

NORTH CAROLINA REGISTER

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June 15, 2026

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For questions or concerns regarding the Administrative Procedure Act or any of its components, consult with the agencies below. The bolded headings are typical issues which the given agency can address but are not inclusive.

Rule Notices, Filings, Register, Deadlines, Copies of Proposed Rules, etc.

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NORTH CAROLINA REGISTER
Publication Schedule for January 2026 – December 2026

FILING DEADLINES			NOTICE OF TEXT		PERMANENT RULE			TEMPORARY RULES
Volume & issue number	Issue date	Last day for filing	Earliest date for public hearing	End of required comment Period/Latest date for public hearing	Deadline to submit to RRC for review at next meeting	RRC Meeting Date	Earliest Eff. Date of Permanent Rule	270 th day from publication in the Register
40:13	01/02/26	12/11/25	01/17/26	03/03/26	03/20/26	04/28/2026	05/01/26	09/29/26
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41:12	12/15/26	11/20/26	12/30/26	02/15/27	02/20/27	03/25/2027*	04/01/27	09/11/27

*Dates not approved by RRC

EXPLANATION OF THE PUBLICATION SCHEDULE

This Publication Schedule is prepared by the Office of Administrative Hearings as a public service and the computation of time periods are not to be deemed binding or controlling. Time is computed according to 26 NCAC 2C .0302 and the Rules of Civil Procedure, Rule 6.

GENERAL

The North Carolina Register shall be published twice a month and contains the following information submitted for publication by a state agency:

- (1) temporary rules;
- (2) text of proposed rules;
- (3) text of permanent rules approved by the Rules Review Commission;
- (4) emergency rules
- (5) Executive Orders of the Governor;
- (6) final decision letters from the U.S. Attorney General concerning changes in laws affecting voting in a jurisdiction subject of Section 5 of the Voting Rights Act of 1965, as required by G.S. 120-30.9H; and
- (7) other information the Codifier of Rules determines to be helpful to the public.

COMPUTING TIME: In computing time in the schedule, the day of publication of the North Carolina Register is not included. The last day of the period so computed is included, unless it is a Saturday, Sunday, or State holiday, in which event the period runs until the preceding day which is not a Saturday, Sunday, or State holiday.

FILING DEADLINES

ISSUE DATE: The Register is published on the first and fifteen of each month if the first or fifteenth of the month is not a Saturday, Sunday, or State holiday for employees mandated by the State Human Resources Commission. If the first or fifteenth of any month is a Saturday, Sunday, or a holiday for State employees, the North Carolina Register issue for that day will be published on the day of that month after the first or fifteenth that is not a Saturday, Sunday, or holiday for State employees.

LAST DAY FOR FILING: The last day for filing for any issue is 15 days before the issue date excluding Saturdays, Sundays, and holidays for State employees.

NOTICE OF TEXT

EARLIEST DATE FOR PUBLIC HEARING: The hearing date shall be at least 15 days but not later than 60 days after the date a notice of the hearing is published.

END OF REQUIRED COMMENT PERIOD
An agency shall accept comments on the text of a proposed rule for at least 60 days after the text is published.

DEADLINE TO SUBMIT TO THE RULES REVIEW COMMISSION: The Commission shall review a rule submitted to it on or before the twentieth of a month by the last day of the next month.



State of North Carolina

JOSH STEIN
GOVERNOR

March 17, 2026

EXECUTIVE ORDER NO. 35

THE COMMISSION ON ACCESSIBILITY

WHEREAS, Governor Josh Stein is committed to creating a safer, stronger North Carolina by ensuring that government is accessible, convening community and state government leaders to improve public services, expanding opportunity, promoting public safety, and upholding our shared values of freedom and opportunity for all; and

WHEREAS, government must be accessible for all people, regardless of ability, background, or circumstance; and

WHEREAS, physical access, language access, digital access, and communication access overlap in practice and should therefore be addressed together to deliver services effectively and uphold trust in public institutions; and

WHEREAS, an accessible government is not only fairer but also more efficient; and

WHEREAS, it is crucial to incorporate people's experiences in designing and evaluating accessible and comprehensive solutions for physical spaces, communication, digital access, and language access; and

WHEREAS, engaging individuals early is a cost-effective way of addressing potential barriers during the design phase rather than recreating or adapting spaces, communications, or digital systems later; and assessing usability ensures that physical, digital, language, and communication access can be meaningfully experienced, promoting full participation for all; and

WHEREAS, cabinet agencies have established ADA Transition Plans and Language Access Plans in compliance with existing law and may benefit from additional support to implement these plans; and

WHEREAS, the State of North Carolina seeks to create a resilient, integrated framework that embeds accessibility into its core functions through policy, design, procurement, budgeting, programming, and training, creating pathways for individuals to participate fully in their communities while ensuring efficiency and resilience; and

WHEREAS, accessibility in government not only improves services for the public but also expands opportunities for employment within state government by enabling more individuals to contribute their skills and talents.

NOW, THEREFORE, by the authority vested in me as Governor by the Constitution and laws of the State of North Carolina, **IT IS ORDERED**:

Section 1. Establishment and Purpose

There is hereby established the Commission on Accessibility (“Commission”) within the North Carolina Department of Administration (“DOA”), with additional leadership and support provided by the Office of Language and Communication Access (“OLCA”) at the North Carolina Department of Health and Human Services (“DHHS”), the North Carolina Office of State Human Resources (“OSHR”), and the North Carolina Department of Information Technology (“DIT”).

The purpose of the Commission is to recommend actions for DOA, DHHS, OSHR, and DIT as well as for the Governor’s Office and other cabinet agencies to improve access to government across digital platforms, communications, language access, and physical spaces, with strategic guidance by OLCA at DHHS, and with OSHR assisting in advancing accessibility in employment opportunities within state government.

Section 2. Membership

The Commission shall be composed of a minimum of twenty (20) members, appointed by the Secretary of DOA (the “Secretary”). Members should include individuals from the public as well as state employees with expertise or lived experience in the four pillars of accessibility: digital, language, communication, and physical access. In addition, there should be four (4) designated members: the Governor’s Designee, the Secretary’s Designee, the OLCA Director’s Designee, and the OSHR Director’s Designee. Members shall serve a term of two (2) years and may be reappointed to successive terms. Vacancies shall be filled by the appointing authority, and members appointed to fill vacancies shall serve for the remainder of the unexpired term. Members serve at the pleasure of the Secretary. The Secretary shall appoint two (2) Co-Chairs and one (1) Secretary from among the members.

In addition to the voting members, the Secretary may request appropriate representatives from cabinet agencies to serve as liaisons in support of the Commission.

Section 3. Meetings

The Commission shall meet quarterly or upon the call of the Governor, the Secretary, or the Co-Chairs.

Commission members shall participate actively during quarterly meetings, maintain consistent attendance, and serve on committees convened between quarterly meetings, as such participation is an expectation of Commission service.

Section 4. Duties

The Commission shall advise the Governor on matters affecting the accessibility of government, including:

- a. **Improved communications:** The Commission shall recommend guidance to make government information clearer, easier to find, available in plain language, and provided in alternative formats that meet the cognitive and sensory needs of the population. The Commission shall promote training and professional development for government staff on effective communication to ensure accessible, respectful, and effective interactions with all individuals across a variety of cultures and needs.
- b. **Expanded language access:** Through its recommendations, the Commission shall support the development of multilingual translations of vital documents and relevant public information, interpretation services (in person, remote, and via phone systems), procurement of language services (including American Sign Language), culturally appropriate materials, staff training, and other strategies to improve language access.
- c. **Enhanced digital platforms:** The Commission shall recommend accessibility improvements to ensure websites and apps are navigable, are compatible with screen readers, and provide multilingual captions and transcripts for audio and video content, including other digital accessibility measures.
- d. **Accessible physical spaces:** The Commission shall advise on ensuring government spaces are accessible, usable, and understandable to everyone through universal design. Recommendations may include improvements to entrances, restrooms, service areas,

- accessible signage (braille, multilingual, tactile, directional), neuro-accessible design, accessible parking, and emergency plans that meet accessibility and usability standards.
- e. **Overall impact:** By implementing these recommendations, government services and programs will become more accessible and usable for all North Carolinians. The Commission shall have the flexibility to involve members of the public to provide feedback and incorporate further accessibility improvements over time. All recommendations shall comply with applicable accessibility laws and regulations.
- f. **Annual report:** The Commission shall prepare an annual report summarizing its activities, findings, and recommendations in collaboration with DOA, OLCA at DHHS, OSHR, and DIT, and submit the report to the Secretary and the Governor to support ongoing improvements in accessibility. DOA shall assist in the design, printing, and dissemination of the Commission's annual report.

The Commission shall perform other duties as directed by the Secretary or the Governor.

Section 5. Administration

DOA shall serve as staff for the Commission and provide all administrative and required support services. Members shall serve without compensation but may receive reimbursement, contingent upon the availability of funds, for travel and subsistence in accordance with N.C. Gen. Stat. §§ 138-6 and 120-3.1.

Section 6. Duration

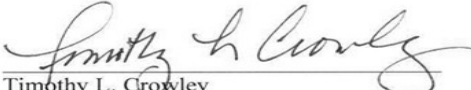
This Executive Order is effective immediately. This Executive Order shall remain in effect until March 31, 2030, pursuant to N.C. Gen. Stat. § 147-16.2(a), or until earlier rescinded.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this 17th day of 2026, in the year of our Lord two thousand and twenty-six.



 Josh Stein
 Governor

ATTEST:



 Timothy L. Crowley
 Chief of Staff, Secretary of State





State of North Carolina

JOSH STEIN
GOVERNOR

May 19, 2026

EXECUTIVE ORDER NO. 36

INCREASING HOUSING OPPORTUNITIES FOR ALL NORTH CAROLINIANS

WHEREAS, Governor Josh Stein is working for a safer, stronger North Carolina, and housing affordability is fundamental to the promise of economic mobility for all people and the health of the communities we call home; and

WHEREAS, demand for housing is growing as North Carolina last year attracted more new residents from other states than any other state and was the 2025 top state for economic development, with announcements of more than 35,000 good-paying jobs and \$24 billion in capital investments; and

WHEREAS, a 2025 housing gap analysis found that North Carolina has a shortage of available homes estimated at 764,000 through 2029 (322,000 rental homes and 442,000 homes for purchase); and

WHEREAS, North Carolina communities need more options that meet people's needs and budgets; approximately half of renter households are housing cost burdened, paying more than 30% of their incomes for shelter, and in many counties that share is much greater; and affordability for buyers declined in all 100 counties from 2020 through 2025; and

WHEREAS, in 2025 North Carolina area median income was \$95,000; low-income households make 80% of area median income, which was \$76,000 for a family of four; and

WHEREAS, almost half of all North Carolina homes available for purchase are listed at approximately \$400,000 or more; and a household would need to make an annual income of \$110,000 to spend less than 30% of household income on a \$400,000 mortgage; and

WHEREAS, North Carolina is a welcoming and desirable place to live because of its people, its natural resources, its economy, and its policy decisions informed by the requirements of the federal Fair Housing Act and North Carolina State Fair Housing Act that help ensure that everyone has the opportunity to live here and enjoy the wonders of our State; and

WHEREAS, evidence shows that housing instability during childhood has a negative impact on economic security, educational attainment, mental health, and physical health in adulthood; and

WHEREAS, proximity to reliable, affordable, and efficient transportation is essential to housing affordability and access, as transportation is the second-largest household expense and

directly affects where North Carolinians can live and access jobs, education, health care, and other essential services; and

WHEREAS, access to housing is a major barrier to those re-entering their communities after incarceration, contributing to significant homelessness and other challenges for the people returning; and

WHEREAS, reports show that up to 8% of North Carolinians experiencing homelessness are veterans; and

WHEREAS, North Carolina needs suitable housing options in reasonable proximity to wrap-around supportive services for older adults, people with disabilities, people re-entering communities following incarceration, and people experiencing substance abuse issues or physical, mental, or behavioral health challenges; and

WHEREAS, rural North Carolina communities face failing private wells and other water infrastructure challenges; and population growth, economic expansion, and extreme weather place additional pressures on already limited water resources; and investments are needed to increase public water infrastructure capacity and combat contamination of North Carolina's groundwater and surface water supplies; and

WHEREAS, North Carolina households that have access to real property through lineage or inheritance are often impeded from accessing affordable options to build or rehabilitate a home on their property; and

WHEREAS, with more than one-third of North Carolina's existing housing stock having been built more than 45 years ago, efforts to increase housing options should include rehabilitation and incorporate advancements to make homes more resilient, more readily preserved, and more affordable over their lifespans; and

WHEREAS, shortages in licensed and credentialed trades professionals, an aging workforce, and low skill levels, among other stressors, delay construction and renovation projects; and last year, the Governor's Council on Workforce and Apprenticeships established goals to advance the careers we need to build and preserve our housing stock; and

WHEREAS, in 2025 North Carolina participated in a federal workgroup to address the connection between Medicaid funds and housing services and encouraged collaboration and connection between North Carolina housing programs; and

WHEREAS, North Carolina state agencies including the Department of Administration ("DOA"), Department of Health and Human Services ("DHHS"), Department of Environmental Quality ("DEQ"), Department of Transportation ("DOT"), and Department of Commerce ("Commerce") help our residents keep calling North Carolina home by providing critical expertise, programs, and services that range from rental assistance and housing development finance to road maintenance, sewer line construction, historic preservation, and access to green spaces; and

WHEREAS, a 2025 feasibility study highlighted the need for increased coordination among state agency housing-related programs and services and recommended that North Carolina define a statewide housing strategy; and

WHEREAS, pursuant to Article III of the North Carolina Constitution and N.C. Gen. Stat. §§ 143A-4 and 143B-4, the Governor is the chief executive officer of the state and is responsible for formulating and administering the policies of the executive branch of state government; and

WHEREAS, pursuant to N.C. Gen. Stat. § 147-12, the Governor has the authority and the duty to supervise the official conduct of all executive and ministerial officers.

