

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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 .1000 - SANITATION OF SUMMER CAMPS	15A NCAC 18A .1001	DEFINITIONS	Amended Eff. November 1, 2002	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
		15A NCAC 18A .1002	FIELD SANITATION	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1003	INVESTIGATION AND APPROVAL	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1004	PERMITS	Amended Eff. April 1, 1992	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
		15A NCAC 18A .1005	PUBLIC DISPLAY OF GRADE CARD	Amended Eff. July 1, 1986	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
		15A NCAC 18A .1006	REINSPECTIONS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1007	INSPECTION FORMS	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
		15A NCAC 18A .1008	GRADING	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1009	STANDARDS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1010	SITE	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
		15A NCAC 18A .1011	WATER SUPPLY	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1012	RECREATIONAL WATERS	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1013	LIQUID WASTES	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
		15A NCAC 18A .1014	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1015	DRINKING WATER FACILITIES	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1016	LODGING FACILITIES	Amended Eff. October 1, 1992	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1017	FOOD SERVICE FACILITIES	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
		15A NCAC 18A .1018	FOOD SERVICE UTENSILS AND EQUIPMENT	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
		15A NCAC 18A .1019	FOOD SUPPLIES	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1020	SHELLFISH	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
		15A NCAC 18A .1021	MILK AND MILK PRODUCTS	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1022	FOOD PROTECTION	Amended Eff. October 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1023	ICE HANDLING	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1024	CONSTRUCTION AND MAINTENANCE REQUIREMENTS	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
		15A NCAC 18A .1025	SOLID WASTES	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
		15A NCAC 18A .1026	VERMIN CONTROL: PREMISES: STABLES	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
		15A NCAC 18A .1027	FOOD SERVICE EMPLOYEES	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
		15A NCAC 18A .1028	MISCELLANEOUS	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

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Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

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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
		15A NCAC 18A .1029	SEVERABILITY	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1031	APPEALS PROCEDURE	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 .1300 - SANITATION OF HOSPITALS, NURSING HOMES, ADULT CARE HOMES, AND OTHER INSTITUTIONS	15A NCAC 18A .1301	DEFINITIONS	Amended Eff. February 1, 2004	Necessary with 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
		15A NCAC 18A .1302	APPROVAL OF PLANS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1304	INSPECTIONS	Amended Eff. February 1, 2004	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1305	GRADING RESIDENTIAL CARE FACILITIES IN INSTITUTIONS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1306	PUBLIC DISPLAY OF GRADE CARD	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1307	REINSPECTIONS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1308	APPROVED INSTITUTIONS AND SCORING SYSTEM	Amended Eff. February 1, 2004	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1309	FLOORS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1310	WALLS AND CEILINGS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1311	LIGHTING, VENTILATION AND MOISTURE CONTROL	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with 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
		15A NCAC 18A .1312	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Amended Eff. February 1, 2004	Necessary with 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
		15A NCAC 18A .1313	WATER SUPPLY	Amended Eff. February 1, 2004	Necessary with 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
		15A NCAC 18A .1314	DRINKING WATER FACILITIES: ICE HANDLING	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1315	LIQUID WASTES	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1316	SOLID WASTES	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1317	VERMIN CONTROL: PREMISES: ANIMAL MAINTENANCE	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with 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
		15A NCAC 18A .1318	MISCELLANEOUS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1319	FURNISHINGS AND PATIENT CONTACT ITEMS	Amended Eff. February 1, 2004	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1320	FOOD SERVICE UTENSILS AND EQUIPMENT	Amended Eff. February 1, 2004	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1321	FOOD SUPPLIES	Amended Eff. February 1, 2004	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1322	MILK AND MILK PRODUCTS	Amended Eff. March 1, 2003 (see S.L. 2002-160)	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
		15A NCAC 18A .1323	FOOD PROTECTION	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with 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
		15A NCAC 18A .1324	EMPLOYEES	Amended Eff. March 1, 2003 (see S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1325	SEVERABILITY	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1327	INCORPORATED RULES	Eff. March 1, 2003 (See S.L. 2002-160)	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	SECTION .1400 - MASS GATHERINGS	15A NCAC 18A .1404	ACTIVITY AREA	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1405	DISTANCE FROM DWELLINGS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1406	DISTANCE FROM CERTAIN PUBLIC WATER SUPPLY SOURCES	Amended Eff. June 30, 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

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		15A NCAC 18A .1407	CAMPING AREA	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
		15A NCAC 18A .1408	COMMAND POST	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
		15A NCAC 18A .1409	INGRESS AND EGRESS ROADS: ENTRANCES AND EXITS	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
		15A NCAC 18A .1410	PARKING	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
		15A NCAC 18A .1411	CROWD CONTROL AND SECURITY ENFORCEMENT	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1412	DUST CONTROL	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1413	FIRE PREVENTION AND CONTROL	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1414	PLANS FOR EMERGENCIES	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1415	PROVISION OF MEDICAL CARE	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
		15A NCAC 18A .1416	WATER SUPPLY	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
		15A NCAC 18A .1417	TOILET FACILITIES: SEWAGE DISPOSAL	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
		15A NCAC 18A .1418	SOLID WASTE COLLECTION AND DISPOSAL	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1419	FOOD DISPENSING	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
		15A NCAC 18A .1420	INSECT AND RODENT CONTROL	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1421	POST-GATHERING CLEAN-UP	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1422	NOISE LEVEL AT PERIMETER	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
		15A NCAC 18A .1423	LIGHTING	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1424	SIGNS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1425	SEVERABILITY	Readopted Eff. December 5, 1977	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 .1500 - SANITATION OF LOCAL CONFINEMENT FACILITIES	15A NCAC 18A .1501	DEFINITIONS	Amended Eff. November 1, 2002	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
		15A NCAC 18A .1502	APPROVAL OF PLANS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1503	INSPECTIONS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1504	REINSPECTIONS	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
		15A NCAC 18A .1505	INSPECTION FORMS	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
		15A NCAC 18A .1506	GRADING	Amended Eff. January 1, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note

