

Commission Review
Log of Permanent Rule Filings
May 21, 2020 through June 22, 2020

* Approval Recommended, ** Objection Recommended

COMMERCE - EMPLOYMENT SECURITY, DIVISION OF

The rules in Subchapter 24A concern general information (.0100); requests for documents and public records unrelated to contested claim (.0200); petitions for rulemaking (.0300); and requests for documents, hearing recordings, and transcripts related to pending appeal or contested case (.0500).

<u>Addresses for Filing Claims, Appeals, Exceptions, Request...</u> Amend*	04	NCAC	24A	.0104
<u>Method of Payment</u> Amend*	04	NCAC	24A	.0206
<u>Written Request Required</u> Adopt*	04	NCAC	24A	.0501
<u>Indigency</u> Adopt*	04	NCAC	24A	.0502
<u>Invoice and Fees</u> Adopt*	04	NCAC	24A	.0503
<u>Disclosure of Records Related to Pending Appeal or Contested Case</u> Adopt*	04	NCAC	24A	.0504
<u>Official Forms</u> Amend*	04	NCAC	24A	.0601

The rules in Subchapter 24B concern benefits including claims for unemployment insurance benefits (.0100); interstate claims (.0200); work search requirements (.0300); adjudication (.0400); labor disputes (.0500); unemployment insurance benefit overpayments (.0600); request for waiver of overpayment (.0700); interstate overpayment recovery (.0800); setoff debt collection act (.0900); treasury offset program (.1000); national directory of new hires (.1100).

<u>Notice Requirement for Overpayment</u> Amend*	04	NCAC	24B	.0601
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The rules in Subchapter 24C concern initial appeals from determination including general initial appeals information (.0100); initial appeals hearing (.0200); legal representation for initial appeals (.0300); subpoenas for initial appeals (.0400); higher authority review of appeals decision (.0500); and post-decision relief (.0600).

<u>Administrative Proceedings</u> Amend*	04	NCAC	24C	.0301
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The rules in Subchapter 24D concern tax administration including account charge protests (.0100); request for noncharging of benefits payments (.0200); adequacy (.0300); voluntary election and payments (.0400); records (.0500); reports (.0600); transfer of experience rating to related entity successor account (.0700); agreements to compromise (.0800); special tax investigations (.0900); requests and hearings to review and redetermine tax rate (.1000); treasury offset program and employer setoff debt collection (.1100); seasonal pursuits (.1200); collection methods of employer debt (.1300); and records (.1400).

<u>General Format of Reports and Forms and Methods of Submis...</u> Amend*	04	NCAC	24D	.0601
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<u>Requirements for Transfer of Experience</u> Amend*	04	NCAC 24D .0702
<u>Late Notice of Transfer</u> Adopt*	04	NCAC 24D .0703
<u>Special Tax Investigations</u> Amend*	04	NCAC 24D .0901
<u>Division's Obligations</u> Amend*	04	NCAC 24D .1002

ELECTIONS, STATE BOARD OF

The rules in Chapter 21 are department rules concerning reporting (.0100) and noncompliance (.0200); use of contributions (.0300).

<u>Expenditures for Residential Real Property</u> Adopt*	08	NCAC 21 .0301
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CODE OFFICIALS QUALIFICATION BOARD

The rules in Chapter 8 are the engineering and building codes including the approval of school maintenance electricians (.0400); qualification board-limited certificate (.0500); qualification board-probationary certificate (.0600); qualification board-standard certificate (.0700); disciplinary actions and other contested matters (.0800); manufactured housing board (.0900); NC Home Inspector Licensure Board (.1000); home inspector standards of practice and code of ethics (.1100); disciplinary actions (.1200); home inspector continuing education (.1300); Manufactured Housing Board continuing education (.1400); and alternate designs and construction appeals (.1500).

<u>Nature of Probationary Certificate</u> Amend*	11	NCAC 08 .0602
<u>Nature of Standard Certificate</u> Amend*	11	NCAC 08 .0702
<u>Residential Changeout Inspector</u> Adopt*	11	NCAC 08 .0734

ALARM SYSTEMS LICENSING BOARD

The rules in Chapter 17 are from the N.C. Alarm Systems Licensing Board and cover the organization and general provisions (.0100); provisions for licensees (.0200); provisions for registrants (.0300); the recovery fund (.0400); and continuing education for licensees (.0500).