NOW, THEREFORE, pursuant to the authority vested in me as Governor by the Constitution and laws of the State of North Carolina, **IT IS ORDERED:**

Section 1. A new Senior Advisor for Housing Policy role is created in the Governor's Office.

The Governor establishes the position of Senior Advisor for Housing Policy and directs the Senior Advisor as follows:

1. To work closely with local and tribal governments, state agencies, and agency partners, define the statewide housing strategy, establish housing affordability goals and metrics, communicate North Carolina's statewide housing policy, and oversee implementation of, and progress on, the statewide housing strategy.
2. To consult with decision-makers from the private sector, philanthropy, the faith community, nonprofit service organizations, academia, national and regional associations, and state and local and tribal governments to identify best practices and high-impact housing interventions that can be expanded, launched, or piloted. The Senior Advisor will work with the Governor's Office and agency staff to evaluate and prioritize interventions.
3. To present to the Governor within ninety (90) days of effective date an initial proposal to track, monitor, and ensure progress toward thriving communities, increased housing availability, and improved affordability outcomes and to report the state's progress to the Governor on a semi-annual basis thereafter.

The Governor directs state agencies and the Senior Advisor as follows:

4. State agencies as defined pursuant to N.C. Gen. Stat. § 143B-3 and for which the principal head is appointed by the Governor to be prepared to collaborate with the Senior Advisor to prioritize increasing access to housing opportunities for all residents in agency policy and programmatic decisions, to proactively seek alignment in agency outreach and activities across the state's housing-adjacent planning initiatives, including but not limited to
 - a. the North Carolina Interagency Council for Coordinating Homelessness Programs ("ICCHP"),
 - b. North Carolina Strategic Housing Plan,
 - c. Reentry 2030 Strategic Plan,
 - d. State Historic Preservation Plan,
 - e. North Carolina Consolidated Plan,
 - f. North Carolina's Multisector Plan for Aging,
 - g. Strategic Economic Development Plan, and

to collaborate with other state agencies and local governments to effectuate these goals, in accordance with the directives set forth in this Executive Order. The Governor further directs that each principal department as defined in N.C. Gen. Stat. § 143B-6, except the North Carolina State Highway Patrol and the North Carolina State Bureau of Investigation, shall designate a department housing lead who can be involved in implementation of this Order and serve as departmental point of contact for the Senior Advisor.

5. State agencies as defined in N.C. Gen. Stat. § 143B-3 for which the principal head is not appointed by the Governor are strongly urged to work with the Senior Advisor to prioritize increasing access to housing opportunities for all residents in agency policy and programmatic decisions and to collaborate with other state agencies and local governments to effectuate that goal in accordance with the directives set forth in this Executive Order.
6. Within forty-five (45) days of this Order's effective date, and at least annually until expiration, the Senior Advisor shall confer with the department housing leads to discuss the state of housing in North Carolina, the ways their relevant programs and policies will prioritize housing access and housing creation and/or maintaining existing housing opportunities, and any suggestions or ideas for the same.
7. The Senior Advisor shall work closely with the department housing leads, private and nonprofit sectors, regional associations, and local and tribal governments to coordinate and

streamline housing-adjacent resources and align economic development policies and programming to help North Carolinians produce, preserve, and access more housing options.

Section 2: Efficient Deployment of State Resources Through Technology and Data.

1. The Governor directs that state agencies and departments as described in Section 1.5 above shall collaborate with the North Carolina Housing Finance Agency (“NCHFA”) and other partners to explore the use of advanced technologies and existing data to penetrate more geographic areas that are not sufficiently served by existing housing development infrastructure. Such activity should include efforts to improve access to historic rehabilitation resources and opportunities, highlight locations in under-resourced areas for housing-related economic development and investment, and increase efficiencies in small-scale projects to enable more participation by small developers.
2. These state agencies and departments shall also collaborate with NCHFA and other partners to explore the development of integrated housing information platforms to streamline data across jurisdictions and address critical inputs like zoning, infrastructure capacity, transportation, permitting, and market feasibility.
3. The Governor directs DOT to explore metrics for transportation project impacts on community connectivity, housing availability, and local economic benefits and to collaborate with local planning organizations and community-based organizations to support transit-oriented development, locally driven housing development, and local connectivity. The Governor also directs DOT to incorporate Complete Streets guidance into project design to the maximum extent feasible to support community connectivity, safety, and housing access.
4. The Governor directs DOA to work with the Senior Advisor and state agencies, as part of DOA’s ongoing survey and disposition processes, to evaluate underutilized state-owned properties and identify which may be suitable for housing development or amenities, taking into account various housing types and market segment needs.
5. The Governor directs state agencies and DOA, wherever feasible, to consider enhancing access to state government services through new and/or renewal leases in proximity to areas with residences, sidewalks, and transit access.
6. The Governor directs DEQ to work with the Senior Advisor and state agencies to advise on the use of the Flood Resiliency Blueprint and other natural hazard risk data (e.g., landslide, wildfire), drinking water and wastewater treatment system capacity, stormwater, and water allocation limitations that may impact development patterns for new housing.
7. The Governor directs DEQ to work with the Senior Advisor and state agencies to advise on the latest technology and opportunities to support builders and homeowners in mitigating extreme weather risk.
8. The Governor directs DHHS to work with NCHFA to explore changes to processes and policies and the adoption of technological tools (e.g., dashboards) to increase the availability and array of living options available to persons with Mental Health, Substance Use, Intellectual & Developmental Disabilities (“IDD”) and Traumatic Brain Injury (“TBI”) needs to enable the state agencies to prioritize the expansion of supportive housing models that pair affordable housing with coordinated services for individuals with complex needs, including those involved in the justice system, to improve housing stability, reduce recidivism, and decrease reliance on crisis and institutional systems.
9. The Governor further directs DHHS to work with NCHFA to explore changes to processes and policies (inclusive of tenant selection policies for housing owners) and the adoption of technological tools to expand access to populations that are systematically and recurrently excluded from affordable housing (e.g., justice-involved populations, IDD populations, people using housing subsidies/vouchers).

Section 3. Further Integrate Housing Initiatives at Department of Commerce.

The Governor directs Commerce:

1. To designate a department housing lead with the visibility to engage and coordinate across all housing-adjacent resources at Commerce. The Commerce Department housing lead will work closely with the Senior Advisor to support the statewide housing strategy, including on engagement with Commerce partners.
2. In consultation with the Senior Advisor, to make efforts to align and catalyze programmatic support for housing, including but not limited to grant passthroughs to communities, developers, and/or secondary parties such as nonprofits, including for housing-supportive infrastructure.
3. To prioritize initiatives that lead to pathways to increased housing development and construction workforce capacity in its deployment of existing resources.
4. To work with state agencies and other partners to expand existing and effective programs and partnerships that will maximize training, graduation, and certifications in construction-related and skilled trades and professions, including inspectors, appraisers, and mappers, to augment local government resources.
5. To work with partners to strengthen the housing construction supply chain in underserved and high-need areas, including workforce capacity, building materials, and innovation-driven production to reduce construction timelines and cost.
6. To give housing creation and support significant weight in the process for nominating eligible census tracts to the U.S. Treasury to be designated Opportunity Zones.

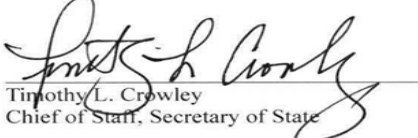
Section 4. Duration.

This Executive Order is effective immediately. It shall remain in effect until June 30, 2029, or until earlier rescinded.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this 19th day of May in the year of our Lord two thousand and twenty-six.


Josh Stein
Governor

ATTEST:


Timothy L. Crowley
Chief of Staff, Secretary of State



Notice of Application for a new Innovative Approval of a Wastewater System for On-site Subsurface Use

Pursuant to NCGS 130A-343(g), the North Carolina Department of Health and Human Services (DHHS) shall publish a Notice in the NC Register that a manufacturer has submitted a request for approval of a modification of a wastewater system, component, or device for on-site subsurface use. The following application has been submitted to DHHS:

Application by: Geomatrix Systems, LLC
114 Mill Rock Rd East
Old Saybrook, CT 06475

For: New Innovative Approval for GST, GeoMat, and Soil Air

DHHS Contact: Wilson Mize
919-270-9665
Fax: 919-845-3973
wilson.mize@dhhs.nc.gov

These applications may be reviewed by contacting the applicant or Wilson Mize, Branch Head, at 65 Moore Dr, Durham, NC, On-Site Water Protection Branch, Environmental Health Section, Division of Public Health. Draft proposed innovative approvals and proposed final action on the application by DHHS can be viewed on the On-Site Water Protection Branch web site: <http://ehs.ncpublichealth.com/oswp/>.

Written public comments may be submitted to DHHS within 30 days of the date of the Notice publication in the North Carolina Register. All written comments should be submitted to Wilson Mize, Branch Head, On-site Water Protection Branch, 1642 Mail Service Center, Raleigh, NC 27699-1642, wilson.mize@dhhs.nc.gov, or fax 919-845-3973. Written comments received by DHHS in accordance with this Notice will be taken into consideration before a final agency decision is made on the innovative subsurface wastewater system application.

**DEPARTMENT OF LABOR
NOTICE OF ELEVATOR AND AMUSEMENT DEVICE FEE ADJUSTMENTS**

Pursuant to G.S. § 95-110.5A(c), the Department of Labor hereby gives notice of the following fee adjustments:

Special Inspection Fee – Expedited	\$1,031.00
Temporary Limited Certificate for Construction Use Only; Less than 10 Floors	\$206.00
Temporary Limited Certificate for Construction Use Only; 10 or More Floors	\$309.00
First Reinspection Fee of Failed New and Repair/Alteration Inspections	\$515.00
Subsequent Reinspection Fee of Failed New and Repair/Alteration Inspections	\$1,031.00
Routine/Annual Elevator Inspections; Less than 10 Floors	\$206.00
Routine/Annual Elevator Inspections; 10 or More Floors	\$309.00
Routine/Annual Wheelchair Lift and Dumbwaiter Inspections	\$103.00
Routine/Annual Escalator and Moving Walk Inspections	\$515.00

Pursuant to G.S. § 95-111.4(b), the Department of Labor hereby gives notice of the following fee adjustments:

Go Kart	\$52.00
Inflatable	\$103.00
Kiddie Ride	\$103.00
Rockwall (portable)	\$103.00
Simulator (stationary)	\$103.00
Simulator (portable)	\$103.00
Bungee Trampoline	\$103.00
Tramway - J- or T- Bars and Conveyors	\$309.00
Train (portable)	\$258.00
Coaster (stationary)	\$515.00
Train (stationary)	\$258.00
Tramway - Rope Tows	\$206.00
Go Kart Track	\$206.00
Coaster (portable)	\$515.00
Adult Ride	\$258.00
Waterslide	\$309.00
Tramway - gondolas, chairlifts and inclined railroads	\$515.00
ALN Application Fee	\$26.00
Special Inspection Fee – Expedited	\$1,031.00
Amusement Return Trip Inspections	\$515.00

North Carolina License and Theft Bureau

PUBLIC NOTICE

This serves as a notice pursuant to G.S. § 20-288 of a license application submission by a manufacturer, factory branch, factory representative, distributor, distributor branch, or distributor representative that has not been previously issued a license by the Division.