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		15A NCAC 18A .1507	FLOORS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1508	WALLS AND CEILINGS	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1509	LIGHTING AND VENTILATION	Amended Eff. October 1, 1985	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
		15A NCAC 18A .1510	TOILET, HANDWASHING AND BATHING FACILITIES	Amended Eff. April 1, 1992	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1511	WATER SUPPLY	Amended Eff. September 1, 1990	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
		15A NCAC 18A .1512	DRINKING WATER FACILITIES	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
		15A NCAC 18A .1513	LIQUID WASTES	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
		15A NCAC 18A .1514	SOLID WASTES	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
		15A NCAC 18A .1515	VERMIN CONTROL: PREMISES	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
		15A NCAC 18A .1516	STORAGE	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
		15A NCAC 18A .1517	MATTRESSES, MATTRESS COVERS, BED LINEN	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
		15A NCAC 18A .1518	FOOD SERVICE UTENSILS AND EQUIPMENT	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
		15A NCAC 18A .1519	CLEANING AND SANITIZING OF UTENSILS AND EQUIPMENT	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1520	STORAGE AND HANDLING OF UTENSILS AND EQUIPMENT	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1521	FOOD SUPPLIES	Readopted Eff. December 5, 1977	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
		15A NCAC 18A .1522	FOOD PROTECTION	Amended Eff. October 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1523	FOOD SERVICE WORKERS	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
		15A NCAC 18A .1524	SEVERABILITY	Readopted Eff. December 5, 1977	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 .1600 - SANITATION OF RESIDENTIAL CARE FACILITIES	15A NCAC 18A .1601	DEFINITIONS	Amended Eff. November 1, 2002	Necessary with 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
		15A NCAC 18A .1602	APPROVAL OF PLANS	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1603	INSPECTIONS	Amended Eff. July 1, 1993	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1604	REINSPECTIONS: VISITS	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1605	INSPECTION FORMS	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1606	GRADING	Amended Eff. July 1, 1993	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1607	FLOORS	Readopted Eff. December 5, 1977	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1608	WALLS AND CEILINGS	Readopted Eff. December 5, 1977	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1609	LIGHTING AND VENTILATION	Amended Eff. July 1, 1993	Necessary with 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
		15A NCAC 18A .1610	TOILET; HANDWASHING; LAUNDRY AND BATHING FACILITIES	Readopted Eff. December 5, 1977	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .1611	WATER SUPPLY	Amended Eff. August 1, 2000	Necessary with 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
		15A NCAC 18A .1612	DRINKING WATER FACILITIES: ICE HANDLING	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1613	LIQUID WASTES	Amended Eff. July 1, 1984	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1614	SOLID WASTES	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1615	VERMIN CONTROL: PREMISES	Amended Eff. July 1, 1984	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1616	STORAGE: MISCELLANEOUS	Amended Eff. September 1, 1990	Necessary with 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
		15A NCAC 18A .1617	BEDS: LINEN: FURNITURE	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1618	FOOD SERVICE UTENSILS AND EQUIPMENT	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1619	FOOD SUPPLIES	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1620	FOOD PROTECTION	Amended Eff. October 1, 1993	Necessary with 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
		15A NCAC 18A .1621	FOOD SERVICE PERSONS	Amended Eff. September 1, 1990	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1622	SEVERABILITY	Readopted Eff. December 5, 1977	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 .1700 - PROTECTION OF WATER SUPPLIES	15A NCAC 18A .1720	WATER SUPPLIES	Amended Eff. May 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1721	WELL CASING	Eff. July 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1722	WELL HEAD PROTECTION	Amended Eff. May 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1723	SPRINGS	Amended Eff. May 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1724	DISINFECTION OF WATER SUPPLIES	Eff. July 1, 1993	Necessary without substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .1725	WATER QUALITY	Amended Eff. May 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1726	EMERGENCY SUPPLY SYSTEMS	Amended Eff. May 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1727	CONTINUOUS DISINFECTION	Eff. July 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .1728	PROHIBITED SUPPLIES	Eff. July 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .2100 - RULES GOVERNING THE SANITATION AND SAFETY OF MIGRANT HOUSING	15A NCAC 18A .2117	WATER SANITATION AND QUALITY	Amended Eff. January 1, 2003	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 .2300 - DELEGATION OF AUTHORITY TO ENFORCE COMMISSION FOR PUBLIC HEALTH'S SANITATION RULES	15A NCAC 18A .2305	AGENTS SERVING AS CONTRACTORS	Amended Eff. July 1, 1998	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
		15A NCAC 18A .2307	EVALUATION	Amended Eff. July 1, 1998	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
		15A NCAC 18A .2310	APPEALS PROCEDURES	Eff. July 1, 1998	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 .2400 - SANITATION OF PUBLIC: PRIVATE: AND RELIGIOUS SCHOOLS	15A NCAC 18A .2401	DEFINITIONS	Amended Eff. November 1, 2002	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
		15A NCAC 18A .2402	INSPECTIONS	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .2403	CLASSIFICATION	Eff. January 1, 1986	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
		15A NCAC 18A .2404	REINSPECTIONS	Eff. January 1, 1986	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
		15A NCAC 18A .2405	WATER SUPPLY	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
		15A NCAC 18A .2406	DRINKING FOUNTAINS	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
		15A NCAC 18A .2407	SANITARY SEWAGE DISPOSAL	Eff. January 1, 1986	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
		15A NCAC 18A .2408	TOILET FACILITIES	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
		15A NCAC 18A .2409	LAVATORY FACILITIES	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
		15A NCAC 18A .2410	FLOORS: WALLS: AND CEILINGS	Eff. January 1, 1986	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
		15A NCAC 18A .2411	STORAGE SPACES	Eff. January 1, 1986	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
		15A NCAC 18A .2412	LIGHTING AND VENTILATION	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
		15A NCAC 18A .2413	DRESSING ROOMS AND SHOWERS	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
		15A NCAC 18A .2414	SOLID WASTE DISPOSAL	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
		15A NCAC 18A .2415	PREMISES: MISCELLANEOUS	Eff. January 1, 1986	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
		15A NCAC 18A .2416	REQUIREMENTS FOR HOME SCHOOLS	Eff. January 1, 1986	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
		15A NCAC 18A .2417	APPEALS PROCEDURE	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 .2500 - PUBLIC SWIMMING POOLS	15A NCAC 18A .2508	DEFINITIONS	Amended Eff. April 1, 2013	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2509	PLAN REVIEW AND APPROVAL	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2510	PUBLIC SWIMMING POOL OPERATION PERMITS	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2511	INSPECTIONS	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2512	WATER SUPPLY	Eff. May 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2513	SEWAGE SYSTEMS AND OTHER WASTEWATER DISPOSAL	Amended Eff. April 1, 1999	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
		15A NCAC 18A .2514	MATERIALS OF CONSTRUCTION	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2515	DESIGN DETAILS	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2516	POOL PROFILE	Amended Eff. May 1, 2010	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
		15A NCAC 18A .2517	DIVING EQUIPMENT	Amended Eff. February 1, 2004	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .2518	CIRCULATION SYSTEM	Amended Eff. May 1, 2010	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2519	FILTERS	Amended Eff. January 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .2521	LADDERS, RECESSED STEPS, AND STAIRS	Amended Eff. May 1, 2010	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
		15A NCAC 18A .2522	DECKS	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2523	DEPTH MARKINGS AND SAFETY ROPES	Amended Eff. May 1, 2010	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
		15A NCAC 18A .2524	LIGHTING AND VENTILATION	Amended Eff. May 1, 2010	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
		15A NCAC 18A .2525	HEATER AND TEMPERATURE REQUIREMENTS	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2526	DRESSING AND SANITARY FACILITIES	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2527	SWIMMING POOL SLIDES	Eff. May 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
		15A NCAC 18A .2528	FENCES	Amended Eff. October 1, 2012	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2529	USER LOADING	Amended Eff. March 1, 2004	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
		15A NCAC 18A .2530	SAFETY PROVISIONS	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2531	WADING POOLS	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2532	SPAS AND HOT TUBS	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2533	EQUIPMENT ROOM	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2534	CHEMICAL STORAGE ROOM	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2535	WATER QUALITY STANDARDS	Amended Eff. May 1, 2010	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
		15A NCAC 18A .2536	REVOCATION OF PERMITS	Eff. May 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
		15A NCAC 18A .2537	MAINTENANCE AND OPERATION	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2538	FILL AND DRAW POOLS	Eff. May 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .2539	SUCTION HAZARD REDUCTION	Amended Eff. May 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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
		15A NCAC 18A .2540	REPORTING OF INJURY OR ILLNESS	Eff. January 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .2541	FLOW THROUGH POOLS	Eff. January 1, 1996	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .2542	IN POOL EXERCISE EQUIPMENT	Amended Eff. February 1, 2004	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
		15A NCAC 18A .2543	WATER RECREATION ATTRACTIONS	Amended Eff. March 1, 2004	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .2544	SPECIAL PURPOSE AND THERAPY POOLS	Eff. April 1, 2013	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	Virginia Graeme Baker Pool and Spa Safety Act (P.L. 110-140, Title XIV)	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 .2600 – THE SANITATION OF FOOD SERVICE ESTABLISHMENTS	15A NCAC 18A .2650	GENERAL – ADOPTION BY REFERENCE	Eff. September 1, 2012	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
		15A NCAC 18A .2651	DEFINITIONS	Eff. September 1, 2012	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
		15A NCAC 18A .2652	MANAGEMENT AND PERSONNEL	Eff. September 1, 2012	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
		15A NCAC 18A .2653	FOOD	Eff. September 1, 2012	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
		15A NCAC 18A .2654	EQUIPMENT, UTENSILS, AND LINENS	Eff. September 1, 2012	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
		15A NCAC 18A .2655	WATER, PLUMBING, AND WASTE	Eff. September 1, 2012	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
		15A NCAC 18A .2656	PHYSICAL FACILITIES	Eff. September 1, 2012	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
		15A NCAC 18A .2657	POISONOUS OR TOXIC MATERIALS	Eff. September 1, 2012	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
		15A NCAC 18A .2658	COMPLIANCE AND ENFORCEMENT	Eff. September 1, 2012	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
		15A NCAC 18A .2659	PERMITS	Eff. September 1, 2012	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
		15A NCAC 18A .2660	PUBLIC DISPLAY OF GRADE CARDS	Eff. September 1, 2012	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
		15A NCAC 18A .2661	INSPECTIONS AND REINSPECTIONS	Eff. September 1, 2012	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
		15A NCAC 18A .2662	GRADING	Eff. September 1, 2012	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
		15A NCAC 18A .2663	OUTDOOR DINING AND BEVERAGE FACILITIES	Eff. September 1, 2012	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
		15A NCAC 18A .2664	SUPPLEMENTAL COOKING ROOMS	Eff. September 1, 2012	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
		15A NCAC 18A .2665	TEMPORARY FOOD ESTABLISHMENT AND TEMPORARY FOOD ESTABLISHMENT COMMISSARY PERMIT REQUIREMENTS	Eff. September 1, 2012	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
		15A NCAC 18A .2666	TEMPORARY FOOD ESTABLISHMENT FOOD HANDLING REQUIREMENTS	Eff. September 1, 2012	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
		15A NCAC 18A .2667	TEMPORARY FOOD ESTABLISHMENT EMPLOYEE REQUIREMENTS	Eff. September 1, 2012	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
		15A NCAC 18A .2668	TEMPORARY FOOD ESTABLISHMENT EQUIPMENT AND UTENSIL REQUIREMENTS	Eff. September 1, 2012	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
		15A NCAC 18A .2669	TEMPORARY FOOD ESTABLISHMENT PHYSICAL REQUIREMENTS	Eff. September 1, 2012	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
		15A NCAC 18A .2670	GENERAL REQUIREMENTS FOR PUSHCARTS AND MOBILE FOOD UNITS	Eff. September 1, 2012	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
		15A NCAC 18A .2671	SPECIFIC REQUIREMENTS FOR PUSHCARTS	Eff. September 1, 2012	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
		15A NCAC 18A .2672	SPECIFIC REQUIREMENTS FOR MOBILE FOOD UNITS	Eff. September 1, 2012	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .2673	CONGREGATE NUTRITION SITES	Eff. September 1, 2012	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
		15A NCAC 18A .2674	LIMITED FOOD ESTABLISHMENTS	Eff. September 1, 2012	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
		15A NCAC 18A .2675	PROCEDURE WHEN INFECTION SUSPECTED	Eff. September 1, 2012	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
		15A NCAC 18A .2676	INFORMAL REVIEW PROCESS AND APPEALS PROCEDURE	Eff. September 1, 2012	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 .2800 - SANITATION OF CHILD CARE CENTERS	15A NCAC 18A .2801	DEFINITIONS	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2802	APPROVAL OF CONSTRUCTION AND RENOVATION PLANS	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2803	HANDWASHING	Amended Eff. July 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2804	FOOD SUPPLIES	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2807	FOOD PREPARATION	Amended Eff. January 1, 2006	Necessary with 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
		15A NCAC 18A .2808	FOOD SERVICE	Amended Eff. January 1, 2006	Necessary with 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
		15A NCAC 18A .2809	FOOD SERVICE EQUIPMENT AND UTENSILS	Amended Eff. January 1, 2006	Necessary with 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
		15A NCAC 18A .2810	SPECIFICATIONS FOR KITCHENS, FOOD PREPARATION AREAS AND FOOD SERVICE AREAS	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2812	CLEANING AND SANITIZING EQUIPMENT AND UTENSILS	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2814	FOOD SERVICE EQUIPMENT AND UTENSIL STORAGE	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2815	WATER SUPPLY	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2816	LEAD POISONING HAZARDS	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2817	TOILETS	Amended Eff. July 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2818	LAVATORIES	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2819	DIAPERING AND DIAPER CHANGING FACILITIES	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2820	STORAGE	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2821	BEDS, COTS, MATS, AND LINENS	Amended Eff. July 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2822	TOYS, EQUIPMENT AND FURNITURE	Amended Eff. July 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2823	PERSONNEL	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2824	FLOORS	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2825	WALLS AND CEILINGS	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2826	LIGHTING AND THERMAL ENVIRONMENT	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2827	COMMUNICABLE DISEASES AND CONDITIONS	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2829	WASTEWATER	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2830	SOLID WASTES	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2831	ANIMAL AND VERMIN CONTROL	Amended Eff. August 2, 2007	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2832	OUTDOOR LEARNING ENVIRONMENT AND PREMISES	Amended Eff. July 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2833	SWIMMING AND WADING POOLS	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt

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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
		15A NCAC 18A .2834	COMPLIANCE, INSPECTIONS AND REPORTS	Amended Eff. July 1, 2006	Necessary with 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
		15A NCAC 18A .2835	APPEALS PROCEDURE	Amended Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 18A .2836	MILDLY ILL CHILDREN	Eff. January 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	SECTION .2900 - RESTAURANT AND LODGING FEE COLLECTION AND INVENTORY PROGRAM	15A NCAC 18A .2901	DISBURSEMENT OF FUNDS	Eff. May 1, 1991	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 .3100 - CHILDHOOD LEAD POISONING PREVENTION PROGRAM	15A NCAC 18A .3101	DEFINITIONS	Amended Eff. April 1, 1999	Necessary with 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
		15A NCAC 18A .3102	PERSISTENT ELEVATED BLOOD LEAD LEVEL	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
		15A NCAC 18A .3103	EXAMINATION AND TESTING	Amended Eff. April 1, 1999	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
		15A NCAC 18A .3104	INVESTIGATION TO IDENTIFY LEAD POISONING HAZARDS	Amended Eff. April 1, 1999	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
		15A NCAC 18A .3105	LEAD POISONING HAZARD AND CLEARANCE STANDARD FOR SOIL	Amended Eff. April 1, 1999	Necessary with 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
		15A NCAC 18A .3106	ABATEMENT AND REMEDIATION	Amended Eff. April 1, 1999	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
		15A NCAC 18A .3107	MAINTENANCE STANDARD	Eff. April 1, 1999	Necessary with 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
		15A NCAC 18A .3108	APPLICATION AND ISSUANCE OF CERTIFICATE OF COMPLIANCE	Eff. April 1, 1999	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
		15A NCAC 18A .3109	REVOCACTION AND DENIAL OF CERTIFICATE OF COMPLIANCE	Eff. April 1, 1999	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
		15A NCAC 18A .3110	MONITORING	Eff. April 1, 1999	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
		15A NCAC 18A .3111	RESIDENT RESPONSIBILITIES	Eff. April 1, 1999	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 .3200 - TATTOOING	15A NCAC 18A .3201	DEFINITIONS	Amended Eff. November 1, 2002	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
		15A NCAC 18A .3202	PERMITTING	Eff. April 1, 1995	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
		15A NCAC 18A .3203	WATER SUPPLY	Eff. April 1, 1995	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
		15A NCAC 18A .3204	SEWAGE DISPOSAL	Eff. April 1, 1995	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
		15A NCAC 18A .3205	SOLID WASTE MANAGEMENT AND DISPOSAL	Eff. April 1, 1995	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
		15A NCAC 18A .3206	RECORDS, HEALTH REQUIREMENTS FOR PATRONS	Eff. April 1, 1995	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
		15A NCAC 18A .3207	CONSTRUCTION	Eff. April 1, 1995	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
		15A NCAC 18A .3208	OPERATION AND MAINTENANCE	Eff. April 1, 1995	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
		15A NCAC 18A .3209	TATTOOING PROCEDURES	Eff. April 1, 1995	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
		15A NCAC 18A .3210	INSECT, RODENT AND VECTOR CONTROL	Eff. April 1, 1995	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .3211	PROCEDURE WHEN INFECTION SUSPECTED	Eff. April 1, 1995	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
		15A NCAC 18A .3212	PERMIT REVOCATION	Eff. April 1, 1995	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 .3300 – ADULT DAY SERVICE FACILITIES	15A NCAC 18A .3301	DEFINITIONS	Eff. August 1, 2002	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
		15A NCAC 18A .3302	APPROVAL OF CONSTRUCTION AND RENOVATION PLANS	Eff. August 1, 2002	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
		15A NCAC 18A .3303	INSPECTIONS AND REPORTS	Eff. August 1, 2002	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
		15A NCAC 18A .3304	FOOD SUPPLIES	Eff. August 1, 2002	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
		15A NCAC 18A .3305	FOOD PROTECTION	Eff. August 1, 2002	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
		15A NCAC 18A .3306	FOOD STORAGE	Eff. August 1, 2002	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
		15A NCAC 18A .3307	FOOD PREPARATION	Eff. August 1, 2002	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
		15A NCAC 18A .3308	FOOD SERVICE	Eff. August 1, 2002	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
		15A NCAC 18A .3309	FOOD SERVICE EQUIPMENT AND UTENSILS	Eff. August 1, 2002	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
		15A NCAC 18A .3310	SPECIFICATIONS FOR KITCHENS	Eff. August 1, 2002	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
		15A NCAC 18A .3311	CLEANING AND SANITIZING OF EQUIPMENT AND UTENSILS	Eff. August 1, 2002	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
		15A NCAC 18A .3312	MANUAL CLEANING AND SANITIZING	Eff. August 1, 2002	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
		15A NCAC 18A .3313	MECHANICAL CLEANING AND SANITIZING	Eff. August 1, 2002	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
		15A NCAC 18A .3314	FOOD SERVICE EQUIPMENT AND UTENSIL STORAGE	Eff. August 1, 2002	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
		15A NCAC 18A .3315	WATER SUPPLY	Eff. August 1, 2002	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
		15A NCAC 18A .3316	DRINKING WATER FACILITIES	Eff. August 1, 2002	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
		15A NCAC 18A .3317	TOILETS	Eff. August 1, 2002	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
		15A NCAC 18A .3318	LAVATORIES AND BATHING FACILITIES	Eff. August 1, 2002	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
		15A NCAC 18A .3319	CLOTHING AND CLOTHING CHANGING	Eff. August 1, 2002	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
		15A NCAC 18A .3320	STORAGE	Eff. August 1, 2002	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
		15A NCAC 18A .3321	BEDS AND LINENS	Eff. August 1, 2002	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
		15A NCAC 18A .3322	FURNITURE, EQUIPMENT AND ACTIVITY SUPPLIES	Eff. August 1, 2002	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
		15A NCAC 18A .3323	PERSONNEL	Eff. August 1, 2002	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .3324	FLOORS	Eff. August 1, 2002	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
		15A NCAC 18A .3325	WALLS AND CEILINGS	Eff. August 1, 2002	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
		15A NCAC 18A .3326	LIGHTING AND THERMAL ENVIRONMENT	Eff. August 1, 2002	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
		15A NCAC 18A .3327	COMMUNICABLE DISEASES AND CONDITIONS	Eff. August 1, 2002	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
		15A NCAC 18A .3328	HANDWASHING	Eff. August 1, 2002	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
		15A NCAC 18A .3329	WASTEWATER	Eff. August 1, 2002	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
		15A NCAC 18A .3330	SOLID WASTES	Eff. August 1, 2002	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
		15A NCAC 18A .3331	ANIMAL AND VERMIN CONTROL: PREMISES	Eff. August 1, 2002	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
		15A NCAC 18A .3332	OUTDOOR AREAS	Eff. August 1, 2002	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
		15A NCAC 18A .3333	SWIMMING AND WADING POOLS	Eff. August 1, 2002	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
		15A NCAC 18A .3334	COMPLIANCE	Eff. August 1, 2002	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
		15A NCAC 18A .3335	APPEALS PROCEDURE	Eff. August 1, 2002	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 .3500 – RULES GOVERNING THE SANITATION OF PRIMITIVE CAMPS	15A NCAC 18A .3501	DEFINITIONS	Eff. May 1, 2004	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
		15A NCAC 18A .3502	PRIMITIVE EXPERIENCE BASE CAMP PERMIT APPROVAL OF PLANS	Eff. May 1, 2004	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
		15A NCAC 18A .3503	PERMIT TO OPERATE	Eff. May 1, 2004	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
		15A NCAC 18A .3504	INSPECTIONS AND RE-INSPECTIONS	Eff. May 1, 2004	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
		15A NCAC 18A .3505	SPECIFIC REQUIREMENTS FOR PRIMITIVE BASE CAMPS	Eff. May 1, 2004	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
		15A NCAC 18A .3506	SANITATION	Eff. June 1, 2004	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
		15A NCAC 18A .3507	SANITIZING PROCEDURES	Eff. May 1, 2004	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
		15A NCAC 18A .3508	PRIMITIVE BASE CAMP WATER SUPPLY	Eff. June 1, 2004	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
		15A NCAC 18A .3509	SWIMMING POOLS	Eff. May 1, 2004	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
		15A NCAC 18A .3510	DRINKING WATER FACILITIES	Eff. May 1, 2004	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
		15A NCAC 18A .3511	FOOD SUPPLIES	Eff. May 1, 2004	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
		15A NCAC 18A .3512	MILK AND MILK PRODUCTS	Eff. May 1, 2004	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
		15A NCAC 18A .3513	SHELLFISH	Eff. May 1, 2004	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .3514	ICE HANDLING	Eff. May 1, 2004	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
		15A NCAC 18A .3515	FOOD SERVICE EMPLOYEES	Eff. May 1, 2004	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
		15A NCAC 18A .3516	VERMIN CONTROL: PREMISES:	Eff. May 1, 2004	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
		15A NCAC 18A .3517	MISCELLANEOUS	Eff. May 1, 2004	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
		15A NCAC 18A .3518	PROCEDURE WHEN INFECTION SUSPECTED	Eff. May 1, 2004	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
		15A NCAC 18A .3519	INFORMAL REVIEW PROCESS AND APPEALS PROCEDURE	Eff. May 1, 2004	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 .3600 – RULES GOVERNING THE SANITATION OF RESIDENT CAMPS	15A NCAC 18A .3601	DEFINITIONS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3602	STANDARDS AND APPROVAL OF PLANS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3603	PERMITS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3604	PUBLIC DISPLAY OF GRADE CARD	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3605	INSPECTIONS AND REINSPECTIONS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3606	GRADING	Amended Eff. July 1, 2008	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
		15A NCAC 18A .3607	PROCEDURE WHEN INFECTION SUSPECTED	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3608	SITE	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3609	WATER SUPPLY	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3610	LIQUID WASTES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3611	SOLID WASTES AND BY-PRODUCTS DISPOSAL	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3612	SWIMMING POOLS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3613	CAMP BUILDINGS CONSTRUCTION AND MAINTENANCE REQUIREMENTS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3614	LODGING FACILITIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3615	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3616	DRINKING WATER FACILITIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3617	PREMISES: VERMIN CONTROL AND MISCELLANEOUS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3618	FOOD SERVICE FACILITIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .3619	FIELD SANITATION	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3620	FOOD SERVICE EMPLOYEES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3621	FOOD SUPPLIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3622	FOOD PROTECTION	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3623	MILK AND MILK PRODUCTS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3624	ICE HANDLING	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3625	SEAFOOD	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3626	REFRIGERATION: THAWING: AND PREPARATION OF FOOD	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3627	RE-SERVING OF FOOD	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3628	FOOD SERVICE UTENSILS AND EQUIPMENT	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3629	CLEANING OF EQUIPMENT AND UTENSILS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3630	STORAGE AND HANDLING OF UTENSILS AND EQUIPMENT	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3631	FOOD SERVICE AREA STORAGE SPACES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3632	FOOD SERVICE AREA LIGHTING	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3633	FOOD SERVICE AREA VENTILATION	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3634	FOOD SERVICE AREA LAVATORY FACILITIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3635	FOOD SERVICE AREA TOILET FACILITIES	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3636	FOOD SERVICE AREA FLOORS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3637	FOOD SERVICE AREA WALLS AND CEILINGS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3638	KITCHEN PREMISES: MISCELLANEOUS	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 18A .3639	INFORMAL REVIEW PROCESS AND APPEALS PROCEDURE	Eff. October 1, 2007	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .3800 - PRIVATE DRINKING WATER WELL SAMPLING	15A NCAC 18A .3801	DEFINITIONS	Eff. July 1, 2008	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
		15A NCAC 18A .3802	SAMPLE COLLECTION	Eff. July 1, 2008	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
		15A NCAC 18A .3803	SAMPLE ANALYSIS	Eff. July 1, 2008	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
		15A NCAC 18A .3804	REPORTING	Eff. July 1, 2008	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

G.S. 150B-21.3A Report for 15A NCAC 18A, SANITATION

Agency - Commission for Public Health

Comment Period - 2/19/2018 - 4/20/2018; 12/20/2018 - 3/4/2019

Date Submitted to APO - May 20, 2019

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
		15A NCAC 18A .3805	DATA REVIEW	Eff. July 1, 2008	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

DO NOT EDIT ANYTHING ON THIS SHEET

1. Copy the header row and the first 2 rows below the header and then paste it into a new tab for each rule that gets a comment from the public.
2. Update the Rule and Name for each tab created.

