

Commission Review
Log of Permanent Rule Filings
July 21, 2020 through August 20, 2020

* Approval Recommended, ** Objection Recommended, *** Other

RADIATION PROTECTION COMMISSION

The rules in Chapter 15 are from the Radiation Protection Commission and include general provisions (.0100); registration of radiation machines, facilities and services (.0200); licensing of radioactive material (.0300); safety requirements for industrial radiography operations (.0500); x-rays in the healing arts (.0600); use of radioactive sources in the healing arts (.0700); requirements for analytical x-ray equipment (.0800); requirements for particle accelerators (.0900); notices, instructions, reports and inspections (.1000); fees (.1100); land disposal of radioactive waste (.1200); requirements for wire-line service operators and subsurface-tracer studies (.1300); tanning facilities (.1400); licenses for disposal site access (.1500); and standards for protections against radiation (.1600).

Records: Reports and Operating Requirements 10A NCAC 15 .1418
 Readopt with Changes*

PUBLIC HEALTH, COMMISSION FOR

The rules in Subchapter 42B concern laboratory sections.

Newborn Screening 10A NCAC 42B .0102
 Amend*

Fees 10A NCAC 42B .0108
 Adopt*

The rules in Chapter 43 are personal health rules.

The rules in Subchapter 43H are rules of the Sickle Cell Syndrome, genetic counseling and children and youth section including rules about the sickle cell syndrome program (.0100); sickle cell contract funds (.0200); and genetic health care (.0300).

Submission of Blood Specimens for Screening of Newborns 10A NCAC 43H .0314
 Amend*

CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

The rules in Chapter 9 are from the Criminal Justice Education and Training Standards Commission. This Commission has primary responsibility for setting statewide education, training, employment, and retention standards for criminal justice personnel (not including sheriffs).

The rules in Subchapter 9B cover minimum standards for: employment (.0100); schools and training programs (.0200); criminal justice instructors (.0300); completion of training (.0400); school directors (.0500); and certification of post-secondary criminal justice education programs (.0600).

Minimum Standards for Criminal Justice Officers 12 NCAC 09B .0101
 Amend*

Responsibilities of the School Director 12 NCAC 09B .0202
 Amend*

Criminal Justice Instructor Training 12 NCAC 09B .0209

Amend*	
<u>Certification of Instructors</u>	12 NCAC 09B .0301
Amend*	
<u>Criminal Justice Instructor Training Course</u>	12 NCAC 09B .0410
Amend*	

The rules in Subchapter 9G are the standards for correction including scope, applicability and definitions (.0100); minimum standards for certification of correctional officers, probation/parole officers, and probation/parole officers-intermediate (.0200); certification of correctional officers, probation/parole officers, probation/parole officers intermediate and instructors (.0300); minimum standards for training of correctional officers, probation/parole officers, and probation/parole officers-intermediate (.0400); enforcement of rules (.0500); professional certification program (.0600); and forms (.0700).

<u>Notification of Criminal Charges/Convictions</u>	12 NCAC 09G .0302
Amend*	
<u>Certification of Instructors</u>	12 NCAC 09G .0307
Amend*	
<u>Corrections Instructor Training Course</u>	12 NCAC 09G .0313
Amend*	
<u>Instructor Training</u>	12 NCAC 09G .0414
Amend*	