Applicant's Name: LeeBoy, Inc.

Applicant's Address: 500 Lincoln County Parkway Ext
Lincolnton, NC 28092

Application Date: 5/14/2026

Names and titles of any individual listed on the application as an owner, partner, member or officer of the applicant:

Shannon Seymour, President

Jay Horn, Treasurer

Note from the Codifier: The notices published in this Section of the NC Register include the text of proposed rules. The agency must accept written comments on any proposed rules for at least 60 days from the publication date, or until the date of any public hearing, whichever is longer. If the agency adopts a rule that differs substantially from a prior published notice, the agency must publish the text of the proposed different rule and accept comment on the proposed different rule for 60 days. Statutory reference: G.S. 150B-21.2.

TITLE 10A – DEPARTMENT OF HEALTH AND HUMAN SERVICES

Notice is hereby given in accordance with G.S. 150B-21.2 that the Child Care Commission intends to adopt the rules cited as 10A NCAC 09 .2514, .2515, and amend the rules cited as 10A NCAC 09 .2502-.2506, and .2508-.2510.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://ncchildcare.ncdhhs.gov/Home/Child-Care-Commission>

Proposed Effective Date: January 1, 2026

Public Hearing:

Date: August 3, 2026

Time: 11:30 A.M.

Location: 1915 Health Services Way, Raleigh, NC 27607

Reason for Proposed Action: *This set of rule amendments is being submitted in order to align school-age child care rules with recent legislation (Session Law 2025-36) and to respond to a rulemaking petition previously submitted by YMCA programs, the NC Alliance of YMCA's, Inc.*

The statutory amendments revised requirements for school-age care programs in N.C.G.S. 110- 91 to allow any building and grounds which are currently approved for school occupancy and which house a public or private elementary or middle school to be deemed to have met the space and equipment, sanitation, fire, and building code requirements for a licensed child care facility when the building and grounds are serving the same, or a subset of the same, school-age children in an out-of-school child care program. The legislation also added public and private middle schools to the requirement that the Division of Child Development and Early Education (DCDEE) of the Department of Health and Human Services (DHHS) must establish and implement a policy that defines any building which is currently approved for school occupancy and which houses a public or private elementary to include the playgrounds and athletic fields as part of the school building when that building is used to serve school-age children in after-school child care programs and clarified this applies only to "out of school child care programs." Session Law 2025-36 also removed the requirement that certain noncompliant playgrounds and athletic fields be noted on the program's licensure and rating information.

The Child Care Commission ("Commission") is also proposing amendments to school-age care rules to address issues identified in the rulemaking petition submitted by YMCA programs NC Alliance of YMCA's, Inc. in May 2025 which was denied by the Commission on August 11, 2025. The Commission directed DCDEE to convene a subset of Commission members to draft proposed amendments to effectively address concerns and

requests included within the rulemaking petition. These discretionary Commission-initiated amendments primarily clarify existing practices, consolidate school-age-specific requirements, provide exemptions from rules designed for younger children, and lower the group leader age requirement from 18 to 16 (with safeguards).

Comments may be submitted to: Cheryl Johnson, 2201 Mail Service Center, Raleigh, NC 27699-2201; email cheryl.johnson@dhhs.nc.gov

Comment period ends: August 14, 2026

Procedure for Subjecting a Proposed Rule to Legislative Review:

If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required

SECTION .2500 CARFE FOR SCHOOL-AGE CHILDREN

10A NCAC 09 .2502 SPECIAL PROVISIONS FOR SUMMER DAY CAMPS

(a) A center providing care for school-age children exclusively on a seasonal basis between May 15 and September 15 ~~shall~~ may choose to be licensed as a summer day camp.

(b) A facility licensed as a summer day camp shall have a permanent structure located at the home base, which is the primary site of the summer day camp activities. The permanent structure may be a building or permanent roofed shelter with overhang. The summer day camp shall meet one of the following space requirements:

- (1) when activities for children are conducted outdoors or off the premises for at least 75 percent of each day, a minimum of 10 square feet per child of indoor space, exclusive of kitchens, hallways, restrooms, closets, and storage areas, shall be provided; or
- (2) when the camp's home base does not provide 10 square feet of primary space indoors, the camp shall provide notarized copies of all letters, agreements, or contracts with other facilities to the Division which guarantee that children will be accommodated comfortably indoors in the event of inclement weather.

(c) For the purpose of carrying out the provisions of G.S. 110-91(4) for summer day camps not covered by 10A NCAC 09 .2503(a), the following North Carolina Building Codes apply to the structure described in Paragraph (b) of this Rule shall apply;

- (1) when the authorized capacity of the facility is less than 30 children, the structure shall meet the requirements for residential occupancy as prescribed in the North Carolina Building Code. Children may use only those floors which have one grade level exit;
- (2) when the authorized capacity of the facility is more than 29 children, but less than 100 children, the structure shall meet the North Carolina Building Code requirements for business occupancy; or
- (3) when the authorized capacity of the facility is more than 99 children, the structure shall meet the North Carolina Building Code requirements for assembly occupancy, or educational occupancy or institutional occupancy.

(d) If a summer day camp maintains its master records for children and staff in a central location, emergency information for each staff person and child shall always be on site. The emergency information on site shall include the name and telephone numbers of the child's parent or other responsible person, the child's or staff person's health care professional or preferred hospital, any chronic illnesses and medication taken for that illness, any allergy and recommended treatment for that allergy, and any other information that has a direct bearing on medical treatment and safe care. The parent's signed permission to obtain medical attention must also be on site with the child.

(e) If food is prepared at the summer day camp, the rules regarding sanitary facilities, food preparation and service for summer camps as adopted by the Commission for Public Health and codified in 15A NCAC 18A .1000 apply.

(f) Staff in summer day camp programs required to complete Basic School-Age Care (BSAC) training as defined in Rule .0102 of this Chapter shall do so within four weeks of becoming employed.

Authority G.S. 110-85; 110-88(1); 110-91; 143B-168.3.

10A NCAC 09 .2503 BUILDING CODE REQUIREMENTS

(a) ~~Building code requirements incorporated by reference in Section .1300 of this Chapter apply for a facility providing care to~~

~~school-age children except that any building that is approved for school occupancy and which houses a public or private school during the school year shall be considered an approved building to house a facility serving school age children exclusively. The operator shall obtain and submit copies of all applicable inspection reports to the Division. Any building and grounds which are currently approved for school occupancy and which house a public or private elementary or middle school shall be deemed to have met the space and equipment, sanitation, fire, and building code requirements for a licensed child care facility when the building and grounds are serving the same, or a subset of the same, school-age children in an out of school child care program.~~

(b) The North Carolina State Building Code is hereby incorporated by reference, inclusive of subsequent amendments. The current Code can be found online at http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=State_Building_Codes_USER&user=State_Building_Codes at no cost.

Authority G.S. 110-85; 110-88(2); 110-91(4); 143B-168.3.

10A NCAC 09 .2504 SPACE REQUIREMENTS

(a) All space requirements specified in Section .1400 shall apply when a facility provides care for school-age children and any preschool child is also in care, or when a program that provides care exclusively for school-age children operates indoors in a permanent structure for more than 25 percent of each day. A gymnasium or other single use room may be included in the space measured for licensed capacity when used as primary space.

(b) Programs operating in a public or private elementary or middle school serving the same or a subset of the same school age children, in an out of school program, shall be deemed as having met the space requirements in Section .1400 of this Chapter. The space will not be measured but a floor plan designating the space(s) children will use, how many children will be in each space, shall be required to determine the overall capacity.

Authority G.S. 110-85; 110-91(3),(6); 143B-168.3.

10A NCAC 09 .2505 HEALTH REQUIREMENTS FOR CHILDREN

(a) All requirements of Section .0800 of this Chapter shall apply to school-age child care arrangements with the following exceptions:

- (1) ~~a~~ A medical examination and immunization report shall not be required for any child enrolled in a public school or private school as described in G.S. 110-86(2)(e); and
- (2) For school age programs operating within public and private school buildings, serving the same or subset of the same children, for any child with health care needs requiring a medical action plan as outlined in child care Rule .0801(b) of this Chapter the administrator shall allow the parent to provide a copy of the medical action plan used by the school nurse or health team. The facility shall maintain a copy of the medical action plan and ensure it is readily accessible to staff. These medical action

plans must be considered when developing the emergency medical care plan outlined in child care Rule .0802 of this Chapter; and

~~(2)~~(3) Rule .0806 of this Chapter shall not apply.

(b) All requirements specified in Section .0900 of this Chapter shall apply.

(c) If food is brought from home by children or catered, the following requirements shall apply:

- (1) sanitary cold storage shall be provided for perishable snacks or lunches brought from home.
- (2) safe drinking water shall be available at all times regardless of where activities are provided.

Authority G.S. 110-85; 110-91(1),(2); 143B-168.3.

10A NCAC 09 .2506 GENERAL SAFETY REQUIREMENTS

(a) First Aid equipment shall be available and accessible regardless of where activities are provided.

(b) All requirements in Rule .1403 of this Chapter regarding activities involving water shall apply.

(c) Potentially hazardous items, such as archery equipment, hand and power tools, nails, chemicals, or propane stoves, shall be used by children only when adult supervision is provided. Such potentially hazardous items, whether or not intended for use by the children, shall be stored in locked areas or with other safeguards, or shall be removed from the premises.

(d) All children shall be adequately supervised. Adequate supervision means staff shall be with the group of children and able to hear or see each child in his or her care, except:

- (1) Children who are developmentally able may be permitted to go to the restroom independently, provided that:
 - (A) staff members' proximity to children assures immediate intervention to safeguard a child from harm;
 - (B) individuals who are not staff members may not enter the restroom area while in use by any child; and
 - (C) children up to nine years of age are supervised by staff members who are able to hear the child. Children nine years of age and older are not required to be directly supervised, however, staff members shall know the whereabouts of children who have left their group to use the restroom;
- (2) Adequate supervision for children nine years of age and older means that staff are with the group of children and able to hear or see each child in his or her care. A staff member shall accompany any children who leave the group to go indoors or outdoors; and
- (3) When emergencies necessitate that direct supervision is impossible for brief periods of time.

(e) Children riding bicycles must wear safety helmets.

(f) Once a day, prior to initial use, the outdoor areas shall be checked for debris, vandalism, and any broken equipment or materials. All debris shall be removed and any broken equipment made inaccessible.

(g) Rule .0604 (c) of this Chapter, regarding electrical outlets, is not applicable to facilities exclusively serving school age children.

(h) Hazardous products shall be stored out of reach.

(i) Medication shall be kept in locked storage. Emergency medications such as epi pens and inhalers do not have to be kept in locked storage but shall be out of reach.

(j) Facilities operating an out of school program within a public or private school serving the same or a subset of the same school age children the following is not applicable:

- (1) building, fire and sanitation inspections, for initial licensure and/or annually;
- (2) section .0605 of this chapter; and
- (3) a separate emergency preparedness plan, provided the out of school program is included in the school's plan and a copy is available for review. Included in the school's plan means cooperation and participation in emergency preparedness planning, fire, shelter in place and lockdown drills, and communication protocols to ensure the safety and welfare of all children enrolled in the program.

Authority G.S. 110-85; 110-91; 143B-168.3.

10A NCAC 09 .2508 AGE APPROPRIATE ACTIVITIES

(a) Child care facilities that provide care to school-age children shall develop a schedule and weekly activity plan that provides a balance of teacher directed and free choice activities appropriate to the age, needs, and interests of the children. The activity plan must be available to parents and staff, either by posting or digitally communicating the plan.