Comment Period
12/20/2018 - 3/4/2019

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Copy all columns in this row to the right of this yellow cell and paste in new rows			Select One		
Commission for Public Health	15A NCAC 18A .1001	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#2--Department is no longer Secretary of the Department of Environment and Natural Resources	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1001	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#3--should read: 'Registered Environmental Health Specialist' means a Registered Environmental Health Specialist as defined in G.S. 90A-51(2b) and 90A-51(4) and authorized agent of the Department.'	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1001	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#6--There is no .2619 to reference for 'sanitize'	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1002	FIELD SANITATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Sanitation rules regarding breast milk usage and storage should follow research-based guidelines.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1002	FIELD SANITATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	It is ok to put partly unused breast milk in the refrigerator after serving. It can be used again from the same bottle or in the least, returned home to parents.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1003	INVESTIGATION AND APPROVAL	Public Coment as defined in G.S. 150B-21.3A(a)(5)	a--change sanitarian to Registered Environmental Health Specialist	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1004	PERMITS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	c--change transitional permit to 180 days to be consistent with other similar sets of rules	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1006	REINSPECTIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Need to define time--within 30 days	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1011	WATER SUPPLY	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Change to: Hot and cold water provided through a mixing valve or combination faucet.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1012	RECREATIONAL WATERS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	A--needs to be revisited to determine what procedures will be used to approve a natural body of water.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1014	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	b.--define sufficient	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1019	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Please follow established guidelines established by CDC/ABM and referenced in the document for handling human milk. This is a public health concern. It is imperative our policies and systems support breastfeeding and give parents unified messages that are evidence-based.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .1021	MILK AND MILK PRODUCTS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	I have concerns that these storage guidelines do not align with expert guidelines. I do not like that human milk may not be allowed to return to the communal fridge after being offered (especially if parents may not have provided a cooler w/ ice pack for storage), that human milk may be discarded without parent/guardian permission, and that human milk receptacles opened for temperature testing without parent notification/consent.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1301	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In definition (4), 'Department of Environment and Natural Resources' should be updated to 'Department of Health and Human Services'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1301	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In definition (10), The reference of 'Sanitize Definition is out-of-date. Update this to refer to the definition of Sanitization in 15A NCAC 18A .1821(34), which reads, 'Sanitization' means the application of cumulative heat or chemicals on cleaned food-contact surfaces that, when evaluated for efficacy, is sufficient to yield a reduction of 5 logs, which is equal to a 99.999% reduction, of representative disease microorganisms'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1301	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Add a definition that defines patient-contact item, if the term will still be used, to define equipment that comes into direct contact with a patient's person (whether skin or clothing). This could then include definitively where to address equipment such as assistive technology, mats, wheelchairs, shower chairs, walkers, and other equipment.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1311	LIGHTING, VENTILATION AND MOISTURE CONTROL	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In (e), change the language in the sentence containing 'à? other occupied portions of the building' to 'any interior locations'. This would include all spaces inside a building, not just the spaces in a building that are considered occupied, such as hallways.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1312	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In (d), in the sentence containing delete the sentence 'Lavatories in medication rooms used primarily for handwashing can be used for other purposes, such as disposal of medications, which do not interfere with effective handwashing'. This would comply with current use of handwashing sinks in food service that only allow uses for handwashing.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1313	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In (f), add a sentence that requires backup water supply plans to be reviewed and updated at least once per year, and this shall be documented by certification of the administrator of the facility or emergency operations manager. Any contracts obtained for water supplied by outside distributors shall be updated at least annually from the previous agreement, as well.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .1317	VERMIN CONTROL: PREMISES: ANIMAL MAINTENANCE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In this section, include a paragraph that requires facilities to develop an action plan to quarantine resident pets, and areas occupied by resident pets, if that pet develops a zoonotic disease as defined in 10A NCAC 41A .0101. If a facility does not allow resident pets, then this should also be written in a policy that states the facility does not allow resident pets. This should include all animals in a facility, whether they are cared for by residents or staff.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1323	FOOD PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Update (a) in the sentence 'â? maintained at safe temperatures (45 degrees F. or below, or 140 degrees F. or above)', to 'â? maintained at safe temperatures (41 degrees F. or below, or 135 degrees F. or above)', to reflect current regulations per 15A NCAC 18A .2653.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1511	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(b) Remove this sentence that requires annual sampling of potable water supply, which does not specify the source of that potable water, and seems to circumvent testing currently in place for community water supplies. Combine with (a) to read 'Water supplies shall meet requirements in 15A NCAC 18C or 15A NCAC 18A .1700'. It seems that potable water sources that are tested per these standards do not need supplemental sampling by local Registered Environmental Health Specialists.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1511	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(d) Replace this statement to read 'Hot water heating facilities shall be provided to meet peak water demands'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1601	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Definition (7): change from 'Residential care facility' to 'Adult Care Home', as referenced in G.S. 131D-2.1(3). This would align the title of our code with the language of the licensing agency.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1601	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Definition (10) is outdated, and refers to 15A NCAC 18A .2619, which has been repealed. Update this to refer to the definition of Sanitization in 15A NCAC 18A .1821(34), which reads, "Sanitization' means the application of cumulative heat or chemicals on cleaned food-contact surfaces that, when evaluated for efficacy, is sufficient to yield a reduction of 5 logs, which is equal to a 99.999% reduction, of representative disease microorganisms'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1609	LIGHTING AND VENTILATION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(a) Recommend to add lighting minimum requirement of at least 10 ft-cd in areas occupied by residents to comply with requirements in 10A NCAC 13F .0311(f)(2).	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .1611	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(d) Add hot water minimum requirement of 100 F to qualify minimum hot water standard in the food service preparation area. Also recommend to add range of water requirement in areas used by residents (such as bathrooms) to be 100°F - 116°F. This will comply with requirement per 10A NCAC 13F .0311(d). Currently, hot water only needs to be provided, with no minimum or maximum, and this ensures that hot water can be evaluated with a quantifiable standard.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1616	STORAGE: MISCELLANEOUS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(d) Change this paragraph to read '[m]edications shall be stored in a separate cabinet, closet, or box not accessible to young children unless otherwise required in the rules of the licensing agency' to 'medications stored by the facility shall be stored in a locked cabinet, closet, or container, in areas other than a bathroom, kitchen or utility room. Medication carts shall be maintained clean and inaccessible to residents. This would comply with requirements of 10A NCAC 13F .1006.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1620	FOOD PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Add requirement that a food thermometer capable of obtaining internal food temperatures shall be provided and maintained according manufacturer's instructions.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1620	FOOD PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Paragraph needs updating to reflect section 3-4 of the North Carolina Food Code as amended by 15A NCAC 18A .2653.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2650	GENERAL - ADOPTION BY REFERENCE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Change wording from '2009 Food Code, not including subsequent amendments and editions,' to 'the 2017 FDA Food Code, including subsequent amendments and editions,'. This will reflect the most current science available and recognized by stakeholders as published in the FDA Food Code, and will decrease ambiguity with respect to enforcing discrepancies between the 2009 NC Food Code, and the current Food Code model.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2670	GENERAL REQUIREMENTS FOR PUSHCARTS AND MOBILE FOOD UNITS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Adopt a requirement in this section that all mobile food units and push carts shall require passage of a liquefied petroleum gas inspection pursuant to either G.S. 119-57, which requires NCDACS to conduct 'inspections of liquefied petroleum gas containers and installations', or 02 NCAC 38 .0101, which requires NCDACS to perform 'safety inspections of LP-Gas and anhydrous ammonia installations and vehicles to ensure that they are in compliance with established safety codes'. Numerous incidents involving safety hazards with mobile food units have been documented in recent years, and minimum fire safety requirements have been addressed in NFPA 96: Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations, and NFPA 1, found at https://www.nfpa.org/Public-Education/By-topic/Property-type-and-vehicles/Food-truck-safety . Adopting this requirement will help ensure that a safer environment is provided for operators, regulators, and the public.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2674	LIMITED FOOD ESTABLISHMENTS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Recommend to add a subsection for Limited Lodging Food Establishments (LLFEs) here. Also, in this section, please specify that LLFEs that want to cook outdoors must comply with requirements of G.S. 130A-248(c2) in lieu of 15A NCAC 18A .2669(b). Though more restrictive, this will allow for a more thorough use of the Statute to examine outdoor grills used in proximity to lodging establishments.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Unused breast milk should be returned to the child's home and should be up to the child's guardians/parents to discard or not. Child care centers should not be allowed to discard unused breast milk without the consent of the child's guardians/parents.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	<p>I had to fight daycare this year about not throwing out my breastmilk and get permission to bring a cooler with ice packs since they wanted to leave the remainder out on the counter all day at daycare. Some families are not even given the option to bring an ice cooler and some cannot afford it. Breastmilk should be put BACK into the fridge after it's been offered. The interpretation of this rule has even changed since I had my first baby. This rule should PROMOTE breastfeeding, be clear and should not be interpreted differently each year.</p> <p>- Rules are combined for formula and human milk, which lead to misinterpreting handling and storage of formula and human milk as being interchangeable. The current rules are difficult to understand, have unequal interpretation and not equally applied throughout the state. These rules have been interpreted differently from my first child to my next child. Rules should be equally applied through the entire state and promote breastfeeding.</p> <p>- Once removed from refrigeration, human milk is not permitted to be returned to refrigeration in the communal fridge. I think instead breastmilk should be put BACK into the fridge and allowed to be sent home with the family. I do not want my breastmilk to go to waste because it is not properly refrigerated.</p> <p>- Rules do not specify human milk shall not be discarded without written permission from parents/guardians (some child care sites make the decision to discard human milk independent of parent/guardian consultation and consent). This is terrible and good breastmilk is wasted. My own childcare center has left milk on the counter and has poured breastmilk down the drain- both wasting my hard worked milk for my child. I had to have special permission from the state and my center to even get the offered milk to be put into a cooler that I bring from home.</p> <p>- Rules for storage and handling for human milk do not align with national standards, CDC and ABM.</p> <p>- National guidelines specific to the child care setting do not exist, other than what is listed in Caring for Our Children, 4th Edition (C4OC4) (CDC/ABM cited guidelines are for home use).</p> <p>- Written parental permission to serve formula to breastfed children is not stated as required in rules.</p>	This comment has merit and will be taken into consideration during readoption.
			Public comment continued from above		
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Under section (d), please include that breastmilk may be provided until the child is 2 years of age, according to World Health Organization guidelines. Daycares often impose unsubstantiated age limits.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	<p>Rules are combined for formula and human milk, which lead to misinterpreting handling and storage of formula and human milk as being interchangeable. The current rules are difficult to understand, up to unequal interpretation and not equally applied throughout the state.</p> <ul style="list-style-type: none"> - Once removed from refrigeration, human milk is not permitted to be returned to refrigeration in the communal fridge. I think instead breastmilk should be put BACK into the fridge and allowed to be sent home with the family. As long as kept refrigerated, breast milk can be offered at a later time or used for another purpose and as the property of tht family, that is their decision and should have tht option rather than being forced to discard otherwise safe breast milk. - Rules do not specify human milk shall not be discarded without written permission from parents/guardians (some child care sites make the decision to discard human milk independent of parent/guardian consultation and consent). This is terrible and good breastmilk is wasted instead of being returned to the parent. A lot of time, energy, and tears are put into getting that breast milk and it is the property of that family and should never be discarded without their consent. Even if the breast milk is not safe for consumption, there are many other uses that the family could use it for. - Rules for storage and handling for human milk do not align with national standards, CDC and ABM. <p>- National guidelines specific to the child care setting do not exist, other than what is listed in Caring for Our Children, 4th Edition (C4OC4) (CDC/ABM cited guidelines are for home use).</p> <ul style="list-style-type: none"> - Written parental permission to serve formula to breastfed children is not stated as required in rules. Introducing anything new to babies has the risk of allergies or reactions. Some children cannot drink formula, or need a certain kind. Choosing to not use formula is absolutely the families right and choice and should be respected. <p>As breast milk is the most beneficial and healthy option for a child, this deeply personal choice should be encouraged and accommodated as much as reasonably possible within child care facilities.</p>	This comment has merit and will be taken into consideration during readoption.
		Public comment continued from above			
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Breast milk at daycare centers should not be treated as formula. Breast milk is able to be refrigerated after being heated and offered to a child. Leftover breastmilk should be sent home with the parent at the end of the day.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	<p>The current rules for Food Supplies require more support for breastfeeding families. Modifications to these rules will protect and encourage breastfeeding families to continue breastfeeding to meet their personal lactation goals, impacting the life-long health of the mother and child. Currently, the rules lack strong support to protect human milk. Please consider revisions regarding the handling of breast milk. The Early Childhood Action Plan aims to increasing the number of breastfeeding infants at 6 months. Child Care operators have the ability to offer families the support they need to achieve this goal.</p> <p>15A NCAC 18A .2804 FOOD SUPPLIES</p> <p>(a) In child care centers, food shall be free from spoilage, filth, or other contamination and shall be safe for human consumption. Potentially hazardous foods, including foods packaged in hermetically sealed containers, shall be obtained only from sources that are permitted or inspected by a local health department, the North Carolina Department of Agriculture and Consumer Services or other government regulatory agency. The use of food packaged in hermetically sealed containers that was not prepared in a commercial food processing establishment is prohibited. Food prepared and sent from home to be shared with other children shall be limited to non-potentially hazardous baked goods.</p> <p>(b) Milk products that are used shall be Grade 'A' pasteurized fluid milk and fluid milk products or evaporated milk. The term 'milk products' means those products as defined in 15A NCAC 18A .1200. Copies of 15A NCAC 18A .1200 may be obtained from the Environmental Health Services Section, Division of Environmental Health. Unless prescribed by a physician, dry milk and dry milk products shall be used only for cooking purposes, including cooked pudding desserts and flavored hot beverages.</p> <p>(c) Steamed and uncooked shellfish, raw eggs, and products containing raw eggs including raw cookie dough, cake batter, brownie mix, milkshakes and ice cream shall not be consumed by children. A pasteurized egg product may be used as a substitute for raw eggs.</p> <p>(d) Breast milk, formula, and other bottled beverages, including beverages in sippy cups, sent from home shall be fully prepared, dated, and identified for the appropriate child at the child's home.</p>	This comment has merit and will be taken into consideration during readoption.
		Public comment continued from above			