COASTAL RESOURCES COMMISSION

The rules in Subchapter 7H are the state guidelines for areas of environmental concern (AECs) including introduction and general comments (.0100); the estuarine system (.0200); ocean hazard areas (.0300); public water supplies (.0400); natural and cultural resource areas (.0500); development standards (.0600); general permits for construction or maintenance of bulkheads and the placement of riprap for shoreline protection in estuarine and public trust waters (.1100); piers, docks and boat houses in estuarine and public trust waters (.1200); general permit to construct boat ramps along estuarine and public trust shorelines and into estuarine and public trust waters (.1300); groins in estuarine and public trust waters (.1400); excavation within or connecting to existing canals, channels, basins, or ditches in estuarine waters, public trust waters, and estuarine shoreline AECs (.1500); aerial and subaqueous utility lines with attendant structures in coastal wetlands, estuarine waters, public trust waters and estuarine shorelines (.1600); emergency work requiring a CAMA or a dredge and fill permit (.1700); beach bulldozing landward of the mean high-water mark in the ocean hazard AEC (.1800); temporary structures within the estuarine and ocean hazard AECs (.1900); authorizing minor modifications and repair to existing pier/mooring facilities in estuarine and public trust waters and ocean hazard areas (.2000); construction of sheetpile sill for shoreline protection in estuarine and public trust waters (.2100); construction of freestanding moorings in established waters and public trust areas (.2200); replacement of existing bridges and culverts in estuarine waters, estuarine shorelines, public trust areas and coastal wetlands (.2300); placement of riprap for wetland protection in estuarine and public trust waters (.2400); replacement of structures; the reconstruction of primary or frontal dune systems; and the maintenance excavation of existing canals, basins, channels, or ditches, damaged, destroyed, or filled in by hurricanes or tropical storms (.2500); construction of wetland, stream and buffer mitigation sites by the North Carolina Ecosystem Enhancement Program or the North Carolina Wetlands Restoration Program (.2600); and the construction of riprap sills for wetland enhancement in estuarine and public trust waters (.2700).

<u>Ocean Hazard Categories</u>	15A NCAC 07H .0301
Readopt without Changes*	
<u>Significance of the Ocean Hazard Category</u>	15A NCAC 07H .0302
Readopt without Changes*	
<u>Management Objective of Ocean Hazard Areas</u>	15A NCAC 07H .0303

Readopt without Changes*	
<u>AECs Within Ocean Hazard Areas</u>	15A NCAC 07H .0304
Readopt without Changes*	
<u>General Identification and Description of Landforms</u>	15A NCAC 07H .0305
Readopt without Changes*	
<u>General Use Standards for Ocean Hazard Areas</u>	15A NCAC 07H .0306
Readopt without Changes*	
<u>Specific Use Standards for Ocean Hazard Areas</u>	15A NCAC 07H .0308
Readopt without Changes*	
<u>Use Standards for Ocean Hazard Areas: Exceptions</u>	15A NCAC 07H .0309
Readopt without Changes*	
<u>Use Standards for Inlet Hazard Areas</u>	15A NCAC 07H .0310
Readopt without Changes*	
<u>Installation and Maintenance of Sand Fencing</u>	15A NCAC 07H .0311
Readopt without Changes*	
<u>Technical Standards for Beach Fill Projects</u>	15A NCAC 07H .0312
Readopt without Changes*	

WILDLIFE RESOURCES COMMISSION

The rules in Chapter 10 are promulgated by the Wildlife Resources Commission and concern wildlife resources and water safety.

The rules in Subchapter 10B are hunting and trapping rules and cover general hunting and wildlife provisions (.0100), hunting specific animals (.0200), trapping (.0300), and tagging furs (.0400).

<u>Dog Training and Field Trials</u>	15A NCAC 10B .0114
Readopt with Changes*	

The rules in Subchapter 10G concern distribution and sale of hunting: fishing: and trapping license including license agents (.0100); boat registration agents (.0200); fur tag agents (.0300); wildlife service agents (.0400); licensee requirements (.0500) and license eligibility (.0600).

<u>Totally Disabled License Eligibility</u>	15A NCAC 10G .0601
Amend*	

The rules in Subchapter 10H concern activities regulated by the Commission including controlled hunting preserves for domestically raised game birds (.0100), holding wildlife in captivity (.0300), commercial trout ponds (.0400), fish propagation (.0700), falconry (.0800), game bird propagators (.0900), taxidermy (.1000), furbearer propagation (.1100), controlled fox hunting preserves (.1200), and reptiles and amphibians (.1300).

<u>Records</u>	15A NCAC 10H .1003
Amend*	

The rules in Subchapter 10L concern the wildlife conservation land program.