(b) Opportunities must be provided for children to participate in the planning and the implementation of developmentally appropriate activities that reflect the program philosophy, goals, and needs of school age children.

(c) Facilities that operate a school-age component for three or fewer hours per day shall make three of the following activities available daily; those that operate a school-age component for more than three hours per day shall make four of the following activities available daily:

- (1) career development activities;
- (2) community awareness activities;
- (3) creative arts activities;
- (4) cultural activities;
- (5) games or manipulatives;
- (6) hands-on academic enrichment activities including language, math, science, social studies, or foreign language activities;
- (7) health education or wellness activities;
- (8) homework with assistance available as needed from center personnel;
- (9) reading activities;
- (10) sand or water play;

- (11) social skills, life skills or problem-solving activities;
- (12) structured or unstructured physical activities; or
- (13) technology skill-building activities.

(d) The schedule must include time for outdoor learning opportunities as follows: facilities that operate a school age component for three to five hours per day shall offer at least thirty minutes of outdoor time and facilities that operate a school age component five or more hours shall offer a minimum of one hour of outdoor time.

~~(d)(e)~~ All equipment and materials used by school-age children shall be appropriate for the age and size of the children using the items.

~~(e)(f)~~ When screen time using electronic devices with visual displays is provided as one of the activity options ~~on any electronic device with a visual display~~, it shall be:

- (1) offered as a free choice activity;
- (2) ~~used to meet a developmental goal;~~ developmentally appropriate for ages intended;
- (3) limited to a maximum of 30 minutes per day ~~and or~~ no more than two and a half hours per week, per child;
- (4) documented on a cumulative log or activity plan, available for review by a representative of the Division; and
- (5) usage time periods may be extended for school assigned homework.

~~(f)(g)~~ Cots, beds, or mats with linens shall not be required for school-age children. However, provision shall be made for children who wish to rest or who are sick to rest in a comfortable place.

(h) Written parental permission from all parents shall be required for each child to view parental guidance (PG) rated movies.

(i) For purposes of activity areas, schedules, and planning for school age children, Rules .0508-.0511 of this Chapter do not apply.

Authority G.S. 110-85; 110-91(6),(12); 143B-168.3.

10A NCAC 09 .2509 ACTIVITIES: OFF-PREMISES

(a) The requirements of this Rule and Section .1000 of this Chapter shall apply when activities for school-age children are conducted outdoors or off the premises for 75 percent of each day.

(b) The facility shall develop a plan of activities which is posted in a place in the home base or given to the parents. The plan shall include the location, purpose, time and date, person in charge, and telephone number or method for contacting the person in charge.

(c) Activities shall be planned to accommodate a variety of individual interests and shall provide opportunities for choice.

(d) Written permission from parents shall be obtained before transporting children on off-premises activities.

(e) Blanket permissions from parents for off-premises activities shall be acceptable only when a plan of activities to be conducted off the premises is posted in a place for review by parents and staff in advance on a weekly basis.

(f) Safety seats and individual seat belts are not required when using a bus with a weight of 10,000 pounds or greater, as outlined in NC Child passenger safety laws.

(g) The program coordinator must accompany any group leaders less than eighteen years of age during off-premise activities.

Authority G.S. 110-91(6),(12); 143B-168.3.

10A NCAC 09 .2510 STAFF QUALIFICATIONS

(a) The individual who is responsible for ensuring the administration of the program, whether on-site or off-site, shall:

- (1) Prior to employment, have at least:
 - (A) 400 hours of experience working with school-age children in a licensed child care program;
 - (B) 600 hours of verifiable experience working with school-age children in an unlicensed school-age care or camp setting; or
 - (C) have an undergraduate, graduate, or associate degree, with at least 12 semester hours in school-age care related coursework; and
- (2) Meet the requirements for a child care administrator in G.S. 110-91(8).

(b) At least one individual who is responsible for planning and ensuring the implementation of daily activities for a school-age program (program coordinator) shall:

- (1) Be at least 18 years old and have a high school diploma or its equivalent prior to employment;
- (2) Have completed two semester credit hours in child and youth development and two semester credit hours in school-age programming. Each individual who does not meet this requirement shall enroll in coursework within six months after becoming employed and shall complete this coursework within 18 months of enrollment. An individual who meets the staff requirements for administrator or lead teacher shall be considered as meeting the requirements for program coordinator, provided the individual completes Basic School-Age Care (BSAC) training as defined in 10A NCAC 09 .0102(4) of this Chapter, and
- (3) Be on site when children are in care for programs offering before and after school care only. For a full day program, the program coordinator shall be on site for two thirds of the hours of operation. This includes times when the individual is off site due to illness or vacation.
- (4) When there are group leaders who are not at least 18 years of age, the program coordinator must always be on site, available to assist at all times, and there must be two-way communication abilities. There shall be a plan, that does not include the program coordinator as the first line of coverage, when substitutes are needed.

(c) Staff who are responsible for supervising groups of school-age children (group leaders) shall be at least ~~18~~ 16 years of age

and have a high school diploma or its equivalent prior to employment, and shall complete the BSAC training.

(d) Groups leaders less than 18 years of age shall reduce the maximum number of children in their group to no more than twelve. Staff who assist group leaders (assistant group leaders) shall be at least 16 years of age and shall complete the BSAC training.

(e) When there are groups of school age children assigned to group leaders less than 18 years of age, the following applies:

<u>Number of groups of SA children</u>	<u>Number of group leaders who can be less than 18 years of age</u>
<u>2 to 3 groups</u>	1
<u>4 to 5 groups</u>	2
<u>6 or more groups</u>	3

~~(e)(f)~~ The individual who is on-site and responsible for the administration of the school-age component of a center which also provides care to preschool-age children, shall meet the requirements for child care administrator in G.S. 110-91(8) and Rule .0704 of this Chapter.

~~(f)(g)~~ When an individual has responsibility for both administering the program and planning and ensuring the implementation of the daily activities of a school-age program, the individual shall meet the staff requirements for an administrator and shall complete the BSAC training.

~~(g)(h)~~ Completion of the BSAC training course, shall count toward meeting five hours of one year's annual on-going training requirements in Rule .1103 of this Chapter.

~~(h)(i)~~ As used in this Rule, the term "experience working with school-age children" means verifiable caregiving experience working with school-age children in licensed child care arrangements or child care arrangements not required to be licensed as defined in G.S. 110-86(2), as an administrator, program coordinator, group leader, assistant group leader, lead teacher, teacher, or aide.

~~(i)(j)~~ All staff shall receive on-site training and orientation as outlined in child care Rule .1101 of this Chapter, except the total number of orientation hours required is nine, six of which must be completed within the first two weeks of employment, follows:

- (1) ~~Within the first two weeks of assuming responsibility for supervising a group of children, each employee shall complete at least six clock hours of training on:~~
 - (A) ~~recognizing, responding to, and reporting child abuse, neglect or maltreatment pursuant to G.S. 110-105.4 and G.S. 7B-301;~~
 - (B) ~~the center's operational policies, including the transportation policy, identification of building and premises safety issues, Emergency Preparedness and Response Plan and the emergency medical care plan;~~

~~(C) adequate supervision of children, taking into account their age, emotional, physical, and cognitive development; and~~

~~(D) prevention and control of infectious diseases, including immunization; and~~

(2) ~~Within the first six weeks of assuming responsibility for supervising a group of children, each employee shall complete at least three additional clock hours of training on:~~

~~(A) maintaining a safe and healthy environment and developmentally appropriate activities for school age children;~~

~~(B) firsthand observations of the program's daily operations and instruction in the employee's assigned duties;~~

~~(C) instruction in the administration of medication to children in accordance with 10A NCAC 09 .0803;~~

~~(D) successfully complete CPR and First Aid training appropriate for the ages of children in care;~~

~~(E) prevention of and response to emergencies due to food and allergic reactions;~~

~~(F) review of the program's handling and storage of hazardous materials and the appropriate disposal of biocontaminants; and~~

~~(G) review of child care licensing law and rules, including an explanation of the role of State and local government agencies in the regulation of child care and the employee's obligation to cooperate with representatives of State and local government agencies during visits and investigations.~~

~~(j)(k)~~ Staff in part-time, full day, or track-out school-age care programs required to complete BSAC training shall do so within three months of becoming employed.

Authority G.S. 110-85; 110-91(8),(11); 143B-168.3.

10A NCAC 09 .2514 PARENT PARTICIPATION

(a) For facilities operating in a public or private middle or elementary school serving the same or a subset of the same school age children, a parent participation plan is required as follows:

- (1) a procedure for registering children in the program;
- (2) methods to encourage and facilitate parental visits to the program, when feasible;
- (3) a process for staff to communicate regularly with parents regarding their child's development and participation in the enrichment activities offered by the program; and

- (4) a procedure for parents who need information or have complaints about the child care program.

Authority G.S. 110-85; 110-86; 110-88; 110-91.

10A NCAC 09 .2515 SANITATION REQUIREMENTS IN PUBLIC OR PRIVATE SCHOOLS

For facilities operating in a public or private middle or elementary school serving the same or a subset of the same school age children the following shall apply:

- (1) Individual towels, paper towels, or forced air dryers shall be within reach of children and staff.
- (2) Liquid soap shall be accessible in the hand washing area for use by children and staff
- (3) Toilet tissue shall be located within reach of all children and staff.
- (4) Running water shall be available in all lavatories.
- (5) All children and staff shall wash their hands with soap and water at the following times:
 - (a) Before meals and snacks;
 - (b) Before preparing meals;
 - (c) After toileting;
 - (d) After contact with bodily fluids;
 - (e) After outdoor time;
 - (f) After coming in contact with animals; and
 - (g) Other times as needed.

Authority G.S. 110-85; 110-86; 110-88; 110-91.

Notice is hereby given in accordance with G.S. 150B-21.2 that the Child Care Commission intends to amend the rules cited as 10A NCAC 09 .3208, .3209, .3212, and .3217.

Link to agency website pursuant to G.S. 150B-19.1(c):
<https://ncchildcare.ncdhhs.gov/Home/Child-Care-Commission>

Proposed Effective Date: *January 1, 2027*

Public Hearing:

Date: *August 3, 2026*

Time: *11:30 A.M.*

Location: *1915 Health Services Way, Raleigh, NC 27607*

Reason for Proposed Action: *This set of rule amendments is being submitted in order to align and clarify Quality Rating Improved System (QRIS) rules in response to recently enacted legislation in Session Law 2025-36*

Comments may be submitted to: *Cheryl Johnson, 2201 Mail Service Center, Raleigh, NC 27699-2201; email cheryl.johnson@dhhs.nc.gov*

Comment period ends: *August 14, 2026*

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the

rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required

CHAPTER 09 - CHILD CARE RULES

SECTION .3200 - STANDARDS FOR TWO THROUGH FIVE STAR RATED LICENSES

10A NCAC 09 .3208 ENHANCED STAFF/CHILD RATIOS FOR A RATED LICENSE FOR CHILD CARE CENTERS

- (a) This Rule shall apply to evaluating the staff/child ratios and maximum group sizes for a rated license for child care centers.
- (b) Enhanced staff/child ratio means that the center shall comply with the following staff/child ratios and maximum group sizes.

Age	Ratio Staff/Children	Maximum Group Size
0 to 12 Months	1/5	10 15
1 to 2 Years	1/6	12 18
2 to 3 Years	1/9	18 20
3 to 4 Years	1/10	20
4 to 5 Years	1/13	25
5 to 6 Years	1/15	25
6 Years and Older	1/20	25

- (c) The provisions of Rule .0713(a) through ~~(e)~~(c) of this Chapter shall apply in evaluating the staff/child ratios and maximum group sizes within this Rule.
- (d) Enhanced staff/child ratios shall not apply to facilities who choose to use multi-age group staff child ratios as set forth in Rule .0713 ~~(d)~~ of this Chapter.
- (e) The staff/child ratio applicable to a classroom shall be posted in that classroom in an area that parents are able to view at all times.

Authority G.S. 110-88(7); 143B-168.3; 42 USCS 9858e; 45 CFR 98.45; G.S. 110-91(7)(1).

10A NCAC 09 .3209 REDUCED, ENHANCED STAFF/CHILD RATIOS FOR A RATED LICENSE FOR CHILD CARE CENTERS

- (a) This Rule shall apply to evaluating the staff/child ratios and maximum group sizes for a rated license for child care centers.
- (b) Enhanced staff/child ratio means that the center shall comply with the following staff/child ratios and maximum group sizes.