Agency	Rule	Name	Type of Comment	Comment	Agency Response
				<p>Public comment continued from above</p> <p>Formula and other bottled beverages with the exception of breast milk shall be returned to the child's home or discarded at the end of each day. Breast milk shall not be discarded unless instructed by a parent or guardian in writing . Breast milk shall be permitted to be refrigerated at 40F (~4C) for up to 4 days (96 hours). Frozen breast milk shall be stored frozen at 0F (-18C) for up to 6 months. Frozen breast milk shall be labeled with the date received and date thawed for use. Previously frozen breast milk shall be refrigerated and may be stored for no more than 24 hours. Previously frozen breast milk shall not be refrozen for storage. Microwaves shall not be used to thaw or warm breast milk, baby food, formula or other bottled beverages. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, or, if made from concentrate or powder prepared with potable water according to label instructions. Infant formula shall not be served to a breastfeeding child unless without written permission from a parent or guardian or prescribed by a physician. Efforts must be made to support families to continue breastfeeding.</p>	
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	<p>Breastfeeding</p> <p>The existing rules do not reflect current evidence-based recommendations for storage of breastmilk and are a potential barrier for successful long term breastfeeding for working mothers.</p> <p>The guidelines from the Centers for Disease Control and Prevention state that breastmilk can be safely stored (under proper refrigeration) for up to 4 days: https://www.cdc.gov/breastfeeding/recommendations/handling_breastmilk.htm</p> <p>Under the existing Child Sanitation Rules, a breastfeeding mother must either bring expressed milk home at the end of the day or have it discarded.</p> <p>In the attached document, it is recommended that storage times for breastmilk be extended to "up to 4 days" under proper refrigeration and that frozen breastmilk be stored for up to six months.</p> <p>In addition, the rules should include guidance that formula should not be served to breastfeeding children unless instructed by a parent or guardian in writing or prescribed by a physician.</p>	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
		Public comment continued from above		<p>Infant Formula</p> <p>I recommend changing the requirement that formula provided by the child care center must be pre-packaged, ready-to-feed to "Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, or, if made from concentrate or powder prepared with potable water according to label instructions."</p> <p>Ready-to-feed formula is more expensive than formula from concentrate or powder and can be a financial burden to child care centers, who in term may require parents to provide their own formula. Centers participating in the Child and Adult Care Food Program (CACFP) are required to offer iron-fortified formula to infants, and allowing formula to be made from concentrate or powder would also increase compliance with CACFP regulations</p> <p>15A NCAC 18A .2804(d) should be rewritten as follows: (d) Breast milk, formula, and other bottled beverages, including beverages in sippy cups, sent from home shall be fully prepared, dated, and identified for the appropriate child at the child's home.</p>	
		Public comment continued from above		<p>All breast milk, formula, Formula and other bottled beverages with the exception of breast milk shall be returned to the child's home or discarded at the end of each day. Breast milk shall not be discarded unless instructed by a parent or guardian in writing. Breast milk shall be permitted for storage at the facility with proper refrigeration for up to 4 days (96 hours). Frozen breast milk shall be stored frozen for up to 6 months, seven days. Frozen breast milk shall be labeled with the date received and date thawed for use. Previously frozen breast milk shall be refrigerated and may be stored for no more than 24 hours. Previously frozen breast milk shall not be refrozen for storage. Microwaves shall not be used to thaw or warm breast milk, baby food, formula or other bottled beverages. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Previously frozen breast milk shall not be refrozen for storage. Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, or, if made from concentrate or powder prepared with potable water and mixed only according to label instructions. Formula shall not be served to breastfeeding children unless instructed by a parent or guardian in writing or prescribed by a physician. fully prepared, and packaged in single use containers. However, breast milk or formula that does not meet these requirements may be provided by the child care center as prescribed by the child's physician or instructed by parent or guardian in writing.</p>	

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	<p>Greetings NC Commission for Public Health,</p> <p>There is opportunity to embed stronger support and protection for breastfeeding families in the rules. The NC Breastfeeding-Friendly Child Care Designation (NC BFCCD) [which may be found here: https://www.nutritionnc.com/breastfeeding/bf-childcare.htm] aims to support and protect breastfeeding families statewide through the recognition of Child Care programs which exhibit breastfeeding-friendly best practices. The features of the program and its benefits for child care, children, mothers and all North Carolinians may be found HERE [https://www.nutritionnc.com/breastfeeding/docs/BFCCD-Intro-021319.pdf]. The NC Early Childhood Action Plan [https://www.ncdhhs.gov/about/department-initiatives/early-childhood/early-childhood-action-plan], released last week, aims to increase the percent of infants breastfed at 6 months. This requires intentional support from our child care providers statewide, as well as the rules and regulations for licensed child care providers. Research shows child care providers influence continued breastfeeding once mothers return to work or school.</p> <p>The National Standards for health and safety performance standards and guidelines for early care are found in Caring for Our Children, 4th Edition (CFOC4) [which may be found here: http://nrckids.org/files/CFOC4%20pdf-%20FINAL.pdf]. In CFOC4 (pp203-209) the guidelines for handling and storage of human milk are listed. Aligning North Carolina's regulations with these guidelines would encourage, protect and support breastfeeding families. In addition, evidence-based studies [see link here: https://www.ncbi.nlm.nih.gov/pubmed/28965756] have outlined how states can support breastfeeding through regulations. The existing rules do not reflect current evidence-based recommendations for storage of breastmilk and present barriers for successful breastfeeding for families.</p>	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
		Public comment continued from above		<p>The rules should include guidance and prohibit infant formula to be served to breastfeeding children unless instructed by a parent or guardian in writing or prescribed by a physician. The BFCCD review committee is committed to ensuring breastfeeding families across the state receive support to continue breastfeeding in the child care.</p> <p>15A NCAC 18A .2804(d) should be rewritten as follows: (d) Breast milk, formula, and other bottled beverages, including beverages in sippy cups, sent from home shall be fully prepared, dated, and identified for the appropriate child at the child's home.</p> <p>(1) Freshly expressed breast milk- milk that has not been frozen- shall be refrigerated at 40F (~4C) or below up to 4 days. Breast milk received frozen from the parent/ guardian shall be stored frozen for up to 6 months at 0F (-18C) or below. Previously frozen breast milk that has thawed in the refrigerator, but has not been warmed, may be stored in the refrigerator for up to 24 hours. Frozen breast milk shall be labeled with the date received and date thawed for use. Thawed breast milk shall not be refrozen. Microwaves shall not be used to thaw or warm breast milk. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Breast milk shall not be discarded without written permission from a parent/guardian. Parent/ guardian preference for returning or discarding breast milk shall be recorded in each child's Infant Feeding Plan. Efforts must be made to protect and support families to continue breastfeeding.</p>	

Agency	Rule	Name	Type of Comment	Comment	Agency Response
		Public comment continued from above		(2) Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, fully prepared, or if made from concentrate or powder prepared with potable water according to label instructions. Infant formula shall not be served to a breastfeeding child unless without written permission from a parent/guardian or prescribed by a physician. All formula and other bottled beverages shall be returned to the child's home or discarded at the end of each day. Microwaves shall not be used to thaw or warm baby food, formula or other bottled beverages. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Bottles and other drinking utensils provided by the child care center shall be sanitized in accordance with this Section. Formula and other beverages which require refrigeration, and baby food, after opening, shall be identified for the appropriate child and shall be refrigerated at 45F (7C) or below. Upon opening, jars of baby food shall be covered, dated, refrigerated, and used within two days. Baby food may be served directly from the jar to one child if unused portions of the food are discarded after each feeding; otherwise, commercially prepared baby foods shall be served from a serving dish rather than the food jar. After the completion of each feeding, leftover formula shall be discarded within one hour or returned to the child's home at the end of each day.	
Commission for Public Health	15A NCAC 18A .2901	DISBURSEMENT OF FUNDS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	With Risk Based Inspections being the priority, inspections take longer to complete than they did when this rule came into effect in 1991. The quality of inspections is the most important factor in preserving Public Health. There needs to be a better formula for reimbursement reflecting the change in focus.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3802	SAMPLE COLLECTION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	probably yes when it comes to the sampling as far as complying with federal regulations-maybe not.	This comment has merit and will be taken into consideration during readoption.

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1. Copy the header row and the first 2 rows below the header and then paste it into a new tab for each rule that gets a comment from the public.
2. Update the Rule and Name for each tab created.

Comment Period 2/19/2018 - 4/20/2018

Agency	Rule	Name	Type of Comment	Comment	Agency Response
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Commission for Public Health	15A NCAC 18A .2518	CIRCULATION SYSTEM	Public Coment as defined in G.S. 150B-21.3A(a)(5)	A specific condition should be made for pool and spa pumps to be properly grounded. Non-compliance should be a 6 point violation and an immediate suspension on the grade sheet.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define mildly ill children	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define food prep hand washing sink	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define inspection area vs. licensed area. Explain accessible means everywhere (accessible is not limited to your licensed area).	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define hand washing sink change of use.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Revise household bleach definition. There are new concentrations available & sold in retail stores.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define feeding to include what we consider 'complete' in terms of when a bottle should be discarded or re-served.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Remove recipe from disinfecting and sanitizing solution definitions.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Comment: Section D " please divide the following into their own sections to read more clearly: Breast milk Baby food Formula	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Clarify if water is exempt from 'completion of feeding' rule and may be reserved throughout the day. Centers have reported reduced water consumption by children when the children have to request water versus having water readily available in their cubby.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Section B (milk products) " relocate to definitions.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Move all bottle warming equipment (& other drinking utensils) statements to .2809.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Move bottle warming equipment cleaning procedure to .2812 and specify if they can be washed, rinsed, and sanitized in place or must be sent to kitchen.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Consider modifying hot holding temperature to match food code.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Guidance from the state indicated that a refrigerator in a storage room requires a full food preparation area, but a freezer does not. This needs to be clarified & put in writing.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Guidance from state has indicated that storing milk in bulk containers in a 'dorm-style' refrigerator is unacceptable. Yet, if the classroom is equipped with a food preparation area, the rules say this is acceptable. If they do not want milk included in bulk storage, or want to specify what kind of refrigerator is required, this needs to be added to the rules.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2807	FOOD PREPARATION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Modify pork final cook temperature to match food code.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2807	FOOD PREPARATION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Modify 'food in intact packages initial reheat' temperature to match food code.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2808	FOOD SERVICE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Modify section E hot hold temperature to match food code.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2808	FOOD SERVICE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Remove this sentence: 'Employees shall either use antibacterial soap, dips, or hand sanitizers immediately prior to food preparation or service.' This is not necessary because the first sentence of this section specifically says employees preparing or serving food shall wash their hands. Add the words 'immediately prior to' to the first sentence & remove second sentence completely.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2808	FOOD SERVICE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	There should not be any reference to food preparation in the food service rule.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2809	FOOD SERVICE EQUIPMENT AND UTENSILS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define what is included in bottle warming equipment (i.e. different types).	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2809	FOOD SERVICE EQUIPMENT AND UTENSILS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Move all bottle warming equipment (& other drinking utensils) statements to this section.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2810	SPECIFICATIONS FOR KITCHENS, FOOD PREPARATION AREAS AND FOOD SERVICE AREAS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Separate food preparation areas and kitchens specifications into different rules/citations. Expand on food preparation area to clearly state lavatory requirement. What can and cannot be done in the hand washing sink at the food prep area?	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2810	SPECIFICATIONS FOR KITCHENS, FOOD PREPARATION AREAS AND FOOD SERVICE AREAS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Guidance from the state has indicated there should be a certain distance between the hand washing sink & the refrigerator in the food prep area. Clearly define a distance requirement if this is the case.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2812	CLEANING AND SANITIZING EQUIPMENT AND UTENSILS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	In reference to .2810(f)(2), restate in this section that these items must go to the kitchen to be washed, rinsed, and sanitized. This section should include WHERE bottle warming equipment can be washed, rinsed, and sanitized. Can it be cleaned in place or does it have to be sent to kitchen?	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2815	WATER SUPPLY	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Modify hot water used for cleaning & sanitizing temperature requirement to match food code (110F). This would significantly reduce hot water violations and provisional statuses.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2818	LAVORATORIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Discuss in this section the 'types' of hand washing sinks and their limitations & uses. It is extremely difficult to assess the amount of lavatories needed/required in a classroom & explain to an operator their deficiencies without these specifications clearly stated in one location.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2819	DIAPERING AND DIAPER CHANGING FACILITIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Clarify the required proximity for a hand washing sink in a diaper changing 'area'	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2820	STORAGE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Comment: Specify in the rules that 'locked storage room' does NOT include kitchen.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2820	STORAGE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	(f) Specify that if employee hand bags contain hazardous products they must be locked up	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2820	STORAGE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Guidance from state has indicated that belongings in adjacent, individual cubbies shall not touch. If this is the case, this needs to be clearly stated in the rules.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2834	COMPLIANCE, INSPECTIONS AND REPORTS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Please specify under each item number which sections of the rule apply. Complete thorough marking instructions would be extremely helpful for this rule set.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3101	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#(1) definition of 'inspection' - allows for soil and dust sampling as part of an inspection, this is in direct conflict with the regulated activities found under existing NCAC, EPA & HUD regulations. EPA, HUD and 10A NCAC 41C (by reference) regulates and defines these activities where soils and dust sampling are to be conducted as part of a risk assessment by a certified Risk Assessor. As written, this re-defines the term 'inspection' and allows activities otherwise not allowed by federal and NC state law.	This comment has merit and will be taken into consideration during readoption.