<u>Wildlife Conservation Land</u>	15A NCAC 10L .0101
Adopt*	
<u>Protection of Species on the Protected Animal List</u>	15A NCAC 10L .0102
Adopt*	
<u>Conservation of Priority Wildlife Habits</u>	15A NCAC 10L .0103
Adopt*	

Wildlife Reserve
Adopt*

15A NCAC 10L .0104

PUBLIC HEALTH, COMMISSION FOR

The rules in Chapter 18 cover environmental aspects of health such as sanitation (18A), mosquito control (18B), water supplies (18C), and water treatment facility operators (18D).

The rules in Subchapter 18A deal with sanitation and include handling, packing and shipping of crustacean meat (.0100) and shellfish (.0300 and .0400); operation of shellstock plants and reshippers (.0500); shucking and packing plants (.0600); depuration mechanical purification facilities (.0700); wet storage of shellstock (.0800); shellfish growing waters (.0900); summer camps (.1000); grade A milk (.1200); hospitals, nursing homes, rest homes, etc. (.1300); mass gatherings (.1400); local confinement facilities (.1500); residential care facilities (.1600); protection of water supplies (.1700); lodging places (.1800); sewage treatment and disposal systems (.1900); migrant housing (.2100); bed and breakfast homes (.2200); delegation of authority to enforce rules (.2300); public, private and religious schools (.2400); public swimming pools (.2500); restaurants, meat markets, and other food handling establishments (.2600); child day care facilities (.2800); restaurant and lodging fee collection program (.2900); bed and breakfast inns (.3000); lead poisoning prevention (.3100); tattooing (.3200); adult day service facilities (.3300); primitive camps (.3500); rules governing the sanitation of resident camps (.3600); and private drinking water well sampling (.3800).

Definitions 15A NCAC 18A .2508

Amend*

Water Recreation Attractions 15A NCAC 18A .2543

Amend*

BARBER EXAMINERS, BOARD OF

The rules in Subchapter 6N establish fees and provide for the use of various forms.

Form Bar-1 21 NCAC 06N .0102

Amend*

Form Bar-3 21 NCAC 06N .0104

Amend*

Form Bar-4 21 NCAC 06N .0105

Amend*

Form Bar-5 21 NCAC 06N .0106

Amend*

Form Bar-6 21 NCAC 06N .0107

Amend*

Form Bar-8 21 NCAC 06N .0109

Amend*

Form Bar-9 21 NCAC 06N .0110

Amend*

Form Bar-11 21 NCAC 06N .0112

Amend*

Form Bar-12 21 NCAC 06N .0113

Amend*

PASTORAL COUNSELORS, BOARD OF EXAMINERS OF FEE-BASED PRACTICING

The rules in Chapter 45 concern the Board of Examiners of Fee-Based Practicing Pastoral Counselors including general provisions (.0100); application for certification(.0200); examination (.0300); certification renewal (.0400); continuing education (.0500); definitions (.0600); temporary certificates (.0700); and supervision (.0800).

<u>Address</u> Amend*	21	NCAC 45	.0101
<u>Review Procedure</u> Amend*	21	NCAC 45	.0202
<u>Types</u> Amend*	21	NCAC 45	.0301
<u>Certification Renewal Form</u> Amend*	21	NCAC 45	.0401
<u>Reinstatement After Suspension</u> Adopt*	21	NCAC 45	.0403
<u>Continuing Education Requirements</u> Amend*	21	NCAC 45	.0501
<u>Equivalency</u> Amend*	21	NCAC 45	.0601
<u>Issuance of Temporary Certificate</u> Amend*	21	NCAC 45	.0701
<u>Approved Supervision</u> Amend*	21	NCAC 45	.0801

ADDICTIONS SPECIALIST PROFESSIONAL PRACTICE BOARD

The rules in Chapter 68 include general provisions (.0100); certification (.0200); clinical addictions specialist (.0300); education (.0400); ethical principles of conduct (.0500); grounds for discipline and disciplinary procedures (.0600); and appeals process (.0700).