Age	Ratio Staff/Children	Maximum Group Size
0 to 12 Months	1/4	8 12
1 to 2 Years	1/5	40 15
2 to 3 Years	1/8	46 20
3 to 4 Years	1/9	18
4 to 5 Years	1/12	24
5 to 6 Years	1/14	25
6 Years and Older	1/19	25

- (c) The provisions of Rule .0713(a) through ~~(e)~~(c) of this Chapter shall apply in evaluating the staff/child ratios and maximum group sizes within this Rule.
- (d) Reduced, enhanced staff/child ratios shall not apply to facilities who choose to use multi-age group staff/child ratios as set forth in Rule .0713 ~~(#)~~(d) of this Chapter.
- (e) The staff/child ratio applicable to a classroom shall be posted in that classroom in an area that parents are able to view at all times.

Authority G.S. 110-88(7); 143B-168.3; 42 USCS 9858e; 45 CFR 98.45; G.S. 110-91(7)(1b).

10A NCAC 09 .3212 ENHANCED EDUCATION STANDARDS FOR CHILD CARE CENTER LEAD TEACHERS

- (a) This Rule shall apply when evaluating the education of a lead teacher, as defined by G.S. 110-86(5a), in a child care center.
- (b) A child care provider meets the two-star education standard for lead teachers if the provider meets, at minimum, the requirements set forth in Option One, Option Two, or Option Three as follows:
 - (1) Option One: Completion of a Child Development Associate (CDA) that is active with no credit for prior learning.
 - (2) Option Two: Successful completion of at least three semester hours in early childhood education or child development coursework at an accredited college or university.
 - (3) Option Three:
 - (A) Have at least one year of early childhood education work experience; and
 - (B) Annual completion of at least 0.5 continuing education credit specific to the ages and needs of children in care, in addition to applicable requirements

in Rule .1103 of this Chapter, or successful completion of a competency evaluation as set forth in Rule .3218 of this Section.

- (c) A child care provider meets the three-star education standard for lead teachers if the provider meets, at minimum, the requirements set forth in Option One, Option Two, Option Three, or Option Four as follows:
 - (1) Option One: Completion of a Child Development Associate (CDA) that is active with credit for prior learning.
 - (2) Option Two: Successful completion of at least nine semester hours in early childhood education or child development coursework at an accredited college or university.
 - (3) Option Three:
 - (A) Successful completion of at least three semester hours in early childhood education or child development coursework at an accredited college or university; and
 - (B) Have at least three years of early childhood education work experience.
 - (4) Option Four:
 - (A) Have at least three years of early childhood education work experience; and
 - (B) Annual completion of at least 1.0 continuing education credit specific to the ages and needs of children in care, in addition to applicable requirements in Rule .1103 of this Chapter, or successful completion of a competency evaluation as set forth in Rule .3218 of this Section.
- (d) A child care provider meets the four-star education standard for lead teachers if the provider meets, at minimum, the requirements set forth in Option One, Option Two, or Option Three as follows:
 - (1) Option One:
 - (A) Successful completion of at least 12 semester hours in early childhood education or child development coursework at an accredited college or university; and
 - (B) Have at least two years of early childhood work experience.
 - (2) Option Two: Completion of an Early Childhood Certificate.
 - (3) Option Three:
 - (A) Have at least five years of early childhood work experience;
 - (B) Annual completion of at least of at least 2.0 continuing education credits specific to the ages and needs of children in care, in addition to applicable requirements in Rule .1103 of this Chapter, or successful completion of a competency

evaluation as set forth in Rule .3218 of this Section.

(e) A child care provider meets the five-star education standard for lead teachers if the provider meets, at minimum, the requirements set forth in Option One, Option Two, Option Three, Option Four, or Option Five as follows:

- (1) Option One:
 - (A) Completion of an AAS degree or higher in early childhood education or child development; and
 - (B) Have at least one year early childhood work experience or at least six months of coaching/mentoring by a Level II or higher administrator for at least five hours per week. A coach/mentor shall be responsible for no more than two lead teachers who require coaching/mentoring at any given time.
- (2) Option Two:
 - (A) Enrollment in an AAS degree program and successful completion of all required early childhood education coursework for an AAS degree program, without full completion of the degree; and
 - (B) Have at least one year of early childhood education work experience.
- (3) Option Three:
 - (A) Successful completion of at least 60 semester hours toward a bachelor's degree at an accredited college or university with at least 12 semester hours in early childhood education or child development coursework; and
 - (B) Have at least two years of early childhood work experience.
- (4) Option Four:
 - (A) Completion of an AAS degree or higher at an accredited college or university in any major with at least 12 semester hours in early childhood education or child development coursework; and
 - (B) Have at least two years of early childhood work experience or at least six months of coaching/mentoring by a Level II or higher administrator for at least five hours per week. A coach/mentor shall be responsible for no more than two lead teachers who require coaching/mentoring at any given time.
- (5) Option Five:
 - (A) Have at least 10 years of early childhood work experience; and
 - (B) Annual completion of at least 2.5 continuing education credits specific to the ages and needs of children in care, in addition to applicable

requirements in Rule .1103 of this Chapter; and

(C) Successful completion of a competency evaluation as set forth in Rule .3218 of this Section.

(f) Semester hours in early childhood education or child development coursework required to meet the education standards set forth in this Rule shall not include the coursework necessary for the North Carolina Early Childhood Credential.

(g) For any child care center that is issued a Two through Five Star Rated License, each lead teacher, defined in Rule .0102(31) of this Chapter, shall be responsible for no more than one group of children.

Authority G.S. 110-85(3); 110-88(7); 110-90(4); 143B-168.3; S.L. 2023-40; S.L.2024-34; 42 USCS 9858e; 45 CFR 98.45.

10A NCAC 09 .3217 ENHANCED EDUCATION STANDARDS FOR FAMILY CHILD CARE HOME OPERATORS

(a) This Rule shall apply when evaluating the education of a family child care home operator.

(b) A child care provider meets the two-star education standard for a family child care home operator if the provider meets, at minimum, the requirements set forth in Option One, Option Two, Option Three, or Option Four as follows:

- (1) Option One: Completion of a Child Development Associate (CDA) that is active with no credit for prior learning.
 - (2) Option Two: Successful completion of at least four semester hours in early childhood education or child development coursework at an accredited college or university.
 - (3) Option Three: Be enrolled in or have completed the NC Family Child Care Credential or its approved equivalent.
 - (4) Option Four:
 - (A) Have at least three years of early childhood work experience; and
 - (B) Annual completion of at least 0.5 continuing education credit specific to the ages and needs of children in care, in addition to applicable requirements in Rule .1703 of this Chapter; or successful completion of a competency evaluation as set forth in Rule .3218 of this Section.
- (c) A child care provider meets the three-star education standard for a family child care home operator if the provider meets, at minimum, the requirements set forth in Option One, Option Two, ~~or~~ Option Three, or Option Four as follows:
- (1) Option One: Completion of a Child Development Associate (CDA) that is active with credit for prior learning.
 - (2) Option Two:
 - (A) NC Family Child Care Credential or its approved equivalent; and
 - (B) Successful completion of at least six semester hours in early childhood

education or child development coursework at an accredited college or university.

- (3) Option Three:
 - (A) Have at least five years of early childhood work experience; and
 - (B) Annual completion of at least 1.0 continuing education credit specific to the ages and needs of children in care, in addition to applicable requirements in Rule .1703 of this Chapter; or successful completion of a competency evaluation as set forth in Rule .3218 of this Section.

- (4) Option Four:
 - (A) Enrollment in the NC Family Child Care Credential or its approved equivalent; and
 - (B) Annual completion of at least 8 training hours, in addition to applicable requirements in Rule .1703 of this Chapter.

(d) A child care provider meets the four-star education standard for a family child care home operator if the provider meets, at minimum, the requirements set forth in Option One, Option Two, Option Three, or Option Four as follows:

- (1) Option One:
 - (A) NC Family Child Care Credential or its approved equivalent; ~~and~~
 - (B) Successful completion of at least 12 semester hours in early childhood education or child development coursework at an accredited college or university; and
 - (C) Have at least one year early childhood work experience.
- (2) Option Two:
 - (A) NC Family Child Care Credential or its approved equivalent; ~~or~~
 - (B) Successful completion of at least 15 semester hours in early childhood education or child development coursework at an accredited college or university; and
 - (C) Have at least one year early childhood work experience.
- (3) Option Three: Completion of an Early Childhood Certificate.
- (4) Option Four:
 - (A) Have at least eight years of early childhood work experience; and
 - (B) Annual completion of at least 1.5 continuing education credits specific to the ages and needs of children in care, in addition to applicable requirements in Rule .1703 of this Chapter; or successful completion of a

competency evaluation as set forth in Rule .3218 of this Section.

(e) A child care provider meets the five-star education standard for a family child care home operator if the provider meets, at minimum, the requirements set forth in Option One, Option Two, Option Three, Option Four, or Option Five as follows:

- (1) Option One:
 - (A) Completion of an AAS degree in early childhood education or child development at an accredited college or university; and
 - (B) Have at least eighteen months early childhood work experience.
- (2) Option Two:
 - (A) Successful completion of all required early childhood education coursework for an AAS degree program an individual is enrolled in at an accredited college or university, without full completion of the degree; and
 - (B) Have at least three years of early childhood education work experience.
- (3) Option Three:
 - (A) Completion of an AAS degree or higher in any major with at least 12 semester hours in early childhood education or child development coursework at an accredited college or university; and
 - (B) Have at least two years of early childhood work experience.
- (4) Option Four:
 - (A) NC Family Child Crae Credential or its approved equivalent; ~~and~~
 - (B) Successful completion of at least 18 semester hours in early childhood education or child development coursework at an accredited college or university; and
 - (C) Have at least four years early childhood work experience.
- (5) Option Five:
 - (A) Have at least 10 years of early childhood work experience; ~~and~~
 - (B) Annual completion of at least 2.5 continuing education credits specific to the ages and needs of children in care, in addition to applicable requirements in Rule .1703 of this Chapter; and
 - (C) Successful completion of a competency evaluation as set forth in Rule .3218 of this Section.

(f) Semester hours in early childhood education or child development coursework required to meet the standards set forth in this Rule shall not include the coursework necessary for the North Carolina Family Child Care Credential.

PROPOSED RULES

Authority G.S. 110-85(3); 110-88(7); 110-90(4); 143B-168.3; S.L. 2023-40; S.L. 2024-34; 42 U.S.C. 9858e; 45 CFR 98.45.

Notice is hereby given in accordance with G.S. 150B-21.3A(c)(2)g. that the HHS - Division of Health Service Regulation intends to readopt without substantive changes the rules cited as 10A NCAC 14E .0101, .0106, .0107, .0109, and .0111.

Pursuant to G.S. 150B-21.2(c)(1), the text of the rule(s) proposed for readoption without substantive changes are not required to be published. The text of the rules are available on the OAH website: <http://reports.oah.state.nc.us/ncac.asp>.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://info.ncdhhs.gov/dhsr/ruleactions.html>

Proposed Effective Date: October 1, 2026

Public Hearing:

Date: July 21, 2026

Time: 10:00 A.M.

Location: DHHS Headquarters, 1915 Health Services Way, Raleigh, NC 27607

Reason for Proposed Action: Pursuant to G.S. 150B-21.3A, Periodic Review of Expiration of Existing Rules, all rules are reviewed at least every 10 years, or they shall expire. As a result of the periodic review of Subchapters 10A NCAC 14E, Licensure of Suitable Facilities For the Performance of Surgical Abortions, 5 rules determined as "Necessary," require readoption. With input from stakeholders, no substantive changes are proposed for readoption of these rules in North Carolina. These rules help ensure continuity of care for patients and will support the ongoing protection of the health and safety of women obtaining lawful abortions in clinics regulated by the Department.