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2. Update the Rule and Name for each tab created.

Comment Period
12/20/2018 - 3/4/2019

Agency	Rule	Name	Type of Comment	Comment	Agency Response
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Commission for Public Health	15A NCAC 18A .1001	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#2--Department is no longer Secretary of the Department of Environment and Natural Resources	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1001	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#3--should read: 'Registered Environmental Health Specialist' means a Registered Environmental Health Specialist as defined in G.S. 90A-51(2b) and 90A-51(4) and authorized agent of the Department.'	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1001	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#6--There is no .2619 to reference for 'sanitize'	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1002	FIELD SANITATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Sanitation rules regarding breast milk usage and storage should follow research-based guidelines.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1002	FIELD SANITATION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	It is ok to put partly unused breast milk in the refrigerator after serving. It can be used again from the same bottle or in the least, returned home to parents.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1003	INVESTIGATION AND APPROVAL	Public Coment as defined in G.S. 150B-21.3A(a)(5)	a--change sanitarian to Registered Environmental Health Specialist	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1004	PERMITS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	c--change transitional permit to 180 days to be consistent with other similar sets of rules	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1006	REINSPECTIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Need to define time--within 30 days	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1011	WATER SUPPLY	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Change to: Hot and cold water provided through a mixing valve or combination faucet.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1012	RECREATIONAL WATERS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	A--needs to be revisited to determine what procedures will be used to approve a natural body of water.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1014	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	b.--define sufficient	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1019	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Please follow established guidelines established by CDC/ABM and referenced in the document for handling human milk. This is a public health concern. It is imperative our policies and systems support breastfeeding and give parents unified messages that are evidence-based.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .1021	MILK AND MILK PRODUCTS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	I have concerns that these storage guidelines do not align with expert guidelines. I do not like that human milk may not be allowed to return to the communal fridge after being offered (especially if parents may not have provided a cooler w/ ice pack for storage), that human milk may be discarded without parent/guardian permission, and that human milk receptacles opened for temperature testing without parent notification/consent.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1301	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In definition (4), 'Department of Environment and Natural Resources' should be updated to 'Department of Health and Human Services'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1301	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In definition (10), The reference of 'Sanitize Definition is out-of-date. Update this to refer to the definition of Sanitization in 15A NCAC 18A .1821(34), which reads, 'Sanitization' means the application of cumulative heat or chemicals on cleaned food-contact surfaces that, when evaluated for efficacy, is sufficient to yield a reduction of 5 logs, which is equal to a 99.999% reduction, of representative disease microorganisms'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1301	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Add a definition that defines patient-contact item, if the term will still be used, to define equipment that comes into direct contact with a patient's person (whether skin or clothing). This could then include definitively where to address equipment such as assistive technology, mats, wheelchairs, shower chairs, walkers, and other equipment.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1311	LIGHTING, VENTILATION AND MOISTURE CONTROL	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In (e), change the language in the sentence containing 'à? other occupied portions of the building' to 'any interior locations'. This would include all spaces inside a building, not just the spaces in a building that are considered occupied, such as hallways.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1312	TOILET: HANDWASHING: LAUNDRY: AND BATHING FACILITIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In (d), in the sentence containing delete the sentence 'Lavatories in medication rooms used primarily for handwashing can be used for other purposes, such as disposal of medications, which do not interfere with effective handwashing'. This would comply with current use of handwashing sinks in food service that only allow uses for handwashing.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1313	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In (f), add a sentence that requires backup water supply plans to be reviewed and updated at least once per year, and this shall be documented by certification of the administrator of the facility or emergency operations manager. Any contracts obtained for water supplied by outside distributors shall be updated at least annually from the previous agreement, as well.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .1317	VERMIN CONTROL: PREMISES: ANIMAL MAINTENANCE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In this section, include a paragraph that requires facilities to develop an action plan to quarantine resident pets, and areas occupied by resident pets, if that pet develops a zoonotic disease as defined in 10A NCAC 41A .0101. If a facility does not allow resident pets, then this should also be written in a policy that states the facility does not allow resident pets. This should include all animals in a facility, whether they are cared for by residents or staff.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1323	FOOD PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Update (a) in the sentence 'â? maintained at safe temperatures (45 degrees F. or below, or 140 degrees F. or above)', to 'â? maintained at safe temperatures (41 degrees F. or below, or 135 degrees F. or above)', to reflect current regulations per 15A NCAC 18A .2653.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1511	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(b) Remove this sentence that requires annual sampling of potable water supply, which does not specify the source of that potable water, and seems to circumvent testing currently in place for community water supplies. Combine with (a) to read 'Water supplies shall meet requirements in 15A NCAC 18C or 15A NCAC 18A .1700'. It seems that potable water sources that are tested per these standards do not need supplemental sampling by local Registered Environmental Health Specialists.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1511	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(d) Replace this statement to read 'Hot water heating facilities shall be provided to meet peak water demands'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1601	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Definition (7): change from 'Residential care facility' to 'Adult Care Home', as referenced in G.S. 131D-2.1(3). This would align the title of our code with the language of the licensing agency.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1601	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Definition (10) is outdated, and refers to 15A NCAC 18A .2619, which has been repealed. Update this to refer to the definition of Sanitization in 15A NCAC 18A .1821(34), which reads, "Sanitization' means the application of cumulative heat or chemicals on cleaned food-contact surfaces that, when evaluated for efficacy, is sufficient to yield a reduction of 5 logs, which is equal to a 99.999% reduction, of representative disease microorganisms'.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1609	LIGHTING AND VENTILATION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(a) Recommend to add lighting minimum requirement of at least 10 ft-cd in areas occupied by residents to comply with requirements in 10A NCAC 13F .0311(f)(2).	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .1611	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(d) Add hot water minimum requirement of 100 F to qualify minimum hot water standard in the food service preparation area. Also recommend to add range of water requirement in areas used by residents (such as bathrooms) to be 100°F - 116°F. This will comply with requirement per 10A NCAC 13F .0311(d). Currently, hot water only needs to be provided, with no minimum or maximum, and this ensures that hot water can be evaluated with a quantifiable standard.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1616	STORAGE: MISCELLANEOUS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(d) Change this paragraph to read '[m]edications shall be stored in a separate cabinet, closet, or box not accessible to young children unless otherwise required in the rules of the licensing agency' to 'medications stored by the facility shall be stored in a locked cabinet, closet, or container, in areas other than a bathroom, kitchen or utility room. Medication carts shall be maintained clean and inaccessible to residents. This would comply with requirements of 10A NCAC 13F .1006.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1620	FOOD PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Add requirement that a food thermometer capable of obtaining internal food temperatures shall be provided and maintained according manufacturer's instructions.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .1620	FOOD PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Paragraph needs updating to reflect section 3-4 of the North Carolina Food Code as amended by 15A NCAC 18A .2653.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2650	GENERAL - ADOPTION BY REFERENCE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Change wording from '2009 Food Code, not including subsequent amendments and editions,' to 'the 2017 FDA Food Code, including subsequent amendments and editions,'. This will reflect the most current science available and recognized by stakeholders as published in the FDA Food Code, and will decrease ambiguity with respect to enforcing discrepancies between the 2009 NC Food Code, and the current Food Code model.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2670	GENERAL REQUIREMENTS FOR PUSHCARTS AND MOBILE FOOD UNITS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Adopt a requirement in this section that all mobile food units and push carts shall require passage of a liquefied petroleum gas inspection pursuant to either G.S. 119-57, which requires NCDACS to conduct 'inspections of liquefied petroleum gas containers and installations', or 02 NCAC 38 .0101, which requires NCDACS to perform 'safety inspections of LP-Gas and anhydrous ammonia installations and vehicles to ensure that they are in compliance with established safety codes'. Numerous incidents involving safety hazards with mobile food units have been documented in recent years, and minimum fire safety requirements have been addressed in NFPA 96: Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations, and NFPA 1, found at https://www.nfpa.org/Public-Education/By-topic/Property-type-and-vehicles/Food-truck-safety . Adopting this requirement will help ensure that a safer environment is provided for operators, regulators, and the public.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2674	LIMITED FOOD ESTABLISHMENTS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Recommend to add a subsection for Limited Lodging Food Establishments (LLFEs) here. Also, in this section, please specify that LLFEs that want to cook outdoors must comply with requirements of G.S. 130A-248(c2) in lieu of 15A NCAC 18A .2669(b). Though more restrictive, this will allow for a more thorough use of the Statute to examine outdoor grills used in proximity to lodging establishments.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Unused breast milk should be returned to the child's home and should be up to the child's guardians/parents to discard or not. Child care centers should not be allowed to discard unused breast milk without the consent of the child's guardians/parents.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	<p>I had to fight daycare this year about not throwing out my breastmilk and get permission to bring a cooler with ice packs since they wanted to leave the remainder out on the counter all day at daycare. Some families are not even given the option to bring an ice cooler and some cannot afford it. Breastmilk should be put BACK into the fridge after it's been offered. The interpretation of this rule has even changed since I had my first baby. This rule should PROMOTE breastfeeding, be clear and should not be interpreted differently each year.</p> <p>- Rules are combined for formula and human milk, which lead to misinterpreting handling and storage of formula and human milk as being interchangeable. The current rules are difficult to understand, have unequal interpretation and not equally applied throughout the state. These rules have been interpreted differently from my first child to my next child. Rules should be equally applied through the entire state and promote breastfeeding.</p> <p>- Once removed from refrigeration, human milk is not permitted to be returned to refrigeration in the communal fridge. I think instead breastmilk should be put BACK into the fridge and allowed to be sent home with the family. I do not want my breastmilk to go to waste because it is not properly refrigerated.</p> <p>- Rules do not specify human milk shall not be discarded without written permission from parents/guardians (some child care sites make the decision to discard human milk independent of parent/guardian consultation and consent). This is terrible and good breastmilk is wasted. My own childcare center has left milk on the counter and has poured breastmilk down the drain- both wasting my hard worked milk for my child. I had to have special permission from the state and my center to even get the offered milk to be put into a cooler that I bring from home.</p> <p>- Rules for storage and handling for human milk do not align with national standards, CDC and ABM.</p> <p>- National guidelines specific to the child care setting do not exist, other than what is listed in Caring for Our Children, 4th Edition (C4OC4) (CDC/ABM cited guidelines are for home use).</p> <p>- Written parental permission to serve formula to breastfed children is not stated as required in rules.</p>	This comment has merit and will be taken into consideration during readoption.
		Public comment continued from above			
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Under section (d), please include that breastmilk may be provided until the child is 2 years of age, according to World Health Organization guidelines. Daycares often impose unsubstantiated age limits.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	<p>Rules are combined for formula and human milk, which lead to misinterpreting handling and storage of formula and human milk as being interchangeable. The current rules are difficult to understand, up to unequal interpretation and not equally applied throughout the state.</p> <ul style="list-style-type: none"> - Once removed from refrigeration, human milk is not permitted to be returned to refrigeration in the communal fridge. I think instead breastmilk should be put BACK into the fridge and allowed to be sent home with the family. As long as kept refrigerated, breast milk can be offered at a later time or used for another purpose and as the property of tht family, that is their decision and should have tht option rather than being forced to discard otherwise safe breast milk. - Rules do not specify human milk shall not be discarded without written permission from parents/guardians (some child care sites make the decision to discard human milk independent of parent/guardian consultation and consent). This is terrible and good breastmilk is wasted instead of being returned to the parent. A lot of time, energy, and tears are put into getting that breast milk and it is the property of that family and should never be discarded without their consent. Even if the breast milk is not safe for consumption, there are many other uses that the family could use it for. - Rules for storage and handling for human milk do not align with national standards, CDC and ABM. <p>- National guidelines specific to the child care setting do not exist, other than what is listed in Caring for Our Children, 4th Edition (C4OC4) (CDC/ABM cited guidelines are for home use).</p> <ul style="list-style-type: none"> - Written parental permission to serve formula to breastfed children is not stated as required in rules. Introducing anything new to babies has the risk of allergies or reactions. Some children cannot drink formula, or need a certain kind. Choosing to not use formula is absolutely the families right and choice and should be respected. <p>As breast milk is the most beneficial and healthy option for a child, this deeply personal choice should be encouraged and accommodated as much as reasonably possible within child care facilities.</p>	This comment has merit and will be taken into consideration during readoption.
		Public comment continued from above			
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	<p>Breast milk at daycare centers should not be treated as formula. Breast milk is able to be refrigerated after being heated and offered to a child. Leftover breastmilk should be sent home with the parent at the end of the day.</p>	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	<p>The current rules for Food Supplies require more support for breastfeeding families. Modifications to these rules will protect and encourage breastfeeding families to continue breastfeeding to meet their personal lactation goals, impacting the life-long health of the mother and child. Currently, the rules lack strong support to protect human milk. Please consider revisions regarding the handling of breast milk. The Early Childhood Action Plan aims to increasing the number of breastfeeding infants at 6 months. Child Care operators have the ability to offer families the support they need to achieve this goal.</p> <p>15A NCAC 18A .2804 FOOD SUPPLIES</p> <p>(a) In child care centers, food shall be free from spoilage, filth, or other contamination and shall be safe for human consumption. Potentially hazardous foods, including foods packaged in hermetically sealed containers, shall be obtained only from sources that are permitted or inspected by a local health department, the North Carolina Department of Agriculture and Consumer Services or other government regulatory agency. The use of food packaged in hermetically sealed containers that was not prepared in a commercial food processing establishment is prohibited. Food prepared and sent from home to be shared with other children shall be limited to non-potentially hazardous baked goods.</p> <p>(b) Milk products that are used shall be Grade 'A' pasteurized fluid milk and fluid milk products or evaporated milk. The term 'milk products' means those products as defined in 15A NCAC 18A .1200. Copies of 15A NCAC 18A .1200 may be obtained from the Environmental Health Services Section, Division of Environmental Health. Unless prescribed by a physician, dry milk and dry milk products shall be used only for cooking purposes, including cooked pudding desserts and flavored hot beverages.</p> <p>(c) Steamed and uncooked shellfish, raw eggs, and products containing raw eggs including raw cookie dough, cake batter, brownie mix, milkshakes and ice cream shall not be consumed by children. A pasteurized egg product may be used as a substitute for raw eggs.</p> <p>(d) Breast milk, formula, and other bottled beverages, including beverages in sippy cups, sent from home shall be fully prepared, dated, and identified for the appropriate child at the child's home.</p>	This comment has merit and will be taken into consideration during readoption.
		Public comment continued from above			