<u>Definitions</u> Readopt with Changes*	21	NCAC 68	.0101
<u>Board Address</u> Readopt with Changes*	21	NCAC 68	.0102
<u>Application for Registration</u> Readopt with Changes*	21	NCAC 68	.0201
<u>Registration Process for Board Credential</u> Readopt with Changes*	21	NCAC 68	.0202
<u>Supervised Practicum for Certified Alcohol and Drug Couns...</u> Readopt with Changes*	21	NCAC 68	.0204
<u>Reciprocity</u> Readopt with Changes*	21	NCAC 68	.0209
<u>Continuing Education Approval Policy</u> Readopt/Repeal*	21	NCAC 68	.0213
<u>University Substance Abuse Specialty Curricula</u> Readopt with Changes*	21	NCAC 68	.0214
<u>Verification</u> Readopt/Repeal*	21	NCAC 68	.0215

<u>Background Investigation</u> Readopt with Changes**	21	NCAC 68	.0216
<u>Supervised Practicum for Criminal Justice Addictions Prof...</u> Readopt with Changes*	21	NCAC 68	.0217
<u>Notice to Applicant of Failure to Satisfy Board</u> Readopt without Changes*	21	NCAC 68	.0220
<u>Applicant Hearing</u> Readopt without Changes*	21	NCAC 68	.0221
<u>Ethics and Quality Assurance Inquiry</u> Readopt with Changes*	21	NCAC 68	.0222
<u>Standards and Quality Assurance Committee Actions</u> Readopt with Changes*	21	NCAC 68	.0223
<u>Credentialing Status Denied if Serving Sentence</u> Readopt without Changes*	21	NCAC 68	.0224
<u>Suspension of Authority and Escrow of Funds</u> Readopt without Changes*	21	NCAC 68	.0225
<u>Armed Services Extension for Credential</u> Readopt without Changes*	21	NCAC 68	.0226
<u>Credentials by Endorsement or Reciprocity Based on Milita...</u> Readopt with Changes**	21	NCAC 68	.0227
<u>Substance Use Disorder Credential by Endorsement or Recip...</u> Readopt with Changes**	21	NCAC 68	.0228
<u>Scope</u> Readopt without Changes*	21	NCAC 68	.0301
<u>Application for Deemed Status by Professional Discipline</u> Readopt without Changes*	21	NCAC 68	.0303
<u>Three-Year Standards Review of Deemed Status Standing</u> Readopt without Changes*	21	NCAC 68	.0304
<u>Revocation of Credential When Change in Status</u> Readopt without Changes*	21	NCAC 68	.0307
<u>Educational Approval Policy</u> Readopt with Changes*	21	NCAC 68	.0401
<u>General Training Pre-Approval Guidelines</u> Readopt with Changes*	21	NCAC 68	.0402
<u>In-Service Training Event</u> Readopt with Changes*	21	NCAC 68	.0403
<u>Credit Denial or Limitation</u> Readopt with Changes*	21	NCAC 68	.0404
<u>Sponsor Guidelines</u> Readopt with Changes*	21	NCAC 68	.0405
<u>Procedures for Approval of Self-Study Courses</u> Readopt/Repeal*	21	NCAC 68	.0406
<u>Education Submission Guidelines</u> Readopt with Changes*	21	NCAC 68	.0407
<u>Purpose and Scope</u> Readopt with Changes*	21	NCAC 68	.0501
<u>Non-Discrimination</u> Readopt without Changes*	21	NCAC 68	.0502
<u>Competence</u>	21	NCAC 68	.0503