Comments may be submitted to: Shanah Black, 1915 Health Services Way, 2201 Mail Service Center, Raleigh, NC 27607; phone (919) 855-3481; email DHRS.RulesCoordinator@dhhs.nc.gov

Comment period ends: August 14, 2026

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via

email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required

CHAPTER 14 - DIRECTOR, DIVISION OF HEALTH SERVICE REGULATION

SUBCHAPTER 14E - LICENSURE OF SUITABLE FACILITIES FOR THE PERFORMANCE OF SURGICAL ABORTIONS

SECTION .0100 – LICENSURE PROCEDURE

10A NCAC 14E .0101 DEFINITIONS (READOPTION WITHOUT SUBSTANTIVE CHANGES)

10A NCAC 14E .0106 APPLICATION (READOPTION WITHOUT SUBSTANTIVE CHANGES)

10A NCAC 14E .0107 ISSUANCE OF LICENSE (READOPTION WITHOUT SUBSTANTIVE CHANGES)

10A NCAC 14E .0109 RENEWAL (READOPTION WITHOUT SUBSTANTIVE CHANGES)

10A NCAC 14E .0111 INSPECTIONS (READOPTION WITHOUT SUBSTANTIVE CHANGES)

TITLE 21 - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 16 - DENTAL EXAMINERS

Notice is hereby given in accordance with G.S. 150B-21.2 that the Board of Dental Examiners intends to adopt the rules cited as 21 NCAC 16G .0110, .0111; 16H .0209, and amend the rules cited as 21 NCAC 16G .0101; and 16H .0104.

Link to agency website pursuant to G.S. 150B-19.1(c): www.ncdentalboard.org

Proposed Effective Date: October 1, 2026

Public Hearing:

Date: August 13, 2026

Time: 6:00 p.m.

Location: 2000 Perimeter Park Drive, Suite 160, Morrisville, NC 27560

Reason for Proposed Action: The purpose of the proposed new rules and amendments to existing rules is to set forth the training requirements for dental hygienists to monitor administration of nitrous oxide, and to create an additional pathway for dental hygienists to be able to initiate and administer nitrous oxide if they complete additional training. The rules also seek to set forth the nitrous monitoring provisions applicable to dental assistants in subchapter H with the other provisions relating to dental assistants. The other changes are aimed at ensuring that the rules will be consistent with each other.

Comments may be submitted to: Bobby White, 2000 Perimeter Park Drive, Suite 160, Morrisville, NC 27560

Comment period ends: August 14, 2026

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
Local funds affected
Substantial economic impact (>= \$1,000,000)
Approved by OSBM
No fiscal note required

SUBCHAPTER 16G - DENTAL HYGIENISTS

SECTION .0100 - FUNCTIONS THAT MAY BE DELEGATED

21 NCAC 16G .0101 FUNCTIONS THAT MAY BE DELEGATED

A dental hygienist may be delegated functions to be performed under the control and supervision of a dentist who shall be responsible for any and all consequences or results arising from performance of such acts and functions. In addition to the functions set out in G.S. 90-221(a) and 21 NCAC 16H .0203, functions that may be delegated to a dental hygienist provided that the dentist first examined the patient and prescribed the procedure include:

- performing periodontal screening;
performing periodontal probing;

- performing subgingival exploration for or removal of hard or soft deposits;
performing sulcular irrigation;
applying resorbable sulcular antimicrobial or antibiotic agents;
using ultrasonic scalers for prophylaxis;
performing scaling and root planning;
applying oral cancer screening products in preparation for the dentist's examination and diagnosis of oral cancer;
using laser fluorescence detectors in preparation for the dentist's examination and diagnosis of cavities;
applying resin infiltration treatment for incipient smooth surface lesions, following the dentist's diagnosis that the lesion is non-penetrable;
applying silver diamine fluoride; fluoride;
monitoring nitrous oxide subject to the requirements of 21 NCAC 16G. 0110; or
initiating and administering nitrous oxide subject to the requirements of 21 NCAC 16G. 0111.

Authority 90-29(c)(7); 90-29(c)(13); 90-41; 90-48; 90-221; 90-223(b); 90-233.

21 NCAC 16G .0110 EDUCATIONAL REQUIREMENTS FOR DENTAL HYGIENIST MONITORING NITROUS OXIDE

(a) A dental hygienist may aid and assist a licensed dentist in the monitoring of nitrous oxide-oxygen inhalant sedation under the control and supervision of a dentist by completing a Board-approved course totaling at least seven hours that covers the following topics:

- definitions and descriptions of physiological and psychological aspects of pain and anxiety;
the states of drug-induced central nervous system depression through all levels of consciousness and unconsciousness, with emphasis on the distinction between the conscious and unconscious state;
respiratory and circulatory physiology, and related anatomy;
pharmacology of agents used in the nitrous oxide techniques being taught, including drug interaction and incompatibility;
patient monitoring, with particular attention to vital signs and reflexes related to consciousness;
prevention, recognition, and management of complications and life-threatening situations that may occur during the use of the nitrous oxide techniques, including cardiopulmonary resuscitation;
description and use of ventilation sedation equipment; and

(8) potential health hazards of trace anesthetics, and proposed techniques for elimination of these potential health hazards.

(b) Courses approved to satisfy the educational requirements of this Rule shall be provided and taught by:

- (1) an instructor who is a dentist holding an unrestricted license as defined by 21 NCAC 16A .0101(7);
- (2) an instructor licensed pursuant to 21 NCAC 16B .0701; or
- (3) a dental hygienist or dental assistant under the direction of an instructor who satisfies the requirements of Subparagraph (b)(1) or (b)(2) of this Rule, who shall be physically present and administer nitrous oxide if it is administered in the course.

(c) Courses shall be reviewed at any Board meeting and approved by a majority of the Board to satisfy the educational requirements of this Rule. A list of approved courses is available on the Board's website at www.ncdentalboard.org.

(d) "Monitoring" for purposes of nitrous oxide monitoring only means observation of the patient during the flow of nitrous oxide and includes reducing the flow of nitrous oxide or shutting off equipment controlling such flow. "Monitoring" does not include initiating or increasing the flow of nitrous oxide.

Authority 90-29(c)(7); 90-29(c)(13); 90-223(b); 90-233.

21 NCAC 16G .0111 DENTAL HYGIENIST CERTIFICATION TO ADMINISTER NITROUS OXIDE

(a) In addition to aiding and assisting the dentist in monitoring of nitrous oxide-oxygen inhalant sedation, a dental hygienist may obtain a certification to administer nitrous oxide and initiate the flow of nitrous oxide under the control and supervision of a dentist. A dental hygienist shall not initiate or administer nitrous oxide to a patient without first obtaining a nitrous oxide administration certification.

(b) To obtain a nitrous oxide administration certification, the dental hygienist must be in good standing and, in addition to successfully completing the course set forth in 21 NCAC 16G .0110, must also successfully complete a Board-approved course that includes at least seven hours of didactic instruction and four hours of clinical instruction, and covers the following topics:

- (1) pharmacology and physiology;
- (2) patient selection and contraindications for administration of nitrous oxide;
- (3) sequence of administration and titration of nitrous oxide;
- (4) documentation of patient selection and the administration of nitrous oxide;
- (5) emergency management; and
- (6) legal and ethical considerations in the administration of nitrous oxide.

(c) The instructor of the Board-approved course set forth in Paragraph (b) of this Rule shall issue the nitrous oxide administration course completion certification to the dental hygienist that successfully completes such course. The hygienist shall maintain a certification of completion, a copy of which shall be provided to each dentist that supervises the hygienist's

initiation and administration of nitrous oxide. Nothing in this Rule shall restrict the Board's authority to restrict a dental hygienist from initiating or administering nitrous oxide after certification is obtained.

(d) Courses approved to satisfy the educational requirements of Paragraph (b) of this Rule shall be provided by an institution accredited by the Commission on Dental Accreditation or otherwise approved by the Board, and the clinical portion of such courses shall not exceed a faculty-to-student ratio 1:5. The courses shall be taught by:

- (1) an instructor who is a dentist holding an unrestricted license as defined by 21 NCAC 16A .0101(7); or
- (2) an instructor licensed pursuant to 21 NCAC 16B .0701.

(e) Courses shall be reviewed at any Board meeting and approved by a majority of the Board to satisfy the educational and instructor requirements of this Rule. A list of approved courses is available on the Board's website at www.ncdentalboard.org.

(f) Nothing in this rule shall limit the ability of a lawfully qualified nurse or certified nurse anesthetist to administer nitrous oxide under the supervision and direction of a dentist.

Authority G.S. 90-29(c)(7); 90-29(c)(13); 90-223(b); 90-233.

SUBCHAPTER 16H - DENTAL ASSISTANTS

SECTION .0100 - CLASSIFICATION AND TRAINING

21 NCAC 16H .0104 APPROVED EDUCATION AND TRAINING PROGRAMS

(a) To be classified as a Dental Assistant II, an assistant shall have and maintain an unexpired CPR certification and shall complete:

- (1) a dental assisting program accredited by the Commission on Dental Accreditation ("CODA"), a list of which is available at no cost at coda.ada.org/find-a-program/search-dental-programs and is incorporated by reference, including subsequent amendments and editions;
- (2) one complete school year or longer in a CODA-accredited dental hygiene program;
- (3) a dental assisting program offered through a branch of the ~~U.S. armed forces~~ United States Armed Forces at the Medical Education & Training Campus that includes a clinical rotation providing dental assisting for live patients;
- (4) the Certified Dental Assistant certification examinations administered by the Dental Assisting National Board ("DANB") with a passing score as set by DANB; or
- (5) the following:
 - (A) employment as a Dental Assistant I for two years of the preceding five, consisting of at least 3,000 hours total; and
 - (B) a 3-hour course in sterilization and infection control, and a 3-hour course

in dental office emergencies. The courses shall be offered by Board-approved course sponsors as set out in 21 NCAC 16I .0202.

(b) A Dental Assistant I who has completed the requirements of Part (a)(5)(B) of this ~~Rule~~ Rule, but not completed the employment hours required pursuant to Part ~~(a)(5)(A)~~ (a)(5)(A) of this Rule, may be trained by a licensed dentist and allowed to perform the functions of a Dental Assistant II, as specified in Rule .0203 of this Subchapter, under the direct control and supervision of a licensed dentist.

(c) A Dental Assistant I who is acting pursuant to Paragraph (b) of this Rule is permitted to aid and assist a licensed dentist in the monitoring of nitrous oxide-oxygen inhalant sedation subject to the requirements set forth in 21 NCAC16H .0209, and is permitted to perform coronal polishing if the Dental Assistant I has met the requirements of 21 NCAC 16H .0203.

~~(d)~~ For purposes of this Rule, an unexpired CPR certification is one that is in effect and valid at the time of classification as a Dental Assistant ~~II~~, and remains so at all times while employed as a Dental Assistant II or while performing any of the permitted functions under Rule .0203 of this Subchapter.

~~(e)~~ A dental assistant shall not take radiographs before completing radiology training consistent with G.S. 90-29(c)(12).

Authority G.S. 90-29(c)(9); 90-29(c)(13); 90-48.

SECTION .0200 – PERMITTED FUNCTIONS OF DENTAL ASSISTANT

21 NCAC 16H .0209 EDUCATIONAL REQUIREMENTS FOR DENTAL ASSISTANT MONITORING NITROUS OXIDE

A Dental Assistant may aid and assist a licensed dentist in the monitoring of nitrous oxide-oxygen inhalant sedation by successfully completing the same course for dental hygienists set forth in 21 NCAC 16G .0110 and subject to the same requirements set forth in 21 NCAC 16G .0110 for dental hygienists. The requirements apply to Dental Assistants II and those Dental Assistants I who are acting pursuant to 21 NCAC 16H .0104(c). Dental Assistants are not eligible to obtain nitrous oxide administration certification and shall not initiate, administer, or increase the flow of nitrous oxide to any patient.

Authority G.S. 90-29(c)(9); 90-29(c)(13).

CHAPTER 56 - ENGINEERS AND SURVEYORS

Notice is hereby given in accordance with G.S. 150B-21.2 that the Board of Examiners for Engineers and Surveyors intends to amend the rules cited as 21 NCAC 56 .0901, and .1103.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncbels.org>

Proposed Effective Date: November 1, 2026
Public Hearing:

Date: July 15, 2026

Time: 9:00 A.M.

Location: Board Offices, 4601 Six Forks Rd, Set 310, Raleigh, NC 27609

Reason for Proposed Action: *The Board seeks to amend 21 NCAC 56 .0901 to eliminate the resident professional requirement for in-state business entities and replace this position with a "Managing Professional." This one individual for each firm licensed with the Board will be responsible for renewal of the firm's license, reporting business changes to the Board, and serving as the business entity's main point of contact with the Board.*

The Board seeks to amend 21 NCAC 56. 1103 to clarify certification requirements and ensure consistency between requirements for drawings and reports.