<u>Application for License</u> Amend*	14B	NCAC 17 .0201
<u>Renewal or Reinstatement of License</u> Amend*	14B	NCAC 17 .0204
<u>Application for Registration</u> Amend*	14B	NCAC 17 .0301

EDUCATION, STATE BOARD OF

The rules in Chapter 6 cover elementary and secondary education including transportation, personnel, curriculum, textbooks, testing, students, public relations, and federal programs.

The rules in Subchapter 6B concern the student transportation system.

<u>School Bus Passengers</u> Adopt*	16	NCAC	06B	.0111
<u>Purchase of School Bus Equipment</u> Adopt**	16	NCAC	06B	.0112
<u>Activity Bus Drivers</u> Adopt**	16	NCAC	06B	.0113
<u>School Bus and Activity Bus Inspections</u> Adopt*	16	NCAC	06B	.0114

The rules in Subchapter 6C concern personnel including general provisions (.0100); teacher education (.0200); licensure and educator Preparation Programs (EPPS) (.0300); annuities and pensions (.0400); performance appraisal system (.0500); code of professional practice and conduct for North Carolina educators (.0600); and educator employment (.0700).

<u>Definitions</u> Adopt*	16	NCAC	06C	.0334
<u>NC Educator License for Area of Assignment</u> Adopt*	16	NCAC	06C	.0335
<u>License Levels for a NC Educator License</u> Adopt*	16	NCAC	06C	.0336
<u>Basic Entity Data to Apply for a NC Educator License</u> Adopt*	16	NCAC	06C	.0337
<u>Licensure Transaction Checklist to Apply for a NC Educato...</u> Adopt*	16	NCAC	06C	.0338
<u>Requirements to be Issued a Continuing Professional Licen...</u> Adopt*	16	NCAC	06C	.0339
<u>Requirements to be Issued an Initial Professional License...</u> Adopt*	16	NCAC	06C	.0340
<u>Requirements to be Issued a Residency License</u> Adopt*	16	NCAC	06C	.0341
<u>Requirements to Add a Provisional Teaching Area to a Nort...</u> Adopt*	16	NCAC	06C	.0342
<u>Degree Level Requirements to be Issued a Provisional Lice...</u> Adopt*	16	NCAC	06C	.0343
<u>Requirements to be Issued a Provisional Student Services ...</u> Adopt*	16	NCAC	06C	.0344
<u>Requirements to be Issued a Provisional License for Princ...</u> Adopt**	16	NCAC	06C	.0345
<u>Requirements to be Issued a Permit to Teach</u> Adopt*	16	NCAC	06C	.0346
<u>Recommendation to be Issued an Initial Professional License</u> Adopt*	16	NCAC	06C	.0347
<u>Enrollment and Employment Requirements for a Residency Li...</u>	16	NCAC	06C	.0348

Adopt*				
<u>Comparability for Out-of-State Licensure Exams</u>	16	NCAC	06C	.0349
Adopt*				
<u>Duration of an Initial Professional License</u>	16	NCAC	06C	.0350
Adopt*				
<u>Testing Requirements to Convert an Expired License</u>	16	NCAC	06C	.0351
Adopt*				
<u>Testing Requirements to Convert a Lateral Entry License</u>	16	NCAC	06C	.0352
Adopt*				
<u>Deadline for Licensure Testing Requirements</u>	16	NCAC	06C	.0353
Adopt*				
<u>Effectiveness Data Requirements to Qualify for a Continui...</u>	16	NCAC	06C	.0354
Adopt*				
<u>Teaching Experience Requirements to be Issued a NC Educat...</u>	16	NCAC	06C	.0355
Adopt*				
<u>Content Area Examination and Coursework Requirements to b...</u>	16	NCAC	06C	.0356
Adopt*				
<u>Requirements to be Issued an International Faculty License</u>	16	NCAC	06C	.0357
Adopt*				
<u>Restrictions to be Issued an Alternative License</u>	16	NCAC	06C	.0358
Adopt*				
<u>Restrictions for an Emergency License</u>	16	NCAC	06C	.0359
Adopt*				
<u>Application Eligibility to be Issued a Lifetime License</u>	16	NCAC	06C	.0360
Adopt*				
<u>Requirements for an Educator to be Placed on a Mandatory ...</u>	16	NCAC	06C	.0361
Adopt*				
<u>Renewal Credit Requirements to Renew a Continuing Profess...</u>	16	NCAC	06C	.0362
Adopt*				
<u>Renewal Credit Requirements to Renew a Continuing Profess...</u>	16	NCAC	06C	.0363
Adopt*				
<u>Experience/Degree Credit for Salary Purposes</u>	16	NCAC	06C	.0364
Adopt*				
<u>Non-Teaching Work Experience Credit Requirements for Nort...</u>	16	NCAC	06C	.0365
Adopt*				
<u>Experience Credit Requirements for Career and Technical E...</u>	16	NCAC	06C	.0366
Adopt*				
<u>Experience Credit Requirements for Junior Reserve Officer...</u>	16	NCAC	06C	.0367
Adopt*				
<u>Requirements to be Awarded the Corporal Pruitt Rainey Bra...</u>	16	NCAC	06C	.0368
Adopt*				
<u>Requirements for an Educator to be Granted Master's Degre...</u>	16	NCAC	06C	.0369
Adopt*				
<u>Experience Credit Restrictions Enforced by the Appeals Panel</u>	16	NCAC	06C	.0370
Adopt*				
<u>Licensure Fees for North Carolina Educators</u>	16	NCAC	06C	.0371
Adopt*				
<u>Denying a License Application or Suspension or Revocation...</u>	16	NCAC	06C	.0372
Adopt*				