Readopt with Changes*			
<u>Legal Standards and Ethical Standards</u>	21	NCAC 68	.0504
Readopt without Changes*			
<u>Education and Training Standards</u>	21	NCAC 68	.0505
Readopt without Changes*			
<u>Publication Credit</u>	21	NCAC 68	.0506
Readopt without Changes*			
<u>Client Welfare</u>	21	NCAC 68	.0507
Readopt without Changes*			
<u>Confidentiality</u>	21	NCAC 68	.0508
Readopt with Changes*			
<u>Client Relationships</u>	21	NCAC 68	.0509
Readopt with Changes*			
<u>Interprofessional Relationships</u>	21	NCAC 68	.0510
Readopt without Changes*			
<u>Remuneration</u>	21	NCAC 68	.0511
Readopt without Changes*			
<u>Responsibilities of Supervisor to Supervisee</u>	21	NCAC 68	.0512
Readopt with Changes*			
<u>Grounds for Professional Discipline</u>	21	NCAC 68	.0601
Readopt without Changes*			
<u>Complaint Procedures</u>	21	NCAC 68	.0602
Readopt with Changes*			
<u>Investigation of Complaint</u>	21	NCAC 68	.0603
Readopt without Changes*			
<u>Hearing Before Board</u>	21	NCAC 68	.0604
Readopt without Changes*			
<u>Method of Discipline</u>	21	NCAC 68	.0605
Readopt with Changes*			
<u>Effect of Court or of Other Professional Groups</u>	21	NCAC 68	.0606
Readopt with Changes*			
<u>Discretion of the Board</u>	21	NCAC 68	.0607
Readopt without Changes*			
<u>Confidentiality</u>	21	NCAC 68	.0608
Readopt without Changes*			
<u>Petition for Reopening Case</u>	21	NCAC 68	.0609
Readopt without Changes*			
<u>Awarding the Credential Following Denial</u>	21	NCAC 68	.0610
Readopt without Changes*			
<u>Proof of Rehabilitation</u>	21	NCAC 68	.0611
Readopt without Changes*			
<u>Informal Proceedings</u>	21	NCAC 68	.0615
Readopt without Changes*			
<u>Publication of Ethics Sanctions</u>	21	NCAC 68	.0620
Readopt with Changes*			
<u>Hearing Before Board: Time Requirement</u>	21	NCAC 68	.0701
Readopt without Changes*			
<u>Right to Hearing</u>	21	NCAC 68	.0702
Readopt without Changes*			

<u>Request for Hearing</u> Readopt without Changes*	21	NCAC 68	.0703
<u>Hearing Requests</u> Readopt without Changes*	21	NCAC 68	.0704
<u>Notice of Hearing</u> Readopt without Changes*	21	NCAC 68	.0705
<u>Who Shall Hear Contested Cases</u> Readopt without Changes*	21	NCAC 68	.0706
<u>Petition for Intervention</u> Readopt without Changes*	21	NCAC 68	.0707
<u>Types of Intervention</u> Readopt without Changes*	21	NCAC 68	.0708
<u>Disqualification of Board Member</u> Readopt with Changes*	21	NCAC 68	.0709

BUILDING CODE COUNCIL

<u>2018 NC Mechanical Code/Minimum Ventilation Rates</u> Amend*	Table 403.3.1.1
<u>2018 NC Energy Conservation Code/Application</u> Amend*	C401.2
<u>2018 NC Energy Conservation Code/Compliance</u> Amend*	R401.2
<u>2018 NC Residential Code/Appendices</u> Amend*	R102.5
<u>2018 NC Residential Code/Egress Door</u> Amend*	R311.2
<u>2018 NC Residential Code/Walkline</u> Amend*	R311.7.4
<u>2018 NC Residential Code/Winder Treads</u> Amend*	R311.7.5.2.1
<u>2018 NC Residential Code/Nosings</u> Amend*	R311.7.5.3
<u>2018 NC Residential Code/Height</u> Amend*	R312.1.2
<u>2018 NC Residential Code/Opening Limitations</u> Amend*	R313.1.3
<u>2018 NC Residential Code/Size and Height of Wood Studs</u> Amend*	Table R602.3(5)
<u>2018 NC Residential Code/Minimum Number of Full Height Ki...</u> Amend*	Table R602.7.5
<u>2018 NC Residential Code/Support by Steel Angle</u> Amend*	R703.8.2.1
<u>2018 NC Building Code/Minimum Number of Required Plumbing...</u> Amend*	2902.1
<u>2018 NC Building Code/Separate Facilities</u> Amend*	2902.2
<u>2018 NC Building Code/Small Occupancies</u> Amend*	2902.6

<u>2018 NC Plumbing Code/Minimum Number of Required Plumbing...</u> Amend*	Table 403.1
<u>2018 NC Plumbing Code/Separate Facilities</u> Amend*	403.2
<u>2018 NC Plumbing Code/Small Occupancies</u> Amend*	410.2
<u>2018 NC Fire Code/Fire Escape Stairs and Ladders</u> Adopt*	1031.10
<u>2018 NC Existing Building Code/Marking</u> Adopt*	405.6