Agency	Rule	Name	Type of Comment	Comment	Agency Response
				<p>Public comment continued from above</p> <p>Formula and other bottled beverages with the exception of breast milk shall be returned to the child's home or discarded at the end of each day. Breast milk shall not be discarded unless instructed by a parent or guardian in writing . Breast milk shall be permitted to be refrigerated at 40F (~4C) for up to 4 days (96 hours). Frozen breast milk shall be stored frozen at 0F (-18C) for up to 6 months. Frozen breast milk shall be labeled with the date received and date thawed for use. Previously frozen breast milk shall be refrigerated and may be stored for no more than 24 hours. Previously frozen breast milk shall not be refrozen for storage. Microwaves shall not be used to thaw or warm breast milk, baby food, formula or other bottled beverages. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, or, if made from concentrate or powder prepared with potable water according to label instructions. Infant formula shall not be served to a breastfeeding child unless without written permission from a parent or guardian or prescribed by a physician. Efforts must be made to support families to continue breastfeeding.</p>	
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	<p>Breastfeeding</p> <p>The existing rules do not reflect current evidence-based recommendations for storage of breastmilk and are a potential barrier for successful long term breastfeeding for working mothers.</p> <p>The guidelines from the Centers for Disease Control and Prevention state that breastmilk can be safely stored (under proper refrigeration) for up to 4 days: https://www.cdc.gov/breastfeeding/recommendations/handling_breastmilk.htm</p> <p>Under the existing Child Sanitation Rules, a breastfeeding mother must either bring expressed milk home at the end of the day or have it discarded.</p> <p>In the attached document, it is recommended that storage times for breastmilk be extended to "up to 4 days" under proper refrigeration and that frozen breastmilk be stored for up to six months.</p> <p>In addition, the rules should include guidance that formula should not be served to breastfeeding children unless instructed by a parent or guardian in writing or prescribed by a physician.</p>	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
		Public comment continued from above		<p>Infant Formula</p> <p>I recommend changing the requirement that formula provided by the child care center must be pre-packaged, ready-to-feed to "Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, or, if made from concentrate or powder prepared with potable water according to label instructions."</p> <p>Ready-to-feed formula is more expensive than formula from concentrate or powder and can be a financial burden to child care centers, who in term may require parents to provide their own formula. Centers participating in the Child and Adult Care Food Program (CACFP) are required to offer iron-fortified formula to infants, and allowing formula to be made from concentrate or powder would also increase compliance with CACFP regulations</p> <p>15A NCAC 18A .2804(d) should be rewritten as follows: (d) Breast milk, formula, and other bottled beverages, including beverages in sippy cups, sent from home shall be fully prepared, dated, and identified for the appropriate child at the child's home.</p>	
		Public comment continued from above		<p>All breast milk, formula, Formula and other bottled beverages with the exception of breast milk shall be returned to the child's home or discarded at the end of each day. Breast milk shall not be discarded unless instructed by a parent or guardian in writing. Breast milk shall be permitted for storage at the facility with proper refrigeration for up to 4 days (96 hours). Frozen breast milk shall be stored frozen for up to 6 months, seven days. Frozen breast milk shall be labeled with the date received and date thawed for use. Previously frozen breast milk shall be refrigerated and may be stored for no more than 24 hours. Previously frozen breast milk shall not be refrozen for storage. Microwaves shall not be used to thaw or warm breast milk, baby food, formula or other bottled beverages. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Previously frozen breast milk shall not be refrozen for storage. Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, or, if made from concentrate or powder prepared with potable water and mixed only according to label instructions. Formula shall not be served to breastfeeding children unless instructed by a parent or guardian in writing or prescribed by a physician. fully prepared, and packaged in single use containers. However, breast milk or formula that does not meet these requirements may be provided by the child care center as prescribed by the child's physician or instructed by parent or guardian in writing.</p>	

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	<p>Greetings NC Commission for Public Health,</p> <p>There is opportunity to embed stronger support and protection for breastfeeding families in the rules. The NC Breastfeeding-Friendly Child Care Designation (NC BFCCD) [which may be found here: https://www.nutritionnc.com/breastfeeding/bf-childcare.htm] aims to support and protect breastfeeding families statewide through the recognition of Child Care programs which exhibit breastfeeding-friendly best practices. The features of the program and its benefits for child care, children, mothers and all North Carolinians may be found HERE [https://www.nutritionnc.com/breastfeeding/docs/BFCCD-Intro-021319.pdf]. The NC Early Childhood Action Plan [https://www.ncdhhs.gov/about/department-initiatives/early-childhood/early-childhood-action-plan], released last week, aims to increase the percent of infants breastfed at 6 months. This requires intentional support from our child care providers statewide, as well as the rules and regulations for licensed child care providers. Research shows child care providers influence continued breastfeeding once mothers return to work or school.</p> <p>The National Standards for health and safety performance standards and guidelines for early care are found in Caring for Our Children, 4th Edition (CFOC4) [which may be found here: http://nrckids.org/files/CFOC4%20pdf-%20FINAL.pdf]. In CFOC4 (pp203-209) the guidelines for handling and storage of human milk are listed. Aligning North Carolina’s regulations with these guidelines would encourage, protect and support breastfeeding families. In addition, evidence-based studies [see link here: https://www.ncbi.nlm.nih.gov/pubmed/28965756] have outlined how states can support breastfeeding through regulations. The existing rules do not reflect current evidence-based recommendations for storage of breastmilk and present barriers for successful breastfeeding for families.</p>	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
		Public comment continued from above		<p>The rules should include guidance and prohibit infant formula to be served to breastfeeding children unless instructed by a parent or guardian in writing or prescribed by a physician. The BFCCD review committee is committed to ensuring breastfeeding families across the state receive support to continue breastfeeding in the child care.</p> <p>15A NCAC 18A .2804(d) should be rewritten as follows: (d) Breast milk, formula, and other bottled beverages, including beverages in sippy cups, sent from home shall be fully prepared, dated, and identified for the appropriate child at the child's home.</p> <p>(1) Freshly expressed breast milk- milk that has not been frozen- shall be refrigerated at 40F (~4C) or below up to 4 days. Breast milk received frozen from the parent/ guardian shall be stored frozen for up to 6 months at 0F (-18C) or below. Previously frozen breast milk that has thawed in the refrigerator, but has not been warmed, may be stored in the refrigerator for up to 24 hours. Frozen breast milk shall be labeled with the date received and date thawed for use. Thawed breast milk shall not be refrozen. Microwaves shall not be used to thaw or warm breast milk. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Breast milk shall not be discarded without written permission from a parent/guardian. Parent/ guardian preference for returning or discarding breast milk shall be recorded in each child's Infant Feeding Plan. Efforts must be made to protect and support families to continue breastfeeding.</p>	