<u>Reporting Requirements for Suspected Child Abuse by a Loc... Adopt*</u>	16	NCAC	06C	.0373
<u>Investigation Requirements to Determine Reasonable Cause ... Adopt*</u>	16	NCAC	06C	.0374
<u>Voluntary Surrender of an Educator License Adopt*</u>	16	NCAC	06C	.0375
<u>Reinstatement or Issuance for an Educator with a Suspense... Adopt*</u>	16	NCAC	06C	.0376
<u>Notification to Other States Involving Denial, Suspension... Adopt*</u>	16	NCAC	06C	.0377
<u>Procedure for Seeking Exception from Licensure Requirements Adopt*</u>	16	NCAC	06C	.0378
<u>One-Year Extension Process for Coursework Requirements to... Adopt*</u>	16	NCAC	06C	.0379
<u>Decision of the State Board of Education for a Requested ... Adopt*</u>	16	NCAC	06C	.0380
<u>Beginning Teacher Support Program Requirements Adopt*</u>	16	NCAC	06C	.0381
<u>Beginning Teacher Support Requirements Adopt*</u>	16	NCAC	06C	.0382
<u>Beginning Teacher Professional Development Plan Adopt*</u>	16	NCAC	06C	.0383
<u>Mentor Program Requirements Adopt*</u>	16	NCAC	06C	.0384
<u>Standards that Determine Teacher Ratings Adopt*</u>	16	NCAC	06C	.0385
<u>School Administrator Preparation Program Coursework Requi... Adopt*</u>	16	NCAC	06C	.0386
<u>School Administrator Preparation Program Curriculum Requi... Adopt*</u>	16	NCAC	06C	.0387
<u>School Administrator Preparation Program Internship Requi... Adopt*</u>	16	NCAC	06C	.0388
<u>School Administrator Preparation Program Internship Site ... Adopt*</u>	16	NCAC	06C	.0389
<u>School Administrators Preparation Program Requirements Adopt*</u>	16	NCAC	06C	.0390
<u>Testing Exemptions for Admission into an Educator Prepara... Adopt*</u>	16	NCAC	06C	.0391
<u>Testing Requirements for Admission into an Educator Prepa... Adopt*</u>	16	NCAC	06C	.0392
<u>Mathematics Instructional Requirements for Educator Prepa... Adopt*</u>	16	NCAC	06C	.0393
<u>Standards of Practice for Innovative or Experimental Prog... Adopt*</u>	16	NCAC	06C	.0394
<u>Process for Filing a Complaint Against and Educator Prepa... Adopt*</u>	16	NCAC	06C	.0395
<u>Restrictions on the Authority of the State Board of Educa... Adopt*</u>	16	NCAC	06C	.0396
<u>Educator Preparation Program Coursework Requirements for ...</u>	16	NCAC	06C	.0397

