

G.S. 150B-21.3A Report for 10A NCAC 41C, OCCUPATIONAL HEALTH

Agency - Commission for Public Health

Comment Period - 5/21/18 - 7/23/18

Date Submitted to APO - December 17, 2018

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
	SECTION .0100 - GENERAL	10A NCAC 41C .0102	ACTIVITIES	Amended Eff. January 4, 1994	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 - DUSTY TRADES PROGRAM	10A NCAC 41C .0204	ADVISORY MEDICAL COMMITTEE	Amended Eff. February 1, 1990	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		10A NCAC 41C .0206	FEES FOR MEDICAL EXAMS IN DUSTY TRADES	Amended Eff. April 1, 1999	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
	SECTION .0300 - INDUSTRIAL HYGIENE CONSULTATION PROGRAM	10A NCAC 41C .0302	SURVEYS	Amended Eff. September 1, 1990	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
		10A NCAC 41C .0303	POTENTIAL HEALTH HAZARDS	Eff. September 15, 1980	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
		10A NCAC 41C .0304	TRAINING AND TECHNICAL ASSISTANCE	Eff. September 15, 1980	Necessary without substantive public interest	No		Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
		10A NCAC 41C .0305	RESEARCH	Eff. September 15, 1980	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
		10A NCAC 41C .0306	FEE TO COVER TRANSPORTATION COSTS	Amended Eff. September 1, 1990	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 .0400 - OCCUPATIONAL HEALTH NURSING CONSULTATION PROGRAM	10A NCAC 41C .0401	PURPOSE	Amended Eff. September 1, 1991	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
		10A NCAC 41C .0402	ACTIVITIES	Amended Eff. September 1, 1991	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 .0600 - ASBESTOS HAZARD MANAGEMENT PROGRAM	10A NCAC 41C .0601	GENERAL	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR Part 763 (AHERA) and Part 61 (NESHAP)	Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
		10A NCAC 41C .0602	ACCREDITATION	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 763 Subpart E	Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
		10A NCAC 41C .0603	APPROVAL OF TRAINING COURSES	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 763 Subpart E	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
		10A NCAC 41C .0604	ASBESTOS MANAGEMENT PLANS	Amended Eff. October 1, 1994	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 763 Subpart E	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
		10A NCAC 41C .0605	ASBESTOS CONTAINING MATERIALS REMOVAL PERMITS	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 61 Subpart M	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
		10A NCAC 41C .0606	FEES	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 763 Subpart E	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
		10A NCAC 41C .0607	ASBESTOS EXPOSURE STANDARD FOR PUBLIC AREAS	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 763 Subpart E	Yes	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
		10A NCAC 41C .0608	TRAINING COURSE INSTRUCTOR QUALIFICATIONS	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 763 Subpart E	Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt

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		10A NCAC 41C .0609	ASBESTOS NESHAP FOR RENOVATIONS AND DEMOLITIONS	Amended Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 61 Subpart M	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
		10A NCAC 41C .0610	LOCAL AIR POLLUTION PROGRAMS	Eff. January 1, 1995	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 61 Subpart M	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
		10A NCAC 41C .0611	REQUIREMENTS FOR ASBESTOS ROOFING TRAINING COURSES	Eff. July 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 61 Subpart M	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 .0700 - OCCUPATIONAL HEALTH SURVEILLANCE	10A NCAC 41C .0701	DEFINITION	Eff. January 4, 1994	Necessary without substantive public interest	No		Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
		10A NCAC 41C .0702	REPORTABLE DISEASES, ILLNESSES, AND INJURIES	Amended Eff. December 1, 2016	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
		10A NCAC 41C .0703	METHOD OF REPORTING	Eff. January 4, 1994	Necessary without substantive public interest	No		Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
	SECTION .0800 - LEAD-BASED PAINT HAZARD MANAGEMENT PROGRAM	10A NCAC 41C .0801	GENERAL	Amended Eff. April 1, 2003	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR Part 745 Subpart L	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
		10A NCAC 41C .0802	CERTIFICATION OF INDIVIDUALS	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.226 & .325	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
		10A NCAC 41C .0803	CERTIFICATION OF FIRMS	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.226 & .325	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
		10A NCAC 41C .0804	PROGRAM ADMINISTERED EXAMS	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.226 & .325	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
		10A NCAC 41C .0805	ACCREDITATION OF TRAINING COURSES	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.225 and .325	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
		10A NCAC 41C .0806	ACCREDITATION OF TRAINING PROVIDERS	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.225 and .325	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
		10A NCAC 41C .0807	STANDARDS FOR CONDUCTING LEAD-BASED PAINT ACTIVITIES	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.227 & .325	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
		10A NCAC 41C .0808	LEAD-BASED PAINT ABATEMENT PERMITS	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.227 & .325	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
		10A NCAC 41C .0809	FEES	Eff. July 1, 1998	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	15 USC Ch. 2682 Section A3	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 .0900 - LEAD-BASED PAINT HAZARD MANAGEMENT PROGRAM FOR RENOVATION, REPAIR AND PAINTING	10A NCAC 41C .0901	GENERAL	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.80-84	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
		10A NCAC 41C .0902	CERTIFICATION OF INDIVIDUALS	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.225	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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		10A NCAC 41C .0903	CERTIFICATION OF RENOVATION FIRMS	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.89	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
		10A NCAC 41C .0904	ACCREDITATION OF TRAINING COURSES	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.225	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
		0A NCAC 41C .0905	ACCREDITATION OF TRAINING PROVIDERS	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.225	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
		10A NCAC 41C .0906	STANDARDS FOR CONDUCTING LEAD-BASED PAINT RENOVATION ACTIVITIES	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.82 & .85	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
		10A NCAC 41C .0907	STANDARDS FOR RECORDS RETENTION, INFORMATION DISTRIBUTION, AND REPORTING REQUIREMENTS	Eff. November 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR § 745.84 & .86	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