Comments may be submitted to: S. Wesley Tripp III, 4601 Six Forks Rd, Ste 310, Raleigh, NC 27609; phone (919) 791-2000; email wtripp@ncbels.org

Comment period ends: August 14, 2026

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required

SECTION .0900 - BUSINESS ENTITIES: GENERAL

21 NCAC 56 .0901 MANAGING PROFESSIONALS AND OFFICES

~~(a) Professional Engineering Services. Every firm, partnership, corporation, or limited liability company that performs or offers to perform engineering services, as defined in G.S. 89C 3(6), within the State of North Carolina shall have a resident Professional Engineer in each separate office located in North~~

~~Carolina where those services are performed or offered to be performed. Out of state office locations where engineering services are performed or offered to be performed for North Carolina projects shall have Professional Engineers in responsible charge of only those specific projects in compliance with Rule .0701(d) of this Chapter.~~

~~(b) Land Surveying Services. Every firm, partnership, corporation, or limited liability company that performs or offers to perform land surveying services, as defined in G.S. 89C-3(7), within the State of North Carolina shall have a resident Professional Land Surveyor in each separate office located in North Carolina where those services are performed or offered to be performed. Out of state office locations where surveying services are performed or offered to be performed for North Carolina projects shall have Professional Land Surveyors in responsible charge of only those specific projects in compliance with Rule .0701(d) of this Chapter.~~

~~(c) Resident. The terms "resident Professional Engineer" and "resident Professional Land Surveyor" are defined as a licensee who spends a majority of the licensee's normal working time in that office. Such time shall not be less than a majority of the operating hours of the business. A Professional Engineer or Professional Land Surveyor shall be the resident professional at only one place of business at one time unless each business is at least one third owned by the resident professional. The Board shall specifically approve such arrangement after a determination that the businesses are integrated in operation, ownership, and office location and that the resident professional will be in responsible charge of the professional services.~~

~~(a) Managing Professional. Every business firm or corporation, and every sole proprietorship operating under an assumed name, that performs or offers to perform engineering or surveying services, as defined in G.S. 89C-3, within the State of North Carolina (a "business entity") shall designate a managing professional to the Board. Business entities that perform or offer to perform both engineering and surveying services shall designate only one managing professional. Professional corporations and professional limited liability companies shall designate a shareholder or owner of the business entity who serves as an officer, director, or manager, and who is licensed with the Board. Corporations licensed pursuant to G.S. 55B-15(a)(1), Chapter 87 corporations licensed pursuant to G.S. 55B-15(a)(2), and partnerships shall designate an employee of the business entity who is licensed with the Board. Sole proprietorships operating under an assumed name shall designate the sole proprietor who is licensed with the Board.~~

~~(b) Responsibilities of Managing Professional. The managing professional's responsibilities shall include:~~

- ~~(1) Renewal of the business entity's certificate of authorization as provided in Rule .0804 of this Chapter;~~
- ~~(2) Notification to the Board of any changes in the business entity as provided in Rule .0804 of this Chapter; and~~
- ~~(3) Serving as the business entity's designated point of contact with the Board for matters related to licensure, compliance, and regulatory communications.~~

~~(d)(c) No firm, partnership, corporation, or limited liability company business entity shall practice, offer to practice, or market either engineering or land surveying services within the State of North Carolina, unless there is a licensed resident professional for that service in responsible charge at that office. the entity has designated a managing professional. Advertisements, signs, letterheads, business cards, directories, or any other form of representation shall not include any reference to any service that cannot be provided under the responsible charge of a properly qualified resident professional. licensed employee of the business entity. The licensed entity shall give notice to the Board of a change of resident professional within 30 days after the change.~~

~~(e) A licensed entity shall not practice, offer to practice, or market professional services during any period of time without a resident professional.~~

Authority G.S. 55B-12(b); 89C-10; 89C-24.

SECTION .1100 - SEAL

21 NCAC 56 .1103 STANDARD CERTIFICATION REQUIREMENTS

(a) Certification of Final Drawings. Drawings or maps not subject to the exceptions in Paragraph (c) of this Rule shall be certified by placement of the licensee's seal and signature on the drawing and shall conform to the following: following requirements:

- (1) Certification is required on ~~reproducible or original drawings;~~ all final original drawings and any copies thereof issued for use or reliance;
- (2) The seal may be a rubber stamp, embossed seal, computer-generated seal, or other facsimile that becomes a permanent addition to a plan sheet or map;
- (3) A licensee may sign a drawing using a written signature or digital signature as provided in Paragraph (e) of this Rule. The licensee's ~~written~~ signature must be placed over, or adjacent to, the seal on the original document. A facsimile of a written signature is not acceptable;
- (4) The date of signing must be ~~annotated~~ included on the original document;
- (5) All sheets of engineering and surveying drawings must be certified;
- (6) The name, ~~address~~ address, and license number of the licensee's firm shall be included on each sheet of engineering drawings. For surveys, the name, ~~address~~ address, and license number of the licensee's firm shall be included on the first sheet of the survey or title sheet. The individual license number of the sole proprietor shall be used as the license number for an exempt sole proprietorship that meets the requirements of 21 NCAC 56 .0802(b)(1); and
- (7) Any revision on a drawing after a licensee's certification is affixed shall be described and dated ~~and~~ and, if not done under the responsible

charge of the same ~~licensee~~ licensee, shall be separately certified.

(b) Certification of Specifications and Reports. All specifications, reports, or other documents, including letter reports and calculations, not subject to the exceptions in Paragraph (c) of this Rule shall be certified by placement of the licensee's seal and signature on the document and shall conform to the following requirements:

- (1) Certification is required on all final original specifications, reports, or other documents, including letter reports and ~~calculations;~~ calculations, and on any copies thereof issued for use and reliance;
- (2) The seal may be a rubber stamp, embossed seal, computer-generated seal, or other ~~facsimile;~~ facsimile that becomes a permanent addition to a specification, report, or other document;
- (3) A licensee may sign a document using a written signature or digital signature as provided in Paragraph (e) of this Rule. The licensee's ~~written~~ signature must be placed over, or adjacent to, the seal on the original document. A facsimile of a written signature is not acceptable;
- (4) The date of signing must be ~~annotated~~ included on the original document;
- (5) The title sheet of engineering specifications or other reports must be certified and bear the name, ~~address~~ address, and license number of the licensee's firm. The title sheet of any survey report or written description of property must be certified and shall include the name, address and license number of the licensee's firm. The individual license number of a sole proprietor shall be used as the license number for an exempt sole proprietorship that meets the requirements of 21 NCAC 56 .0802(b)(1); and
- (6) Any revision in the document after a licensee's certification is affixed shall be described and dated ~~and~~ and, if not done under the responsible charge of the same ~~licensee~~ licensee, shall be separately certified.

(c) Exceptions to Required Certification. The certification of a licensee on a map, drawing, plan, specification, plat, document, or report shall signify that it is the final work of the licensee unless the work is stamped or marked substantially as follows so as to put the public on notice not to use the document as a final product, in which case certification is optional:

- (1) "Preliminary - Do not use for construction";
- (2) "Progress Drawings - Do not use for construction";
- (3) "Preliminary Plat - Not for recordation, conveyances, or sales";
- (4) "Final Drawing - Not released for construction";
- (5) "Final Drawing - For Review Purposes Only";
- (6) "Not a Certified Document - This document originally issued and sealed by (name of licensee), (license number), on (date of

sealing). This document shall not be considered a certified document"; or

(7) "Not a Certified Document as to the Original Document but Only as to the Revisions - This document originally issued and sealed by (name of licensee), (license number), on (date of sealing). This document is only certified as to the revisions".

(d) Electronically Transmitted Documents. Documents, including drawings, ~~specifications~~ specifications, and reports, that are transmitted electronically beyond the direct control of the licensee shall have the computer-generated seal removed from the original file, unless signed with a digital signature as defined in Paragraph (e) of this Rule. After removal of the ~~seal~~ seal, the electronic media shall have the following inserted in lieu of the signature and date: "This document originally issued and sealed by (name of sealer), (license number), on (Date of sealing). This medium shall not be considered a certified document." Hardcopy documents containing the original seal, ~~signature~~ signature, and date of the licensee may be duplicated by photocopy or electronic scanning processes and distributed either in hardcopy or electronic medium. The scanned digital files of certified documents are not subject to the requirements of this Paragraph. The electronic transmission beyond the direct control of the licensee of CAD, ~~vector~~ vector, or other files subject to easy editing are subject to the requirements of this paragraph. Easy editing is based on the file consisting of separate elements that can be individually modified or deleted. Documents that are excepted from certification by a statement meeting the requirements of Subparagraphs (c)(1) through (c)(5) of this Rule are not subject to the requirements of this Paragraph.

(e) Digital Signatures. ~~Documents to be electronically transmitted beyond the direct control of the licensee that are signed using a digital signature, shall contain the authentication procedure in a secure mode and a list of the hardware, software and parameters used to prepare the document(s). Secure mode means that the authentication procedure has protective measures to prevent alteration or overriding of the authentication procedure. The term "digital signature" shall be~~ Drawings, reports, or other documents that are signed using a digital signature must have an electronic authentication process that is attached to or logically associated with an the electronic document. The digital signature shall be:

- (1) Unique to the licensee using it;
- (2) Capable of verification;
- (3) Under the sole control of the licensee; and
- (4) Linked to a document in such a manner that the digital signature is invalidated if any data in the document is changed.

~~(f) A digital signature process may be submitted to the Board for approval that it meets the criteria set forth in Subparagraphs (e)(1) through (4) of this Rule. The licensee shall confirm that if another process is used, that it meets the criteria.~~

Authority G.S. 89C-10; 89C-16; 89C-20.

- Readoptions
 1. 02 NCAC 48F – Plant Conservation Board (Ascher)
 2. 02 NCAC 52B, C, D, E, F, G, H, I – Board of Agriculture (Ascher)
 3. 10A NCAC 46 – Commission for Public Health (Wiggs)
 4. 10A NCAC 47A,47B,47C - Commission for Public Health (Ascher)
 5. 13 NCAC 15, 20 – Department of Labor (Ascher)

VIII. Commission Business

- Closed session, to consult with attorneys regarding CRC v. RRC and CJETS v. RRC
 - Next meeting: Thursday, July 30, 2026
-

Commission Review
Log of Permanent Rule Filings
April 21, 2026 through May 20, 2026

AGRICULTURE, BOARD OF

The rules in Chapter 31 include the north carolina agricultural hall of fame, purpose, eligibility.

<u>Creation</u>	02	NCAC 31A .0101
Readopt without Changes*		
<u>Enshrinement</u>	02	NCAC 31A .0102
Readopt without Changes*		

The rules in Chapter 31 include the north carolina agricultural hall of fame, purpose, eligibility.

<u>Qualifications</u>	02	NCAC 31C .0101
Readopt without Changes*		
<u>Field of Activity</u>	02	NCAC 31C .0102
Readopt without Changes*		
<u>Written Statement on Candidate</u>	02	NCAC 31C .0103
Readopt without Changes*		
<u>Recipient</u>	02	NCAC 31C .0104
Readopt without Changes*		

The rules in Chapter 38 are enforced by the standards division and include purpose and definitions (.0100); approval of weighing and measuring devices (.0200); package and labeling requirements (.0300); method of sale and commodities (.0400); leaf tobacco (.0500); sale of petroleum products (.0600); standards for storage, handling and installation of LP gas (.0700); and liquid fertilizers (.0800).