Adopt*			
<u>Model Teacher Contracts for Teachers</u>	16	NCAC 06C	.0701
Adopt*			
The rules in Subchapter 6D cover instruction including curriculum (.0100), textbooks (.0200), testing programs (.0300), and accountability standards and graduation requirements (.0500).			
<u>Textbook Evaluation Criteria and Invitation to Submit</u>	16	NCAC 06D	.0211
Adopt**			
<u>Textbook Publishers Registry</u>	16	NCAC 06D	.0212
Adopt**			
<u>Test Administration in Public Schools</u>	16	NCAC 06D	.0307
Adopt*			
<u>Role of the Testing Coordinator</u>	16	NCAC 06D	.0308
Adopt*			
<u>Requirements of End-of-Course Assessments</u>	16	NCAC 06D	.0309
Adopt*			
<u>Appropriate Use of State Tests</u>	16	NCAC 06D	.0310
Adopt*			
<u>Testing Code of Ethics</u>	16	NCAC 06D	.0311
Adopt*			
<u>Use of State-Designated Assessments for the NC Teacher Ev...</u>	16	NCAC 06D	.0313
Adopt*			
The rules in Subchapter 6E concern students including attendance (.0100); school athletics and sports medicine (.0200); and driver training (.0300);			
<u>Definition of Student Chronic Absenteeism Rate</u>	16	NCAC 06E	.0106
Adopt*			
<u>School Violence Acts Defined and the Annual Report of The...</u>	16	NCAC 06E	.0107
Adopt*			
<u>Interscholastic Athletes</u>	16	NCAC 06E	.0204
Adopt**			
<u>Concussion Safety Requirements for Interscholastic Compet...</u>	16	NCAC 06E	.0205
Adopt**			
<u>Athletic Trainers</u>	16	NCAC 06E	.0206
Adopt*			
The rules in Subchapter 6G relate to education agency relations including rules about the school-based management and accountability program (.0300) and charter schools (.0500).			
<u>Alternative Schools' Accountability Models</u>	16	NCAC 06G	.0314
Adopt*			
<u>Accountability Annual Performance Standards</u>	16	NCAC 06G	.0315
Adopt*			
<u>Purpose of SBE's Compliance Commission for Accountability</u>	16	NCAC 06G	.0316
Adopt*			
<u>Charter School Accountability Requirements</u>	16	NCAC 06G	.0503
Adopt*			
<u>Charter Schools Student Admissions</u>	16	NCAC 06G	.0504
Adopt*			
<u>Charter Schools Financial Noncompliance - Impact of Finan...</u>	16	NCAC 06G	.0505

Adopt*				
<u>Charter Schools Governance Noncompliance</u>	16	NCAC	06G	.0506
Adopt*				
<u>Charter School Renewal Process</u>	16	NCAC	06G	.0507
Adopt*				
<u>Charter School Application and Review Process</u>	16	NCAC	06G	.0508
Adopt*				
<u>Planning Year for New Preliminary Charter Schools</u>	16	NCAC	06G	.0509
Adopt*				
<u>Charter Amendments for Existing Public Charter Schools - ...</u>	16	NCAC	06G	.0510
Adopt*				
<u>Charter Amendments for Existing Public Charter Schools - ...</u>	16	NCAC	06G	.0511
Adopt*				
<u>Fast Track Replication of High Quality Charter Schools - ...</u>	16	NCAC	06G	.0512
Adopt*				
<u>Fast Track Replication of High Quality Charter Schools - ...</u>	16	NCAC	06G	.0513
Adopt*				
<u>Fast Track Replication of High Quality Charter Schools - ...</u>	16	NCAC	06G	.0514
Adopt*				
<u>Fast Track Replication of High Quality Charter Schools - ...</u>	16	NCAC	06G	.0515
Adopt*				
<u>Virtual Charter Schools Attendance and Membership - Appli...</u>	16	NCAC	06G	.0516
Adopt*				
<u>Alternative Charter School Designation Policy - Purpose a...</u>	16	NCAC	06G	.0517
Adopt*				
<u>Alternative Charter School Designation Policy - Eligibility</u>	16	NCAC	06G	.0518
Adopt*				
<u>Alternative Charter School Designation Policy - Application</u>	16	NCAC	06G	.0519
Adopt*				
<u>Alternative Charter School Designation Policy - Applicati...</u>	16	NCAC	06G	.0520
Adopt*				
<u>Alternative Charter School Designation Policy - Review an...</u>	16	NCAC	06G	.0521
Adopt*				
<u>Alternative Charter School Designation Policy - Terminati...</u>	16	NCAC	06G	.0522
Adopt*				
<u>Management Organizations and Support Organizations</u>	16	NCAC	06G	.0523
Adopt*				
<u>Charter Schools Process for Assumption of Inadequately Pe...</u>	16	NCAC	06G	.0524
Adopt*				
The rules in Subchapter 6H concern federal programs.				
<u>Nutrition Standards for Elementary Schools</u>	16	NCAC	06H	.0113
Adopt**				
<u>Dispute Resolution Process for Homeless Students - Defini...</u>	16	NCAC	06H	.0114
Adopt*				
<u>Dispute Resolution Process for Homeless Students - LEA Di...</u>	16	NCAC	06H	.0115
Adopt*				
<u>Dispute Resolution Process for Homeless Students - State ...</u>	16	NCAC	06H	.0116
Adopt*				

