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P.O. Box 2129 Raleigh, NC 27602

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Burgos, Alexander N

Subject: FW: [External] RE: Board of Nursing RFC January 2024

From: Angela Ellis <angela@ncbon.com>

Sent: Friday, January 5, 2024 10:58 AM

To: Meredith Parris <mparris@ncbon.com>; Peaslee, William W <bill.peaslee@oah.nc.gov>

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: RE: [External] RE: Board of Nursing RFC January 2024

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Yes, thank you!! I'm going to blame technology – that was weird!

Angela Ellis

Angela Ellis

Chief Administrative Officer

Office: (984)-238-7644

Fax: (919) 781-9461

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Burgos, Alexander N

Subject: FW: [External] RE: Board of Nursing RFC January 2024

From: Meredith Parris <mparris@ncbon.com>
Sent: Friday, January 5, 2024 10:53 AM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>; Angela Ellis <angela@ncbon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: Board of Nursing RFC January 2024

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Good morning, Bill,

Whoa. The copy we have here did not have these comments. But – we have them now and will get to work!
Thank you very much for clarifying.

Meredith

Meredith Parris JD

Director, Legal

Office: (984) 238-7627
Fax: (919) 781-9461

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From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Friday, January 5, 2024 10:49 AM
To: Angela Ellis <angela@ncbon.com>
Cc: Meredith Parris <mparris@ncbon.com>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: Board of Nursing RFC January 2024

Attached please find the email I sent to you on December 20, 2023. It includes the RFC. I do not see where the RFC for .0320 and .0321 are the same? Or maybe I haven't had enough coffee.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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(984) 236-1939
Bill.Peaslee@oah.nc.gov

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From: Angela Ellis <angela@ncbon.com>
Sent: Friday, January 5, 2024 9:46 AM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Meredith Parris <mparris@ncbon.com>
Subject: RE: [External] RE: Board of Nursing RFC January 2024

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In our copy of the RFC document, you list the same questions/comments under both Rules. We addressed those in .0320; however, when we review .0321 (same questions/concerns as listed under .0320), the line numbers and questions/concerns do not match up.

For example, "Page 1, Line 4 The Board cannot require students to abide by rules or meet requirements. . ." We are able to answer that for .0320. For .0321 Page 1, Line 4 reads "(a) The nursing program curriculum shall:" which does not correlate with your question/comment.

Angela Ellis

Angela Ellis

Chief Administrative Officer

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From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Thursday, January 4, 2024 4:31 PM
To: Angela Ellis <angela@ncbon.com>
Cc: Meredith Parris <mparris@ncbon.com>
Subject: RE: [External] RE: Board of Nursing RFC January 2024

Thank you for your email.

It does not appear that RFC to .0320 and .0321 are the same. They are different. Or perhaps I do not understand your question, if there is a question.

Here's the problem you have with (c), whether you use the new language or the old language you still use "sufficient". If you don't get that taken care of I will recommend objection. Or you can just withdraw the rule now and start over with the adoption process. You can withdraw the rule until I issue a recommendation for objection.

Does that answer your question?

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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Bill.Peaslee@oah.nc.gov

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From: Angela Ellis <angela@ncbon.com>
Sent: Thursday, January 4, 2024 2:56 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>

Cc: Meredith Parris <mparris@ncbon.com>

Subject: [External] RE: Board of Nursing RFC January 2024

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In addition to the question below, we note that your responses for .0320 and .0321 are the same. Please advise (see attached Rule .0321).

In addition, under (c) we noted that a change made during the open comment period changed the meaning of the paragraph. We'd like to return to the original language currently in the Administrative Code. Is this considered a substantial change? If so, do we need to withdraw this Rule and take it back through rulemaking?

Angela Ellis

Angela Ellis

Chief Administrative Officer

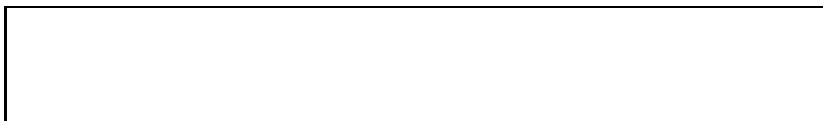
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From: Angela Ellis

Sent: Thursday, January 4, 2024 1:27 PM

To: Peaslee, William W <bill.peaslee@oah.nc.gov>

Cc: Meredith Parris <mparris@ncbon.com>

Subject: RE: Board of Nursing RFC January 2024

Good afternoon!

Meredith and I are working on the Request for Technical Change document. For 21 NCAC 36 .0309, it indicates “this page was intentionally left blank”. We want to confirm there are no requested changes or questions related to this Rule. For your convenience, the Rule is attached. Please advise.

Angela Ellis

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Wednesday, December 20, 2023 4:16 PM
To: Angela Ellis <angela@ncbon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Board of Nursing RFC January 2024

Good afternoon:

Attached please find the request for changes for the BON rules currently pending before the Rules Review Commission. These rules will be considered by the RRC at its January 2024 meeting.

As always if you have any questions or concerns please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

From: Angela Ellis <angela@ncbon.com>
Sent: Thursday, December 21, 2023 10:13 AM
To: Peaslee, William W
Cc: Burgos, Alexander N
Subject: [External] RE: Board of Nursing RFC January 2024

Follow Up Flag: Follow up
Flag Status: Flagged

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Good morning,

Thank you! Most of our staff are out until the first of the year; however, we will make the January 9th deadline.

Happy Holidays!

Angela Ellis

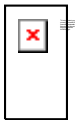
Angela Ellis

Chief Administrative Officer

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From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Wednesday, December 20, 2023 4:16 PM
To: Angela Ellis <angela@ncbon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Board of Nursing RFC January 2024

Good afternoon:

Attached please find the request for changes for the BON rules currently pending before the Rules Review Commission. These rules will be considered by the RRC at its January 2024 meeting.

As always if you have any questions or concerns please feel free to contact me.

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