<u>Purpose</u>	02	NCAC 38 .0101
Readopt without Changes*		
<u>Definitions</u>	02	NCAC 38 .0102
Readopt with Changes*		
<u>Adoption by Reference</u>	02	NCAC 38 .0201
Readopt without Changes*		
<u>Weighing and Measuring Devices</u>	02	NCAC 38 .0202
Readopt without Changes*		
<u>Type Approval of Weighing and Measuring Devices</u>	02	NCAC 38 .0203
Readopt with Changes*		
<u>Record of Approved Weighing and Measuring Devices</u>	02	NCAC 38 .0204
Readopt without Changes*		
<u>Repairs to Rejected Weighing Devices</u>	02	NCAC 38 .0205
Readopt without Changes*		

RULES REVIEW COMMISSION

<u>Adoption by Reference</u>	02	NCAC 38	.0301
Readopt without Changes*			
<u>Adoption by Reference</u>	02	NCAC 38	.0401
Readopt without Changes*			
<u>Tobacco Offered for Sale</u>	02	NCAC 38	.0501
Readopt without Changes*			
<u>Baskets</u>	02	NCAC 38	.0502
Readopt without Changes*			
<u>Weighing</u>	02	NCAC 38	.0504
Readopt without Changes*			
<u>Variations in Weight</u>	02	NCAC 38	.0505
Readopt without Changes*			
<u>Violations</u>	02	NCAC 38	.0507
Readopt without Changes*			
<u>Custodian of Tobacco</u>	02	NCAC 38	.0508
Readopt without Changes*			
<u>Retail Motor Fuel Dispensers/Half-Pricing</u>	02	NCAC 38	.0601
Readopt without Changes*			
<u>Metric Sales of Retail Motor Fuel</u>	02	NCAC 38	.0602
Readopt without Changes*			
<u>Price and Volume Consistency</u>	02	NCAC 38	.0603
Readopt without Changes*			
<u>Price Posting/Cash Discounts for Retail Motor Fuel Sales</u>	02	NCAC 38	.0604
Readopt without Changes*			
<u>Adoption by Reference</u>	02	NCAC 38	.0701
Readopt with Changes*			
<u>Meters on Tank Trucks</u>	02	NCAC 38	.0702
Readopt without Changes*			
<u>LP Gas Inspection Report</u>	02	NCAC 38	.0703
Readopt without Changes*			
<u>Approved Third Party Testing Laboratories</u>	02	NCAC 38	.0704
Readopt without Changes*			
<u>Notification for Disconnection of Service</u>	02	NCAC 38	.0705
Readopt without Changes*			
<u>Adoption by Reference</u>	02	NCAC 38	.0801
Readopt without Changes*			
<u>Approval for Anhydrous Ammonia Installations</u>	02	NCAC 38	.0802
Readopt without Changes*			
<u>Meters for Liquid Fertilizers</u>	02	NCAC 38	.0803
Readopt without Changes*			
<u>Use of Applicator Tanks as Measuring Devices</u>	02	NCAC 38	.0804
Readopt without Changes*			

the rules in chapter 46 include grain dealers.

<u>Definition</u>	02	NCAC 46	.0101
Readopt without Changes*			
<u>Information Required</u>	02	NCAC 46	.0102
Readopt without Changes*			

The rules in Chapter 60 are for the division of forest resources. The rules in Subchapter 60B concern the administration (.0100) of division programs including forest fire control (.0200); pest control (.0300); forest management (.0400); forest

tree seedlings (.0500); custom forestry services (.0600); forest development program (.0700); urban and community forestry (.0800); NC prescribed burning act (.0900); and Dupont State Forest (.1000).

02 NCAC 60B .2001

Adopt*

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).

<u>Purpose</u>	12	NCAC 09B .0601
Repeal*		
<u>Establishment of Program Evaluation Committee</u>	12	NCAC 09B .0602
Repeal*		
<u>Levels of Approval</u>	12	NCAC 09B .0603
Repeal*		
<u>Self Study</u>	12	NCAC 09B .0604
Repeal*		
<u>Institutional Visitation</u>	12	NCAC 09B .0605
Repeal*		
<u>Application Procedures</u>	12	NCAC 09B .0606
Repeal*		
<u>Procedural Considerations</u>	12	NCAC 09B .0607
Repeal*		
<u>Appeal Procedures</u>	12	NCAC 09B .0608
Repeal*		

The rules in Chapter 9 are from the Criminal Justice Education and Training Standards Commission. The rules in Subchapter 9E relate to the law enforcement officers' in-service training program.

<u>Failure to Qualify: Annual In-Service Firearms Training</u>	12	NCAC 09E .0107
Readopt with Changes*		

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>Recertification Following Separation</u>	12	NCAC 09G .0305
Readopt with Changes*		
<u>Basic Training for Correctional Officers</u>	12	NCAC 09G .0411
Readopt with Changes*		
<u>Basic Training for Probation/Parole Officers</u>	12	NCAC 09G .0412
Readopt with Changes*		

LABOR, DEPARTMENT OF

The rules in Chapter 7 are from the Commissioner of Labor and cover the Occupational and Safety Health Act (OSHA). The rules in Subchapter 7F cover specific OSHA standards for various industries: general (.0100); construction (.0200);

agriculture (.0300); shops fabricating structural steel and steel plate (.0400); maritime (.0500); communication towers (.0600); blasting and use of explosives (.0700); and cranes and derricks standards (.0900).

Marine Terminals 13 NCAC 07F .0502
Amend*

the rules in chapter include general provisions (.0100), definitions (.0200), initiation of complaints (.0300), conduct of investigations (.0400), right-to-sue letters (.0500), closing of cases (.0600), settlements and litigation (.0700)

Retaliatory Employment Discrimination Bureau 13 NCAC 19 .0101
Repeal*

Forms 13 NCAC 19 .0102
Repeal*

Definitions 13 NCAC 19 .0201
Repeal*

Contents of Complaint 13 NCAC 19 .0301
Repeal*

Filing of Complaints 13 NCAC 19 .0302
Repeal*

Investigation 13 NCAC 19 .0401
Repeal*

Interviews 13 NCAC 19 .0402
Repeal*

Right-to-Sue Letters 13 NCAC 19 .0501
Repeal*

Requests for Right-to-Sue Letters 13 NCAC 19 .0502
Repeal*

Administrative Closings 13 NCAC 19 .0601
Repeal*

Withdrawals 13 NCAC 19 .0602
Repeal*

Right-to-Sue Dismissals 13 NCAC 19 .0603
Repeal*

Right-to-Sue Closure 13 NCAC 19 .0604
Repeal*

Settlements 13 NCAC 19 .0605
Repeal*

Settlement 13 NCAC 19 .0701
Repeal*

Litigation 13 NCAC 19 .0702
Repeal*

COASTAL RESOURCES COMMISSION

The rules in Chapter 7 are coastal management rules. The rules in Subchapter 7B are land use planning guidelines including introduction (.0600); land use planning (.0700); CAMA land use plan review and CRC certification (.0800); and CAMA land use plan amendments (.0900).

Authority 15A NCAC 07B .0601
Readopt without Changes*

Planning Options 15A NCAC 07B .0701
Readopt without Changes*

Elements of Cama Core and Advanced Core Land Use Plans 15A NCAC 07B .0702
Readopt with Changes*

<u>State Review and Comment on Draft Plan</u> Readopt without Changes*	15A NCAC 07B .0801
<u>Public Hearing and Local Adoption Requirements</u> Readopt without Changes*	15A NCAC 07B .0802
<u>Certification and Use of the Plan</u> Readopt without Changes*	15A NCAC 07B .0803
<u>Required Periodic Implementation Status Reports</u> Readopt without Changes*	15A NCAC 07B .0804

EDUCATION, STATE BOARD OF

The rules in Chapter 6 concern elementary and secondary education. 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); standards of professional conduct and educator discipline (.0600); and educator employment (.0700).

<u>Definitions</u> Readopt with Changes*	16 NCAC 06C .0101
<u>Vacation Leave</u> Readopt with Changes*	16 NCAC 06C .0401
<u>Sick Leave</u> Readopt with Changes*	16 NCAC 06C .0402
<u>Substitutes</u> Readopt with Changes*	16 NCAC 06C .0403
<u>Leave With Pay</u> Readopt with Changes*	16 NCAC 06C .0404
<u>Leave Without Pay</u> Readopt with Changes*	16 NCAC 06C .0405
<u>Military Duty Without Loss Of Pay</u> Readopt with Changes*	16 NCAC 06C .0406
<u>Vacation Leave</u> Adopt*	16 NCAC 06C .0409
<u>Sick Leave Banks</u> Adopt*	16 NCAC 06C .0411

The rules in Subchapter 6D cover instruction including curriculum (.0100), textbooks (.0200), testing programs (.0300), and accountability standards and graduation requirements (.0500).

<u>Limited English Proficiency Programs</u> Readopt with Changes*	16 NCAC 06D .0106
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The rules in Subchapter 6E concern students including attendance (.0100); interscholastic athletics (.0200); and driver training (.0300),

<u>Definitions</u> Amend*	16 NCAC 06E .0201
<u>Administration of Interscholastic Athletes</u> Amend*	16 NCAC 06E .0204
<u>Student Health and Safety</u> Amend*	16 NCAC 06E .0205
<u>Student Participation Rules</u> Amend*	16 NCAC 06E .0207
<u>Penalty Rules</u> Amend*	16 NCAC 06E .0209
<u>Name, Image, and Likeness</u>	16 NCAC 06E .0211

Amend*		
<u>Appeals</u>	16	NCAC 06E .0215
Amend*		
<u>Driver Training</u>	16	NCAC 06E .0301
Readopt with Changes*		
<u>Non-Certified Instructor Status</u>	16	NCAC 06E .0302
Readopt with Changes*		
<u>Driver Education Contractors</u>	16	NCAC 06E .0303
Readopt with Changes*		
<u>Driver Education Program</u>	16	NCAC 06E .0304
Adopt*		
<u>Driver Eligibility Certificates</u>	16	NCAC 06E .0305
Adopt*		

CLINICAL MENTAL HEALTH COUNSELORS, BOARD OF LICENSED

The rules in Chapter 53 are from the Board of Licensed Professional Counselors and include general information (.0100); definitions and clarification of terms (.0200); how to obtain licensure (.0300); disciplinary procedures (.0400); fees (.0500); renewal of license (.0600); rules specific to licensed professional counselor associates (.0700); licensed professional counselor supervisors (.0800); and registration for a professional entity (.0900).

<u>Professional Counseling Licensure Compact Fees and Examin...</u>	21	NCAC 53 .0505
Adopt*		

APPRAISAL BOARD

The rules in Subchapter 57A cover licensing, certification and practice rules for appraisers including application procedures (.0100); licensing and certification (.0200); examination (.0300); general practice requirements (.0400); appraisal standards (.0500); and experience credit (.0600).

<u>Qualifications for Trainee Registration and Appraiser Lic...</u>	21	NCAC 57A .0201
Amend*		
<u>Continuing Education</u>	21	NCAC 57A .0204
Amend*		
<u>Payment of Registration, License And Certificate Fees</u>	21	NCAC 57A .0207
Amend*		
<u>Display of Registration, Licenses and Certificates</u>	21	NCAC 57A .0402
Amend*		
<u>Advertising</u>	21	NCAC 57A .0403
Amend*		
<u>Appraisal Reports</u>	21	NCAC 57A .0405
Amend*		
<u>Supervision of Trainees</u>	21	NCAC 57A .0407
Amend*		
<u>Experience Credit to Upgrade</u>	21	NCAC 57A .0601
Amend*		
<u>Types of Appraisal Experience</u>	21	NCAC 57A .0604
Amend*		
<u>Reporting Appraisal Experience</u>	21	NCAC 57A .0605
Repeal*		

The rules in Subchapter 57B cover real estate appraisal education including the courses required for licensure or certification (.0100); course sponsor standards for pre-licensing or pre-certification courses (.0200); pre-licensing and

pre-certification course standards (.0300); course sponsor fees (.0400); fees for private real estate appraisal education schools (.0500); and continuing education course standards (.0600).

<u>Administration</u> Amend*	21	NCAC 57B .0207
<u>Instructor Requirements</u> Amend*	21	NCAC 57B .0306
<u>Criteria for Course Approval</u> Amend*	21	NCAC 57B .0603
<u>Instructors for the Trainee/Supervisor Course Required by...</u> Amend*	21	NCAC 57B .0614

The rules in Subchapter 57D concern appraisal management companies including application for appraisal management registration (.0100); appraisal management company registration (.0200); appraisal management company procedures (.0300); and appraisal management company general practices (.0400).

<u>Payment of Fees to the Board</u> Amend*	21	NCAC 57D .0204
<u>Appraiser Qualifications</u> Amend*	21	NCAC 57D .0304
<u>Appraiser Competency</u> Amend*	21	NCAC 57D .0305
<u>Business Practices</u> Amend*	21	NCAC 57D .0401