Agency	Rule	Name	Type of Comment	Comment	Agency Response
		Public comment continued from above		(2) Formula provided by the child care center shall be either commercially pre-packaged, ready-to-feed, fully prepared, or if made from concentrate or powder prepared with potable water according to label instructions. Infant formula shall not be served to a breastfeeding child unless without written permission from a parent/guardian or prescribed by a physician. All formula and other bottled beverages shall be returned to the child's home or discarded at the end of each day. Microwaves shall not be used to thaw or warm baby food, formula or other bottled beverages. Bottle warming equipment shall be inaccessible to children when in use and shall be emptied, cleaned and sanitized daily. Bottles and other drinking utensils provided by the child care center shall be sanitized in accordance with this Section. Formula and other beverages which require refrigeration, and baby food, after opening, shall be identified for the appropriate child and shall be refrigerated at 45F (7C) or below. Upon opening, jars of baby food shall be covered, dated, refrigerated, and used within two days. Baby food may be served directly from the jar to one child if unused portions of the food are discarded after each feeding; otherwise, commercially prepared baby foods shall be served from a serving dish rather than the food jar. After the completion of each feeding, leftover formula shall be discarded within one hour or returned to the child's home at the end of each day.	
Commission for Public Health	15A NCAC 18A .2901	DISBURSEMENT OF FUNDS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	With Risk Based Inspections being the priority, inspections take longer to complete than they did when this rule came into effect in 1991. The quality of inspections is the most important factor in preserving Public Health. There needs to be a better formula for reimbursement reflecting the change in focus.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3802	SAMPLE COLLECTION	Public Coment as defined in G.S. 150B-21.3A(a)(5)	probably yes when it comes to the sampling as far as complying with federal regulations-maybe not.	This comment has merit and will be taken into consideration during readoption.

DO NOT EDIT ANYTHING ON THIS SHEET

1. Copy the header row and the first 2 rows below the header and then paste it into a new tab for each rule that gets a comment from the public.
2. Update the Rule and Name for each tab created.

Comment Period 2/19/2018 - 4/20/2018

Agency	Rule	Name	Type of Comment	Comment	Agency Response
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Commission for Public Health	15A NCAC 18A .2518	CIRCULATION SYSTEM	Public Coment as defined in G.S. 150B-21.3A(a)(5)	A specific condition should be made for pool and spa pumps to be properly grounded. Non-compliance should be a 6 point violation and an immediate suspension on the grade sheet.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define mildly ill children	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define food prep hand washing sink	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define inspection area vs. licensed area. Explain accessible means everywhere (accessible is not limited to your licensed area).	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define hand washing sink change of use.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Revise household bleach definition. There are new concentrations available & sold in retail stores.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Define feeding to include what we consider 'complete' in terms of when a bottle should be discarded or re-served.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2801	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Remove recipe from disinfecting and sanitizing solution definitions.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Comment: Section D " please divide the following into their own sections to read more clearly: Breast milk Baby food Formula	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Clarify if water is exempt from 'completion of feeding' rule and may be reserved throughout the day. Centers have reported reduced water consumption by children when the children have to request water versus having water readily available in their cubby.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Section B (milk products) " relocate to definitions.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Move all bottle warming equipment (& other drinking utensils) statements to .2809.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2804	FOOD SUPPLIES	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Move bottle warming equipment cleaning procedure to .2812 and specify if they can be washed, rinsed, and sanitized in place or must be sent to kitchen.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Consider modifying hot holding temperature to match food code.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Guidance from the state indicated that a refrigerator in a storage room requires a full food preparation area, but a freezer does not. This needs to be clarified & put in writing.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2806	FOOD STORAGE AND PROTECTION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Guidance from state has indicated that storing milk in bulk containers in a 'dorm-style' refrigerator is unacceptable. Yet, if the classroom is equipped with a food preparation area, the rules say this is acceptable. If they do not want milk included in bulk storage, or want to specify what kind of refrigerator is required, this needs to be added to the rules.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2807	FOOD PREPARATION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Modify pork final cook temperature to match food code.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2807	FOOD PREPARATION	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Modify 'food in intact packages initial reheat' temperature to match food code.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2808	FOOD SERVICE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Modify section E hot hold temperature to match food code.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2808	FOOD SERVICE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Remove this sentence: 'Employees shall either use antibacterial soap, dips, or hand sanitizers immediately prior to food preparation or service.' This is not necessary because the first sentence of this section specifically says employees preparing or serving food shall wash their hands. Add the words 'immediately prior to' to the first sentence & remove second sentence completely.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2808	FOOD SERVICE	Public Comment as defined in G.S. 150B-21.3A(a)(5)	There should not be any reference to food preparation in the food service rule.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2809	FOOD SERVICE EQUIPMENT AND UTENSILS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Define what is included in bottle warming equipment (i.e. different types).	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2809	FOOD SERVICE EQUIPMENT AND UTENSILS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Move all bottle warming equipment (& other drinking utensils) statements to this section.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2810	SPECIFICATIONS FOR KITCHENS, FOOD PREPARATION AREAS AND FOOD SERVICE AREAS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Separate food preparation areas and kitchens specifications into different rules/citations. Expand on food preparation area to clearly state lavatory requirement. What can and cannot be done in the hand washing sink at the food prep area?	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2810	SPECIFICATIONS FOR KITCHENS, FOOD PREPARATION AREAS AND FOOD SERVICE AREAS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Guidance from the state has indicated there should be a certain distance between the hand washing sink & the refrigerator in the food prep area. Clearly define a distance requirement if this is the case.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2812	CLEANING AND SANITIZING EQUIPMENT AND UTENSILS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	In reference to .2810(f)(2), restate in this section that these items must go to the kitchen to be washed, rinsed, and sanitized. This section should include WHERE bottle warming equipment can be washed, rinsed, and sanitized. Can it be cleaned in place or does it have to be sent to kitchen?	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2815	WATER SUPPLY	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Modify hot water used for cleaning & sanitizing temperature requirement to match food code (110F). This would significantly reduce hot water violations and provisional statuses.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .2818	LAVORATORIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Discuss in this section the 'types' of hand washing sinks and their limitations & uses. It is extremely difficult to assess the amount of lavatories needed/required in a classroom & explain to an operator their deficiencies without these specifications clearly stated in one location.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2819	DIAPERING AND DIAPER CHANGING FACILITIES	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Clarify the required proximity for a hand washing sink in a diaper changing 'area'	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2820	STORAGE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Comment: Specify in the rules that 'locked storage room' does NOT include kitchen.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2820	STORAGE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	(f) Specify that if employee hand bags contain hazardous products they must be locked up	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2820	STORAGE	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Guidance from state has indicated that belongings in adjacent, individual cubbies shall not touch. If this is the case, this needs to be clearly stated in the rules.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .2834	COMPLIANCE, INSPECTIONS AND REPORTS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Please specify under each item number which sections of the rule apply. Complete thorough marking instructions would be extremely helpful for this rule set.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3101	DEFINITIONS	Public Coment as defined in G.S. 150B-21.3A(a)(5)	#(1) definition of 'inspection' - allows for soil and dust sampling as part of an inspection, this is in direct conflict with the regulated activities found under existing NCAC, EPA & HUD regulations. EPA, HUD and 10A NCAC 41C (by reference) regulates and defines these activities where soils and dust sampling are to be conducted as part of a risk assessment by a certified Risk Assessor. As written, this re-defines the term 'inspection' and allows activities otherwise not allowed by federal and NC state law.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .3101	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	#(3) 'Safe work practices'- as written appear to be less stringent, in some regards omits and doesn't take into account or reflect the current 'Work Practices' that are defined and required under NCAC and EPA 40 CFR 745 Subpart E, Residential Property Renovation effective April 22, 2010 for renovation activities or EPA 40 CFR 745 Subpart L, Lead-Based Paint Activities effective August 29, 1996. Some reference to the work practices required in the federal references would be appropriate in addition to those currently listed.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3101	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	#(5) - 'Visual Inspection'- should specify 'NC' certified lead inspector or 'NC' certified lead risk assessor-if not certified by NC, these individuals would be non-compliant with existing NC rules. Again, this definition broadens the federal definition of a visual inspection by requiring the inclusion of paint, dust, or soil sampling as part of a visual inspection - these sampling activities are part of 'clearance testing', that follows a visual examination	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3105	LEAD POISONING HAZARD AND CLEARANCE STANDARD FOR SOIL	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Paragraphs (a)(2), (b)(1) and (b)(2) - Bare soil being a lead poisoning hazard at 2,000 ppm appears to be less stringent, as it exceeds the current EPA requirement of - equal to or exceeding the average of 1,200 ppm for other bare soil areas in the rest of the yard, is a defined soil lead hazard.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3107	MAINTENANCE STANDARD	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(a) some reference to ensuring the use of 'NC certified renovation firms and renovators' where applicable (i.e., renovations that involve disturbance >6 SF for interior and >20 SF for exterior, done for compensation and where no LBP testing has been done to show no lead), as part of - to be clear the renovation rules apply to all Pre-1978 housing, not just pre-1950, when it comes to repair and painting and other renovation activities or abatement activities as defined by existing NC GS 130A-453.24 and 130A-453.04 respectively.	This comment has merit and will be taken into consideration during readoption.

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Commission for Public Health	15A NCAC 18A .3101	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	#(3) 'Safe work practices'- as written appear to be less stringent, in some regards omits and doesn't take into account or reflect the current 'Work Practices' that are defined and required under NCAC and EPA 40 CFR 745 Subpart E, Residential Property Renovation effective April 22, 2010 for renovation activities or EPA 40 CFR 745 Subpart L, Lead-Based Paint Activities effective August 29, 1996. Some reference to the work practices required in the federal references would be appropriate in addition to those currently listed.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3101	DEFINITIONS	Public Comment as defined in G.S. 150B-21.3A(a)(5)	#(5) - 'Visual Inspection'- should specify 'NC' certified lead inspector or 'NC' certified lead risk assessor-if not certified by NC, these individuals would be non-compliant with existing NC rules. Again, this definition broadens the federal definition of a visual inspection by requiring the inclusion of paint, dust, or soil sampling as part of a visual inspection - these sampling activities are part of 'clearance testing', that follows a visual examination	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3105	LEAD POISONING HAZARD AND CLEARANCE STANDARD FOR SOIL	Public Comment as defined in G.S. 150B-21.3A(a)(5)	Paragraphs (a)(2), (b)(1) and (b)(2) - Bare soil being a lead poisoning hazard at 2,000 ppm appears to be less stringent, as it exceeds the current EPA requirement of - equal to or exceeding the average of 1,200 ppm for other bare soil areas in the rest of the yard, is a defined soil lead hazard.	This comment has merit and will be taken into consideration during readoption.
Commission for Public Health	15A NCAC 18A .3107	MAINTENANCE STANDARD	Public Comment as defined in G.S. 150B-21.3A(a)(5)	(a) some reference to ensuring the use of 'NC certified renovation firms and renovators' where applicable (i.e., renovations that involve disturbance >6 SF for interior and >20 SF for exterior, done for compensation and where no LBP testing has been done to show no lead), as part of - to be clear the renovation rules apply to all Pre-1978 housing, not just pre-1950, when it comes to repair and painting and other renovation activities or abatement activities as defined by existing NC GS 130A-453.24 and 130A-453.04 respectively.	This comment has merit and will be taken into consideration during readoption.