Operations of Federal Programs 16 NCAC 06H .0117
Adopt**

The rules in Subchapter 6K concern the education services for the deaf and blind (EDSB).

School Security 16 NCAC 06K .0101
Adopt*

Standard Course of Study (SCOS) 16 NCAC 06K .0103
Adopt**

Placement Procedures 16 NCAC 06K .0104
Adopt**

Weapons Prohibited on School Property 16 NCAC 06K .0105
Adopt*

MEDICAL BOARD/PERFUSION ADVISORY COMMITTEE

The rules in Subchapter 32V are rules covering licensure of perfusionists and the practice of perfusion. Perfusion primarily concerns operating cardiopulmonary bypass systems during cardiac surgery cases.

Practice During a Disaster 21 NCAC 32V .0111
Amend*

FUNERAL SERVICE, BOARD OF

The rules in Subchapter 34A concern board functions including general provisions (.0100); and fees and other payments (.0200).

Petition for Predetermination 21 NCAC 34A .0204
Adopt*

The rules in Subchapter 34B are funeral service rules including rules relating to resident trainees (.0100); examinations (.0200); licensing (.0300); continuing education (.0400); out-of-state licensees (.0500); funeral establishments (.0600); and preparation of dead bodies (.0700).

Procedures for Provisional Licensure 21 NCAC 34B .0313
Adopt*

Application Form and Equivalent Examinations for Reciprocity 21 NCAC 34B .0502
Amend*

PHARMACY, BOARD OF

The rules in Chapter 46 cover organization of the board (.1200); general definitions (.1300); hospitals and other health facilities (.1400); admission requirements and examinations (.1500); licenses and permits (.1600); drugs dispensed by nurse and physician assistants (.1700); prescriptions (.1800); forms (.1900); administrative provisions (.2000); elections (.2100); continuing education (.2200); prescription information and records (.2300); dispensing in health departments (.2400); miscellaneous provisions (.2500); devices (.2600); nuclear pharmacy (.2700); compounding (.2800); product selection (.2900); disposal of unwanted drugs (.3000); clinical pharmacist practitioner (.3100); impaired pharmacist peer review program (.3200); and registry of pharmacist technicians (.3300).

Right To Hearing 21 NCAC 46 .2001
Amend*

Request for Hearing 21 NCAC 46 .2004
Amend*

<u>Granting or Denying Hearing Request</u> Amend*	21	NCAC 46	.2005
<u>Notice of Hearing</u> Amend*	21	NCAC 46	.2006
<u>Who Shall Hear Contested Cases</u> Amend*	21	NCAC 46	.2007
<u>Informal Procedures</u> Amend*	21	NCAC 46	.2008
<u>Petition for Intervention</u> Amend*	21	NCAC 46	.2009
<u>Types of Intervention</u> Repeal*	21	NCAC 46	.2010
<u>Disqualification of Board Members</u> Amend*	21	NCAC 46	.2011
<u>Subpoenas</u> Amend*	21	NCAC 46	.2013
<u>Witnesses</u> Amend*	21	NCAC 46	.2014
<u>Final Decision</u> Amend*	21	NCAC 46	.2015
<u>Proposals for Decisions</u> Amend*	21	NCAC 46	.2016
<u>Reapplications, Reinstatement, Rehearing and Reconsideration</u> Adopt*	21	NCAC 46	.2017